

October 13, 2004

The Codorus Township Board of Supervisors met in regular session on October 13, 2004 at 7:30 P.M. Board members present were: Lamar Glatfelter, Irvin Rappoldt, and Goldie Day. Others present were: April Rehbein, Cecile Feters, Bob Namovicz, James Bailey, Bill Fogle, Tom Moore, Jason Snyder, and Attorney John Herrold.

The minutes of the last meeting were approved.

Under public comments Cecile Feters spoke to the Board. Cecile had a picture of a WWTP in Eastern York that was constructed by Dutchland. The concrete is deteriorating. She explained that even if the Joint Sewer Authority acquired the Graystone plant she would think that they would not want to continue to operate it. They are not sure how long the plant will last and the operational cost would be extra. Cecile referred to a letter from Jefferson Borough to the Board of Supervisors. The letter states that if 400 customers are taken out of the regional plant it will cost every resident of Jefferson Borough and all the residents of the Rural Suburban Residential zone of Codorus thousands of dollars. It will cost them extra for tapping fees to start out and the annual fees would be more. Cecile would like to ask the Supervisors to support the condition that was requested in the letter. The condition states that "the private wastewater treatment plant shall be abandoned, and dismantled and replaced by a pumping station designed and operated by the JCJSA upon completion of the municipal wastewater treatment plant, and all customers shall be forfeited to the Authority."

Irvin questioned Cecile about the cost of a pump. Irvin said he feels it would be okay to have two plants. Cecile and Irvin had a lengthy conversation about the WWTP. Cecile would like to save the residents money. Cecile is asking the Supervisors to put conditions on the special exception as expressed in the letter from Jefferson Borough.

Lamar Glatfelter made a motion to support the request of Jefferson Borough. The motion died for a lack of a second.

Cecile made the following statement. "It seems to me that last week two of the Supervisors made a motion to favor the interest of a Maryland Developer and a North Codorus Township real estate agent. And today I asked them and the Borough council has asked them to make a motion that will not harm those people that they favored last week but only protect the interest of residents of Jefferson Borough and Codorus Township and they refused to do it. I think that is pretty sad."

Goldie Day said that several years ago the Supervisors made a motion to have the plant down at the Graystone site and she feels they should not go against that site now.

Cecile said she is not trying to stop them from building. Cecile said that the Supervisors signed the contract for the regional plant in March before the building started at the Graystone plant.

Bob Namovicz said he is disappointed in the action of the Supervisors in failing to accept the recommendation of the Borough as well as the action taken at the last meeting. At which it was agreed that no Attorney coverage would be provided. He feels it is not in the best interest of the Township citizens. Bob also questioned the vote of the motion of last months meeting. He understands there is an admitted conflict of interest with one of the Supervisors and that the motion was illegal motion, since it would not have been on the floor without a second by the Supervisor in conflict.

Attorney Herrold said he does not know if Bob is right without doing some research. The ethics law says that the Supervisor with the conflict can vote to break a tie. He does not know if a Supervisor can second a motion to get it on the floor.

The Supervisors met with James Bailey tonight to set up agreements for the purchase of the parkland. Attorney Herrold is preparing the agreements. Goldie Day made a motion to authorize Lamar Glatfelter to sign the agreement seconded by Irvin Rappoldt. The motion carried. Vote 3-0.

Tom Moore ask the Board to reconsider the motion that was made last week that denies the Planning Commission representation at the Zoning Hearing on October 26, 2004. Lamar Glatfelter made a motion to consider Tom's request. For lack of a second the motion died.

Tom asked what the motivation was behind the motion. Tom said it looks like the Supervisors don't want the Zoning Hearing Board to make an informed decision.

Tom ask the Board if they were aware that section 1007 does provide that the Planning Commission can make a recommendation to the zoning hearing board on a special exception application.

Cecile ask Irvin Rappoldt who helped him write the motion that he made at last weeks meeting. Irvin said that Mr. Bathon helped him with it but Mr. Bathon did not make him make the motion. Irvin said it was his decision to make the motion because he feels there should be two plants. Irvin said he wanted to deny the Planning Commission their Solicitor because of the expense.

Bob Namovicz asked Irvin if he received compensation from any of the people involved with the WWTP. Irvin said he did not.

The SPCA agreement was presented to the Board. Irvin made a motion to sign the agreement seconded by Goldie Day. The motion carried. Vote 3-0.

Bill Fogle gave the Zoning Officer report. Bill checked Leo Hartlaub's property for the complaint that he was operating a mini storage. Bill went through the building and there

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was not a mini storage there. Bill will be sending letters to Cleveland Thompson and Mr. Owings with the steps that need to be followed to complete the pole building

Attorney Herrold said he checked on the John Dyer & Terri Cunningham property on Jefferson Rd. There has been a mortgage foreclosure. The property will eventually go up for Sheriffs sale.

The proposals for the refuse contract are ready. The proposal is basically the same as the last contract. A Tag-A-Bag option has been added. The proposal will be advertised for the November 10, 2004 meeting. The secretary will send the bid specs to the refuse haulers.

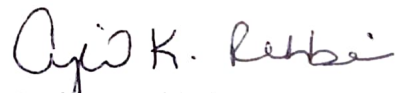
Lamar discussed the truck traffic on Shaffers Church Rd. with Attorney Herrold. Lamar asked if a limit on trucks could be put on this road. A traffic study can be done by York County to see if a restriction could be put on the road for weight/height/width. Buses, Ag. vehicles and government vehicles cannot be restricted. Enforcement is another issue. Jason Snyder will contact the county traffic engineer to conduct a study.

Jason said that papers will need to be signed for the Brenneman Road bridge contract. Irvin Rappoldt made a motion to authorize Lamar to sign the paper work seconded by Goldie Day.

The bills were presented to the Board. Irvin Rappoldt made a motion to pay the bills seconded by Lamar Glatfelter.

The meeting adjourned at 9:00 P.M.

Respectfully submitted,



April K. Rehbein,  
Secretary