

**MINUTES
BOARD OF COMMISSIONERS PUBLIC MEETING
FEBRUARY 20, 2023**

CALL TO ORDER – ROLL CALL – DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, February 20, 2023. President Brown called the meeting to order at 7:00 p.m. with a roll call of members. Present were Commissioners Allison, Berlingo, Elksnis, Heiland, and Brown. Also present were Solicitor Doyle, Township Manager Rodgers, Police Chief Hettinger, Township Engineer Bortner, Zoning Officer Smith, and Township Secretary Sweeney.

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 Brown announced that an executive session was held following the Health & Sanitation Committee meeting on February 6, 2023, to discuss legal and personnel issues. He also announced that after the public meeting this evening the Board of Commissioners would convene in an executive session with the Solicitor to discuss personnel, and other legal matters involving attorney/client privilege.

APPROVAL OF THE MINUTES:

The minutes of the January 16, 2023, Board of Commissioners meeting were approved as submitted.

PERSONS TO BE HEARD – CITIZEN’S COMMENTS: There were none.

TOWNSHIP REPORTS – STANDING COMMITTEES:

Public Safety – Commissioner Elksnis:

Commissioners Elksnis/Heiland moved to adopt Ordinance 851, Amending Ordinance 590 prohibiting the use of skateboards and rollerblades on public streets, on any property owned by the Township and within rights-of-ways of the Township of Penn to include electrically assisted pedestrian transporters. Motion carried on a roll call vote.

Public Works & Recreation – Commissioner Heiland:

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

The MS4/Stormwater Inspector is available Monday through Friday from 7:00 am to 3:30 pm to answer any questions.

Commissioners Heiland/Elksnis moved to approve an agreement with C.S. Davidson for engineering services for the Barnhart Drive Culvert Replacement-Phase 2. Motion carried.

Planning – Commissioner Heiland:

Commissioners Heiland/Elksnis moved to reduce the bond amount for AquaPhoenix Scientific from \$535,769.05 to \$105,752.65. Motion carried.

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

The following Subdivision and Land Development plan was submitted for formal filing:

SL23-01 South Western School District

Commissioners Heiland/Allison moved to approve a request for preliminary plan approval for SL22-09 York Road Investments, LLC, with the condition the following requirements will be met:

~The approved Post-Construction Stormwater Management Plan (PCSWMP) shall be submitted to the Township. (S.401.E.1).

~A soil erosion and sediment control plan, as prepared for, reviewed, and approved by the York County Conservation District shall be provided to the Township (S.401.E.5).

Motion carried.

Commissioners Heiland/Berlingo moved to approve the following extension requests to expire on May 15, 2023.

SL17-10 Mustang Pointe

SL21-05 Elsner Engineering Works, Inc.

SL22-01 Water Street Four, LLC.

SL22-03 Panther Cat, LLC.

SL22-14 High Pointe @ Rojen Farms, Penn South S4

Motion carried.

Personnel – Commissioner Heiland:

Commissioners Heiland/Elksnis moved for the appointment of Police Officer Jeremiah Zech from probationary patrol officer to regular status effective March 12, 2023. Motion carried.

Commissioners Heiland/Berlingo moved to accept the resignation of James Lumadue from the Penn Township Planning Commission. Motion carried.

Finance – Commissioner Allison:

Commissioners Allison/Heiland moved to approve Township warrants in the amount of \$3,040,909.91. Commissioner Allison abstained from warrants for vendor #3457. Motion carried.

Commissioners Allison/Elksnis moved to adopt Resolution No. 999, reducing employee contributions to the firefighters pension plan for the year 2023. Motion carried.

Commissioners Allison/Heiland moved to adopt Resolution No. 1000, setting the rate of pay for the Superintendent for the Waste Water Treatment Plant. Motion carried.

Commissioners Allison/Heiland moved to approve a request dated February 8, 2023, from Hanover Land Services for a waiver of the Subdivision and Land Development fees for South Western School District. Motion carried.

Commissioners Allison/Heiland moved to approve a request from Penn Township for a waiver to permit fees for the installation of a sign on Wilson Avenue. Motion carried.

Commissioners Allison/Heiland moved to award the contract for Pre-Mixed Bituminous Concrete for the period of April 1, 2023 to March 31, 2024 to York Materials Group LLC, 950 Smile Way, York PA 17404 at the following bid price as quoted:

FOB Plant

Pre-mixed Bituminous Stock Pile Material	\$110.00 per ton
9.5 mm Superpave Surface Course	\$ 70.65 per ton
19 mm Superpave Surface Course	\$ 64.05 per ton
25 mm Superpave Base Course	\$ 61.05 per ton

FOB JOB

9.5 mm Superpave Surface Course	\$ 77.20 per ton
25 mm Superpave Base Course	\$ 67.60 per ton

Motion carried.

