

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
JANUARY 3, 2006**

CALL TO ORDER-ROLL CALL-DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met for the purpose of reorganization on January 3, 2006 at the Penn Township Municipal Building. District Justice James Miner called the meeting to order at 6:30 P.M. Present at the meeting were Commissioners Klunk and Stauffer; Commissioners elect Johnson, Felix, and Heilman. Also present were Manager Garvick, Police Chief Gilbert, Fire Chief Cromer and Engineer Bortner.

PLEDGE OF ALLEGIANCE TO THE FLAG FOLLOWED BY A PERIOD OF SILENT MEDITATION:

All in attendance stood for the Pledge of Allegiance to the flag, which was followed by a period of silent meditation.

ADMINISTRATION OF OATHS OF OFFICE TO COMMISSIONERS:

District Justice Miner administrated the oaths of office to Commissioners elect Johnson, Felix, and Heilman.

ADMINISTRATION OF OATHS OF OFFICE TO TREASURER

District Justice Miner administrated the oath of office to Township Treasurer elect Karen Little.

ELECTION OF OFFICERS:

District Justice Miner called for nominations for the office of President. It was moved by Commissioners Felix/Stauffer to nominate Joseph A. Klunk to the office of President of the Penn Township Board of Commissioners. District Justice Miner, seeing no other nominations for President, closed the nominations. The motion that Joseph A. Klunk be elected President of the Board was approved by voice vote.

District Justice Minor then turned the meeting over to President Joseph A. Klunk. The President called for nominations for the Office of Vice-President. It was moved by Commissioners Stauffer/Heilman to nominate Wendell S. Felix to the Office of Vice-President. There were no other nominations for Vice-president so nominations were closed. Motion was approved by voice vote.

COMMITTEE APPOINTMENTS:

President Klunk announced the appointments to the following committees for 2006-2007:

Finance	Phillip Heilman Michael Johnson	Chairman
Health & Sanitation	Wendell Felix Charles Stauffer	Chairman
Personnel	Phillip Heilman Charles Stauffer	Chairman
Public Safety	Charles A. Stauffer Phillip Heilman	Chairman
Public Works	Michael Johnson Wendell Felix	Chairman
Planning Commission (Public Works)	Michael Johnson Wendell Felix	
South Western Recreation Board Public Works	Michael Johnson Wendell Felix (alternate)	
Hanover Earned Income Tax Bureau (Finance)	Phillip Heilman Michael Johnson (alternate)	
South Western Liaison Committee (President, Vice President)	Joseph Klunk Wendell Felix	
York County Economic Development Corporation	Michael L. Johnson	
Police Pension Board (Finance)	Phillip Heilman Michael Johnson	
Emergency Services Board	Charles Stauffer Phillip Heilman	

APPOINTMENT OF TOWNSHIP OFFICIALS

Commissioners Johnson/Stauffer moved for the appointment of Jeffrey R.

Garvick as Township Manager for a two-year term effective January 1, 2006. Motion carried.

Commissioners Johnson/Stauffer moved for the appointment of Walter A. Tilley, III as Township Solicitor for a two-year term effective January 1, 2006. Motion carried.

Commissioners Johnson/Stauffer moved for the appointment of Eric J. Bortner as Township Engineer for a two-year term effective January 1, 2006. Motion carried.

Commissioners Johnson/Stauffer moved for the appointment of Edward J. O'Donnell, III as Township Broker of Record for a two-year term effective January 1, 2006. Motion carried.

TOWNSHIP REPORTS - STANDING COMMITTEES:

Finance Committee – Commissioner Heilman

Commissioner Heilman had nothing to report.

Public Works Committee – Commissioner Johnson

Commissioner Johnson had nothing to report.

Planning & Recreation – Commissioner Johnson

Commissioner Johnson had nothing to report.

Health & Sanitation – Commissioner Felix

Commissioner Felix had nothing to report.

Personnel Committee

Commissioners Heilman/Stauffer moved for the reappointment of Albert D. Sterner to a one-year term on the Penn Township Vacancy Board. Motion carried.

Commissioners Heilman/Stauffer moved to appoint Stede Mummert to an unexpired term on the Penn Township Planning Commission. Said term to expire May, 2007. Motion carried.

Commissioners Heilman/Stauffer moved to appoint Michael Johnson and Wendell Felix to the Penn Township Planning Commission. Said terms to expire December 31, 2007. Motion carried.

Commissioners Heilman/Stauffer moved to appoint Michael Brown to the Penn

Township Zoning Hearing Board. Said term to expire January, 2011. Motion carried.

Public Safety – Commissioner Stauffer

Commissioner Stauffer had nothing to report.

OLD BUSINESS: None

NEW BUSINESS: None

PERSONS TO BE HEARD/CITIZENS' COMMENTS:

James Howard, 37 Arlene Court, wanted to know why he received a notice about not having his residential light on and how long there had been such an ordinance. The Commissioners informed him that there has been an ordinance for at least fifteen years regarding residential lights. Commissioner Klunk stated that the reason it was enacted is because many of the residential developments do not have streetlights and it was part of the development process that all the homes were required to have a post light that is lit from dusk to dawn. Commissioner Klunk also stated that the Magistrate sets the fine up to a \$1,000.

William and Anita Gates, 30 Arlene Court, who also received a letter, were concerned not with the requirement of having a light but rather the tone of the violation letter. She was concerned about it being sent over the holidays and having only two weeks to correct the problem. They felt that the first letter sent should only be a friendly warning and if nothing is done then the letter stating the fines associated with the infraction should be sent. Mrs. Gates stated that some of her neighbors are elderly people and became extremely concerned that the fine could be as high as \$1,000. Mrs. Gates also wanted to know if a noise ordinance could be adopted because of the neighbor's dogs barking all night.

Shirley Howard, 37 Arlene Court, was also concerned about how the notice process works. Commissioner Klunk stated that if she received a notice and has a difficulty getting the problem corrected she can contact the code enforcement officer and they will work with her until the problem is fixed.

The Commissioners stated they would take their concerns under advisement and direct them to the appropriate committees.

QUESTIONS FROM THE PRESS FOR THE COMMISSIONERS:

Questions from the press were received and answered.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Heilman/Stauffer entertained a motion for adjournment at approximately 6:50 P.M. Motion carried.

Respectively submitted,
Kristina J. Rodgers
Kristina J. Rodgers
Township Secretary

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
JANUARY 16, 2006**

CALL TO ORDER - ROLL CALL - DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, January 16, 2006 at the Penn Township Municipal Building. President Klunk called the meeting to order at 7:00 P.M., with a roll call of members. Present were Commissioners Klunk, Felix, Stauffer, Johnson and Heilman. Also present were Solicitor Tilley, Manager Garvick, Police Chief Gilbert, Engineer Bortner, and Zoning Officer Menges.

PLEDGE OF ALLEGIANCE TO THE FLAG FOLLOWED BY A PERIOD OF SILENT MEDITATION:

All in attendance stood for the Pledge of Allegiance to the flag, which was followed by a period of silent meditation.

ANNOUNCEMENTS:

President Klunk announced that following the public meeting this evening, the Board of Commissioners would convene in an executive session with the Solicitor for the purpose of discussing legal and/or personnel issues.

PERSONS TO BE HEARD/CITIZENS COMMENTS:

Chris Venarchick, RGS Associates, requested that the Commissioners look favorably on his waiver requests for the Thornbury Hunt Subdivision plan, especially the waiver request to Section 507 b access drives.

APPROVAL OF THE MINUTES FROM THE PREVIOUS MEETINGS:

The minutes of the December 19, 2005, December 29, 2005 and January 3, 2006 meetings of the Board of Commissioners were approved as submitted.

TOWNSHIP REPORTS - STANDING COMMITTEES:

Finance Committee - Commissioner Heilman

Commissioners Heilman/Stauffer moved to approve township warrants in the amount of \$485,332.90. Motion carried.

Personnel Committee - Commissioner Heilman

Commissioners Heilman/Stauffer moved for the appointment of Officer Dawn Gartrell from probationary patrol officer to regular status. Motion carried.

Commissioners Heilman/Stauffer moved to adopt Resolution No. 626, making an

appointment to the position of Assistant Township Secretary. Motion carried on a 4-1 vote.

Public Works Committee - Commissioner Johnson

There were no additions or changes to the Engineer's Report.

Planning & Recreation Committee – Commissioner Johnson

There were no additions or changes to the Zoning Officers report.

The following subdivision and land development plans were formally filed:

P06-01 – Burkentine South

Commissioners Johnson/Felix moved to approve the following subdivision and land development plans:

P04 – 20 – South Western School District

P05 – 24 – Grandview Plaza – Unit 9

Motion carried.

Commissioners Johnson/Felix moved to approve the following extension requests that will expire on April 17, 2006:

P03 – 03 – Bowman Tract Apartments

P03 – 15 – Pine Brook Development

P03 – 23 – John & Martha Halter

P03 – 29 – Bon Ton Builders

P04 – 04 – Dave Humbert & Jack Cook

P04 – 25 – South Heights

P04 – 26 – Stonewicke

P05 – 12 – Baxter Investment Group, Inc.

P05 – 21 – Hillside Medical Center

Motion Carried.

Commissioners Johnson/Felix moved to approve the following extension request that will expire on February 20, 2006:

P03 – 21 – Columbia Cottage

Motion carried.

Commissioners Johnson/Felix moved to withdrawal subdivision plan P03 – 07 – Miriam M. Runkle, at the request of the developer. Motion carried.

Commissioners Johnson/Felix moved to deny a request dated October 14, 2005 from Worley Surveying for a waiver of the one-foot freeboard requirement regarding a proposed stormwater pond for the proposed Pinebrooke Development. Motion carried.

Commissioners Johnson/Felix moved to approve a request dated November 10, 2005 from RGS Associates for a wavier to Section 505g curves, 507b access drives, and Section 508 blocks of the Subdivision and Land Development Ordinance for the Thornbury Subdivision. Motion carried.

Health & Sanitation – Commissioner Felix

Commissioners Felix/Stauffer moved to approve a sanitary sewage construction, reimbursement and capacity reservation agreement with Joint Venture having terms and conditions acceptable to the Township Solicitor and Township Manager. They further moved to authorize the Township Manger and the Township Secretary to execute the necessary documents. Motion carried.

Public Safety Committee - Commissioner Stauffer

Commissioners Stauffer/Heilman moved to approve the participation of the Penn Township Police Department in the South Central Regional Counter Terrorism Task Force. Motion carried on a 4-1 vote.

MANAGERS REPORT: There were no additions/corrections to his report.

OLD BUSINESS: None

NEW BUSINESS: None

PERSONS TO BE HEARD/CITIZENS COMMENTS: None.

QUESTIONS FROM THE PRESS FOR THE COMMISSIONERS: None.

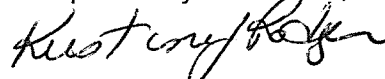
SOLICITOR'S REPORT:

Solicitor Tilley requested that Resolution No. 626 be amended to include the appointment of Kristina Rodgers as Township Secretary. Commissioners Heilman/Stauffer moved that Resolution No 626 be amended to include the appointment. Motion carried.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Stauffer/Johnson moved for adjournment at approximately 7:12 P.M. Motion carried.

Respectively submitted,



Kristina J. Rodgers
Township Secretary

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
FEBRUARY 20, 2006**

CALL TO ORDER - ROLL CALL - DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, February 20, 2006 at the Penn Township Municipal Building. President Klunk called the meeting to order at 7:00 P.M., with a roll call of members. Present were Commissioners Klunk, Felix, Stauffer, and Heilman. Commissioner Johnson was absent with notice. Also present were Solicitor Tilley, Manager Garvick, Police Chief Gilbert, Engineer Bortner, and Zoning Officer Menges.

PLEDGE OF ALLEGIANCE TO THE FLAG FOLLOWED BY A PERIOD OF SILENT MEDITATION:

All in attendance stood for the Pledge of Allegiance to the flag, which was followed by a period of silent meditation.

ANNOUNCEMENTS:

President Klunk announced that following the public meeting this evening, the Board of Commissioners would convene in an executive session with the Solicitor for the purpose of discussing legal and/or personnel issues.

