

RTK 162

RECEIVED

NOV 19 2012

Springettsbury Township



**pennsylvania**  
OFFICE OF OPEN RECORDS



**Springettsbury Township**

1501 Mt. Zion Road  
York, PA 17402

(717) 757-3521 (Phone)  
(717) 505-0455 (Fax)

www.springettsbury.com

**STANDARD RIGHT-TO-KNOW REQUEST FORM**

**DATE REQUESTED:** November 18, 2012

**REQUEST SUBMITTED BY:** E-MAIL    U.S. MAIL    FAX    IN-PERSON

**NAME OF REQUESTOR:** David G. Trott

**STREET ADDRESS:** 3360 Druck Valley Rd.

**CITY/STATE/COUNTY (Required):** York, PA 17406

**TELEPHONE (Optional):** [REDACTED]

**RECORDS REQUESTED:**

*Provide as much specific detail as possible so the agency can identify the information.*

Gas receipts from all fueling sources, to include but not limited to the Springettsbury Township Gas Boy fueling system for all fuel dispensed to Township Manager's Vehicle, for the period January 1, 2012 to present. Include date, amount of fuel dispensed, odometer readings and name of person who dispensed fuel.

DO YOU WANT COPIES? YES or NO \*SUMMARY SHEET ONLY

DO YOU WANT TO INSPECT THE RECORDS? YES or NO

DO YOU WANT CERTIFIED COPIES OF RECORDS? YES or NO

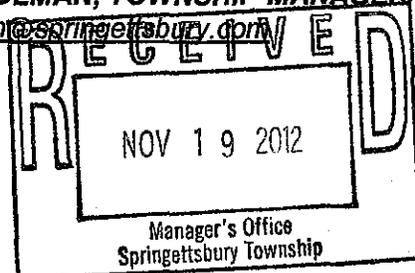
**RIGHT TO KNOW OFFICER:** JOHN J. HOLMAN, TOWNSHIP MANAGER/SECRETARY

john.holman@springettsbury.com

**DATE RECEIVED BY THE AGENCY:**

**AGENCY FIVE (5)-DAY RESPONSE DUE:**

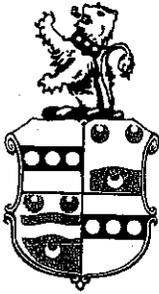
11/28/12



**\*\*Public bodies may fill anonymous verbal or written requests. If the requestor wishes to pursue the relief and remedies provided for in this Act, the request must be in writing. (Section 702.) Written requests need not include an explanation why information is sought or the intended use of the information unless otherwise required by law. (Section 703.)**

Questions: please contact the Office of Open Records at (717) 346-9903 or [openrecords@state.pa.us](mailto:openrecords@state.pa.us)

2012/12/24/12



COAT OF ARMS OF SPRINGETT PENN  
1701-1731

# SPRINGETTSBURY TOWNSHIP

1501 Mt. Zion Road  
York, Pennsylvania 17402  
717-757-3521 Fax: 717-757-7856  
www.springettsbury.com  
email: info@springettsbury.com

Police: 717-757-3525 Fax: 717-840-1908  
Police and Fire Emergencies - Dial 911  
Recreation Office: 717-505-0406

Wastewater Treatment Facility  
3501 North Sherman Street  
717-757-3521 Fax: 717-840-0680

## BOARD OF SUPERVISORS

William H. Schenck, III  
Chairman

Donald P. Bishop  
Vice Chairman

Michael R. Bowman  
Assistant Secretary/Treasurer

George M. Dvoryak

Julie A. Landis

## TOWNSHIP MANAGER

John J. Holman  
Secretary/Treasurer

November 27, 2012

Mr. David G. Trott  
3360 Druck Valley Road  
York, PA 17406

Re: **RIGHT-TO-KNOW REQUEST**

Dear Mr. Trott,

Thank you for writing to Springettsbury Township with your request for information.

Request #1.

Your request stated: "...Gas receipts from all fueling sources, to include but not limited to the Springettsbury Township Gas Boy fueling system for all fuel dispensed to Township Manager's Vehicle, for the period January 1, 2012 to present. Include date, amount of fuel dispensed, odometer readings and name of person who dispensed fuel.