Commissioners Allison/Berlingo moved to award the contract for Crushed Stone for the period of April 1, 2023 to March 31, 2024 to Vulcan Construction Materials, LP, 875 Oxford Avenue, Hanover, PA 17331 at the following bid price as quoted:

Delivery only in full truck load quantities to job locations as specified at time of delivery in Penn Township	\$ 4.05 per ton
Screenings (AASHTO #10)	\$ 17.50 per ton
PA 2A Stone & RC Stone	\$ 10.05 per ton
Sand & Crushed Stone Anti-Skid Type 2	\$ 14.80 per ton
1B Stone (AASHTO #8) & HE6 Stone (AASHTO #9)	\$ 18.50 per ton
2B Stone (AASHTO #57)	\$ 14.50 per ton

All Other Stone Including 4" Ballast (AASHTO #1) \$ 14.50 per ton
 Rip-Rap \$ 19.75 per ton
 Motion carried.

Commissioners Allison/Berlingo moved to award the contract for Petroleum Products for the period of April 1, 2023 to March 31, 2024 at the following price as quoted:

Mid-Atlantic Cooperative Solutions d/b/a Aero Energy, 230 Lincoln Way East, New Oxford, PA 17350

Regular Lead-Free Minimum 87 Octane Gasoline, Exclusive of Tax \$ 2.7230 per gallon
 Diesel Oil No. 2, Straight Run \$ 3.5492 per gallon
 Motion carried.

PPC Lubricants Inc., 305 Micro Drive, Jonestown, PA 17038

#5-20 Motor Oil Universal, Multi-grade in 55-gallon drums \$10.89 per gallon
 #15-40 Motor Oil Universal, Multi-grade in 55-gallon drums \$11.89 per gallon
 #10-20 Hydraulic Oil/Low Foaming Action, in 55-gallon drums \$10.86 per gallon
 Motion carried.

Commissioners Allison/Elksnis moved to award the contract for Traffic Line Painting for the period of April 1, 2023 to March 31, 2024 to Alpha Space Control Co., Inc, 1580 Gabler Road, Chambersburg, PA 17201 at the following bid price as quoted:

Center Traffic Line Painting –
 Two four-inch Yellow Lines \$ 0.1420 per linear foot
 Lane Line & Edge Line Painting –
 One four-inch White Line Solid or Dashed \$ 0.0720 per linear foot
 Motion carried.

Commissioners Allison/Heiland moved to award the contract for Snow and Ice Rock Salt for the period of May 31, 2023 to May 31, 2024 to Deicing Depot, 1580 NW Third Street, Deerfield Beach, FL 33442 in bulk at the following bid price as quoted:

Delivery before July 01, 2023 \$76.39 per ton
 Delivery before October 01, 2023 \$77.18 per ton
 Delivery after October 01, 2023 \$78.76 per ton
 Motion carried.

Commissioners Allison/Berlingo moved to award the contract for Street Milling for the period of April 1, 2023 to March 31, 2024 to Kinsley Construction, Inc., 1110 E. Princess Street, York PA 17403, for the bid price of \$2.25 per square yard. Motion carried.

Commissioners Allison/Elksnis moved to award the contract for Sodium Hypochlorite 12% in drums for the period of April 1, 2023 to March 31, 2024 to Univar Solutions USA, Inc., 200 Dean Sievers Place, Morrisville, PA 19067, for \$0.4241 per pound. Motion carried.

Commissioners Allison/Heiland moved to award the contract for Liquid Polyaluminum Chloride for the period of April 1, 2023 to March 31, 2024 to USALCO Baltimore Plant, LLC., 2601 Cannery Avenue, Baltimore, MD 21226, 36,000 gallons for the bid price of \$2.4713 per gallon. Motion carried.

Health & Sanitation – Commissioner Berlingo:

Commissioners Berlingo had nothing to report.

MANAGER’S REPORT:

There were no additions or changes to the Manager’s Report.

OLD BUSINESS: None.

NEW BUSINESS: Commissioner Brown reported that he would like to begin discussion of the process of moving the administration and zoning offices from 20 Wayne Avenue to the Public Works facility on Wilson Avenue.

PERSONS TO BE HEARD/CITIZEN’S COMMENTS: Mr. Leonard Rice, 125 Hirtland Avenue, had questions regarding the status of the new Penn Township sign on Wilson Avenue. Commissioner Elksnis addressed his questions.

QUESTIONS FROM THE PRESS: None.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Brown/Heiland moved for adjournment at approximately 7:25 p.m. Motion carried.

Respectfully submitted,

Donna M. Sweeney,
Township Secretary