

**MINUTES
BOARD OF COMMISSIONERS PUBLIC MEETING
JUNE 19, 2023**

CALL TO ORDER – ROLL CALL – DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, June 19, 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, Police Lieutenant Merwede, Township Engineer Bortner, Zoning Officer Smith, and Township Secretary Sweeney. Township Manager Rodgers was present via cell phone.

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 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.

Commissioner Brown reported that Mr. Christopher Lockard's Memorial Service was held last week, he commended the work he did for Hanover Borough and for the Fire Commission.

APPROVAL OF THE MINUTES:

The minutes of the May 15, 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/Berlingo moved to approve the South Western School District Memorandum of Understanding. Motion carried.

Public Works & Recreation – Commissioner Heiland:

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

Commissioners Heiland/Berlingo moved to approve an agreement with Robert B. Hayes, Jr., and Kimberly M. Colson for the permanent right of way for roadway improvements along Blettner Avenue. Motion carried.

Commissioners Heiland/Berlingo moved to approve an agreement with Martin H. Becker and Sondra R. Becker for the permanent right of way for the Oil Creek Stream Bank Stabilization project. Motion carried.

Commissioners Heiland/Berlingo moved to adopt Resolution No. 1007, Extending the term of the amended and Restated Intergovernmental Cooperation Agreement for the Implementation of the York County Regional Chesapeake Bay Pollutant Reduction Plan. Motion carried.

Commissioners Heiland/Berlingo moved to accept the Maintenance Bond in the amount of \$192,218.08 for the Thornbury Hunt Development. Motion carried.

Commissioners Heiland/Berlingo moved to adopt Resolution No. 1008, accepting the dedication of tracts of land and sewer lines and authorizing the filing of the appropriate Deeds of Dedication with the Recorder of deeds Office in and for York County, Pennsylvania. Motion carried.

Commissioners Heiland/Elksnis moved to adopt Ordinance No. 854, adopting as public roads portions of Beck Mill Road, Brian Lane, Granite Lane, Onyx Drive, and Quartz Ridge Road. Motion carried 5-0 on a roll call vote.

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

Planning – Commissioner Heiland:

Commissioners Heiland/Allison moved to set the bond amount for Hanover Terminal, Inc., 201 Center Street Land Development Plan at \$219,223.13. Motion carried.

Commissioners Heiland/Elksnis moved to reduce the performance bond amount for High Pointe at ROJEN Farms Penn South Phase S4 from \$1,539,239.90 to \$1,102,316.60. Motion carried.

Commissioners Heiland/Berlingo moved deny a request dated May 13, 2023, from Hanover Land Services for a waiver to Section 605 – Landscaping and Bufferyards for Liberty Restoration & Construction LLC Subdivision & Land Development Plan. Motion carried.

Commissioners Heiland/Allison moved approve a request dated May 24, 2023, from Rettew Associates for a waiver to Article 3.304 – Referral of Plan for Hanover Foods Freezer Expansion Land Development Plan. Motion carried.

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

There were no Subdivision and Land Development plans submitted for formal filing.

Commissioners Heiland/Berlingo moved to approve the following Subdivision and Land Develop Plan:

SL23-03 Hanover Terminal, Inc., 201 Center Street
Motion carried.

Commissioners Heiland/Berlingo moved to approve the following extension requests to expire on September 18, 2023:

SL22-07 Carroll County Christian Center
SL22-10 934 Baltimore Street-Cody Bentzel
SL22-11 Liberty Restoration & Construction LLC
SL22-15 WAWA Food Market & Fueling Station
Motion carried.

Personnel – Commissioner Heiland:

Commissioners Heiland/Berlingo moved to appoint Jeremy Shry to the Planning Commission, said term to expire May 2024. Motion carried.

Finance – Commissioner Allison:

Commissioners Allison/Heiland moved to deny a request dated May 17, 2023, from Barley Snyder on behalf of York Road Investments, LLC, requesting a waiver/refund of the Subdivision and Land Development fee increase of 2023. Motion carried.

Commissioners Allison/Heiland moved to approve Township warrants in the amount of \$1,423,501.48. Motion carried with Commissioner Allison abstaining from warrants for vendor #3457.

Commissioners Berlingo/Heiland moved to approve Township warrants for vendor #3457. Motion carried with Commissioner Allison abstaining.

Health & Sanitation – Commissioner Berlingo:

Commissioners Berlingo/Heiland moved to approve agreements with Randall G. Culp and Holly J. Culp, John M. Lokka, J.A. Myers Building and Development, Inc., by statutory merger with Royal Building, Inc., and South Heights Manor, LP, by its General Partner, Joseph A. Myers Land Investor, LLC by its Sole Member, for the permanent public utility, sanitary sewer easement. Motion carried.

Commissioners Berlingo/Heiland moved to adopt Ordinance No. 855, accepting the dedication of certain sanitary sewer facilities to that portion of Penn Township consisting of Thornbury Hunt. Motion carried 5-0 on a roll call vote.

Commissioners Berlingo/Heiland moved to approve Conewago Enterprises, Change Order No. 2, for the Oak Hills/Hershey Heights Sanitary Sewer Installation in the amount of \$17,536.07. Motion carried with Commissioner Brown abstaining.

MANAGER'S REPORT:

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

OLD BUSINESS: None.

NEW BUSINESS: None.

PERSONS TO BE HEARD/CITIZEN'S COMMENTS: None.

QUESTIONS FROM THE PRESS: None.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Brown/Heiland moved for adjournment at approximately 7:22 p.m. Motion carried.

Respectfully submitted,

Donna M. Sweeney,
Township Secretary