

WEST MANHEIM TOWNSHIP BOARD OF SUPERVISORS MEETING

Regular Meeting

Thursday, December 3, 2009
6:00 p.m.

The Board of Supervisors and Supervisors-Elect met for an executive session on Tuesday, November 24 at 1:00 P. M. at the Township Office to review the job applications received for the position of Township Manager.

Another executive session was held tonight at 5:30 P.M. to discuss the continuing search for a new Township Manager.

The Regular Meeting of the West Manheim Township Board of Supervisors was held on the above date and time at the Municipal Building at 2412 Baltimore Pike.

The Meeting was called to Order by Chairman Parr, followed by the Pledge to the Flag led by a group of Boy Scouts from the area and the invocation by Supervisor Raubenstine.

ROLL CALL: Present were Supervisors Parr, Raubenstine, Williams and Hoffman. Also present were Terry Myers and Mike Knouse from C. S. Davidson and Solicitor Linus Fenicle.

Chairman Parr reported that a letter has been received from Hanover Land Services indicating that they will no longer provide their services to the Township. Scott Barnhart has been working in this capacity to assist the Office Staff on a day-to-day basis. Scott has offered to continue to provide his assistance to the staff voluntarily until a new manager is employed. In a motion by Supervisor Parr, seconded by Supervisor Williams and carried, the Board agreed to accept Scott's offer and he will voluntarily provide assistance from Dec. 1, 2009 until a new manager can be hired.

RECOGNITION OF VISITORS: Visitor's Register Attached.

PUBLIC COMMENT - ITEMS NOT LISTED ON AGENDA:

APPROVAL OF AGENDA: The Agenda was approved in a motion by Supervisor Williams, seconded by Supervisor Hoffman, and carried with the addition of 14E (Sidewalks) and the deletion of 14B (Ron Carter-Sewer Issue).

APPROVAL OF DISBURSEMENTS: The Disbursements for the Months of November and December, 2009, from all Funds, were approved as listed in a motion by Supervisor Williams, seconded by Supervisor Raubenstine and carried.

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APPROVAL OF MINUTES: The Minutes of the Regular Meeting of November 5, 2009 were approved in a motion by Supervisor Williams, seconded by Supervisor Hoffman and carried.

RECREATION BOARD REPORT: Christine Gienski reported that St. Davids Lutheran Church is working on an ice cream fundraiser for the Rec Park tentatively to be held in June of next year. A late Volksmarch donation has been received from Snyder's of Hanover in the amount of \$500.00. Mike Knouse is waiting to hear from Keith Smith concerning the laying of the concrete slab for the pavilion. Scott will check and respond back to Christine regarding the size of gates needed for the dog park to accommodate mowing equipment.

SOLICITOR'S REPORT: Linus reported that the items he needs to discuss are listed on the Agenda. He informed the Board that he has reviewed the request by Penn Waste to adopt a Refuse & Recycling Ordinance. In a motion by Supervisor Williams, seconded by Supervisor Hoffman and carried, the Board tabled any further discussion on this subject until the next meeting. Linus will offer his recommendations.

ENGINEER'S REPORT: Mike Knouse presented a written Report of C. S. Davidson, Inc. dated December 3, 2009. Written copies were distributed to Supervisors and Staff (copy in Township files). Construction Projects – Area 2 and 3 Sanitary Sewers – The contractor is proceeding with lateral installation, restoration along the completed portions and main installation in the Smeach Dr. and Country Lane area. In a motion by Supervisor Williams, seconded by Supervisor Hoffman and carried, the Board approved Application for Payment #11 for Doli Construction in the amount of \$365,146.47. In a motion by Supervisor Hoffman, seconded by Supervisor Williams and carried, the Board approved Requisition #15 in the amount of \$394,268.01. Community Park – Phase 1 –The contract for the park entranceway has been awarded to Todd A. Gosnell Paving. They have indicated that they have improperly submitted their bid. They will provide formal documentation to the owner. If the bid is determined to be unresponsive, the Board will need to re-bid the project. Investigations and Reports – Sewage Planning Update – The update to the Act 537 Plan is being finalized and Mike distributed an exhibit of the new areas and the proposed gravity sewer layout. The engineers are finalizing the cost analysis and the plan will be submitted to the Township Planning Commission and the York County Planning Commission. Zoning Ordinance Updates - The WMT Planning Commission has reviewed the amendments to the Zoning Ordinance and provided a favorable recommendation. In a motion by Supervisor Williams, seconded by Supervisor Raubenstine and carried, the Board gave their authorization to submit these amendments to the York County Planning Commission for review and comments. Miscellaneous - Sanitary Sewer/Penn Township – A letter documenting the engineer's