PERSONS TO BE HEARD/CITIZENS COMMENTS:

Dennis Fulk, 390 Black Rock Road, requested information regarding the taking of his property for the Grandview and Black Rock Road project. He stated that he contacts PennDOT about every three months but nobody has gotten back to him about his property. He stated that it has been about a year and half since the plans were presented showing his house being taken to make room for the intersection. Bobby Heath, 400 Black Rock Road, was also present with the same concern. Manager Garvick stated that he did not know when the State would contact them but the Township had been informed several weeks ago that the bidding of the project was moved back to late summer or early fall. Manager Garvick informed the citizens that Steve Moore is the PennDOT project manager.

APPROVAL OF THE MINUTES FROM THE PREVIOUS MEETINGS:

The minutes of the January 16, 2006 meeting of the Board of Commissioners were approved as submitted.

PRESENTATION:

Felicia Dell, York County Planning Commission, gave a short presentation on the Codorus Creek Watershed Initiatives Study. The report contains information about the

U.S. Army Corps of Engineers Section 206 Study, Act 167 Storm Water Management Plan, Codorus Creek River Conservation Plan, State Water Plan (Act 220), F&NLT landowner outreach grant, Comprehensive Watershed Storm Water Act (HB 88), Chesapeake Bay Tributary Strategy and Environmental Advisory Council's. Ms. Dell also discussed options that the Township could utilize in the future, including having the county take over storm water management.

TOWNSHIP REPORTS - STANDING COMMITTEES:

Finance Committee - Commissioner Heilman

Commissioners Heilman/Stauffer moved to approve township warrants in the amount of \$1,364,022.29. Commissioner Klunk abstained for warrants for vendor #60. Motion carried.

Commissioners Heilman/Stauffer moved to award the 2006 Police Cruiser bids to Gene Latta Ford, Inc., Hanover, PA for a bid price of \$63,800 for three vehicles. Motion carried.

Commissioners Heilman/Stauffer moved to adopt Resolution No. 627, consenting to the assignment of the cable franchise from Suscom to Comcast. Motion carried.

Commissioners Heilman/Stauffer moved to approve a request dated January 5, 2006 from the Jefferson Volunteer Fire Company for a waiver of the sign permit fee to advertise their annual carnival from July 17 – July 22. Motion carried.

Commissioners Heilman/Stauffer moved to approve a request dated February 6, 2006 from the Exchange Club of Hanover for a waiver of the sign permit fees to advertise the Home Builders Show on March 8, 9, 10, and 11. Motion carried.

Commissioners Heilman/Stauffer moved to adopt Ordinance No. 640, amending the date when an officer becomes a participant in the Police Pension fund. Motion carried.

Personnel Committee - Commissioner Heilman

Commissioners Heilman/Stauffer moved to allow Randy Angel to participate in the PA Urban Search and Rescue Task Force with the stipulation that Chief Cromer approves all deployments. Motion carried.

Public Works Committee - Commissioner Felix

There were no additions or changes to the Engineer's Report.

Planning & Recreation Committee – Commissioner Felix

There were no additions or changes to the Zoning Officers report.

The following subdivision and land development plans were formally filed:

- P06-02 – McClarin Plastics
- P06-03 – Eisenhower Shopping Village

Commissioners Felix/Stauffer moved to approve the following subdivision and land development plans:

- P03-21 – Columbia Cottage
 - P05-16 – Van Buren Subdivision
- Motion carried.

Commissioners Felix/Stauffer moved to approve the following extension requests that will expire on May 15, 2006:

- P01-28 – High Pointe @ Rojen Farms
 - P02-18 – Martin’s Ridge
 - P02-23 – Anita M. Stein
 - P02-28 – Carlisle Crossing
 - P03-06 – Brookside Heights
 - P03-20 – Baxter Investment/Wallen Tract
 - P03-30 – Mustang Pointe
 - P05-15 – Avion
 - P05-22 – Abbie R. Bange
 - P05-23 – Sylvia A. Gower
- Motion Carried.

Commissioners Felix/Stauffer moved to approve a request dated January 4, 2006 from Worley Surveying for a waiver of Section 505d, Section 505e, Section 508, Section 509a, double frontage lots, and Section 506e of Section V, design standards of the Subdivision and Land Development Ordinance for Brookside Heights Subdivision. Motion carried.

Health & Sanitation – Commissioner Felix

On Friday, January 27, 2006 the following bids were opened and publicly read aloud by Township Manager Jeffrey R. Garvick for refuse units:

<u>BIDDER</u>	<u>BID AMOUNT</u>
All American Poly	#1 \$247.32
Attn.: Zeke Bidding Department	#2 \$246.58
40 Turner Place	#3 No bid
Piscataway, NJ 08854	

Interboro Packaging Corporation #1 \$287.20
114 Bracken Road #2 \$284.80
Montgomery, NY 12549-2600 #3 \$399.80

Dyna Pak Corporation #1 \$282.00
112 Helton Drive #2 \$276.00
Lawrenceburg, TN 38464 #3 No bid

Central Poly Corporation #1 \$243.00
18 Donaldson Place #2 \$238.60
Linden, NJ 07036 #3 No bid

White Hall Products #1 \$277.10
4514 S. Church Avenue #2 no bid
Tampa, FL 33611 #3 no bid

Commissioners Felix/Stauffer moved to award the refuse unit bid to Central Poly Corporation, Linden, NJ for a bid price of \$238.60 per 1000 units effective February 7, 2006. Motion carried.

Commissioner Felix stated that the March 8, 2006 Health and Sanitation meeting will be held at the Municipal Building instead of the Waste Water Treatment Plant.

Public Safety Committee - Commissioner Stauffer

Commissioners Stauffer/Heilman moved to approve a request dated January 16, 2006 from the Allied Veterans Council to conduct the annual Memorial Day parade on Monday, May 29, 2006. Motion carried.

Commissioners Stauffer/Heilman moved to adopt Ordinance No. 639 amending Section 307 of the 2003 International Fire Code. Motion carried.

MANAGERS REPORT: There were no additions/corrections to his report.

OLD BUSINESS:

Commissioner Heilman stated that he has received revised collection rate figures from the Hanover Earned Income Tax bureau. The collection rate should be reduced from 2.75% to 2.65%. The annual meeting of the HAEITB will be held on February 27, 2006.

NEW BUSINESS:

Commissioners Stauffer/Heilman moved to approve Student Government Day for May 17, 2006. Motion carried.

PERSONS TO BE HEARD/CITIZENS COMMENTS:

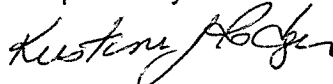
Jim Brandt, Columbia Cottage thanked the Commissioners for approving the Columbia Cottage plan.

QUESTIONS FROM THE PRESS FOR THE COMMISSIONERS: None.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Stauffer/Johnson moved for adjournment at approximately 7:36 P.M. Motion carried.

Respectively submitted,



Kristina J. Rodgers
Township Secretary

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
MARCH 20, 2006**

CALL TO ORDER - ROLL CALL - DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, March 20, 2006 at the Penn Township Municipal Building. President Klunk called the meeting to order at 7:00 P.M., with a roll call of members. Present were Commissioners Klunk, Felix, Stauffer, Johnson and Heilman. Also present were Solicitor Tilley, Manager Garvick, Police Lieutenant Rhodes, Engineer Bortner, and Zoning Officer Menges.

PLEDGE OF ALLEGIANCE TO THE FLAG FOLLOWED BY A PERIOD OF SILENT MEDITATION:

All in attendance stood for the Pledge of Allegiance to the flag, which was followed by a period of silent meditation.

ANNOUNCEMENTS:

President Klunk announced that following the public meeting this evening, the Board of Commissioners would convene in an executive session with the Solicitor for the purpose of discussing legal and/or personnel issues.

PERSONS TO BE HEARD/CITIZENS COMMENTS:

Scott McGraw, 15 Glendale Street, asked for clarification on a notice he received about keeping his residential street light lit from dusk to dawn. He was concerned because there are only two other properties on the street that have the lights and does not understand why he has to have it lit. Manager Garvick stated that there is a Township Ordinance in place that requires all homes built after a certain date to have a residential street light on their property lit from dusk to dawn. Those homes that were constructed prior to the ordinance are not required to meet the residential lighting requirements. Mr. McGraw can call Manager Garvick who will look into the situation.

APPROVAL OF THE MINUTES FROM THE PREVIOUS MEETINGS:

Commissioner Stauffer noted that the motion for adjournment on the February 20, 2006 minutes should have referenced Commissioners Stauffer/Heilman and not Stauffer/Johnson. The minutes of the February 20, 2006 meeting of the Board of Commissioners were approved as corrected.

TOWNSHIP REPORTS - STANDING COMMITTEES:

Finance Committee - Commissioner Heilman

Commissioners Heilman/Johnson moved to approve township warrants in the

amount of \$1,005,691.13. Motion carried.

Commissioners Heilman/Johnson moved to approve a request dated February 28, 2006 from the Potter's House for a waiver of the sign permit fee to advertise a community fellowship function. Motion carried.

Commissioners Heilman/Johnson moved to approve a request dated February 13, 2006 from the Hanover Area Chamber of Commerce for a waiver of the sign permit fee to advertise shuttle service for the annual Dutch Festival July 29, 2006. Motion carried.

Personnel Committee - Commissioner Heilman

Commissioners Heilman/Stauffer moved to appoint Loretta Fisher a Penn Township Fire Police Person. Motion carried.

Commissioners Heilman/Stauffer moved to accept Jonathan Holmberg into the Nonuniformed Pension Plan effective March 19, 2006. Motion carried.

Commissioners Heilman/Stauffer moved to appoint Charles S. Grim to the Penn Township Plumbing Board. Motion carried.

Public Works Committee - Commissioner Johnson

There were no additions or changes to the Engineer's Report.

Commissioners Johnson/Felix moved to adopt Resolution No. 630, an application for a permit to install and operate traffic signals at Baltimore Street and Clover Lane. Motion carried.

Planning & Recreation Committee – Commissioner Johnson

There were no additions or changes to the Zoning Officers report.

The following subdivision and land development plans were formally filed:

P06-04 – Manor Street Final Subdivision

Commissioners Johnson/Felix moved to approve the following subdivision and land development plans:

P01-28 – High Point @ Rojen Farms

P02-18 – Martin's Ridge

P05-22 – Abbie R. Bange

P05-23 – Sylvie A. Gower

Motion carried.

Commissioners Johnson/Felix moved to approve the following extension requests that will expire on May 15, 2006:

P05-25 – El Greco Subdivision
Motion carried.

Commissioners Johnson/Felix moved to approve the following extension requests that will expire on June 19, 2006:

P02-22 – Whispering Run
P03-11 – Thornbury Hunt
P05-04 – 21 Industrial Drive
P05-09 – Bon Ton Plaza
Motion Carried.

Commissioners Johnson/Felix moved to deny a request dated January 26, 2006 from Baummer Sawmill for exoneration of land development requirements to add new buildings and remove existing ones at 34 Industrial Drive. Motion carried.

Commissioners Johnson/Felix moved to approve a request dated January 3, 2006 from Bickel's Snack Foods for exoneration of land development requirements to install a flour silo at 116 North Blettner. Motion carried with Commissioner Stauffer abstaining.

Commissioners Johnson/Felix moved to approve a request dated January 18, 2006 from Worley Surveying for a wavier of the sidewalk requirements for the Abbie Bange Subdivision. Motion carried.

Commissioners Johnson/Felix moved to approve a request dated January 3, 2006 from Rich Fogle for a waiver of the land development requirements to build an addition to an existing garage at 1016 Alvin Street. Motion carried.

Commissioner Johnson announced that Penn Township will be sponsoring an Easter egg hunt on April 8, 2006 at the Penn Township Community Park.

Health & Sanitation – Commissioner Felix

Commissioners Felix/Stauffer moved to adopt Resolution No. 628 revising the official sewage facilities plan by including the Whispering Run Subdivision. Motion carried.

