

**MINUTES
BOARD OF COMMISSIONERS PUBLIC MEETING
JULY 17, 2023**

CALL TO ORDER – ROLL CALL – DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, July 17, 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 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 there was an executive session held following the July 3, 2023, Health and Sanitation Committee meeting, and on July 7, 2023, to discuss personnel matters. On July 11, 2023, a Loudermill hearing was held.

Commissioner Brown announced that the Public Safety, Public Works, Finance, and Health and Sanitation Committee meetings will be held on Monday, August 7, 2023, at 6 p.m.

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 June 19, 2023, Board of Commissioners meeting were approved as submitted.

PERSONS TO BE HEARD – CITIZEN'S COMMENTS: Ms. Donna Boone, 204 Jasmine Drive, was present to express her concern for the third consecutive summer with the retention area next to her property. The property has not been maintained. Zoning Officer Smith addressed her concern and explained the process.

Ms. Villette Maynor, 134 Moore Drive, expressed her concern with the retention pond behind her property on Gardenia Drive. She stated that her property floods because the stream is not maintained.

YORK COUNTY RAIL TRAIL PRESENTATION: Gwen Loose, Executive Director, York County Rail Trail was present to provide an update on current events with the Rail Trail Authority.

TOWNSHIP REPORTS – STANDING COMMITTEES:

Public Safety – Commissioner Elksnis:

Commissioners Elksnis/Allison moved to approve a request dated June 1, 2023, from the Hanover Public School District to conduct their annual Homecoming Parade on Friday, September 29, 2023. Motion carried.

Public Works & Recreation – Commissioner Heiland:

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

Commissioners Heiland/Berlingo moved deny a request dated May 26, 2023, from David Colgan for waivers to easements on his property to install a shed. Motion carried.

Commissioners Heiland/Elksnis moved to approve an agreement with Hanover Land Services, Inc. for the Stormwater Best Management Practices Retrofit Project. Motion carried.

Commissioners Heiland/Berlingo moved to approve an agreement with York County Stormwater Consortium for the Stormwater Best Management Practices Retrofit Project. Motion carried.

Commissioners Heiland/Berlingo moved to approve an agreement with Hanover Land Services, Inc. for Stormwater services. Motions carried.

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/Elksnis moved to set the bond amount for Stonewicke – Phase IV Land Development Plan at \$682,003.30. Motion carried.

Commissioners Heiland/Berlingo moved to approve a request dated June 23, 2023, from Frederick, Seibert & Associates, Inc. for a waiver of exemption for a Land Development Plan and Stormwater Management Plan for Homewood at Plum Creek. 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.

There were no Subdivision and Land Development Plans for approval.

Commissioners Heiland/Berlingo moved to approve the following extension requests to expire on October 16, 2023:

SL22-12 Holland Construction – 100 Blettner Avenue
SL22-13 Stonewicke – Phase IV
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/Berlingo moved to approve a request dated June 4, 2023, from Saint Joseph Parish for waivers to the permit fees for their annual yard sale fundraiser to be held on Saturday, July 29, 2023. Motion carried.

Commissioners Allison/Heiland moved to adopt Ordinance No. No. 856, amending Ordinance No. 257, regulating yard sales. Motion carried on a 5-0 roll call vote.

Commissioners Allison/Heiland moved to adopt Ordinance No. 857, entering into a cable franchise agreement with Shenandoah Cable Television LLC. Motin carried on a 5-0 roll call vote.

Commissioners Allison/Berlingo moved to approve Township warrants in the amount of \$1,315,539.62. Motion carried with Commissioner Allison abstaining for warrants from vendor #3457.

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

Health & Sanitation – Commissioner Berlingo:

Commissioners Heiland/Elksnis moved to terminate Kristina Rodgers as Township Manager. Motion carried.

Commissioner Heiland/Elksnis moved to authorize an offer of severance subject to final solicitor review and consultation with the Personnel Committee. Motion carried.

OLD BUSINESS: None.

NEW BUSINESS: None.

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

QUESTIONS FROM THE PRESS: Justin Doty, Frederick, Seibert & Associates, Inc., thanked the Board for their action on the waiver request for Homewood at Plum Creek. He provided a brief

overview. Solicitor Doyle clarified that the motion for the waiver request was to approve the waiver for the Land Development Plan, but not for the Stormwater Management Plan. She reported that the State requires us to require the Stormwater Management Plan, therefore the Township does not have the authority to approve the waiver. A stormwater permit is still required. While this is one small addition, however, is a part of several additions and over time the total surface of impervious space will increase.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Brown/Heiland moved for adjournment at approximately 7:34 p.m. Motion carried.

Respectfully submitted,

Donna M. Sweeney,
Township Secretary