Your request is approved and denied in part.

A copy of the fuel usage report, redacted as to employee number, by vehicle #0070 is attached. (1 page)

- Redacted in accordance with Section 706(6) (i) A record containing all or part of a person's Social Security number, driver's license number, personal financial information, home cellular or personal telephone numbers; personal e-mail addresses; employee number or other confidential personal identification numbers.
- Format of Report: Section 705: an agency shall not be required to create a record which does not currently exist or to compile, maintain, format or organize a record in a manner which the agency does not currently compile, maintain, format or organize the record.
- Pennsylvania Office of Open Records Affidavit fuel usage report (1 page).

Your request for the name of the person who dispensed the fuel is denied as there is no record of the employees name based on the record that is generated.

- Redacted in accordance with Section 706(6) (i) A record containing all or part of a person's Social Security number, driver's license number, personal financial information, home cellular or personal telephone numbers; personal e-mail addresses; employee number or other confidential personal identification numbers.
- Format of Report: Section 705: an agency shall not be required to create a record which does not currently exist or to compile, maintain, format or organize a record in a manner which the agency does not currently compile, maintain, format or organize the record.

Your request for gas receipts from all fueling sources is generic in nature and not specific. The Township has no records of other gas receipts.

- Format of Report: Section 705: an agency shall not be required to create a record which does not currently exist or to compile, maintain, format or organize a record in a manner which the agency does not currently compile, maintain, format or organize the record.
- Pennsylvania Office of Open Public Records Affidavit other gas receipts/

The cost of the copy of the documents is 2 pages @ \$0.25 per page, or \$0.50 if picked up from the municipal office. Should you wish to have the information mailed, the additional cost is \$0.45 for a total cost of \$0.95.

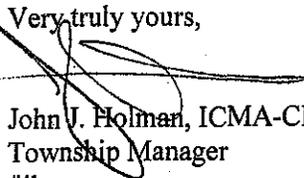
The documents can be picked up or mailed upon receipt of payment to Springettsbury Township. You may contact Ms. Dori Bowders, at 717-757-3521, to schedule a time to pick up the documents.

You have a right to appeal this denial of information in writing to Terry Mutchler, Executive Director, Office of Public Records, Commonwealth Building, 400 North Street, 4<sup>th</sup> Floor, Harrisburg, PA 17120.

If you choose to file an appeal you must do so within fifteen business days of the mailing date of the agency's response, as outlined in Section 1101.

Please be advised that this correspondence will serve to close this record with our office as permitted by law.

Very truly yours,

  
John J. Holman, ICMA-CM  
Township Manager

/jjh

cc: Charles Lauer, Public Works Director  
Charles Rausch, Township Solicitor

File: Right-to-Know

**PENNSYLVANIA OFFICE OF OPEN RECORDS**

In the Matter of :  
David Trott, :

**AFFIDAVIT**

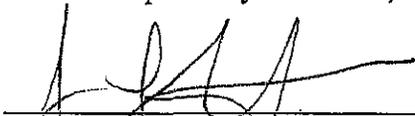
The undersigned, as the Right-To-Know Officer and Township Manager for Springettsbury Township, hereby certifies as follows:

1. The Fuel Usage by Vehicle report from 01/01/2012 to 11/27/12 that was provided to Appellant is the only record that is generated for the Township gas pump log.
2. The Fuel Usage by Vehicle report is the only record that is generated for the Township gas pump log, and this report does not identify the name of the person dispensing gasoline.
3. Gasoline receipts and/or credit card receipt of John Holman, Township Manager, are neither a record nor a public record because if Mr. Holman fueled a vehicle with his own money or credit card and did not seek reimbursement, then those receipts would not be a record documenting a transaction or activity of the Township and are not in the possession of the Township. Mr. Holman has not submitted to the Township any receipts for reimbursement for the Township Manager's vehicle 01/01/2012 to 11/27/12.

This certification is made pursuant to 18 Pa. C.S. 4904 relating to unsworn falsification to authorities.

