

## PUBLIC MEETING MINUTES

August 25, 2016

Chairman Harlacher called the Public meeting to order at 7:11 p.m.

### ATTENDANCE

Supervisors Present: Steve J. Harlacher, Chairman  
Dave Markel, Vice-Chairman  
Rosa Hickey, Supervisor

Staff Present: Kelly Kelch, Township Manager  
Lori Trimmer, Assistant Twp. Manager/Recreation Director  
Tricia Smeltzer, Stenographer  
Keith Whittaker, Finance Director  
Stephen Callahan, Public Works Director  
Monica Love, Zoning Officer  
Art Smith, Chief of Police  
Clif Laughman, Fire Chief  
John Herrold, Solicitor  
Craig Wilson, Township Engineer

### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

### EXECUTIVE SESSION

Chairman Harlacher announced that an Executive Session was held at 6:00 pm prior to tonight's meeting to discuss personnel matters. No action was taken.

### PUBLIC COMMENTS

**Randy Drais**, 1860 Hayward Road, had questions regarding the sewer interceptor project and although that project is being spearheaded by Dover Township, Engineer Wilson was able to respond to Mr. Drais's questions.

### APPROVAL OF MINUTES

The minutes of the July 20, 2016 regular Public Meeting were presented for approval. Motion to approve the minutes of the July 20, 2016 regular Public Meeting as presented.

MOTION: D. Markel  
SECOND: R. Hickey

MOTION PASSED UNANIMOUSLY

**OPEN FLOOR DISCUSSION**

None

**UNFINISHED BUSINESS**

None

**NEW BUSINESS**

Resolution 2016-22 Liquor License transfer was moved up on the agenda due to a scheduling conflict with representatives from Giant Food Stores LLC.

- A. RESOLUTION 2016-22 LIQUOR LICENSE TRANSFER: Motion to approve Resolution 2016-22 requesting to transfer a liquor license from Springettsbury Township to West Manchester Township for Giant Food Stores, LLC, located at 1255 Carlisle Road.

MOTION: R. Hickey  
SECOND: D. Markel

MOTION PASSED UNANIMOUSLY

- B. FIRE AND EMERGENCY SERVICES ADVISORY COMMITTEE: Steve Hern gave a brief presentation of the 2016-2020 Strategic Plan. Motion to approve the 2016-2020 Strategic Plan.

MOTION: S. Harlacher  
SECOND: R. Hickey

MOTION PASSED UNANIMOUSLY

- C. ORDINANCE 16-05 AMENDING HANDICAPPED PARKING ORDINANCE: Motion to approve Ordinance 16-05 entitled Special Purpose Parking Zones, to establish an automatic expiration for handicapped parking zones.

MOTION: R. Hickey  
SECOND: D. Markel

MOTION PASSED UNANIMOUSLY

- D. ORDINANCE 16-06 LEMON STREET SPEED LIMIT: Motion to approve Ordinance 16-06 restricting the speed limit on Lemon Street to 35 m.p.h.

MOTION: D. Markel  
SECOND: R. Hickey

MOTION PASSED UNANIMOUSLY

- E. ORDINANCE 16-07 AMENDING THE MERCANTILE TAX ORDINANCE: Motion to approve Ordinance 16-07 amending the Mercantile Tax Ordinance to establish an interest rate and an additional penalty on any unpaid tax and to establish new rules and regulations to be posted regarding these changes.

MOTION: R. Hickey

SECOND: D. Markel

MOTION PASSED UNANIMOUSLY

- F. ORDINANCE 16-08 AMENDING THE BUSINESS PRIVILEGE TAX: Motion to approve Ordinance 16-08 amending the Business Privilege Tax Ordinance to establish an interest rate and an additional penalty on any unpaid tax and to establish new rules and regulations to be posted regarding these changes.

MOTION: D. Markel

SECOND: R. Hickey

MOTION PASSED UNANIMOUSLY

- G. T-823 FINAL SUBDIVISION PLAN: Motion to approve a final subdivision plan for Albert and Helen Diehl at 1493 and 1499 Leonard Street with the following conditions:

1. **§121.14.C.1** - Requires existing contours to be shown on the plan.
2. **§121.14.C.3** - Requires all existing features within 200' of the property to be shown on the plan.
3. **§121-23.C(1)** All existing streets at the perimeter and/or through the development shall be improved according to the Township specifications.  
**§121-25 Sidewalks and Curbs** - Sidewalks and curbs shall be provided along the frontage of the entire property unless a waiver is granted.

MOTION: D. Markel

SECOND: R. Hickey

MOTION PASSED UNANIMOUSLY

Manager Kelch noted that the following seven Resolutions are associated with the Memorial Hospital plans.