Commissioners Felix/Stauffer moved to adopt Resolution No. 629 revising the official sewage facilities plan by including the High Point at Rojen Farms –5 –lot subdivision on Joshua Court. Motion carried.

Commissioner Felix announced that the Electronics Drive will be held in conjunction with York County Solid Waste and Refuse Authority on April 1, 2006 from 8:00 a.m. to 2:00

p.m. at the Waste Water Treatment Plant.

Public Safety Committee - Commissioner Stauffer

Commissioners Stauffer/Heilman moved to approve a request dated February 22, 2006 from the Truck Convoy for Wishes to conduct a make-a-wish event at L & H Terminal on May 7, 2006. Motion carried.

Commissioners Stauffer/Heilman moved to authorize the execution of an agreement with PA DCED for a grant to purchase laptop computers for the Penn Township Fire Department. Motion carried.

MANAGERS REPORT: There were no additions/corrections to his report.

OLD BUSINESS: None.

NEW BUSINESS: None.

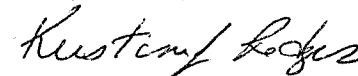
PERSONS TO BE HEARD/CITIZENS COMMENTS: None.

QUESTIONS FROM THE PRESS FOR THE COMMISSIONERS: None.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Johnson/Stauffer moved for adjournment at approximately 7:20 P.M. Motion carried.

Respectively submitted,



Kristina J. Rodgers
Township Secretary

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
APRIL 4, 2006**

The Penn Township Board of Commissioners met in a special session on Tuesday, April 4, 2006 at the Penn Township Municipal Building. President Klunk called the meeting to order at 7:00 P.M., with a roll call of members. Present were Commissioners Klunk, Felix, Stauffer and Heilman. Commissioner Johnson was absent with notice. Also present were Manager Garvick, Engineer Bortner and Highway Foreman Mahan.

President Klunk announced that prior to the public meeting this evening, the Board of Commissioners convened in an executive session to interview candidates for the Civil Service Commission and the Planning Commission.

On Monday, March 20, 2006 the following bids were opened and publicly read aloud by LSC Design for the construction of a Public Works Facility:

GENERAL CONTRACTOR

<u>BIDDER</u>	<u>BID AMOUNT</u>
Conewago Enterprises, Inc. 660 Edgegrove Road P.O. Box 407 Hanover, PA 17331	\$2,341,567
Markey Builders Inc. 1732 West King Street York, PA 17404	\$2,657,000
Hoffheins Brothers, Inc. 639 Frederick Street Hanover, PA 17331	\$2,310,800
Penncrest Construction Corporation 2316 Dairy Road Lancaster, PA 17601	\$2,341,000
Keystruct Construction Inc. 30 Marianne Drive York, PA 17402	\$2,334,790

ELECTRICAL BID

<u>BIDDER</u>	<u>BID AMOUNT</u>
Gettle Inc. 2745 Blackbridge Road York, PA 17402	\$320,223

Monacacy Valley Electric, Inc. \$278,700
1925 Frederick Pike
Littlestown, PA 17340

CV Services, Inc. \$297,000
10 North Frederick Street
Mechanicsburg, PA 17055

Cromer's Electric, Inc. \$279,500
2640 Baltimore Pike
Hanover, PA 17331

HVAC BID

<u>BIDDER</u>	<u>BID AMOUNT</u>
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Eshenaurs Fuels, Inc. 200 South 41 st Street Harrisburg, PA 17111	\$146,600
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Williams Service Company 1760 Sixth Avenue York, PA 17403	\$116,800
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Davidson H & C Company 425 Broadway Hanover, PA 17331	\$217,000
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PLUMBING BID

<u>BIDDER</u>	<u>BID AMOUNT</u>
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Carl E. Frantz, Inc. 3701 Chambersburg Road Biglerville, PA 17307	\$263,520
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Davidson H & C Company 425 Broadway Hanover, PA 17331	\$290,000
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Commissioners Felix/Stauffer moved to award the Public Works Facility general contractor bid to Hoffheins Brothers Inc. for a bid price of \$2,310,800. Motion carried.


Commissioners Felix/Stauffer moved to award the Public Works Facility electrical bid to Monocacy Valley Electrical for a bid price of \$278,700. Motion carried.

Commissioners Felix/Stauffer moved to award the Public Works Facility HVAC bid to Williams Service Company for a bid price of \$116,800. Motion carried.

Commissioners Felix/Stauffer moved to award the Public Works Facility Plumbing bid to Carl E. Frantz, Inc. for a bid price of \$263,520. Motion carried.

There being no further business to come before the Board, Commissioners Stauffer/Felix moved for adjournment at approximately 7:04 P.M. Motion carried.

Respectively submitted,



Kristina J. Rodgers
Township Secretary

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
APRIL 17, 2006**

CALL TO ORDER - ROLL CALL - DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, April 17, 2006 at the Penn Township Municipal Building. President Klunk called the meeting to order at 7:00 P.M., with a roll call of members. Present were Commissioners Klunk, Felix, Stauffer, Johnson and Heilman. Also present were Solicitor Tilley, Manager Garvick, Police Chief Gilbert, Engineer Bortner, and Zoning Officer Menges.

PLEDGE OF ALLEGIANCE TO THE FLAG FOLLOWED BY A PERIOD OF SILENT MEDITATION:

All in attendance stood for the Pledge of Allegiance to the flag, which was followed by a period of silent meditation.

ANNOUNCEMENTS:

President Klunk announced that following the public meeting this evening, the Board of Commissioners would convene in an executive session with the Solicitor for the purpose of discussing legal and/or personnel issues.

PERSONS TO BE HEARD/CITIZENS COMMENTS: None

APPROVAL OF THE MINUTES FROM THE PREVIOUS MEETINGS:

The minutes of the March 20, 2006 and April 4, 2006 meetings of the Board of Commissioners were approved as submitted.

PUBLIC HEARING:

The Board of Commissioners held a public hearing to consider the transfer of a restaurant liquor license owned by the Carlisle Street Tavern in the Borough of Hanover to El Rodeo of Hanover, Inc., into the Township of Penn. The hearing was publicly advertised in the Hanover Evening Sun.

Manager Garvick presented information regarding the application for transfer and the property. He reported that he had received a request from Steve C. Nicholas, attorney for El Rodeo of Hanover, Inc to transfer retail restaurant liquor license #R-18416 to the Township of Penn for use at 1130 Carlisle Street, Hanover, location of El Rodeo Restaurant.

Pursuant to PA Act 141 of 2000, the applicant must receive permission from the receiving municipality prior to filing application with the Pennsylvania Liquor Control Board (PLCB).

The applicant – EL Rodeo of Hanover has been operating as a restaurant since July of 2005. The building, located in the highway business zone, has an extensive history as a commercial food establishment. It was the site of Roy Rogers restaurant and prior to that the site of a Boston Market Restaurant.

The highway business zone allows the type of use requested by El Rodeo of Hanover, that is, operation of an eating and drinking establishment. According to the approved building plan, the seating arrangements were such that additional bar seating was anticipated and included in the existing facility. The addition of a restaurant liquor license will not require any additional parking to be provided.

Act 141 requires that the receiving municipality render a decision within 45 days of the original request (which was dated March 21, 2006). At this time Manager Garvick concluded his remarks and Attorney Steve Nicholas made a presentation on behalf of the petitioners.

Mr. Nicholas stated he is the attorney for the applicant, El Rodeo of Hanover, Inc. Along with Mr. Nicholas were Vidal Bravo, President, of the Company and Jose M. Trejo, Jr., Secretary and Treasurer. Both individuals are stakeholders and owners of the Company.

Mr. Nicholas stated that this is the first step in the request to transfer the liquor license. They are asking for permission to transfer Retail Restaurant Liquor License R-18416 to Penn Township. The license is currently owned by a company known as Carlisle Street Tavern, Inc and is issued for use in the Borough of Hanover at 609 Carlisle Street. The property in the Township is located at 1130 Carlisle Street. The property has been owned since March 2002 by Arellano, Trejo, Bravo and Arellano, a Pennsylvania partnership comprised of Mr. Nicholas's clients.

He stated that upon approval by the Township, the second step is the filing of the transfer applications and supporting documents with the PLCB. Once both steps are approved, this license cannot be moved to a location outside of Penn Township for a period of five years. The second step of the process consists of the filing of the actual transfer documents with the PLCB. The applicant will be required to post the property with a PLCB bright orange notice from the date the application is filed until the PLCB renders a final decision on the request to transfer.

During the process the PLCB conducts a stringent investigation to insure that the applicants are individuals of good moral character and have the financial ability to properly conduct the business.

The following individuals have ownership in the company:

Vidal Bravo, Camp Hill, PA, President of Company, Jose M. Trejo, Jr., Mechanicsburg, PA, Secretary and Treasurer, Jesus B. Arellano, President and founder of the company, Troutville, VA, Elijo Arellano, Roanoke, VA, Monica A. Trejo, Mechanicsburg, PA. All the owners are related to the founder Jesus B. Arellano. The family has operated restaurants in Central Pennsylvania since 1991. They have the

experience to operate a licensed restaurant in a responsible manner. Mr. Nicholas stated that the family currently has six restaurants in Pennsylvania which are licensed by the PLCB. These restaurants are located in Mechanicsburg, York, Harrisburg, Carlisle, and Lancaster. A seventh location has been approved by the PLCB in Harrisburg but it is still under construction. The owners also have an eighth location in Lemoyne which does not have a liquor license because Lemoyne Borough prohibits retail liquor sales. The owners have locations in Virginia, Ohio and Kentucky. None of the owners of this company have ever been charged, arrested, or convicted of any crimes.

The liquor code requires that the premises must have an area of at least 400 square feet. The facility at 1130 Carlisle Street is 1681 square feet. The restaurant can seat approximately 100 patrons. The bar will be used for the restaurant and for those patrons waiting to dine.

The property has 68 parking spaces. The PLCB also requires that a fulltime manager, approved by the PLCB, oversee the entire operation.

The owners of the restaurant also require that all individuals serving alcohol be certified in RAMP (Responsible Alcohol Management Program). This program teaches servers how to detect if someone should or should not be served alcohol due to intoxication and how to determine if someone is of legal drinking age.

Mr. Nichols went on to state that in fifteen years of continuous operation of licensed restaurants in Pennsylvania, the liquor board has never threatened to close any of the licensed restaurants operated by El Rodeo for violations of liquor laws, health laws, or because the restaurants are operated in a loud and disorderly manner, or for any other reason.

Mr. Nichols stated that it will not be operated as a night club and there is no dancing and the only live entertainment is provided on special occasions featuring a mariachi band that goes from table to table entertaining customers.

He stated that the ratio of food sales to alcohol sales is 90% to 10%. The restaurant is opened Monday thru Thursday 11:00 a.m. to 10:00 p.m., Friday and Saturday 11:00 a.m. to 10:30 p.m. and Sunday 11:00 a.m. to 9:00 p.m. He also distributed menus.

Mr. Nichols stated that there are no residences within 500 feet of this restaurant; there are no other restaurants serving alcohol within 200 feet; and there are no schools, playgrounds, churches, or hospitals within 300 feet of the restaurant. These are requirements of the PLCB.

The Commissioners asked questions regarding any police responses since the business was opened. Police Chief Gilbert stated that most of the calls have been on the parking lot for fender benders.

There were no general public comments about the transfer.

Commissioners Felix/Johnson moved to adopt Resolution Number 631, approving the transfer of a restaurant liquor license into the Township of Penn from the Borough of Hanover. Motion carried.

TOWNSHIP REPORTS - STANDING COMMITTEES:

Finance Committee - Commissioner Heilman

Commissioners Heilman/Johnson moved to approve Township Warrants in the amount of \$834,653.87. Motion carried with Commissioner Klunk abstaining from warrants for vendor number 60.

Commissioners Heilman/Johnson moved to approve a request dated March 14, 2006 from the Boy Scouts of America Troop 110 for a waiver of the sign permit fee to advertise their mulch sale on April 22, 2006. Motion carried.

Commissioners Heilman/Johnson moved to approve a request to waive the Township filing fee for the Hanover Packaging and Hawk Creek Laboratory subdivisions. Motion carried.

