

April 15, 1981

The Codorus Township Board of Supervisors met in regular session April 15, 1981 at 7:30 P.M. in the Township Office. Board members present were: Charles Wehrly, Larry Luckenbaugh and Leroy Thoman. Others present were Solicitor Sechrist, Mr. & Mrs. Curvin Krebs, Mr. & Mrs. Wesley Miller, Mr. & Mrs. Donald Miller, Mr. Wolfgang, Mr. William Hoffacker, Ray Masimore, David Clements, Mrs. Cunningham, Mr. & Mrs. Tracey Schwarz, Marsha McKnight, Mrs. Cunningham, John Riley, Paul Solomon, Woodrow Rohrbaugh, Kenneth Heckert, Mr. & Mrs. Dave Sample, Marilyn Goodson, Mahlon Stambaugh, Ervin Rappoldt and representatives from York Building Products Co., Chemung Supply Co. and Daniel B. Krieg Co. One member of the Township Planning Commission, Donald Bollinger, was also present.

The minutes were distributed and approved as given.

Charles Wehrly, Chairman, opened the meeting by asking for the reading of bids received for road materials.

Two bids for stone were received - the first one opened and read was submitted by York Stone & Supply Co. with bid prices as follows:

<u>Amount</u>	<u>Size</u>	<u>Price at Plant</u>	<u>Price Delivered</u>
1,500 Tons	1/4" Anti-Skid	\$ 4.30 T	\$ 6.25 T
2,000 "	#1 Stone	3.55 T	5.50 T
1,000 "	#1B "	4.10 T	6.05 T
2,000 "	#2 "	3.45 T	5.40 T
5,000 "	#2A "	3.00 T	4.95 T
2,500 "	#2B "	3.45 T	5.40 T
200 "	#3A "	3.45 T	5.40 T
4,000 "	#4 Crushed Stone	3.45 T	5.40 T

A bid bond in the amount of 10% of the total delivered price was received with the above bid.

The second bid for stone was submitted by York Building Products Co., Inc. with bid prices as follows:

<u>Amount</u>	<u>Size</u>	<u>Price at Plant</u>	<u>Price Delivered</u>
1,500 Tons	1/4" Anti-Skid	\$ 3.90 T	\$ 5.50 T
2,000 "	#1 Stone	3.50 T	5.10 T
1,000 "	#1B "	3.90 T	5.50 T
2,000 "	#2 "	3.40 T	5.00 T
5,000 "	#2A "	3.00 T	4.60 T
2,500 "	#2B "	3.40 T	5.00 T
200 "	#3A "	3.40 T	5.00 T
4,000 "	#4 Crushed Stone	3.40 T	5.00 T

A bid bond in the amount of 10% of the total delivered price was received with the bid.

Leroy Thoman made a motion to award the stone bid to York Building Products Co., Inc., seconded by Larry Luckenbaugh. This motion passed.

One bid was received for diesel fuel and gasoline - Agway Petroleum presented this bid as follows:

8,000 gals. Diesel Fuel unit price delivered: \$1.1590 per gallon, exclusive of taxes.

6 000 gals. regular grade gasoline delivered: \$1.1510 per gallon, exclusive of taxes.

Page 2

April 15, 1981

Larry Luckenbaugh made a motion to award the diesel fuel and gasoline bid to Agway Petroleum Co., seconded by Charles Wehrly. This motion passed.

Service Supply Co., Inc. presented the only bid proposal for concrete pipe (reinforced) at the following bid prices:

<u>Quantity & Unit</u>	<u>Description</u>	<u>Unit Price Delivered</u>
50 lin. feet	24" diameter	\$ 11.35/ft
40 " "	30" "	16.40/ft.
30 " "	36" "	21.00/ft.
20 " "	48" "	36.20/ft.
20 " "	60" "	52.80/ft.
20 " "	72" "	80.50/ft.

A bid bond in the amount of 10% of the total bid price accompanied this bid.

Leroy Thoman made a motion to award the concrete pipe bid to Service Supply Co., seconded by Charles Wehrly. This motion passed.