- H. RESOLUTION 16-23: Motion to approve Resolution 16-23 ; a PennDot application for a new traffic signal at the intersection of Loucks Road and Ivan Road / Site access (Old Memorial Way).

MOTION: R. Hickey

SECOND: D. Markel

MOTION PASSED UNANIMOUSLY

- I. RESOLUTION 16-24: Motion to approve Resolution 16-24; a PennDot application for a new traffic signal at the intersection of Roosevelt Avenue and Site Access (Old Memorial Way).

MOTION: D. Markel

SECOND: R. Hickey

MOTION PASSED UNANIMOUSLY

- J. RESOLUTION 16-25: Motion to approve Resolution 16-25; a PennDot application to modify a traffic signal at the intersection of Roosevelt Avenue and Greenbriar Road/Weis Driveway.

MOTION: R. Hickey

SECOND: D. Markel

MOTION PASSED UNANIMOUSLY

- K. RESOLUTION 16-26: Motion to approve Resolution 16-26; a PennDot application to modify a traffic signal at the intersection of Roosevelt Avenue / Bull Road and Church Road.

MOTION: D. Markel

SECOND: R. Hickey

MOTION PASSED UNANIMOUSLY

- L. RESOLUTION 16-27: Motion to approve Resolution 16-27; a PennDot application to modify a traffic signal at the intersection of US Route 30 and Roosevelt Avenue.

MOTION: R. Hickey

SECOND: D. Markel

MOTION PASSED UNANIMOUSLY

- M. RESOLUTION 16-28: Motion to approve Resolution 16-28; a PennDot application to modify a traffic signal at the intersection of US Route 30 and Kenneth Road.

MOTION: D. Markel

SECOND: R. Hickey

MOTION PASSED UNANIMOUSLY

- N. RESOLUTION 16-29: Motion to approve Resolution 16-29; a PennDot application to modify a traffic signal at the intersection of Kenneth Road and Loucks Road.

MOTION: R. Hickey

SECOND: D. Markel

MOTION PASSED UNANIMOUSLY

- O. T-804 SURETY REDUCTION: Motion to approve a request from Giambalvo Family Limited Partnership for a reduction in surety bond by \$4,031.00 bringing the retained amount to \$10,753.00. A letter from the Township Engineer has been received supporting this request.

MOTION: D. Markel  
SECOND: S. Harlacher

MOTION PASSED UNANIMOUSLY

- P. POTOMAC AVENUE STORM SEWER REPAIR PROJECT – Payment # 1 – Motion to approve a request from H & H General Excavating Company for payment in the amount of \$34,296.27 with a retainer of \$1,805.07.

MOTION: D. Markel  
SECOND: R. Hickey

MOTION PASSED UNANIMOUSLY

- Q. RESOLUTION 16-30: Motion to approve a request for a Subdivision/Land Development planning module revision for a 4 lot subdivision for T-813 Dale & Rochelle Anstine at 2505 Taxville Road.

MOTION: D. Markel  
SECOND: R. Hickey

MOTION PASSED UNANIMOUSLY

**ADMINISTRATIVE REPORTS**

- A. Recreation Director/Assistant Manager: Trimmer's report was reviewed. No additional comments.
- B. Finance Director: Whittaker's report was reviewed. No additional comments.
- C. Fire Chief: Laughman's report was reviewed. He recommended to the Board that the current Burn Ban be lifted. Motion to lift the current Township Burn Ban:

MOTION: D. Markel  
SECOND: R. Hickey

MOTION PASSED UNANIMOUSLY

Chief Laughman advised it is time to retire Service 505 2002 Ford Explorer. He recommends transferring the title from the Township to Lincolnway Fire Company with the hopes of selling it. Motion was made to transfer the title.

MOTION: S. Harlacher  
SECOND: R. Hickey

MOTION PASSED UNANIMOUSLY

- D. Police Chief: Chief Smith's report was reviewed. The department is appreciative of purchasing the speed board device and believes it will be very beneficial. No additional comments.
- E. Manager: Manager Kelch's report was reviewed. He thanked all those that were involved in preparing for the public meeting that preceded this regular board meeting. He advised the board that action is needed regarding recent medical attention for Pat Hinds, which was the result of his workers' compensation injury years ago. Motion to approve Pat Hinds workers' comp medical expenses to be covered under the Heart and Lung Act.

MOTION: S. Harlacher  
SECOND: D. Markel

MOTION PASSED UNANIMOUSLY

Manager Kelch wanted to update the Board on a recent notification from Memorial Hospital. They are not able to find any land to donate to the Township as previously thought. They will still donate land for the walking trails, but nothing additional.