Personnel Committee - Commissioner Heilman

Commissioners Heilman/Stauffer moved to appoint Paul McAndrew to an unexpired term on the Civil Service Commission, said term to expire August 2006. Motion carried.

Commissioners Heilman/Stauffer moved to appoint Gary LeFevre to a term on the Penn Township Planning Commission, said term to expire May 2010. Motion carried.

Commissioners Heilman/Stauffer moved to appoint Cory Wetzel to an unexpired term on the Penn Township Plumbing Board, said term to expire May, 2009. Motion carried.

Commissioners Heilman/Stauffer moved for the appointment of Officer Robert Gaylord from probationary officer to regular status. Motion carried.

Public Works Committee - Commissioner Johnson

There were no additions or changes to the Engineer's Report.

On Tuesday, April 11, 2006 the following bids were opened and publicly read aloud by Township Manager Jeffrey Garvick for the 2006 paving projects:

<u>Bidder</u>	<u>Bid Amount</u>
Henson Paving Co. 525 N. Wilson Avenue Hanover, PA 17331	\$91,775.70
Stewart & Tate, Inc. 950 Smile Way York, PA 17404	\$53,755.50
Kinsley Construction 2700 Water Street P.O. Box 2886 York, PA 17405	\$68,157.00

Commissioners Johnson/Felix moved to award the 2006 paving bids to Stewart and Tate, Inc. for a bid price of \$53,755.50. Motion carried.

Planning & Recreation Committee – Commissioner Johnson

There were no additions or changes to the Zoning Officers report.

There were no subdivision and land development plans submitted for formal filing.

Commissioners Johnson/Felix moved to approve the following subdivision and land development plans:

P05-25 – El Greco Street Subdivision
P06-02 – McClarin Plastics
P06-03 – Eisenhower Shopping Village
P06-04 – Manor Street Final Subdivision
Motion carried.

Commissioners Johnson/Felix moved to approve the following extension requests that will expire on July 17, 2006:

P03-03 – Bowman Tract Apartments
P03-15 – Pine Brook Development
P03-23 – John and Martha Halter
P03-29 – Bon Ton Builders
P04-04 – Dave Humbert and Jack Cook
P04-25 – South Heights
P04-26 – Stonewicke
P05-12 – Baxter Investment Group, Inc.
P05-21 – Hillside Medical Center
P06-01 – Burkentine South
Motion Carried.

Commissioners Johnson/Felix moved to approve a request dated February 14, 2006 from the South Western School District for exoneration from a land development plan to add a 12' x 38' addition to an existing building. Motion carried.

Commissioners Johnson/Felix moved to approve a request dated January 23, 2006 from the Homewood Retirement Center for exoneration from a land development plan to add forty parking spaces to their Community Center parking lot. Motion carried.

Health & Sanitation – Commissioner Felix

Commissioners Felix/Stauffer moved to adopt Resolution No. 632 revising the official sewage facilities plan by including the High Pointe at Rojen Farms, West Manheim Township Phase II subdivision. Motion carried.

Commissioners Felix/Stauffer moved to adopt Resolution No. 633 revising the official sewage facilities plan by including the Brookside Heights subdivision. Motion carried.

Commissioners Felix/Stauffer moved to adopt Resolution No. 634 revising the official sewage facilities plan by including the Pinebrooke subdivision. Motion carried.

Public Safety Committee - Commissioner Stauffer

Commissioner Stauffer had nothing to report.

MANAGERS REPORT: There were no additions/corrections to his report.

OLD BUSINESS: None.

NEW BUSINESS: None.

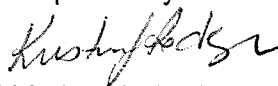
PERSONS TO BE HEARD/CITIZENS COMMENTS: None.

QUESTIONS FROM THE PRESS FOR THE COMMISSIONERS: None.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Stauffer/Heilman moved for adjournment at approximately 7:27 P.M. Motion carried.

Respectively submitted,


Kristina J. Rodgers
Township Secretary

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
MAY 15, 2006**

CALL TO ORDER - ROLL CALL - DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, May 15, 2006 at the Penn Township Municipal Building. President Klunk called the meeting to order at 7:00 P.M., with a roll call of members. Present were Commissioners Klunk, Felix, Stauffer, Johnson and Heilman. Also present were Solicitor Tilley, Manager Garvick, Police Chief Gilbert, Engineer Bortner, and Zoning Officer Menges.

PLEDGE OF ALLEGIANCE TO THE FLAG FOLLOWED BY A PERIOD OF SILENT MEDITATION:

All in attendance stood for the Pledge of Allegiance to the flag, which was followed by a period of silent meditation.

ANNOUNCEMENTS:

President Klunk announced that following the public meeting this evening, the Board of Commissioners would convene in an executive session with the Solicitor for the purpose of discussing legal and/or personnel issues.

PERSONS TO BE HEARD/CITIZENS COMMENTS:

Dan Goldsmith, 51 Little Knoll Drive, stated that he is able to obtain free mulch for the area around the retention pond behind his house. Commissioner Klunk stated that since the retention pond in question is still under litigation they would review the request at the next Public Works Committee meeting and with the Township Solicitor.

APPROVAL OF THE MINUTES FROM THE PREVIOUS MEETINGS:

The minutes of the April 17, 2006 meeting of the Board of Commissioners were approved as submitted.

TOWNSHIP REPORTS - STANDING COMMITTEES:

Finance Committee - Commissioner Heilman

Commissioners Heilman/Johnson moved to approve Township Warrants in the amount of \$861,030.47. Motion carried with Commissioner Klunk abstaining from warrants for vendor number 60.

Commissioners Heilman/Johnson moved to approve a request dated April 6, 2006 from the Hanover Cyclers for a waiver of the sign permit fee to place a canopy and banner in the grassy area by the entrance of the Rutter's Store along Grandview

Road. Motion carried.

Commissioners Heilman/Johnson moved to approve a request dated April 13, 2006 from the Penn Township Lions Club for exoneration of the sign permit fees to advertise a mulch sale and two chicken barbeques. Motion carried.

Commissioners Heilman/Johnson moved to approve a request dated April 21, 2006 from the South Western Dollars for Scholars for a wavier of the sign permit fee to advertise their Making A Difference Week. Motion carried.

Commissioners Heilman/Johnson moved to approve a request dated April 26, 2006 from the Hanover Lions Club for a waiver of the sign permit fee to advertise a chicken barbeque on May 13, 2006. Motion carried.

Commissioners Heilman/Johnson moved to approve a request dated April 17, 2006 from the Hanover Area Jaycees for a wavier of the sign permit fee to advertise their 4th annual car show at the South Hanover Shopping Center on June 17, 2006. Motion carried.

Commissioners Heilman/Johnson moved to approve a request dated May 1, 2006 from Buckley Chiropractic for a waiver of the sign permit fee to advertise a benefit bake sale being held the week of May 8-12, 2006 at 539 Baltimore Street. Motion carried.

Personnel Committee - Commissioner Heilman

Commissioners Heilman/Stauffer moved to reappoint Ray Van de Castle to the Penn Township Planning Commission, said term to expire May, 2010.

Public Works Committee - Commissioner Johnson

There were no additions or changes to the Engineer's Report.

Commissioners Johnson/Felix moved to adopt Resolution No. 635 authorizing the advertisement for and the public sale of real estate situate at the northwest corner of Barnhart Drive and Industrial Drive. Motion carried.

Planning & Recreation Committee – Commissioner Johnson

There were no additions or changes to the Zoning Officers report.

Commissioners Johnson/Felix moved to approve a request dated May 2, 2006 from Worley Surveying for a waiver to Section 505d, Section 506e, and Section 509a of Article V Design Standards of the Penn Township Subdivision and Land Development Ordinance for the Stonewicke Subdivision. Motion carried.

Commissioners Johnson/Felix moved to deny a request dated February 15, 2006

from Brian and Tamara Eisenhart for a waiver of the residential sidewalk and lighting requirements at 3026 Grandview Road. Motion carried.

Commissioners Johnson/Felix moved to approve a request dated April 7, 2006 from Group Hanover, Inc. for a waiver of the land development requirements to increase the parking area on the current Hanover Packaging Inc. expansion. Motion carried on a 4-1 vote with Commissioner Stauffer casting the dissenting vote.

Commissioners Johnson/Felix moved to approve a request dated April 21, 2006 from Grace United Methodist for a waiver of the land development requirements to build a pavilion. Motion carried.

The following subdivision and land development plans were formally filed:

- P06-06 – Penn Township Lot #7 – Hawk Creek Laboratory
- P06-07 – Hanover Packaging Company
- P06-08 – Penn Township Lot #7 – Hanover Packaging Company
- P06-09 – Synders of Hanover Office Addition
- P06-10 – High Point @ Rojen Farms – North
- P06-11 – Lots 222 Thru 226 – High Point @ Rojen Farms – South Section

Commissioners Johnson/Felix moved to approve the following subdivision and land development plans:

- P02-22 – Whispering Run
- Motion carried.

Commissioners Johnson/Felix moved to approve the following extension requests that will expire on August 21, 2006:

- P01-28 – High Pointe @ Rojen Farms (South Portion)
 - P02-23 – Anita M. Stein
 - P02-28 – Carlisle Crossing
 - P03-06 – Brookside Heights
 - P03-20 – Baxter Investment/Wallen Tract
 - P03-30 – Mustang Pointe
 - P05-15 – Avion
- Motion Carried.

Health & Sanitation – Commissioner Felix

Commissioner Felix had nothing to report.

Public Safety Committee - Commissioner Stauffer

Commissioners Stauffer/Heilman moved to approve a request dated April 20,

2006 from Nik and Brandy Gower for a temporary waiver of the residential lighting requirements at 329 Martin Drive. Motion carried

Commissioners Stauffer/Heilman moved to approve a request dated March 15, 2006 from the South Penn Road Runners Club to hold a 5k walk/run on May 21, 2006. Motion carried.

Commissioners Stauffer/Heilman moved to approve a request dated April 6, 2006 from the West Manheim Township Supervisors for the Penn Township Fire Police to assist at the Pleasant Hill Firemen's Carnival. Motion carried.

MANAGERS REPORT: There were no additions/corrections to his report.

OLD BUSINESS: None.

NEW BUSINESS: None.

PERSONS TO BE HEARD/CITIZENS COMMENTS: None.

QUESTIONS FROM THE PRESS FOR THE COMMISSIONERS:

Questions from the press were received and answered.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Johnson/Stauffer moved for adjournment at approximately 7:12 P.M. Motion carried.

Respectively submitted,



Kristina J. Rodgers
Township Secretary

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
JUNE 19, 2006**

CALL TO ORDER - ROLL CALL - DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, June 19, 2006 at the Penn Township Municipal Building. President Klunk called the meeting to order at 7:00 P.M., with a roll call of members. Present were Commissioners Klunk, Felix, Stauffer, and Heilman. Commissioner Johnson was absent with notice. Also present were Solicitor Tilley, Manager Garvick, Police Lieutenant Rhodes, Engineer Bortner, and Zoning Officer Menges.

PLEDGE OF ALLEGIANCE TO THE FLAG FOLLOWED BY A PERIOD OF SILENT MEDITATION:

All in attendance stood for the Pledge of Allegiance to the flag, which was followed by a period of silent meditation.

ANNOUNCEMENTS:

President Klunk announced that following the public meeting this evening, the Board of Commissioners would convene in an executive session with the Solicitor for the purpose of discussing legal and/or personnel issues.

PERSONS TO BE HEARD/CITIZENS COMMENTS: None

APPROVAL OF THE MINUTES FROM THE PREVIOUS MEETINGS:

The minutes of the May 15, 2006 meeting of the Board of Commissioners were approved as submitted.

TOWNSHIP REPORTS - STANDING COMMITTEES:

Finance Committee - Commissioner Heilman

Commissioners Heilman/Stauffer moved to approve Township Warrants in the amount of \$1,269,534.71. Motion carried with Commissioner Klunk abstaining from warrants for vendor number 60.