Two bids for Galvanized Plain Corrugated Metal Pipe were received: one from Chemung Supply Corporation and the other from Highway Supply Co.

Chemung Supply Co. bid as follows:

<u>Quantity</u>	<u>Description</u>	<u>Unit Price Delivered at Job Site</u>
25 lin. ft.	12" Dia. - 16 gauge	\$ 3.92/Ft.
25 " "	15" " - 16 gauge	4.88/Ft.
25 " "	18" " - 16 gauge	5.80/Ft.
25 " "	21" " - 16 gauge	6.66/Ft.
25 " "	24" " - 16 gauge	7.69/Ft.
25 " "	30" " - 14 gauge	11.47/Ft.
25 " "	36" " - 14 gauge	13.72/Ft.
25 " "	42" " - 12 gauge	21.20/Ft.
25 " "	48" " - 12 gauge	24.17/Ft.
25 " "	54" " - 12 gauge	26.90/Ft.
25 " "	60" " - 10 gauge	37.47/Ft.
25 " "	72" " - 10 gauge	44.80/Ft.

Bands priced same as one foot of pipe up to 54", all others price of two foot of pipe. A bid bond of 10% and statement that all materials were of domestic manufacture accompanied this bid.

The second bid for galvanized pipe was submitted by Highway Supply Co. as follows:

<u>Quantity</u>	<u>Description</u>	<u>Unit Price Delivered at Job Site</u>
25 lin. ft.	12" Dia. - 16 gauge	\$ 7.15/Ft.
25 " "	15" " - 16 gauge	8.86/Ft.
25 " "	18" " - 16 gauge	10.66/Ft.
25 " "	21" " - 16 gauge	12.35/Ft.
25 " "	24" " - 16 gauge	14.15/Ft.
25 " "	30" " - 14 gauge	21.10/Ft.
25 " "	36" " - 14 gauge	25.48/Ft.
25 " "	42" " - 12 gauge	40.22/Ft.
25 " "	48" " - 12 gauge	45.90/Ft.
25 " "	54" " - 12 gauge	51.73/Ft.
25 " "	60" " - 10 gauge	74.76/Ft.
25 " "	72" " - 10 gauge	89.85/Ft.

A bid bond of 10% was with this bid proposal.

Larry Luckenbaugh made a motion to award the galvanized plain corrugated metal pipe bid to Chemung Supply Corp., seconded by Charles Wehrly. Motion passed

April 15, 1981

Two bid proposals were received for E-3 emulsion as follows:
Daniel B. Krieg, Incorporated bid \$.7494 per gallon for 75,000 gals. for a total price of \$56,205.00. Bunting Oil Company of Lancaster, Pa. bid \$.843 per gallon for 75,000 gals. for a total price of \$63,225.00 with notation that this was a firm bid - no escalator clause would apply.

Leroy Thoman made a motion to accept the bid of Daniel B. Krieg, Inc. for E-3 Emulsion, seconded by Larry Luckenbaugh. This motion passed.

In other business---Kenneth Heckert from Glenville was present at the request of the Board. Mr. Heckert is operating the former Lester Bortner garage in Glenville and has several unlicensed cars on the property. The Solicitor feels that, according to the junk yard ordinance, Mr. Heckert should have a junk yard license, and would have to apply to the zoning hearing board for a special exception, before applying for a license. The Board agreed to visit the property in question before making a final decision. Mr. Heckert feels that since the property was used as an auto repair shop before he became the owner, that he should be able to operate without a junk yard license.

Mr. Tracey Schwarz spoke to the interested parties present as to why they are planning the folk musical festival later this summer - that this would be a people to people festival with traditional artists and that they do not want drugs, drinking, or fights at the festival. They would like to have a good feeling with the community over this. Mrs. Schwarz reported that they were having a water truck (from Green's Dairies) on the premises, and that they would try to answer any questions the concerned citizens had.