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evaluation of the Developer's Agreement has been forwarded to the Township. It has been revised to reflect all comments. In a motion by Supervisor Williams, seconded by Supervisor Raubenstine and carried, the Board approved the Developer's Agreement containing the Township's sanitary sewer needs. It will be signed after Penn Township signs it.

CORRESPONDENCE: (A) Letter received from the American Red Cross requesting the Township's participation in the Feed-A-Friend Marathon to collect food for the hungry in our community. Scott has received the signed agreement from the PUC for the sale of the water system.

MANAGER'S REPORT: (A) Tom Redmond and Chris Englebert were present to update the Board members on the Township pension plans and several new changes that are taking place within the state that will affect the Township plans. Act 51 changes the Police Pension Plan. The Killed –in-Service death benefit will be taken out of the police plan and the Commonwealth will fund the monies with a commonwealth-wide fund. The attorney for the police department is now reviewing the changes. The ordinance containing the changes to the non-uniformed Plan will be advertised for adoption at the next meeting. (B) Scott has spoken to Bob Hemler regarding the required sewer easement and is expecting a final answer from him tomorrow. (C) Scott has decided to hold the approval of the invoice for The Ray Group until a later date. (D) If the Township requests changes to the addresses on Edna Myers Lane, the post office will change them. Scott will be contacting these residents concerning this change of numbering. (E) The Fire Department CD has been redeemed and the money was used to pay for the new radios. Any leftover funds were deposited into the General Fund. (F) In a motion by Supervisor Williams, seconded by Supervisor Hoffman and carried, the Board accepted the offer from Penn Waste for a year extension on the garbage collection contract. The Board also decided to send out the bid specs for the new garbage contract in June of next year to allow time for several more bidders. (G) Scott distributed a quote from B & B Communications for a recording system for the meeting room in the amount of \$890.00 to be used to record the meetings to help the secretaries transcribe the minutes. After some further discussion, the Board decided to allow the expenditure of up to \$890.00 in a motion by Supervisor Hoffman, seconded by Supervisor Williams and carried. Supervisor Parr voted "no" due to the price of the system. (H) In a motion by Supervisor Williams, seconded by Supervisor Hoffman and carried, the Board approved the two new applicants for part-time EMT's. This is pending the successful return of the substance testing. (I) Scott informed the Board that the bullet proof glass will be installed on the 11th and 14th of this month. (J) Scott has spoken to Eric Bistline who is the county director for EMA. They are working on the communication tower and the tentative start date is February, 2010.