Commissioners Heilman/Stauffer moved to approve a request dated May 18, 2006 from the YMCA for a waiver of the sign permit fees for directional signs for the National Gymnastics Event. Motion carried.

Commissioners Heilman/Stauffer moved to adopt Ordinance No. 641, repealing Ordinance No. 40, as amended, which levies a tax for general Township purposes on pinball machines, juke boxes, and amusement devices within the Township. Motion carried on a 4-0 roll call vote.

Commissioners Heilman/Stauffer moved to award the 2006 property bid for Lot #7 on Industrial Drive to Triple S Leasing for a bid price of \$15,000. They further moved to authorize the Manager and Secretary to execute any necessary documents. Motion carried.

Commissioners Heilman/Stauffer moved to waive the Township filing fee for the Triple S Leasing Subdivision. Motion carried.

Personnel Committee - Commissioner Heilman

Commissioners Heilman/Stauffer moved for the appointment of Sergeants Guy Hettinger and Andrew Breighner from probationary sergeant to regular status. Motion carried.

Commissioners Heilman/Stauffer moved to adopt Resolutions No. 636 and 637 to obtain reimbursement of monies from the State for expenses incurred for basic training of police officers. Motion carried.

Public Works Committee - Commissioner Felix

There were no additions or changes to the Engineer's Report.

Commissioners Felix/Stauffer moved to adopt Ordinance No. 642, laying out and adopting as public roads portions of Arbor Lane and Regal Drive. Motion carried on a 4-0 roll call vote.

Commissioners Felix/Stauffer moved to authorize the Township Manager and Township Secretary to execute the property deed for that portion of Lot # 7 awarded to Hawk Creek Laboratory. Motion carried.

Commissioners Felix/Stauffer moved to approve the quiet title stipulation with Stone Ridge Development Corporation for the paper street known as Charles Avenue. They further moved to authorize the Solicitor to execute the stipulation. Motion carried.

Planning & Recreation Committee – Commissioner Felix

There were no additions or changes to the Zoning Officers report.

Pertaining to a request dated May 19, 2006 from Worley Surveying, Commissioners Felix/Stauffer moved to deny the waiver of Section 505d of Article V, design standards of the Penn Township Subdivision Ordinance for the South Heights Subdivision. They further moved to approve the waiver of Sections 506e and 509a of Article V, design standards of the Penn Township Subdivision and Land Development Ordinance for the South Heights Subdivision. Motion carried.

The following subdivision and land development plans were formally filed:

P06-12 – Fair Havens
P06-13 – CD Investors

Commissioners Felix/Stauffer moved to approve the following subdivision and land development plans:

P06-06 – Penn Township Lot #7 – Hawk Creek Laboratory
P06-08 – Penn Township Lot #7 – Hanover Packaging Company
P06-11 – Lots 222 thru 226 – High Pointe @ Rojen Farms – South Section
Motion carried.

Commissioners Felix/Stauffer moved to approve the following extension requests that will expire on September 18, 2006:

P03-11 – Thornbury Hunt
P05-04 – 21 Industrial Drive
P05-09 – Bon Ton Plaza
Motion Carried.

Commissioners Felix/Stauffer moved to approve the following extension requests that will expire on December 18, 2006:

P03-05 – Breezewood Drive Project.
Motion carried.

Health & Sanitation – Commissioner Felix

Commissioners Felix/Stauffer moved to adopt Ordinance No. 643, approving the plan of construction of sanitary collection sewers within and to that portion of the Township of Penn consisting of Arbor Lane with designated rights-of-way. Motion carried on a 4-0 roll call vote.

Commissioners Felix/Stauffer moved to adopt Ordinance No. 644, setting forth regulations in the event of imposition of mandatory water use restrictions and fixing penalties for violations thereof. Motion carried on a 4-0 roll call vote.

Public Safety Committee - Commissioner Stauffer

Commissioner Stauffer had nothing to report.

MANAGERS REPORT: There were no additions/corrections to his report.

OLD BUSINESS: None.

NEW BUSINESS: None.

PERSONS TO BE HEARD/CITIZENS COMMENTS: None.

QUESTIONS FROM THE PRESS FOR THE COMMISSIONERS:

Questions from the press were received and answered.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Stauffer/Heilman moved for adjournment at approximately 7:15 P.M. Motion carried.

Respectively submitted,

Jeffrey R. Garvick
Township Manager

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
JULY 17, 2006**

CALL TO ORDER - ROLL CALL - DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, July 17, 2006 at the Penn Township Municipal Building. President Klunk called the meeting to order at 7:00 P.M., with a roll call of members. Present were Commissioners Klunk, Felix, Stauffer, Johnson, and Heilman. Also present were Solicitor Tilley, Police Chief Gilbert and Engineer Bortner.

PLEDGE OF ALLEGIANCE TO THE FLAG FOLLOWED BY A PERIOD OF SILENT MEDITATION:

All in attendance stood for the Pledge of Allegiance to the flag, which was followed by a period of silent meditation.

ANNOUNCEMENTS:

President Klunk announced that following the public meeting this evening, the Board of Commissioners would convene in an executive session with the Solicitor for the purpose of discussing legal and/or personnel issues.

PERSONS TO BE HEARD/CITIZENS COMMENTS: None

APPROVAL OF THE MINUTES FROM THE PREVIOUS MEETING:

The minutes of the June 19, 2006 meeting of the Board of Commissioners were approved as submitted.

TOWNSHIP REPORTS - STANDING COMMITTEES:

Finance Committee - Commissioner Heilman

Commissioners Heilman/Johnson moved to approve Township Warrants in the amount of \$1,657,159.79. Motion carried.

Commissioners Heilman/Johnson moved to adopt Ordinance No. 645 increasing the indebtedness of the Township by issuance of a general obligation note in the amount of \$1,500,000. Motion carried on a 5-0 roll call vote.

Personnel Committee - Commissioner Heilman

Commissioner Heilman had nothing to report.

Public Works Committee - Commissioner Johnson

There were no additions or changes to the Engineer's Report.

Planning & Recreation Committee – Commissioner Johnson

There were no additions or changes to the Zoning Officers report.

Commissioners Johnson/Felix moved to approve a request dated June 9, 2006 from Snyder's of Hanover for a temporary waiver of curb and sidewalk requirements at 1250 York Street. Motion carried with Commissioner Stauffer abstaining.

The following subdivision and land development plan was formally filed:

P06-14- Charles Harrison

Commissioners Johnson/Felix moved to approve the following subdivision and land development plans:

P06-12 – Fair Havens
P06-13 – CD Investors
Motion carried.

Commissioners Johnson/Felix moved to approve the following extension requests that will expire on October 16, 2006:

P03-03 – Bowman Tract Apartments
P03-15 – Pine Brook Development
P03-23 – John & Martha Halter
P03-29 – Bon Ton Builders
P04-04 – Dave Humbert & Jack Cook
P04-25 – South Heights
P04-26 – Stonewicke
P05-12 – Baxter Investment Group, Inc.
P05-21 – Hillside Medical Center
P06-01 – Burkentine South
Motion carried.

Health & Sanitation – Commissioner Felix

Commissioner Felix had nothing to report.

Public Safety Committee - Commissioner Stauffer

Commissioner Stauffer welcomed Chief Gilbert back following a period of medical disability.

MANAGERS REPORT: There were no additions/corrections to his report.

OLD BUSINESS: None.

NEW BUSINESS: None.

PERSONS TO BE HEARD/CITIZENS COMMENTS:

Dan Goldsmith, 51 Little Knoll Drive, expressed concern that one of his neighbor's was warned by the Township about blocking the right of way to the retention pond owned by Joseph Myers. He wanted to know how someone could be fined when the Township does not own the right of way. President Klunk stated that he would have to call the office next week and speak with the Township Manager.

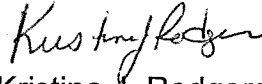
QUESTIONS FROM THE PRESS FOR THE COMMISSIONERS:

There were no questions from the press.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Felix/Stauffer moved for adjournment at approximately 7:07 P.M. Motion carried.

Respectively submitted,



Kristina J. Rodgers
Township Secretary

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
AUGUST 21, 2006**

CALL TO ORDER - ROLL CALL - DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, August 21, 2006 at the Penn Township Municipal Building. President Klunk called the meeting to order at 7:00 P.M., with a roll call of members. Present were Commissioners Klunk, Felix, Stauffer, Johnson, and Heilman. Also present were Solicitor Tilley, Manager Garvick, Police Chief Gilbert and Engineer Bortner.

PLEDGE OF ALLEGIANCE TO THE FLAG FOLLOWED BY A PERIOD OF SILENT MEDITATION:

All in attendance stood for the Pledge of Allegiance to the flag, which was followed by a period of silent meditation.

ANNOUNCEMENTS:

President Klunk announced that following the public meeting this evening, the Board of Commissioners would convene in an executive session with the Solicitor for the purpose of discussing legal and/or personnel issues. There was a personnel session held following the public safety meeting on August 7, 2006.

PERSONS TO BE HEARD/CITIZENS COMMENTS: None

APPROVAL OF THE MINUTES FROM THE PREVIOUS MEETING:

The minutes of the July 17, 2006 meeting of the Board of Commissioners were approved as submitted.

TOWNSHIP REPORTS - STANDING COMMITTEES:

Finance Committee - Commissioner Heilman

Commissioners Heilman/Johnson moved to approve Township Warrants in the amount of \$1,255,886.40. Motion carried. Commissioner Klunk abstained from warrants for vendor #60.

Commissioners Heilman/Johnson moved to approve a request dated July 13, 2006 from the Hanover Eagles Auxiliary for a waiver of the yard sale permit fee. Motion carried.

Commissioners Heilman/Johnson moved to approve the General Obligation Note series of 2006. Motion carried.

Commissioners Heilman/Johnson moved to authorize the agreement with KVS

Information Systems, Inc. for software, maintenance, and training. Motion carried.

Personnel Committee - Commissioner Heilman

Commissioners Heilman/Stauffer moved to reappoint Paul McAndrew to a term on the Penn Township Civil Service Commission, said term to expire August 2012. Motion carried.

Public Works Committee - Commissioner Johnson

There were no additions or changes to the Engineer's Report.

Commissioners Johnson/Felix moved to adopt Ordinance No. 646, an ordinance laying out and adopting as public roads Koala Drive, Walloby Lane, Outback Drive, Sydney Drive, and Sydney Court. Motion carried on a 5-0 roll call vote.

Commissioners Johnson/Felix moved to adopt Ordinance No. 648, an ordinance laying out and adopting as public roads South Center Street and Wagner Drive. Motion carried on a 5-0 roll call vote.

Commissioners Johnson/Felix moved to adopt Resolution No. 640, authorizing the purchase of land within Penn Township for the expansion of the Penn Township Community Park. Motion carried.

Planning & Recreation Committee – Commissioner Johnson

There were no additions or changes to the Zoning Officers report.

Commissioners Johnson/Felix moved to approve a request dated July 5, 2006 from Bohler Engineering, Inc. for a waiver of land development requirements for the Grandview Plaza McDonalds Restaurant. Motion carried.

Commissioners Johnson/Felix moved to deny a request dated May 10, 2006 from Kenneth Martz for a waiver of the residential sidewalk requirements at 783 Blooming Grove Road. Motion carried.

Commissioners Johnson/Felix moved to deny a request dated June 13, 2006 from L. T. Timber for a waiver of land development requirements at 25 Industrial Drive. Motion carried.

The following subdivision and land development plans were formally filed:

P06-15 – Whispering Run

P06-16 – South Western School District Bus Depot Addition

P06-17 – Penn Township Industrial Park Lot #7/Triple S Leasing Lot #5

There were no plans submitted for approval.

Commissioners Johnson/Felix moved to approve the following extension requests that will expire on November 20, 2006:

- P01-28 – High Pointe @ Rojen Farms
- P02-28 – Carlisle Crossing
- P03-06 – Brookside Heights
- P03-20 – Baxter Investment/Wallen Tract
- P03-30 – Mustang Pointe
- P05-15 – Avion
- P06-09 – Snyder's of Hanover Office Addition
- P06-10 – High Pointe @ Rojen Farms - North

Motion carried. Commissioner Stauffer abstained from voting on the Snyder's of Hanover Office addition extension.

