

March 13, 2001

Page 2

Brad Remick

Public Financial Mgt. Mr. Remick provided information for the refinancing of the 1992 bonds. On motion of Commissioner Schindo, seconded by Commissioner Phipps, the board agreed to move ahead with Public Financial Mgt. and that the rates as identified on page 4 of the handout be achieved or better, and that the minimum net savings include \$15,000 or better. This motion and second were withdrawn.

Commissioner Phipps asked if the budget has money to pay off the loan?

Mark Derr advised that the money wasn't budgeted, but we have the funds available.

President Briddell asked if the savings will all be the first year?

Mr. Remick advised that they can structure it how you want with all the savings up front or save annual numbers.

President Briddell said he is not opposed to look how to save money, and we should evaluate all options.

Commissioner Steele said that if we could pay off the debt that sounds like a good idea.

On motion of Commissioner Phipps, seconded by Commissioner Steele, Public Financial Management is to work with Mark Derr for the best scenario for saving money, whether refinancing or paying off the debt. Vote 5 yes.

COMMISSIONER'S AGENDA

Lighting

Commissioner Phipps advised that he has received a number of complaints from residents regarding the lights at two commercial facilities on St. Charles Way, the Ruby Tuesday, and the Sunoco station on Queen St. He requested that the solicitor send them a strongly worded letter that the lights have to meet the specifications as required by the township.

Commissioner
Steele

Thanked public works for filling the open ditches.

Commissioner
Briddell

Thanked Allfirst and Commerce Bank for helping sponsor the appreciation dinner for the board members at the Community Center February 28th.

Transportation
Study

President Briddell said that the contracts for the study were tabled at last month's meeting, since it is a rather significant undertaking. The three proposals each

present their strongest points, JMT, Gannett Flemming and Traffic, Planning & Design.

On motion of Commissioner Phipps, seconded by President Briddell, the board agreed to accept the three proposals by the consultants to do the study and provide the information for the grant.

Comm. Steele: In an effort to meet grant requirements and future growth of the township, I applaud the efforts of the three companies. It appears to be the best deal the strength of all three. I applaud their working together. I am glad that Gannett Flemming will be a part of this, they have done a good job with the GIS for the township.

Comm. Knaper: I have concerns as to how the fees will be applied. We are putting more burden on people who want to come and do things. Because of being a grant, should we just jump on taking advantage of it? I have reservations of accepting the grant. Not satisfied that we are getting what we are looking for. I hate to see us getting deeper in costs and no benefits of what this study will give us.

Comm. Schindo: I believe that this started before I came on the board. I have an interest in having an impact fee for developers, and in order to do that we need a traffic analysis and transportation study; but sustainable plan, I do not see as a value to the township. It requires us to spend a lot of money. I don't see what we get in the end, and will not support the motion.

Pres. Briddell: I appreciate the differences of opinion on the board. We as a community have to deal with the growth. It will be a burden on future development in the community, and a burden on the existing residents. I don't see growth abating. I support the grant. Believe that the federal government saw that we were trying to deal with growth problems and saw our end goal.

Vote 3 yes, 2 no.

Comm. Steele: With a 3 – 2 vote, 3 winners and 2 losers. I see Emerson as somewhat of a visionary as a commissioner, and would like someone to look back on my time with respect. I hope that people will look back over the years at this spot where we are sitting and see the people voting for this and say we were visionaries.

Resignation

The board regretfully accepted the resignation of Jim Hoffman from the Recreation board.

March 13, 2001

Page 4

PUBLIC HEARING The board recessed to a public hearing at 7:00 p.m.

Liquor License Attorney Dorothy Livaditis presented an affidavit from Nikolaos Kakavoulas describing his facility and the transfer of Restaurant Liquor License No. R-15231 to 2266 South Queen Street to Nick's Family Restaurant.

The board reconvened their meeting at 7:23 p.m.

TOWNSHIP MGR'S AGENDA

**Springettsbury
Sewer request**

Mark Derr advised that Springettsbury failed to obtain sewer capacity for themselves and have contacted us to see if we would sell them capacity.