William Hoffacker asked the Tracys if they had considered having the festival any other place where all facilities were available. The Traceys replied that they wanted to have the festival at their place. Mr. Hoffacker also stated that he had experienced two musical festivals near his place and that he wants the Township to have an ordinance that will regulate any such festivals, profit making or not. Mr. Hoffacker also stated that he had been in touch with the Internal Revenue Service concerning the non-profit status of the York Folk Heritage Institute but was told that there was not such an organization listed. The solicitor produced a letter from the Internal Revenue Service stating that the York Folk Heritage Institute had applied for a non-profit license. Mr. Sechrist was asked to further check on this, and to find out more about this organization.

Mrs. Sample spoke favorably concerning the proposed festival and asked that all the neighbors pitch in and help out. Mrs. Cunningham also spoke in favor of the festival and reported that there will be crafts, etc. for those in attendance.

Mrs. Curvin Krebs stated that the road was so narrow & there would be danger of fire if it's dry when the festival is held, and if the road is wet, there would be ruts in the road, preventing a free flow of traffic.

Mr. & Mrs. Curvin Krebs stated they do not want the festival held and that they will not allow the Schwarzes to use a portion of their land for traffic flow. Jane Miller wanted to know if Water Tank Road would be used and if there were any ordinances to keep this Township Road from being used. The Board reported that Water Tank Road should be hard surfaced by the time the festival is held and that this road could be used by the traffic coming and going from the festival.

Ray Masimore reported that no one had approached him concerning using the private road into the Schwarz property. He and his brother Gary both own wood lots along the private road which is being proposed for access to the festival. Mrs. Schwarz stated she had unsuccessfully tried to contact

Page 4

April 15, 1981

Mr. Masimore, but couldn't find his telephone number.

After much discussion, those in favor of the festival and those opposed were left with the understanding that since private property would be used for access to the festival, this would be a personal matter between the property owners and the Schwarzes.

Larry Luckenbaugh, a member of the board, stated that the Township cannot adopt so many ordinances just because of personal matters between residents. He feels the Township has too many ordinances now that are too restrictive and would never hold up in court should someone challenge them.

John Riley asked about fences around swimming pools. He was told he would have to abide by the Building Permit Ordinance which calls for fencing around a pool. Mr. Riley felt that since he has a 10 acre property, he could fence the entire property which would be sufficient. He was told that the area of the pool must be fenced for the protection of others and himself also.

Mr. Woodrow Rohrbaugh was present concerning the complaint filed against him and said he has cleaned up some. The Board has checked his property and wants more cleaning up done. Larry Luckenbaugh made a motion that the Board file a complaint before the district magistrate against Mr. Rohrbaugh for violation of the Junk Yard Ordinance, seconded by Leroy Thoman. This motion passed. If Mr. Rohrbaugh cleans up the premises by the time the hearing is held, the Board will drop the charges against Mr. Rohrbaugh.

Mr. Sample reported that they are getting a lot of water runoff over their property near the White Rose Motorcycle Club property and would like for the supervisors to check this out to see just where the water is coming from.

Paul Solomon stated he feels the Township should send a letter to the County in regards to spot assessments. Just because a building permit is issued for a building, he doesn't think it is fair for the Assessor's office to come out and re-assess the entire property unless all properties in the Township were re-assessed at the same time.

Mr. Solomon also reported that Jesse Garver had had a survey done of this property which adjoins the Solomon property and that the property lines are not where he thought they were.....the Garver survey takes approximately one acre from the Solomon property. However, Mr. Solomon doesn't feel that he would go to the expense of having a survey done to determine if the Garver survey is correct.

The bills were presented to the Board. Leroy Thoman made a motion to pay the bills, seconded by Charles Wehrly. The motion passed.

Larry Luckenbaugh made a motion to appoint Donald Bollinger to another four term on the Codorus Township Planning Commission, seconded by Leroy Thoman. This motion passed. Mr. Bollinger's new term will run from June 1, 1981 until May 31, 1985.

The meeting adjourned at 12 Midnight on motion by Charles Wehrly and second by Leroy Thoman.

Respectfully submitted,
Goldie H. Day
Goldie Day, Secretary