

**WEST MANHEIM TOWNSHIP BOARD OF SUPERVISORS**

**2010 RE-ORGANIZATIONAL MEETING**

**MONDAY, JANUARY 4, 2010 – 6:00 P.M.**

The 2010 Re-organizational Meeting of the West Manheim Township Board of Supervisors was held on the above date and time at the Municipal Building.

The Meeting was called to Order by Chairman Parr, followed by the Pledge to Flag and Invocation.

ROLL CALL: Present were Supervisors Parr, Williams, Gobrecht, Hartlaub and Woerner, Solicitor Linus Fenicle, and Engineer Michael Knouse from C. S. Davidson, Inc.

PUBLIC COMMENTS-Items Not listed on Agenda: There were none.

AGENDA-The agenda was approved in a motion by Supervisor Williams, seconded by Supervisor Gobrecht and carried.

Supervisor Gobrecht made a motion to nominate Supervisor Hartlaub as Chairman of the Board and it was seconded by Supervisor Woerner. The motion was carried with a 3 – 2 vote. Supervisors Parr and Williams voted against this motion.

Supervisor Gobrecht made a motion to nominate Supervisor Woerner as Vice-Chairman of the Board. Supervisor Williams seconded the motion and it was carried.

In separate motions by Supervisor Williams, seconded by Supervisor Parr and carried, the Board appointed Nancy Smith as Secretary/Assistant Treasurer and Beverly Weaver as Treasurer/Assistant Secretary.

Supervisor Gobrecht made a motion to appoint Scott Barnhart as Township Manager and it was seconded by Supervisor Hartlaub. Supervisor Hartlaub then asked for any comments on this appointment. Each member of the Board then voiced their opinion on the appointment of Scott Barnhart to the manager position. Supervisors Parr, Williams and Woerner indicated they were not in favor of appointing Scott. Supervisor Woerner stated that many residents had expressed concerns to him over the handling of the Township Manager position and that he believed residents had no confidence in the decision of the previous board to appoint Scott Barnhart in December. Supervisors Gobrecht and Hartlaub expressed their opinions that Scott would be the best person for this position and it would be in the best interest to hire him for the manager's job. Several members of the audience then spoke "for" and "against" the appointment. Duane Diehl believes Scott has the experience and he cares about the Township. Mike Hawkins explained that there was no confidence in the former Board and the new Board needs to

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show the residents that they are working in the best interest of the Township. Chuck Dorn asked why the Board would appoint Scott when the residents voted him out of the position of Supervisor in the primary election. Frank Kadyszewski explained that the Board needs to provide open government and that the process through which the hiring was completed was not open to the public. Stanley Werkheiser had a one hour meeting with Scott and Scott was very knowledgeable and answered all of his questions. He believes the candidates from outside the area should also be considered for the position. Chairman Hartlaub then asked for a vote on the appointment of Scott Barnhart to Township Manager. Supervisors Parr, Williams and Woerner voted “no” and Supervisors Gobrecht and Hartlaub voted “yes”.

Scott Barnhart then excused himself from the meeting.

The Board will now review the resumes that were submitted and conduct several interviews. Sam Barnhart, Scott’s wife, asked what would be different the next time in the hiring process than what was done this time. Scott is very dedicated to his current position and believes he was doing a good job. Sylvia Shoemaker asked again why there seemed to be a rush to appoint a new Manager before the new Board Members were seated. It’s unfortunate that this has happened.

In a motion by Supervisor Williams, seconded by Supervisor Parr and carried, the Board appointed Tim Hippensteel as Chief of Police.

Resolution #2010-01 (the appointment of a Roadmaster) as well as the appointment of a Zoning Officer for the new year was tabled.

The following officers were appointed in motions with seconds by the Board Members:

Code Enforcement Officer – Harold Coldren  
Sewage Enforcement Officer – Doug Stambaugh  
Alternate Sewage Enforcement Officer – William Deal  
Solicitor – Linus Fenicle  
Engineer – C. S. Davidson, Inc.  
Sewer Authority Solicitor – Linus Fenicle  
Sewer Authority Engineer – C. S. Davidson, Inc.  
Vacancy Board Chairman – Cindy Lee  
Zoning/Hearing Board Solicitor – Jay Kalasnik  
Earned Income Tax Representative – Supervisor Carl Gobrecht  
York County Planning Commission LGAC Advisory Committee Reps.  
(Representative-Supervisor Williams, Alternate-Supervisor Parr)  
Planning Commission Members – Andy Hoffman & Duane Diehl

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Zoning/Hearing Board Member – Jeff Garvick  
Sewer Authority Member –Dennis Bidwa

In a motion by Supervisor Williams, seconded by Supervisor Woerner and carried, the Board appointed Supervisor Hartlaub as Chief Administrative Officer for the Pension Plans.