Dated: November 27, 2012

Respectfully submitted,

  
\_\_\_\_\_  
John J. Holman, Right-To-Know Officer  
And Township Manager, Springettsbury  
Township

# Fuel Usage by Vehicle

From 1/1/2012 To 11/27/2012

## SPRINGETTSBURY TWP YORK, PA

DEPARTMENT: ADMIN DEPT - Administration Dept

VEHICLE: 0070 2005 FORD EXPLORER

SITE	TRAN	DATE	TIME	ODOM	HOURS	EMPLOYEE	TK	PU	PR	QUANTITY
001001	8609	01/04/2012	14:16	48,868	0		01	04	01	17.500
001001	8776	01/18/2012	13:42	49,062	0		01	04	01	17.050
001001	8937	02/01/2012	17:44	49,250	0		01	04	01	16.000
001001	9083	02/14/2012	20:53	49,475	0		01	04	01	18.000
001001	9211	02/27/2012	12:31	49,680	0		01	04	01	17.200
001001	9307	03/07/2012	10:38	49,785	0		01	04	01	9.350
001001	9377	03/13/2012	19:32	49,996	0		01	04	01	14.300
001001	9446	03/20/2012	08:52	50,233	0		01	04	01	18.000
001001	9542	03/28/2012	17:56	50,756	0		01	04	01	16.350
001001	9637	04/05/2012	15:11	500,790	0		01	04	01	17.100
001001	9760	04/17/2012	17:08	50,912	0		01	04	01	11.000
001001	9862	04/25/2012	18:45	50,188	0		01	04	01	18.000
001001	0006	05/07/2012	16:05	51,396	0		01	04	01	16.050
001001	0123	05/17/2012	08:18	51,595	0		01	04	01	14.700
001001	0182	05/22/2012	11:39	51,802	0		01	04	01	12.900
001001	0291	05/31/2012	08:29	52,047	0		01	04	01	16.550
001001	0399	06/09/2012	15:50	51,276	0		01	04	01	10.450
001001	0471	06/15/2012	09:52	0	0		01	04	01	1.650
001001	0476	06/15/2012	17:15	52,443	0		01	04	01	16.500
001001	0636	06/28/2012	08:08	52,662	0		01	04	01	16.650
001001	0734	07/07/2012	15:16	52,871	0		01	04	01	16.000
001001	0870	07/18/2012	18:21	53,200	0		01	04	01	14.350
001001	1023	08/01/2012	13:52	53,336	0		01	04	01	18.600
001001	1302	08/26/2012	10:43	53,571	0		01	04	01	18.150
001001	1466	09/09/2012	10:51	53,729	0		01	04	01	15.850
001001	1611	09/21/2012	10:01	53,885	0		01	04	01	13.150
001001	1720	09/30/2012	12:05	54,084	0		01	04	01	15.000
001001	1888	10/16/2012	13:07	55,621	0		01	04	01	15.450
001001	1992	10/25/2012	13:28	54,489	0		01	04	01	14.200
001001	2151	11/06/2012	12:11	54,700	0		01	04	01	18.000
001001	2292	11/16/2012	15:27	549,117	0		01	04	01	15.700
001001	2393	11/27/2012	14:40	54,981	0		01	04	01	6.450

TOTAL TRANSACTIONS: 32

		PUMPED / USED	COST
FUEL	01 Gas	476.200	\$1,485.14
TOTALS:		476.200	\$1,485.14

AVERAGE MPG: 13.23  
STARTING ODOMETER 48,681  
YTD MILES DRIVEN: 54,981

COST PER MILE 0.24  
ENDING ODOMETER 54,981  
MILES DRIVEN 6,300

# Fuel Usage by Vehicle

From 1/1/2012 To 11/27/2012

SPRINGETTSBURY TWP  
YORK, PA

DEPARTMENT: ADMIN DEPT - Administration Dept.

VEHICLE: 0070 2005 FORD EXPLORER

		<u>PUMPED / USED</u>	<u>COST</u>
FUEL	01 Gas	476.200	\$1,485.14
	TOTALS:	<u>476.200</u>	<u>\$1,485.14</u>

AVERAGE MPG: 13.23  
STARTING ODOMETER 48,681  
YTD MILES DRIVEN: 54,981

COST PER MILE 0.24  
ENDING ODOMETER 54,981  
MILES DRIVEN 6,300