- F. Engineer: Dawood's report was reviewed. No additional comments.
- G. Zoning Officer: Love's report was reviewed. She advised on September 14<sup>th</sup>, her and Assistant Manager Trimmer will be showing the public how to build your own rain barrel at a public meeting being held in conjunction with Dover Township and Manchester Township.
- H. Solicitor: Herrold's report was reviewed. No additional comments.
- I. Public Works Director: Callahan's report was reviewed. No additional comments.

**STORM WATER MANAGEMENT/MS4:**

Zoning Officer Love noted the Township's MS4 Storm Water Inspector is available Monday thru Friday, 8 am to 4:30 pm to answer any questions relating to storm water management.

**APPROVAL OF BILLS**

**Bills:** Motion to pay the following bills as presented:

<u>Fund</u>	<u>Check No.</u>	<u>Amount</u>
Warrant 16-08 Fund 01	22993 – 23133	\$ 562,054.28
WMT Sewer Fund	2844-2880	\$ 747,819.49
Liquid Fuels	138-154	\$ 262,985.63

Payroll: Pay Period Ending 07/23/16	Paytime Vouchers	\$	161,799.14
Payroll: Pay Period Ending 08/06/16	Paytime Vouchers	\$	148,875.28
Payroll: Pay Period Ending 08/20/16	Paytime Vouchers	\$	152,577.25

MOTION: D. Markel  
SECOND: R. Hickey

MOTION PASSED UNANIMOUSLY

**ADJOURNMENT**

Motion to adjourn the regular meeting at 7:58 pm

MOTION: D. Markel  
SECOND: R. Hickey

MOTION PASSED UNANIMOUSLY

Respectfully Submitted,

Kelly K. Kelch, Secretary  
Tricia Smeltzer/Stenographer

MOTION TO APPROVE: \_\_\_\_\_

SECOND: \_\_\_\_\_

DATE: \_\_\_\_\_

**PUBLIC HEARING  
MINUTES**

August 25, 2016

**A PUBLIC HEARING TO CONSIDER A PROPOSED TRANSFER OF A LIQUOR LICENSE  
FROM SPRINGGETTSBURY TOWNSHIP, YORK COUNTY, INTO WEST MANCHESTER  
TOWNSHIP FOR GIANT FOOD STORES, LLC LOCATED AT 1255 CARLISLE ROAD, YORK  
COUNTY, PENNSYLVANIA**

**ATTENDANCE**

Supervisors Present: Steve J. Harlacher, Chairman  
Dave Markel, Vice-Chairman  
Rosa Hickey, Supervisor

Others Present: Kelly K. Kelch, Township Manager  
Tricia Smeltzer, Stenographer  
John Herrold, Solicitor  
Monica Love, Zoning Officer  
Craig Wilson, Engineer  
Lori Trimmer, Recreation Director/Asst. Manager  
Stephen Callahan, Public Works Director  
Clif Laughman, Fire Chief  
Art Smith, Police Chief  
Keith Whittaker, Finance Director

**I. CALL TO ORDER**

Chairperson Harlacher called the hearing to order at 7:00 p.m. Harlacher stated that the purpose of this hearing is to review an application from Giant Food Stores, LLC to transfer liquor license #R-19541 from Spingettsbury Township to a location at 1255 Carlisle Road, West Manchester Township, York, Pennsylvania.

**II. RULES OF HEARING**

Herrold stated the Rules of Procedure of the Hearing.

**III. PRESENTATION OF PROPOSED REQUEST**

Attorney Ellen Freeman spoke on behalf of Giant Food Stores LLC to present the request. After a brief presentation and discussion period, Manager Kelch stated that the staff has no objections to this request.



**IV. QUESTIONS FROM THE PUBLIC**

Chairman Harlacher requested questions from the public. There were none.

**V. COMMENTS FROM THE PUBLIC**

Chairman Harlacher requested comments from the public. There were none

**VI. QUESTIONS FROM THE BOARD**

Chairman Harlacher invited questions from the Board. Supervisor Rosa Hickey asked who is their anticipated consumer? They are trying to reach a diverse group of consumers.

**VII. COMMENTS FROM THE BOARD**

Chairman Harlacher requested comments from the Board. There were no additional comments.

**VIII. ADJOURNMENT**

Chairman Harlacher adjourned the hearing at 7:10 p.m.

Respectfully submitted,

Kelly K. Kelch/Secretary  
Tricia Smeltzer/Stenographer

MOTION TO APPROVE: \_\_\_\_\_

SECOND: \_\_\_\_\_

DATE: \_\_\_\_\_