Resolution #2010-07 was adopted to establish employee wages for the year 2010 in a motion by Supervisor Williams, seconded by Supervisor Parr and carried with the deletion of the Township Manager/Zoning Officer/Roadmaster salary.

The following Resolutions were passed in motions with seconds and by unanimous roll call votes by the Board Members:

Resolution #2010-02	Supervisors as Equipment Operators
Resolution #2010-03	Depository - Susquehanna Banks, People's Bank, and Adams County National Bank
Resolution #2010-04	Wage Tax Collection Fees - South Western School District Collectors Fee
Resolution #2010-05	Wage Tax Collector Appt - Linda Deyarmin
Resolution #2010-06	Renewal of all existing Ordinances and Resolutions
Resolution #2010-08	Mileage Reimbursement - 50 cents/mile
Resolution #2010-09	Police Officers Contribution rate to Police Pension Fund (5%)
Resolution #2010-10	Non-Uniformed Employees Contribution rate to Non-Uniformed Pension Plan (5%)
Resolution #2010-11	Sewage Enforcement Officer Service Fees (adjusted due to rate increase)
Resolution #2010-12	Fee Schedule for Services & Permits

Solicitor Fenicle informed the Board that an Interim Roadmaster and an Interim Zoning Officer should be appointed at this Reorganization Meeting. In a motion by Supervisor Parr, seconded by Supervisor Williams and carried, the Board appointed Alan Ault as Interim Roadmaster and Jeffrey Rummel as Interim Road Foreman. The Board also appointed Harold Coldren as the Interim Zoning Officer in a motion by Supervisor Woerner, seconded by Supervisor Parr and carried.

**DISBURSEMENTS:** The Disbursements for the month of December, 2009, from all funds, were approved as listed in a motion by Supervisor Parr, seconded by Supervisor Gobrecht and carried.

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APPROVAL OF MINUTES: The Minutes of the Regular Meeting of December 3, 2009 were approved as distributed in a motion by Supervisor Parr, seconded by Supervisor Williams and carried.

Establish Board of Supervisors Meetings, Dates and Times: Monthly on First Thursday at 7:00 p.m., Supervisors Caucus at 6:30 p.m. Third Tuesday-Public Work Session at 7:00 p.m., Supervisors Caucus at 6:30 p.m. Motion by Supervisor Williams, seconded by Supervisor Woerner and carried.

The Treasurer's/Secretary's Bond will be established at the next meeting of the Board.

ENGINEER'S REPORT: Mike Knouse presented a written report of C.S. Davidson, Inc. dated January 4, 2010. Written copies were distributed to Supervisors and Staff (copy in Township files). Construction Projects- Street Maintenance Program – The Board authorized the engineers to proceed with the preparation of the bid specifications for the 2010 street improvements. Area 2 & 3 Sanitary Sewers – The contractor is continuing with lateral installation in the Smeach Drive and Country Lane areas and main installation through the S & A Homes property. In a motion by Supervisor Williams, seconded by Supervisor Hartlaub and carried, the Board approved Application for Payment #12 for Doli Construction in the amount of \$159,339.02. Requisition #16 in the amount of \$176,043.92 was approved in a motion by Supervisor Williams, seconded by Supervisor Parr and carried. 2009 Sanitary Sewer Manhole Lining – Application for Payment #2 (Final) for PIM Corporation in the amount of \$1,451.17 was approved, in a motion by Supervisor Parr and seconded by Supervisor Woerner. Motion carried. Area 4, 5, & 6 Sanitary Sewer – The aerial photography has been completed and the mapping will begin. In a motion by Supervisor Williams, seconded by Supervisor Parr and carried, the Board authorized the engineers to distribute a survey notice letter to each property owner within the sewer service boundaries. Bullet Resistant Glazing – In a motion by Supervisor Parr, seconded by Supervisor Williams and carried, the Board approved Application for Payment #1 to Emmitsburg Glass Company in the amount of \$8,886.15. Zoning Ordinance Updates – The amendments to the Zoning Ordinance will be reviewed by the York County Planning Commission at their January 5, 2010 meeting. Miscellaneous- Sanitary Sewer/Penn Township – Several responses have been received from property owners with the potential need for additional sewer reservation and these will be included in the continuing negotiations with Penn Township. An amendment to the Developer's Agreement between West Manheim Township and Penn Township will be reviewed by the Board for the next meeting. 432 Frogtown Road – The engineers have reviewed a drainage complaint at this address. They have prepared a memo with recommendations that will be forwarded to the property owner.

