

WEST MANHEIM TOWNSHIP BOARD OF SUPERVISORS MEETING

Regular Meeting

Thursday, March 3, 2011
7:00 p.m.

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 Hartlaub followed by the Pledge to the Flag and the Invocation.

ROLL CALL: Present were Supervisors Hartlaub, Woerner, Williams, Parr and Gobrecht. Also present were Solicitor Linus Fenicle, Mike Knouse of C. S. Davidson, Inc. and Manager Kevin Null.

At this time, Secretary Nancy Smith administered the Oath of Office to the two new Zoning/Hearing Board members, Michael Clemens and Michael Hawkins.

RECOGNITION OF VISITORS: Visitor's Register Attached.

APPROVAL OF AGENDA: The Agenda was approved, in a motion by Supervisor Woerner, seconded by Supervisor Parr and carried.

APPROVAL OF MINUTES: The Minutes of the Work Session Meeting of February 15, 2011 were approved, as submitted, in a motion by Supervisor Williams, seconded by Supervisor Parr and carried.

APPROVAL OF DISBURSEMENTS: The Disbursements for the Month of February, 2011, from all Funds, were approved as listed in a motion by Supervisor Williams, seconded by Supervisor Gobrecht and carried.

CORRESPONDENCE: There was no correspondence.

RECREATION BOARD REPORT: The Rec Park Board held elections at their February meeting. Christine Gienski was re-elected as Chairman and Dave Kuhn was re-elected as Vice-Chairman. Steven Barber was elected to a new position of Treasurer/Bookkeeper. Mr. Barber will assist Christine with some of her duties and will oversee the money at the park events and fundraisers. A letter was received from HUD indicating that the grant funds are now available for use. The Board met with George O'Brien, who is the Operations Director of the Hanover Area YMCA Association. This organization would like to partner with the Rec Board to start some leagues at the new ball fields. There will be a clean-up day at the park on April 9th and the Easter Egg hunt is scheduled for April 16th. Christine also reported that the volleyball courts are in need of repair after this winter's storms.

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SOLICITOR'S REPORT: Solicitor Fenicle indicated that citations have been filed with the District Justice on five property owners who have not hooked up to the new public water system as part of the Area 2 Sewer Project. The District Justice gave them until April 18, 2011 to hook up to the system.

ENGINEER'S REPORT: Mike Knouse presented a written report of C. S. Davidson, Inc. dated March 3, 2011. Written copies were distributed to Supervisors and Staff (copy in Township files). **Plan Review Status---**The developer of the Southpointe-Phase III, Parcel IIA, 19-lot subdivision plan was present to request approval of the Plan. Mike Knouse reported that the engineering check list was complete as bonding and recreation fees were received. The members of the Board reviewed the Plan and discussed several issues concerning the emergency access road at the cul-de-sac. They believe this stone access will not be sufficient to carry the heavy trucks in case of a fire emergency. The Board heard comments from the Solicitor, the Emergency Management Coordinator, the developer and the Engineer and decided in a motion by Supervisor Gobrecht, seconded by Supervisor Williams and carried, to table the Plan and request some changes. The developer of the Members 1st Federal Credit Union has asked for release of the public improvement security. After their review, the engineers recommended a reduction in the security. In a motion by Supervisor Williams, seconded by Supervisor Parr and carried, the Board agreed to reduce the security by \$144,849.00, leaving \$85,339.10 available to correct a drainage problem. **Construction Projects---**Street Maintenance Program - 2011 Street Improvements --- The proposed 2011 street improvements have been presented to the Board. Mike Knouse has provided an updated schedule of work. In a motion by Supervisor Woerner, seconded by Supervisor Gobrecht and carried, the Board authorized the advertisement for this project.

REPORTS: The Chief of Police Report for January, 2011 was approved in a motion by Supervisor Gobrecht, seconded by Supervisor Parr and carried.

The Treasurer's Report for January, 2011 was approved, as distributed, in a motion by Supervisor Gobrecht, seconded by Supervisor Parr and carried.

The Code Enforcement Officer's Report for January, 2011, was accepted, as distributed, in a motion by Supervisor Gobrecht, seconded by Supervisor Parr and carried.

The Public Works Report for January, 2011 was accepted in a motion by Supervisor Gobrecht, seconded by Supervisor Parr and carried.

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The Pleasant Hill Fire Company and Ambulance Reports for January, 2011 were accepted in a motion by Supervisor Gobrecht and seconded by Supervisor Parr. Motion carried.

The SEO Report for January, 2011 was approved and accepted in a motion by Supervisor Gobrecht, seconded by Supervisor Parr and carried.

The Utilities Supervisor's Report for January, 2011 was accepted, as distributed, in a motion by Supervisor Gobrecht, seconded by Supervisor Parr and carried.

The EMA Activity Report for January, 2011 was approved and accepted in a motion by Supervisor Gobrecht and seconded by Supervisor Parr. Motion carried.

MANAGER'S REPORT: Manager Null reported that two bids were received for the Township Municipal Waste Collection. Penn Waste bid \$239.40 per customer per year with a \$4.00 per bag cost. York Waste's bid was \$237.00 per customer per year with a cost of \$4.25 per bag. Manager Null reviewed the sealed bids that were received and opened for the surplus equipment and made his recommendations to the Board members. Manager Null updated the members of the Board on the amount of salt and anti-skid that was used through the month of February. Other than these expenditures, everything else is within budget for the year. The Joint Bids for materials were opened at the Hanover Borough Office on March 2nd and will be awarded on March 23rd. Manager Null reported that the job opening in the public works department has been advertised and he has received approximately 50 applications. The closing date on accepting applications is March 11th.