President Briddell said that we may have 200,000 gallons available, but sewer capacity will not be available down the road. Changing legislation that may affect sewer allocation must be considered, once you give it up it may be gone.

Comm. Phipps: With the growth of York Township, which actually may be faster than Springettsbury, maybe we should have Gannett Flemming look into it to see if we are in a position to sell capacity. It may become a very scarce item in the future.

President Briddell: Each municipality will have to look at their capacity. The city gave up capacity, we are growing and have anticipated our needs for the next 20 years.

Commissioner Schindo made a motion to look at the regional request and deny Springettsbury's request and revisit this in 6 months. Commissioner Knaper seconded the motion. Vote 2 yes, 3 no.

Comm. Steele: We are not interested in selling capacity now and may not be interested at anytime.

Comm. Knaper: I have concerns with the history with Springettsbury, and don't want to position ourselves again with the sewer.

On motion of Commissioner Schindo, seconded by Commissioner Steele, the request to sell capacity to Springettsbury is denied. Vote 5 yes.

March 13, 2001

Page 5

Res. 2001-04

Bank proposals

Joe Robinson reviewed proposals from 6 banks, and recommended that Commerce Bank be selected to handle the financial arrangements for the township.

On motion of Commissioner Schindo, seconded by Commissioner Phipps, Resolution 2001-04 was approved to change the bank accounts from Mellon Bank to Commerce Bank. Vote 5 yes.

Res. 2001-05

SEO fees

On motion of Commissioner Phipps, seconded by Commissioner Schindo, Resolution 2001-05 establishing fees for permits for the Sewage Enforcement Officer was approved. Vote 5 yes.

Res. 2001-06

Engineer fees

On motion of Commissioner Phipps, seconded by Commissioner Steele, Resolution 2001-06 establishing the fee to be charged for engineering services was approved. Vote 5 yes.

Grantley Fire & EMS

Chris St. Louis from Grantley Fire & EMS provided their monthly report. 20% of the calls were for York Township.

Payroll

Mark Derr advised that with the change in banks there may be some change in the time that checks are issued. He also requested that the board make direct deposit mandatory. President Briddell asked if there is a reason for it being mandatory. Mark advised they don't have to order paychecks, there will be no outstanding checks and no delay in reconciling the accounts. On motion of Commissioner Steele, seconded by Commissioner Phipps, direct deposit will be required for all employees. Vote 4 yes 1 no.

Stetler property

Mark Derr advised that BL Companies has completed a limited site investigation at the Stetler property located along Springwood Road. Nine test pits were excavated and those results were in the report.

Comm. Steele: I would like to have time to read the report. The threshold levels on these reports sometimes are so low that it is very difficult to do anything and not exceed the threshold.

On motion of Commissioner Phipps, seconded by Commissioner Steele, the board tabled any action on the property and asked the solicitor to determine what category a park falls into, and have someone provide us with a cost estimate for the cleanup of the property. Commissioner Schindo advised that he has never supported accepting this land and would not support expenditure of any township funds for a cleanup. Vote 5 yes.

March 13, 2001

Page 6

Liquor License On motion of Commissioner Schindo, seconded by Commissioner Phipps, the board voted to approve the transfer of the liquor license to 2266 South Queen Street, Nick's Family Restaurant. Vote 4 yes 1 no.

PUBLIC WORKS

Bid Awards On motion of Commissioner Phipps, seconded by Commissioner Steele, the board approved the low bids for materials, and rejected the bids for Bituminous Paving as the bid was received too late. Vote 5 yes.

On motion of Commissioner Phipps, seconded by Commissioner Schindo, the board approved low bids for emulsion, guide rail, asphalt sealant, and equipment rental, rejecting Emory J Peters for Hot Mix Paver, as he did not supply PaDOT precertification number as requested. Vote 4 yes with Commissioner Steele abstaining (conflict of interest abstention memorandum attached).

On motion of Commissioner Phipps, seconded by Commissioner Steele the bid for the Tyler Run interceptor upgrade was rejected and Mark Clark was authorized to readvertise and rebid the project. Vote 5 yes.