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**SOLICITOR'S REPORT:** In a motion by Supervisor Parr, seconded by Supervisor Williams and carried, the Board authorized the advertisement of the amended Police Pension Plan Ordinance for adoption at the January 19, 2010 meeting. Linus has filed the declaration of taking in the York County Courthouse against the Bosses for the required sewer easement. A representative from Penn Waste will attend the next Board Meeting to answer any questions concerning the ordinance they would like the Township to adopt.

**MANAGER'S REPORT:** (A) The members of the Board and the members of the audience conducted a lengthy discussion on the subject of allowing sledding at the Township building. The Board members were proposing to stop sledding all together and post "no sledding" signs, but they decided to contact the adjacent property owners to meet and discuss their individual concerns. The updated form for Department Liaisons will be discussed at the next meeting of the Board. The Board received a copy of a flyer regarding the York County Conservation District's Dirt & Gravel Road Pollution Prevention Program that awards monies to municipalities to help maintain their dirt and gravel roads. Scott was to attend a 2-day Environmentally Sensitive Maintenance training to establish eligibility to apply for this funding. Supervisor Parr will now be registered for this training class.

**SUBDIVISION PLANS:** (A) The following Subdivision Plans were given review time extensions as per written requests, in a motion by Supervisor Williams, seconded by Supervisor Parr and carried - 1) Joshua Hill Farm, 124-lot Preliminary, 2) The Warner Farm, 15-lot Preliminary, 3) Orchard Estates, 58-lot Preliminary, 4) Preserve at Codorus Creek IV, 79-lot Preliminary, 5) Benrus Stambaugh et al, Land Development Plan, 6) James Horak & Donald Yorlets, 6-lot Preliminary and 7) Steven Dotson, 1-lot Final-Camper Storage. Motion carried.

(B) In a motion by Supervisor Williams, seconded by Supervisor Parr and carried – The Board then tabled all the following plans 1) Joshua Hill Farm, 124-lot Preliminary, 2) The Warner Farm, 15- lot Preliminary, 3) Orchard Estates, 58-lot Preliminary, 4) Dwight & Pamela Myers, 3-lot Final, 5) Preserve at Codorus Creek IV, 79-lot Preliminary, 6) Wyndsong Pointe, Phase II, 15-lot Final, 7) Fuhrman Mill Heights, 1-lot, 34 units, 8) Fox Run Village, 25-lot Final, 9) Steeple Chase, 12-lot Final, 10) Community Banks, Land Development Plan, 1-lot, 11) Homestead Acres, J.A. Myers, 134-lot Preliminary, 12) Northfields, Phase II, 52-lot Preliminary, 13) Benrus Stambaugh et al, Land Development Plan, 14) James Horak & Donald Yorlets, 6-lot Preliminary and 15) Steven Dotson, 1-lot Final-Camper Storage. Motion carried.

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PUBLIC COMMENTS: Jim Myers informed the Board that there is a 2-day class that someone from the Township must attend in order to be involved in the Dirt & Gravel Road Program. Dave Barber asked if the Board could request anyone in the audience to please come to the podium and state their name and address before they make any comments. Chuck Dorn asked about the location of several of the Subdivision Plans. Mike Hawkins asked if the Board could consider the road infrastructure in detail when subdivisions come before them for approval. The members of the Board decided not to change the ordinance for the Township Manager position to include the educational requirement. Linus explained that this qualification can be considered even if it's not stated.

NEXT SCHEDULED MEETINGS – Supervisor's Work Session Meeting - Tuesday, January 19, 2010 at 7:00 p.m. with Supervisors Caucus at 6:30 p.m. Regular Supervisors Meeting – Thursday, February 4, 2010 at 7:00 p.m. with Supervisors Caucus at 6:30 p.m.

ADJOURNMENT - The meeting was adjourned at 7:52 p.m. in a motion by Supervisor Williams, seconded by Supervisor Woerner and carried.

Respectfully submitted,

Nancy C. Smith  
Secretary