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NEW BUSINESS: (A) Mike, Scott and Linus have met with S & A Homes concerning the easement that is needed through their development (Fox Run Village) to finish the Area 3 Sanitary Sewer Project. They requested that the Township install the line without reimbursement and that the Township waive any tapping fees for the Fox Run Village Subdivision. In a motion by Supervisor Raubenstine, seconded by Supervisor Williams and carried, the Board authorized Mike to respond back to them indicating the Township will install the line but will not waive tapping fees for their development. (B) The sewer issue concern of Ron Carter has been deleted from tonight's Agenda. (C) Scott asked the Board members to think about what action they would like to take on the issue of sledding at the Township Building. A decision shall be made at the next meeting of the Board. (D) The 2010 Budget has been advertised for adoption at tonight's meeting. In a motion by Supervisor Williams, seconded by Supervisor Raubenstine and a 3 – 1 roll call vote, the Board adopted Resolution #2009-41 to adopt the prepared and proposed 2010 Budget. Supervisor Hoffman voted against this adoption because it includes what he feels is excessive compensation for the members of the Board of Supervisors. (D) Supervisor Hoffman presented a sketch of future plans for sidewalks in the Township. He has presented this plan to the Township Planning Commission and they have discussed it as part of the Comprehensive Plan. The Planning Commission has recommended a plan for some limited sidewalks in the Township as development is occurring in certain areas. Supervisor Hoffman indicated that this is a plan for the future and the Planning Commission has recommended this plan to the Board of Supervisors. In a motion by Supervisor Raubenstine, seconded by Supervisor Williams and carried, the Board agreed to endorse this plan for sidewalks and continue to apply for grant monies for these projects.

SUBDIVISION PLANS:

- (A) The following Subdivisions Plans were given review time extensions as per written requests, in a motion by Supervisor Williams and seconded by Supervisor Raubenstine: Fox Run Village, 25-lot Final; Community Banks, Land Development Plan, 1-lot; Homestead Acres, J. A. Myers, 134-lot Preliminary and Northfields, Phase II, 52- lot Preliminary.
- (B) In a motion by Supervisor Williams and seconded by Supervisor Raubenstine, the Board then tabled all the following plans: Joshua Hill Farm, 124 – lot Preliminary; Warner Farm, 15 - lot Preliminary; Preserve at Codorus Creek IV, 79 - lot Preliminary; Orchard Estates - Gobrecht - 58-lot Preliminary; Dwight & Pamela Myers, 3 - lot Final; Wyndsong Pointe-Phase II, 15-lot Final; Fuhrman Mill Heights, 1-lot, 34 units - Final Plan; Fox Run Village, 25-lot Final; Steeple

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Chase, 12-lot Final; Community Banks, Land Development Plan, 1-lot; Homestead Acres, J. A. Myers, 134-lot Preliminary; Northfields, Phase II, 52-lot Preliminary; Benrus Stambaugh et al, Land Development Plan; James Horak & Donald Yorlets, 6-lot Preliminary and Steven Dotson – 1-lot Final, Camper Storage. Motion carried.

PUBLIC COMMENTS AND/OR SUPERVISORS COMMENTS: Donna Bair asked about the restoration work that needs completed in front of her property along the Baltimore Pike. Mike assured her that Doli Construction is responsible for this work and it should be completed sometime this month. Byron Mayne asked about the updates to the Zoning Ordinance. The text amendments will be reviewed by the York County Planning Commission at their meeting on January 5, 2010. Owen Walsh had a question about street lighting. It was explained that there is a street light tax in certain areas of the Township and the cost is split between the property owners (within a certain distance from the street light) and the Township. Charles Bankert asked about the water hook-up letter that he received. Scott explained the time frames for hooking up to the new public sewer and water systems. Mike Hampton expressed his concern with the traffic issues at Fuhrman Mill Rd. and the Baltimore Pike when Doli Construction closes Fuhrman Mill Rd. He indicated that the signage should be addressed for the safety of the residents.

NEXT SCHEDULED MEETINGS: Supervisors Work Session - Tuesday, December 15, 2009 at 6:00 p.m. with Supervisors Caucus at 5:30 p.m. Supervisors Re-Organization Meeting – Monday, January 4, 2009 at 6:00 p.m. with Supervisors Caucus at 5:30 p.m.

ADJOURNMENT: The Meeting was adjourned at 8:45 p.m. in a motion by Supervisor Williams, seconded by Supervisor Hoffman and carried.

Respectfully submitted,

Nancy C. Smith
Secretary