Commissioner Johnson/Felix moved for the acceptance of the withdrawal by the developers of the following plans:

- P06-07 – Hanover Packaging Company
 - P02-23 – Anita M. Stein
- Motion carried.

Health & Sanitation – Commissioner Felix

Commissioners Felix/Stauffer moved to adopt Ordinance No. 647, approving the plan of construction of sanitary collection sewers within and to that portion of the Township of Penn consisting of Koala Drive, Bankert Road, Outback Drive, Walloby Lane, Cross Country, Sydney Drive and Sydney Court. Motion carried on a 5-0 roll call vote.

Commissioners Felix/Stauffer moved to adopt Ordinance No. 649, approving the plan of construction sanitary collection sewers within and to that portion of the Township of Penn consisting of South Center Street and Wagner Drive. Motion carried on a 5-0 roll call vote.

Public Safety Committee - Commissioner Stauffer

Commissioners Stauffer/Heilman moved to authorize the Township Manger to prepare an ordinance for "no parking" on both sides of Grandview Road from Benjamin Drive to a point 650' east. Motion carried.

Commissioners Stauffer/Heilman moved to approve a request dated July 15, 2006 from the Hanover Area Council of Churches to conduct their annual Crop Walk on October 15, 2006. Motion carried.

Commissioners Stauffer/Heilman moved to approve a request dated June 28, 2006 from the South Western Band Boosters for the use of barricades and fire police at

their Cavalcade of Bands competition on Saturday, October 28, 2006. Motion carried,

Commissioners Stauffer/Heilman moved to adopt Resolution No. 641, the National Incident Management System FFY06 certification. Motion carried.

Commissioners Stauffer/Heilman moved to adopt Resolution No. 639, street lighting for the Martin's Ridge Development. Motion carried.

MANAGERS REPORT: There were no additions/corrections to his report.

OLD BUSINESS:

Commissioners Felix/Stauffer moved for the approval of a settlement agreement with Joseph A. Myers and Joseph A. Myers Real Estate Inc., regarding lots 14 and 15 in the development known as Morelock Hills. They further moved that the President and Secretary be authorized to execute this agreement.

NEW BUSINESS:

Commissioner Felix presented Commissioners Klunk and Stauffer with plaques that were presented by the Pennsylvania State Association of Township Commissioners for twelve years of service. The plaques read "this award is presented to you on behalf of the Pennsylvania State Association of Township Commissioners, in recognition of your service and devotion to the First Class Township Government throughout the years."

PERSONS TO BE HEARD/CITIZENS COMMENTS: None

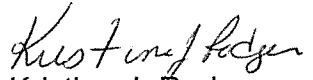
QUESTIONS FROM THE PRESS FOR THE COMMISSIONERS:

Questions from the press were received and answered.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Felix/Stauffer moved for adjournment at approximately 7:15 P.M. Motion carried.

Respectively submitted,


Kristina J. Rodgers
Township Secretary

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
SEPTEMBER 18, 2006**

CALL TO ORDER - ROLL CALL - DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, September 18, 2006 at the Penn Township Municipal Building. President Klunk called the meeting to order at 7:00 P.M., with a roll call of members. Present were Commissioners Klunk, Felix, Stauffer, Johnson, and Heilman. Also present were Solicitor Tilley, Manager Garvick, Police Chief Gilbert, Engineer Bortner and Zoning Officer Menges.

PLEDGE OF ALLEGIANCE TO THE FLAG FOLLOWED BY A PERIOD OF SILENT MEDITATION:

All in attendance stood for the Pledge of Allegiance to the flag, which was followed by a period of silent meditation.

ANNOUNCEMENTS:

President Klunk announced that following the public meeting this evening, the Board of Commissioners would convene in an executive session with the Solicitor for the purpose of discussing legal and/or personnel issues.

PRESENTATION:

On behalf of the Penn Township Board of Commissioners, Commissioner Charles Stauffer accepted a \$1,200 donation from Nevin Baumgardner, representing the Hanover Eagles Aerie 1406. The funds are to be used for the Penn Township Child Abuse program. Police Chief Gilbert and the Commissioners thanked Mr. Baumgardner for the donation.

PERSONS TO BE HEARD/CITIZENS COMMENTS:

John Bridges, 55 Ruel Avenue, wanted an explanation of why he received a notice of violation for not having his residential streetlight on when his neighbor does not have to have one. He stated that he has lived there for seven years and never has had it on and did not know of the ordinance. He stated there are also streetlights in the area and he should not be required to have to light the residential light.

Gerald Buffington, 50 Ruel Avenue, stated that it does not seem fair that if you have a residential light you have to burn it but if you do not have one you do not have to install one.

Commissioner Klunk stated that they could address their concerns to the Penn Township Public Safety Committee on October 2, 2006 at 7:00 p.m.

APPROVAL OF THE MINUTES FROM THE PREVIOUS MEETING:

The minutes of the August 21, 2006 meeting of the Board of Commissioners were approved as submitted.

TOWNSHIP REPORTS - STANDING COMMITTEES:**Finance Committee - Commissioner Heilman**

Commissioners Heilman/Johnson moved to approve Township Warrants in the amount of \$1,071,267.21. Motion carried. Commissioner Klunk abstained from warrants for vendor #60.

Commissioners Heilman/Johnson moved to approve a request dated August 8, 2006 from the Hanover Jaycees for a waiver of the sign permit fee to place five temporary signs advertising the Halloween Parade. Motion carried.

Commissioners Heilman/Johnson moved to adopt the Police, Firefighter and Non-uniformed pension plans minimum municipal obligations for 2007. Motion carried.

Commissioners Heilman/Johnson moved to adopt Resolution No. 643, authorizing the establishment of the Penn Township Public Works Facility Construction account. Motion carried.

Commissioners Heilman/Johnson moved to approve a lease agreement with the South Western School District for the Steed's classroom. Motion carried.

Personnel Committee - Commissioner Heilman

Commissioners Heilman/Stauffer moved for the appointment of probationary firefighter Jason Kopp to regular status. Motion carried.

Public Works Committee - Commissioner Johnson

There were no additions or changes to the Engineer's Report.

Planning & Recreation Committee - Commissioner Johnson

There were no additions or changes to the Zoning Officers report.

Commissioners Johnson/Felix moved to approve a request dated July 13, 2006 from Derek Higgs for additional signage for a business in the residential zone. Motion carried.

Commissioners Johnson/Felix moved to approve a request dated August 21, 2006 from W. J. Stickler signs to replace a nonconforming sign with the same size sign. Motion carried.

Commissioners Johnson/Felix moved to approve a request dated August 16,

2006 from Group Hanover, Inc. for a waiver of land development requirements for Total Maintenance Solutions. Motion carried.

Commissioners Johnson/Felix moved to approve the quiet title stipulation with Stone Ridge Development Corporation for the paper street known as Park Street. They further moved to authorize the Solicitor to execute the stipulation. Motion carried.

The following subdivision and land development plans were formally filed:

- P06 – 18 – Stonewicke, LP
- P06 – 19 – Boyd W. Arnold (Deceased) & Rolda E. Arnold aka Rolda E. Becker
- P06 – 20 – Proposed Rutter's Farm Store #6
- P06 – 21 – Clyde E. & Annamae J. Martin

Commissioners Johnson/Felix moved to approve the following subdivision and land development plans:

- P06 – 17 – Penn Township Industrial Park Lot #7/Triple S Leasing Lot #5
- Motion carried.

Commissioners Johnson/Felix moved to approve the following extension requests that will expire on January 15, 2007:

- P05 – 04 – 21 Industrial Drive
- Motion carried.

Commissioners Johnson/Felix moved to approve the following extension requests that will expire on December 18, 2006:

- P05 – 09 – Bon Ton Plaza
 - P03 – 11 – Thornbury Hunt
- Motion carried.

Health & Sanitation – Commissioner Felix

Commissioners Felix/Stauffer moved to adopt Resolution No. 638, revising the official sewage facilities plan by including the South West Crossing Plan. Motion carried.

Commissioners Felix/Johnson moved to adopt Resolution No. 642, revising the official sewage facilities plan by including the Snyder's of Hanover plan. Motion carried with Commissioner Stauffer abstaining.

Commissioners Felix/Stauffer moved to award the emergency generator bid to Ross Industrial Services, York Haven, PA for bid price of \$34,945.00. Motion carried.

Public Safety Committee - Commissioner Stauffer

Commissioners Stauffer/Heilman moved to approve a request dated August 8,

2006 from the Hanover Area Jaycees requesting permission to hold the annual Halloween parade on October 26, 2006. Motion carried.

Commissioners Stauffer/Heilman moved to set trick or treat for Tuesday, October 24, 2006 from 6:00 p.m. to 8:00 p.m. Motion carried.

Commissioners Stauffer/Heilman moved to adopt the 2007 shelter agreement with Susquehanna Stray Animal Shelter.

Commissioners Stauffer/Heilman moved to adopt Ordinance No. 650, amending Section 127-25 parking prohibited at all times of the Penn Township Code. Motion carried 5-0 on a roll call vote.

Commissioner Stauffer reported that the Township received a classification of Class 4/8B from the Insurance Services Office, which was an improvement from the former classification of Class 5/9. According to Commissioner Stauffer, the community's fire suppression services are improving in the face of the demands of a changing environment. He offered his congratulations on this recognition of the commitment to serve the needs of the community's property owners and residents. ISO will advise its subscribing insurers of this classification change within the next 30 days and assign an effective date of January 1, 2007. This date allows insurers the necessary lead time to incorporate the Public Protection Classification change into their policy rating systems. Depending on the insurance company Penn Township residents may see a decrease in their insurance rates.

MANAGERS REPORT: There were no additions/corrections to his report.

OLD BUSINESS: None.

NEW BUSINESS: None.

PERSONS TO BE HEARD/CITIZENS COMMENTS: None

QUESTIONS FROM THE PRESS FOR THE COMMISSIONERS:

Questions from the press were received and answered.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Felix/Johnson moved for adjournment at approximately 7:20 P.M. Motion carried.

Respectively submitted,



Kristina J. Rodgers
Township Secretary

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
OCTOBER 16, 2006**

CALL TO ORDER - ROLL CALL - DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, October 16, 2006 at the Penn Township Municipal Building. President Klunk called the meeting to order at 7:00 P.M., with a roll call of members. Present were Commissioners Klunk, Stauffer, Johnson, and Heilman. Commissioner Felix was absent with notice. Also present were Solicitor Tilley, Manager Garvick, Police Chief Gilbert, Engineer Bortner and Zoning Officer Menges.

PLEDGE OF ALLEGIANCE TO THE FLAG FOLLOWED BY A PERIOD OF SILENT MEDITATION:

All in attendance stood for the Pledge of Allegiance to the flag, which was followed by a period of silent meditation.

ANNOUNCEMENTS:

President Klunk announced that following the public meeting this evening, the Board of Commissioners would convene in an executive session with the Solicitor for the purpose of discussing legal and/or personnel issues.

PERSONS TO BE HEARD/CITIZENS COMMENTS:

Scott Wagner, Penn Waste Inc., requested that the Board of Commissioners reconsider their current pay-as-you throw program so that all residents are required to purchase one trash bag per week. He would also like the Board to reject the proposed bids or award the bid for only one year. Penn Waste Inc. bid on the current refuse/recycling collection contract and was not the apparent low bidder and Mr. Wagner felt that the Township should consider his proposal before awarding the current bid. He provided a spread sheet showing York County municipalities that have bid trash contracts in the last several months. The Commissioners stated they would take his concerns under advisement.

John Maxwell, 17 Astoria Drive, requested that something be done to enhance the 911 system because when he called last week it took fifteen minutes to have the police dispatched. In addition they did not know that he was calling from Hanover. The Commissioners informed him that 911 was controlled by York County but he could speak with Chief Gilbert about the situation. Mr. Maxwell also wanted to know when the lines on Breezewood Drive were going to be painted on the turn. Commissioner Klunk stated that his concern would be forwarded to the Public Works Committee.