ENGINEER'S REPORT

Chambers Road Dennis Henry advised that a counter offer had been made to Mr. Cerutti, and we have not gotten any response. Solicitor Jones advised that condemnation requires a resolution. On motion of Commissioner Schindo, seconded by Commissioner Phipps, Solicitor Jones may proceed with a resolution for condemnation on the property on Chambers Road. Vote 5 yes.

YTW Credit Union LD00-9-1

Plan presented by Neal Metzger. On motion of Commissioner Schindo, seconded by Commissioner Phipps the plan was approved with the following conditions and modifications:

1. All comments from the March 8, 2001 letters by Dennis Henry must be met.
2. A monetary offer of \$4570.00 will be accepted by the township for participation in the off-site sub-regional stormwater management facility to be located on lands of the Dallastown Area School District.
3. Waivers granted for the following:
 - a. radii at access drive
 - b. concrete curbing around parking lot compound
 - c. planting strip around buildings
4. All right of way agreements must be signed and recorded and copies provided to the township.
5. All engineering bills to be paid prior to recording.

Vote 5 yes.

Richard Laurino
P01-1-2

Plan presented by Laymon Mortorff. On motion of Commissioner Schindo, seconded by Commissioner Knaper the plan was approved with the following conditions or modifications:

1. All comments from the March 8, 2001 letter by Dennis Henry must be met.
2. All engineering bills must be paid prior to recording.

Vote 5 yes.

Spring Ridge Phase I
Corrections

Plan presented by Shah Mathias. Mr. Mathias shared the history of the Spring Ridge development with the board and explained why the public improvements have not been completed on Chestnut Hill Road. Solicitor Jones advised that a review of the bond with Fitz & Smith and the township can be called, but may not be transferred to Mr. Mathias. Solicitor Jones advised that if the board wants to see the project move ahead within 60-90 days, they would need to take action to call the bond, and then bid the work out.

On motion of Commissioner Phipps, seconded by Commissioner Steele, the board recommended that we call the bond, and advertise for bids, and reject all subdivision plans in the Spring Ridge development until the work has been completed. This motion and second was withdrawn.

On motion of Commissioner Phipps, seconded by Commissioner Knaper, the board recommended that within 60 days all of the improvements be done, no approvals be given for any other plans, the solicitor be directed to be ready to call the bond if the work is not done. This motion and second was withdrawn.

On motion of Commissioner Phipps, seconded by Commissioner Knaper, the board agreed to approve the corrections on Spring Ridge Phase I, all engineering invoices must be paid, and all improvements must be completed and inspected prior to the recording of the plan. Vote 4 yes with Commissioner Schindo abstaining. (conflict of interest abstention memorandum attached).

Traffic Impact
Committee

President Briddell requested that a list be put together for perspective committee members on the traffic impact study and given to the board members for consideration.

Preemption
Devices

Mark Clark expressed his concern over the preemption devices on the signal lights, with special concern at Queen & Leader Hts and Queen and Ironstone Hill Rd. Commissioner Knaper requested that we get some direction from Chief Gross.

March 13, 2001

Page 8

Per Capita

Tax

Commissioner Phipps asked the other members to consider dropping the per capita tax and increasing the real estate millage to compensate for the difference.

Commissioner Knaper didn't agree. There are too many people not paying. I realize that it is looked at as a nuisance tax, but it catches all people, not just home owners.

Commissioner Schindo advised he would be in favor of dropping the per capita tax and reducing the budget so we would not have to increase the taxes.

Mark Derr advised that the school district had made the decision to drop the per capita tax, they considered the cost to collect the bill, monumental task identifying everyone, cost of enumerator, and believe it is cheaper to add to the school tax.

Voting Places

Commissioner Steele voiced a concern about the voting booths being located in the lobby of the elementary schools, not comfortable with exposing the kids to an influx of adults.

ADJOURN

On motion of Commissioner Phipps, seconded by Commissioner Knaper, the meeting was adjourned at 10:05 p.m.

Elizabeth T. Heathcote, Secretary