OLD BUSINESS: (A) In a motion by Supervisor Woerner, seconded by Supervisor Gobrecht and carried, the Board agreed to accept the bid from York Waste. Beginning April 1, 2011, York Waste will be the new garbage collector for West Manheim Township. (B) In a motion by Supervisor Parr, seconded by Supervisor Woerner and carried, the Board accepted a \$1,525.00 bid from Mirfin Excavating for the Dump Truck. The Board also accepted the bids received from Mirfin Excavating for the Jeep Cherokee (\$800.00) and the 1978 Ford E-350 (\$200.00) in motions made by Supervisor Parr and seconded by Supervisor Woerner. Motions carried. In a motion by Supervisor Parr, seconded by Supervisor Williams and carried, the Board accepted the \$60.00 bid for the boat trailer that was received from Edwin Schneider. No bids were received for the Sweeper Broom and the Board decided to junk this piece of equipment. It has been advertised for sale three times. (C) In a motion by Supervisor Parr, seconded by Supervisor Williams and a unanimous roll call vote, the Board adopted Ordinance #01-2011 for the purpose of joining with other local government units as a member of the Pennsylvania Local Government Investment Trust (PLGIT).

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- (D) In a motion by Supervisor Gobrecht, seconded by Supervisor Williams and carried, the Board approved the donation of \$6,000.00 to Guthrie Memorial Library, Hanover's Public Library. Supervisor Parr voted against this motion.

NEW BUSINESS: Manager Null requested that Item #14C be discussed at this time.

(C) The Board once again discussed the adoption of a resolution that will deny any member of the Board of Supervisors to be included in the township – paid insurance plans. This would start at the beginning of any new members' terms of office and would not affect any member currently receiving the insurance. Supervisor Williams read a MEMO that he submitted into the minutes explaining his disapproval of this resolution. Supervisor Woerner also explained his disapproval of this resolution. He believes that the health insurance, according to the Pennsylvania Second Class Code, is lawful compensation for performing the duties of Township Supervisor. Instead of eliminating the health insurance it could remain available and supervisors could contribute towards the premium. In a motion by Supervisor Parr, seconded by Supervisor Gobrecht and a roll call vote, the Board adopted Resolution #2011-09 which will deny this health benefit to any incoming members of the Board of Supervisors. Supervisors Parr, Gobrecht and Hartlaub voted "yes" and Supervisors Williams and Woerner voted "no". Supervisor Gobrecht then excused himself from the meeting. (A) In a motion by Supervisor Parr, seconded by Supervisor Williams and carried, the Board approved three Emergency Equipment Drivers that were submitted by Chief Ted Clouser. These new drivers are Paul Carbaugh, Michael Biblehimer, Jr. and Hollis Harrell. (B) In a motion by Supervisor Parr, seconded by Supervisor Williams and a unanimous roll call vote of members present, the Board adopted Resolution #2011-10. This Resolution is to accept the terms and conditions of the Merchant Service Agreement that is offered through PLGIT to be able to honor certain credit cards and debit cards in the payment of services and fees.

SUBDIVISION PLANS:

- (A) The following Subdivision Plans were given review time extensions as per written requests, in a motion by Supervisor Parr and seconded by Supervisor Williams: Homestead Acres, 366-lot Preliminary and South Pointe Phase 3 Parcel 2A 19-lot Final. Motion carried.

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(B) In a motion by Supervisor Parr and seconded by Supervisor Williams, the Board 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; Wyndsong Pointe-Phase II, 15-lot Final; Fuhrman Mill Heights, 1-lot, 34 units - Final Plan; Fox Run Village, 25-lot Final; Steeple Chase, 12-lot Final; Community Banks, Land Development Plan, 1-lot; Homestead Acres, J. A. Myers, 134-lot Preliminary; Benrus Stambaugh et al, Land Development Plan; James Horak & Donald Yorlets, 6-lot Preliminary, Reservoir Heights, Phase 2, 53-lot Final; Homestead Acres, 366-lot Preliminary and South Pointe Phase 3 Parcel 2A 19-lot Final. Motion carried.

SUPERVISORS AND/OR PUBLIC COMMENTS: Carl Grubb, 590 Impounding Dam Rd., wished to inform the Board that the Township Planning Commission gave a favorable recommendation to the Zoning/Hearing Board to allow a business to amend a former decision because a special exception is not needed. Mr. Grubb wants everyone to be treated fairly and told the Board that this is exactly the same situation in which he was denied before the Zoning/Hearing Board. The Judge determined that the Grubbs had met only 12 of the 14 criteria needed and according to ordinance, ALL criteria must be met. He told the Board members that he will prove that everyone in the Township is not being treated equally.

NEXT SCHEDULED MEETINGS: Supervisors Work Session - Tuesday, March 15, 2011 at 7:00 p.m. with Supervisors Caucus at 6:00 p.m. Joint Bid Awards – Weds. March 23, 2011 at 7:30 p.m. Supervisors Regular Meeting – Thursday, April 7, 2011 at 7:00 p.m. with Supervisors Caucus at 6:00 p.m.

ADJOURNMENT: The Meeting was adjourned at 8:35 p.m. in a motion by Supervisor Parr, seconded by Supervisor Williams and carried.

Respectfully submitted,

Nancy C. Smith
Secretary