APPROVAL OF THE MINUTES FROM THE PREVIOUS MEETING:

The minutes of the September 18, 2006 meeting of the Board of Commissioners were approved as submitted.

TOWNSHIP REPORTS - STANDING COMMITTEES:**Finance Committee - Commissioner Heilman**

Commissioners Heilman/Johnson moved to approve Township Warrants in the amount of \$2,487,207.45. Motion carried. Commissioner Klunk abstained from warrants for vendor #60.

Personnel Committee - Commissioner Heilman

Commissioner Heilman had nothing to report.

Public Works Committee - Commissioner Johnson

There were no additions or changes to the Engineer's Report.

Commissioners Johnson/Stauffer moved to adopt Resolution No. 644, an application for a permit to install and operate a traffic signal at Baltimore Street and Clover Lane. Motion carried.

Commissioners Johnson/Stauffer moved to adopt Resolution No. 645, authorizing the traffic signal maintenance agreement with PENNDOT. Motion carried.

Commissioners Johnson/Stauffer moved to approve Public Works Facility change order number one in the amount of \$1,694 to Carl E. Frantz, Inc for a two-foot concrete riser. They further moved to approve Public Works Facility change order number two in the amount \$1,472 to Monacacy Valley Electric, Inc. for additional electrical circuitry to support a 30-amp receptacle. Motion carried.

Planning & Recreation Committee – Commissioner Johnson

There were no additions or changes to the Zoning Officers report.

Commissioners Johnson/Stauffer moved to approve a request dated September 20, 2006 from Loss-Stair Civil Engineering, Inc. for a waiver of the street design requirements, dead end streets, curves and double frontage lots for the Avion Subdivision plan. Motion carried.

Commissioners Johnson/Stauffer moved to approve a request dated September 21, 2006 from Loss-Stair Civil Engineering Inc., for a waiver of the storm water management requirements at 601 West Chestnut Street. Motion carried.

The following subdivision and land development plans were formally filed:

- P06-22 – 601 West Chestnut Street
- P06-23 – Brookside Avenue Townhouses

Commissioners Johnson/Heilman moved to approve the following subdivision and land development plans:

- P06 –16 – South Western School District Bus Depot Addition
- P06 – 22 – 601 West Chestnut Street
- P06 – 09 – Snyder’s of Hanover Office Addition
- P06 – 21 – Clyde and Annamae Martin, contingent upon compliance with York County Planning Commission comments.

Motion carried with Commissioner Stauffer abstaining from the Snyder's of Hanover plan.

Commissioners Johnson/Stauffer moved to approve the following extension requests that will expire on January 15, 2007:

- P03 – 03 – Bowman Tract Apartments
 - P03 – 15 – Pine Brooke Development
 - P03 – 23 – John & Martha Halter
 - P03 – 29 – Bon Ton Builders
 - P04 – 04 – Dave Humbert & Jack Cook
 - P04 – 25 – South Heights
 - P04 – 26 – Stonewicke
 - P05 – 12 – Baxter Investment Group, Inc.
 - P05 – 21 – Hillside Medical Center
 - P06 – 01 – Burkentine South
- Motion carried.

Commissioners Johnson/Stauffer moved to withdrawal subdivision plan P06-14 Charles Harrison, at the request of the developer. Motion carried.

Health & Sanitation – Commissioner Stauffer

On Monday, October 2, 2006 refuse and recycling collection bids were opened and publicly read aloud by Township Manager Jeffrey Garvick. The following bids were received:

<u>Bidder</u>		<u>Bid Amount</u>
York Waste Disposal, Inc. 1110 E. Princess Street York, PA 17403	Option #1	2007 – \$1.70 per bag
	Option #2	2007 - \$1.70 per bag 2008 - \$1.75 per bag

	Option #3	2007 - \$1.70 per bag 2008 - \$1.75 per bag 2009 - \$1.80 per bag
Penn Waste 1770 East Market Street York, PA 17402	Option #1	2007 - \$2.25 per bag
	Option #2	2007 - \$2.25 per bag 2008 - \$2.50 per bag
	Option #3	No Bid

Commissioners Stauffer/Johnson moved to award the refuse collection bid to York Waste Disposal Inc., York PA for a bid price of \$1.70 per bag for 2007, \$1.75 per bag for year 2008, and \$1.80 per bag for 2009. Motion carried.

Public Safety Committee - Commissioner Stauffer

Commissioners Stauffer/Johnson moved to approve the animal control agreement with Hemler Animal Control Service for 2007.

MANAGERS REPORT: There were no additions/corrections to his report.

OLD BUSINESS: None.

NEW BUSINESS: None.

PERSONS TO BE HEARD/CITIZENS COMMENTS: None


QUESTIONS FROM THE PRESS FOR THE COMMISSIONERS:

Questions from the press were received and answered.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Felix/Johnson moved for adjournment at approximately 7:18 P.M. Motion carried.

Respectively submitted,


Kristina J. Rodgers
Township Secretary

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
NOVEMBER 20, 2006**

CALL TO ORDER - ROLL CALL - DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, November 20, 2006 at the Penn Township Municipal Building. President Klunk called the meeting to order at 7:00 P.M., with a roll call of members. Present were Commissioners Klunk, Stauffer, Johnson, Felix and Heilman. Also present were Solicitor Tilley, Manager Garvick, Police Chief Gilbert, Engineer Bortner and Zoning Officer Menges.

PLEDGE OF ALLEGIANCE TO THE FLAG FOLLOWED BY A PERIOD OF SILENT MEDITATION:

All in attendance stood for the Pledge of Allegiance to the flag, which was followed by a period of silent meditation.

ANNOUNCEMENTS:

President Klunk announced that following the public meeting this evening, the Board of Commissioners would convene in an executive session with the Solicitor for the purpose of discussing legal and/or personnel issues.

PERSONS TO BE HEARD/CITIZENS COMMENTS:

William and Dana Heston, 823 York Street, asked the Commissioners to provide an answer to the pending issue of eminent domain involving their property. They stated they have not been allowed to meet with the Township to discuss the matter. Commissioner Klunk informed them that they could discuss their concerns with the commissioners at the Public Works Committee meeting on December 5, 2006. Two individuals from out of the area then spoke to the Board supporting the Hestons.

Dale Oaks, 30 Lexington Drive, wanted to address the Board regarding problems with the development on Lexington Drive and the surrounding area. The neighbors are concerned because the developer has not finished the roads and the vegetation on the hill to the rear of the properties is not growing adequately. They were told to present their concerns and comments to the Public Works Committee on December 5, 2006.

APPROVAL OF THE MINUTES FROM THE PREVIOUS MEETING:

Commissioner Stauffer noted that the minutes of the last meeting should be changed to reflect that Stauffer/Johnson motioned to adjourn the meeting. The minutes of the October 16, 2006 meeting of the Board of Commissioners were then approved as corrected.

TOWNSHIP REPORTS - STANDING COMMITTEES:Finance Committee - Commissioner Heilman

Commissioners Heilman/Johnson moved to approve Township Warrants in the amount of \$1,575,463.52. Motion carried.

Commissioners Heilman/Johnson moved to approve a request from South Western Lacrosse for a waiver of the sign permit fee to advertise their registration night. Motion carried.

Commissioner Heilman presented the first reading of the proposed 2007 budget. He stated that the General Fund projected revenues are \$8,105,500 while the expenditures are projected to be \$8,262,211. The Highway Aid revenues and expenditures are projected to be \$477,790. The Sewer Account revenues and expenditures are projected to be \$3,710,770. The budget will be presented for public display on December 5, 2006 during normal business hours at the municipal office.

Personnel Committee - Commissioner Heilman

Commissioner Heilman had nothing to report.

Public Works Committee - Commissioner Johnson

Commissioner Johnson had nothing to report

Planning & Recreation Committee – Commissioner Johnson

There were no additions or changes to the Zoning Officer's report.

Commissioners Johnson/Felix moved to deny a request received October 23, 2006 from Ivan C. Dutterer Inc. for a waiver of the land development requirements to pave an additional eight parking spaces. Motion carried.

Commissioners Johnson/Felix moved to approve a request dated September 8, 2006 from Carolyn and Noah Baublitz for a temporary waiver of the requirement for residential sidewalks and curbs at 210 Bankert Road. Motion carried.

The following subdivision and land development plans were formally filed:

P06 – 24 – Homewood Retirement Center at Plum Creek – Phase D

P06 – 25 – Peter and Penny Filus

P06 – 26 – Martins Ridge Subdivision

Commissioners Johnson/Felix moved to approve the following subdivision and land development plans:

P05 – 12 – Baxter Investment Group Inc.
P06 – 03 – Eisenhower Shopping Village
P06 – 18 – Stonewicke, Limited Partnership
Motion carried.

Commissioners Johnson/Felix moved to approve the following extension requests that will expire on January 15, 2007:

P02 – 28 – Carlisle Crossing
Motion carried.

Commissioners Johnson/Felix moved to approve the following extension requests that will expire on February 19, 2007:

P01 – 28 – High Point @ Rojen Farms (South Portion)
P03 – 06 – Brookside Heights
P03 – 20 – Wallen Tract Apartments/South West Crossing
P03 – 30 – Mustang Pointe
P05 – 15 – Avion
P06 – 10 – High Pointe @ Rojen Farm
P06 – 15 – Whispering Run
Motion carried.

Health & Sanitation – Commissioner Felix

Commissioners Felix/Stauffer moved to approve an agreement with the Pennsylvania Department of Environmental Protection for a Section 902 Recycling Development and Implementation Grant in the amount of \$58,175. Motion carried.

Commissioner Felix stated that the recycling center will close November 22, 2006 at 4:30 PM and will remain closed through the Thanksgiving holiday November 23, 24, 25, and 26. The recycling center will reopen on November 27, 2006 at 8:00 AM. Christmas wrap drop-off will be held at the wastewater treatment plant on December 27, 28, and 29 from 8:00 AM to 4:00 PM and on December 30 from 8:00 AM to Noon.

Public Safety Committee - Commissioner Stauffer

Commissioners Stauffer/Heilman moved to deny a request dated September 8, 2006 from Carolyn and Noah Baublitz for a waiver of the residential streetlight requirement at 210 Bankert Road. Motion carried.

Commissioners Stauffer/Heilman moved to approve an agreement with the Penn Township Volunteer Emergency Services for the purpose of providing emergency response and support services to the Township of Penn. Motion carried.

MANAGERS REPORT: There were no additions/corrections to his report.

OLD BUSINESS: None.

NEW BUSINESS: None.

PERSONS TO BE HEARD/CITIZENS COMMENTS:

Suzanne Johnson, 18 Lexington Drive, wanted to know which meeting she needed to attend to discuss the failure of the developer to finish the roads in her development. Manager Garvick explained to Ms. Johnson that the Township is holding a bond for the improvements, which will expire in April of 2007. The Township has the choice of holding the bond and waiting for the developer to complete the improvements or drawing on the bond and finishing the improvements. The Township cannot take care of the streets until such time as the streets are approved by the Township Engineer and adopted by Ordinance by the Commissioners.

QUESTIONS FROM THE PRESS FOR THE COMMISSIONERS:

There were no questions from the press.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Stauffer/Johnson moved for adjournment at approximately 7:24 P.M. Motion carried.

Respectively submitted,



Kristina J. Rodgers
Township Secretary

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
DECEMBER 18, 2006**

CALL TO ORDER - ROLL CALL - DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, December 18, 2006 at the Penn Township Municipal Building. President Klunk called the meeting to order at 7:00 P.M., with a roll call of members. Present were Commissioners Klunk, Stauffer, Johnson, Felix and Heilman. Also present were Solicitor Jones, Manager Garvick, Police Chief Gilbert, Engineer Bortner and Zoning Officer Menges.

PLEDGE OF ALLEGIANCE TO THE FLAG FOLLOWED BY A PERIOD OF SILENT MEDITATION:

All in attendance stood for the Pledge of Allegiance to the flag, which was followed by a period of silent meditation.

ANNOUNCEMENTS:

President Klunk announced that a meeting of the personnel committee was held on December 13, 2006 for the purpose of discussing performance evaluations. Also, following the public meeting this evening, the Board of Commissioners would convene in an executive session with the Solicitor for the purpose of discussing legal and/or personnel issues.

STATEMENT OF CENTER STREET IMPROVEMENTS:

Commissioner Klunk read aloud the following press release: "Penn Township has not exercised its eminent domain authority regarding the Heston property located at the intersection of Center Street and York Street (Rt. 116) for intersection improvements. If the Township considers eminent domain, it must do so at a public meeting. The Township has not even begun such discussions, and certainly has not decided to use eminent domain powers to acquire the Heston property. Recent publicity regarding the possible use of eminent domain in this matter seems to be related to grandstanding than to the reality of events in Penn Township. The Penn Township Board of Commissioners is concerned that the persistence of rumors regarding eminent domain issues might confuse the public. Penn Township is asking the press to publicize that Penn Township has not taken any steps to exercise eminent domain, and the rumors to the contrary are incorrect." Copies were provided to the press.

PERSONS TO BE HEARD/CITIZENS COMMENTS:

William Heston, 823 Center Street, stated he was informed by the Township that his property would be taken by eminent domain and that York County Commissioner

Steve Chronister was here to speak on his behalf.

Steve Chronister, 2310 Fairview Drive, York, York County Commissioner, stated that he was here has an individual and was not representing the views of the York County Commissioners. He is representing the Hestons and their children. He has a background in developing real estate and served as a Township Supervisor for twelve years before becoming a County Commissioner. He is here to ask that the Heston property not be taken by eminent domain but rather to request that the developer be made to negotiate with the Hestons. He stated that eminent domain will be a long drawn out process like it has been in York County with the Lauxmont Farm. The Hestons are seeking legal advice from the same law firm representing the Kohr's. He stated that the land development plan is worth five to ten millions dollars to the developer. He also stated that "these people (Hestons) were willing to sell for fair market value, for appraised value, when it goes to a jury its going to be just compensation, it going to be replacement value, they are going to be compensated their attorney's fees" The responsibility needs to be put back on the developer. He felt that the Board of Commissioners should tell the Hestons that they would not be taking their house by eminent domain.

Ron Kohr then informed the Board that his family owns Lauxmont Farms and that the Commissioners should tell the Hestons they are not considering taking their property by eminent domain. He mentioned other eminent domain cases through York County and the unsuccessful reelection of those officials who approved it.

Linda Madison, 2112 Smith Station Road, formerly, 10 South Center Street, stated that she owned the house opposite the Heston's and was told by Mr. Burkentine that if she did not sell the property he would pursue eminent domain. She sold her house and since then Mr. Burkentine has been renting the home.

Laura Kohr, Lauxmont Farms, requested that the Commissioners not take the Heston's property through eminent domain.

Greg Smith, 721 Bankert Road, owns property in front of Burkentine and Sons on Bankert Road. He is concerned about what would happen if Burkentine needs right-of-way to that property. Would he lose his house?

There were no further comments from any citizen.

APPROVAL OF THE MINUTES FROM THE PREVIOUS MEETING:

The minutes of the November 20, 2006 meeting of the Board of Commissioners were approved as submitted.

TOWNSHIP REPORTS - STANDING COMMITTEES:

Finance Committee - Commissioner Heilman

Commissioners Heilman/Johnson moved to approve Township Warrants in the amount of \$1,623,639.53. Commissioner Klunk abstained for warrants for vendor #60. Motion carried.

Commissioners Heilman/Johnson moved to approve a request dated October 18, 2006 from South Hanover Little League for a waiver of the building permit fees for a storage building. Motion carried.

Commissioners Heilman/Johnson moved to approve a request received November 6, 2006 from the West Manheim Lions Club for a waiver of the sign permit fee to advertise their Christmas tree sale at Grandview Plaza. Motion carried.

Commissioners Heilman/Johnson moved to approve a request dated November 13, 2006 from Buckley Chiropractic for a waiver of the sign permit fee to advertise collections for God's Meal Barrel. Motion carried.

Commissioners Heilman/Johnson moved to adopt Resolution No. 647, a resolution authorizing the participation in the PA Capital City automotive and equipment contract that is administered by the City of Harrisburg. Motion carried.

Commissioner Heilman stated that the real estate tax and all other taxes in Penn Township will remain the same for 2007 but there is an eight percent increase in revenues and expenditures over 2006. There is an increase in debt service for the new public works building, which increased the amount for 2007 to \$187,323. He further stated that the sewer budget decreased by 12% in revenues and expenditures. He stated that there was already a nice article published in the Evening Sun regarding the Township's 2007 budget.

Personnel Committee - Commissioner Heilman

Commissioner Heilman had nothing to report.

Public Works Committee - Commissioner Johnson

There were no additions or changes to the Engineer's Report.

Planning & Recreation Committee – Commissioner Johnson

There were no additions or changes to the Zoning Officer's report.

Commissioners Johnson/Felix moved to deny a request dated November 13, 2006 from Bruce L. Jones Contractor for a waiver of the land development requirements for a new building. Motion carried.

Commissioners Johnson/Felix moved to deny a request dated November 21, 2006 from Staff Music and Amusements for a waiver of the land development requirements for additional paving at 581 West Chestnut Street. Motion carried.

Commissioners Johnson/Felix moved to approve a request dated November 22, 2006 from the South Western School District for a waiver of Article VII Storm Water Management Requirements and Article IV Environmental Impact Study for their final land development plan submission. Motion carried.

Commissioners Johnson/Felix moved to approve a request dated October 18, 2006 from South Hanover Little League for a waiver of land development requirements for a storage building. Motion carried.

The following subdivision and land development plans were formally filed:

P06 – 27 – South Western School District Stadium Improvements.

Commissioners Johnson/Felix moved to approve the following subdivision and land development plans:

P06 – 24 – Homewood Retirement Center at Plum Creek – Phase D

P06 – 27 – South Western School District Stadium Improvements

Motion carried.

Commissioners Johnson/Felix moved to approve the following extension requests that will expire on March 19, 2007:

P03 – 05 – Breezewood Drive Project

P03 – 11 – Thornbury Hunt

P06 – 19 – Boyd W. Arnold (Deceased) & Rolda E. Arnold aka Rolda E. Becker

P06 – 20 – Proposed Rutter's Farm Store #6

Motion carried.

Health & Sanitation – Commissioner Felix

Commissioners Felix/Stauffer moved to adopt Resolution No. 646, revising the official sewage facilities plan by including the Rolda E. Becker subdivision plan. Motion carried.

Commissioner Felix stated that the Township would begin using York Waste as its trash hauler on January 1, 2007. The Township will be having Christmas wrap recycling at the Waste Water Treatment Plant on December 27, 28, 29, 2006 from 8:00 a.m. to 4:00 p.m. and on December 30, 2006 from 8:00 a.m. to noon. The recycling drop-off center will be closed from December 22, 2006 at 4:30 p.m. to Wednesday, December 27, 2006 at 8:00 a.m. for the Christmas holiday. It will be closed on Saturday, December 30, 2006 at 3:00 p.m. and reopen January 3, 2007 at 8:00 a.m. in

observance of the New Year's holiday.

Public Safety Committee - Commissioner Stauffer

On Wednesday, December 13, 2006 bids were publicly opened and read aloud by the Hanover Borough Council for police cruisers, including two for Penn Township. The following bids were received:

Bidder	Bid Amount
Winner Ford Cherry Hill, NJ	\$40,067 including trade in
Gene Latta Ford Hanover, PA	\$38,908 including trade in

Commissioners Stauffer/Heilman moved to award the police vehicle bids to Gene Latta Ford, Hanover, PA for a bid price, including trade in, of \$38,908. Motion carried.

MANAGERS REPORT: There were no additions/corrections to his report.

OLD BUSINESS: None.

NEW BUSINESS: None.

PERSONS TO BE HEARD/CITIZENS COMMENTS:

Bruce Jones, Bruce Jones Contractor, requested an explanation of why his request was denied for a waiver of a land development plan. The Commissioners stated they wanted to see a land development plan of the proposed improvements.


QUESTIONS FROM THE PRESS FOR THE COMMISSIONERS:

There were no questions from the press.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Stauffer/Johnson moved for adjournment at approximately 7:23 P.M. Motion carried.

Respectively submitted,


Kristina J. Rodgers
Township Secretary

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
DECEMBER 28, 2006**

CALL TO ORDER-ROLL CALL-DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Thursday, December 28, 2006, at the Penn Township Municipal Building. President Klunk called the meeting to order at 7:00 P.M. with a roll call of members. Present were Commissioners Klunk, Felix, Johnson and Heilman. Commissioner Stauffer was absent with notice. Also present was Manager Garvick.

PLEDGE OF ALLEGIANCE TO THE FLAG FOLLOWED BY A PERIOD OF SILENT MEDITATION:

All in attendance stood for the Pledge of Allegiance to the flag, which was followed by a period of silent meditation.

ANNOUNCEMENTS: Commissioner Klunk read the announcement of the executive session held following the Board of Commissioners meeting on December 18, 2006. He announced that a personnel session was held prior to this meeting to interview Civil Service candidates and a brief executive session would be held following this meeting to discuss pending legal issues.

PERSONS TO BE HEARD/CITIZENS COMMENTS: None

PUBLIC HEARING 2007 BUDGET:

Commissioner Heilman conducted the public hearing for the 2007 budget. He stated that the 2007 budget is balanced. He noted that the price of the refuse bag would increase from \$2.75 to \$3.25, effective January 1, 2007, because the Township's hauling fees will almost double beginning then. Bulk item pick up will continue as a part of refuse pickup.

There were no Penn Township residents at the meeting who wished to comment on the 2007 Budget.

Commissioners Heilman/Johnson moved to adopt Ordinance No. 651, the 2007 Budget. Motion carried on 4-0 roll call vote.

Commissioners Heilman/Johnson moved to adopt Ordinance No. 652 setting the Real Estate Tax rate for 2007 at 1.99 mills. Motion carried on a 4-0 roll call vote.

Commissioners Heilman/Johnson moved that the Manager be authorized to balance all 2006 funds by transferring surplus funds to those accounts showing deficits.

Motion carried.

Commissioners Heilman/Johnson moved to adopt Resolution No. 648 setting the rates of pay and various benefits for Management and compensation for other non-contracted personnel for the calendar year 2007. Motion carried.

Commissioners Heilman/Johnson moved to adopt Resolution No. 649 providing a schedule of fees for permits and services provided by Penn Township. Motion carried.

TOWNSHIP REPORTS - STANDING COMMITTEES:

Finance Committee - Commissioner Heilman

Commissioners Heilman/Johnson moved to approve Township Warrants in the amount of \$1,715,879.48. Motion carried.

Commissioners Heilman/Johnson moved to adopt Resolution No. 650 appointing Beard Miller Company as Township Auditor and setting compensation for services rendered. Motion carried.

Personnel Committee - Commissioner Heilman

Commissioners Heilman/Johnson moved to appoint Fred Stine to the Penn Township Zoning Hearing Board, said term to expire in January 2012. Motion carried.

Public Works Committee - Commissioner Johnson

Commissioner Johnson had nothing to report.

Planning & Recreation Committee - Commissioner Johnson

Commissioner Johnson had nothing to report.

Health & Sanitation - Commissioner Felix

Commissioners Felix/Johnson moved to adopt Resolution No. 651, revising the official sewage facilities plan by including the 21 Industrial Drive subdivision plan. Motion carried.

Public Safety Committee – Commissioner Heilman

Commissioner Heilman had nothing to report.

OLD BUSINESS: None

NEW BUSINESS:

Commissioners Heilman/Johnson moved for the adoption of Ordinance No. 653 Setting the Time and Place of the Regular Meeting of the Penn Township Board of Commissioners for 2007. Motion carried on 4-0 roll call vote.

PERSONS TO BE HEARD/CITIZENS COMMENTS: None

QUESTIONS FROM THE PRESS FOR THE COMMISSIONERS:

There was no press present for the meeting.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Heilman/Johnson moved for adjournment at approximately 7:12 P.M. Motion carried.

Respectively submitted,



Kristina J. Rodgers
Township Secretary