

ATTESTATION ENGAGEMENT

Borough of Hanover
York County, Pennsylvania
66-413
Liquid Fuels Tax Fund
For the Period
January 1, 2011 to December 31, 2013

January 2015



Commonwealth of Pennsylvania
Department of the Auditor General
Eugene A. DePasquale • Auditor General



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EUGENE A. DePASQUALE
AUDITOR GENERAL

Independent Auditor's Report

The Honorable Barry J. Schoch, P.E.
Secretary
Department of Transportation
Harrisburg, PA 17120

We examined the accompanying Forms MS-965 With Adjustments for the Liquid Fuels Tax Fund of the Borough of Hanover, York County, for the period January 1, 2011 to December 31, 2013. The municipality's management is responsible for the Forms MS-965. Our responsibility is to express an opinion on the Forms MS-965 With Adjustments based on our examination.

Our examination was conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants and the standards applicable to attestation engagements contained in *Government Auditing Standards* issued by the Comptroller General of the United States. An examination includes examining, on a test basis, evidence supporting the Borough of Hanover, York County's Forms MS-965 for the period January 1, 2011 to December 31, 2013 and performing such other procedures as we considered necessary in the circumstances. We believe that our examination provides a reasonable basis for our opinion.

We are mandated by Section 403 of *The Fiscal Code*, 72 P.S. § 403, to audit each municipality's Liquid Fuels Tax Fund to ensure that funds received are expended in accordance with applicable laws and regulations. *Government Auditing Standards* issued by the Comptroller General of the United States include attestation engagements as a separate type of audit. An attestation engagement performed pursuant to *Government Auditing Standards* involves additional standards that exceed the standards provided by the American Institute of Certified Public Accountants. Accordingly, this attestation engagement complies with both *Government Auditing Standards* and Section 403 of *The Fiscal Code*.

As described in the Finding, the adjustments included on the Forms MS-965 With Adjustments are made by the Department of the Auditor General.

Independent Auditor's Report (Continued)

As discussed in the Comment section of this report, we recommended that the Department of Transportation review our examination findings to determine if the municipality should reimburse \$20,018.69 to its Liquid Fuels Tax Fund. This amount consists of \$19,193.05 for traffic line painting without advertising for bids and \$825.64 for overexpending Liquid Fuels Tax Fund money on a road project. This amount was reimbursed to the Liquid Fuels Tax Fund on February 28, 2014, which was subsequent to our examination period.

In our opinion, except for the matter discussed in the preceding paragraph, the Forms MS-965 With Adjustments present, in all material respects, the information required by the Pennsylvania Department of Transportation for the Liquid Fuels Tax Fund of the Borough of Hanover, York County, for the period January 1, 2011 to December 31, 2013, in conformity with the criteria set forth in Note 1.

In accordance with *Government Auditing Standards*, we are required to report all deficiencies that are considered to be significant deficiencies or material weaknesses in internal control; fraud and noncompliance with provisions of laws or regulations that have a material effect on the Forms MS-965; and any other instances that warrant the attention of those charged with governance; noncompliance with provisions of contracts or grant agreements, and abuse that has a material effect on the Forms MS-965. We are also required to obtain and report the views of responsible officials concerning the findings, conclusions, and recommendations, as well as any planned corrective actions. We performed our examination to express an opinion on whether the Forms MS-965 are presented in accordance with the criteria described above and not for the purpose of expressing an opinion on the internal control over reporting on the Forms MS-965 or on compliance and other matters; accordingly, we express no such opinions.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. *A material weakness* is a deficiency, or combination of deficiencies, in internal control such that there is a reasonable possibility that a material misstatement of the Forms MS-965 will not be prevented, or detected and corrected, on a timely basis. *A significant deficiency* is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of the internal control was for the limited purpose of expressing an opinion on whether the Forms MS-965 are presented in accordance with the criteria described above and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies and therefore, material weaknesses or significant deficiencies may exist that were not identified. We did identify a certain deficiency in internal control, described in the finding listed below, that we consider to be a material weakness in internal control:

- Failure To Properly Prepare Forms MS-965.

Independent Auditor's Report (Continued)

As part of obtaining reasonable assurance about whether the Forms MS-965 are free from material misstatement, we performed tests of the Borough of Hanover, York County's compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the determination of amounts on the Forms MS-965. However, providing an opinion on compliance with those provisions was not an objective of our engagement, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards*.

This report is intended solely for the information and use of the Pennsylvania Department of Transportation and the management of the Borough of Hanover, York County, and is not intended to be and should not be used by anyone other than these specified parties.

We appreciate the courtesy extended by the Borough of Hanover, York County, to us during the course of our examination. If you have any questions, please feel free to contact Michael B. Kashishian, CPA, CGAP, CFE, Director, Bureau of County Audits, at 717-787-1363.



Eugene A. DePasquale
Auditor General

July 16, 2014

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BOROUGH OF HANOVER
YORK COUNTY
LIQUID FUELS TAX FUND
BACKGROUND
FOR THE PERIOD
JANUARY 1, 2011 TO DECEMBER 31, 2013

Background

The Liquid Fuels Tax Municipal Allocation Law, Title 72 P.S. § 2615.5, provides municipalities other than counties (townships, boroughs, cities, towns, home rule, and optional plan governments) with an annual allocation of liquid fuels taxes from the state's Motor License Fund to be used for the maintenance and repair of streets, roads, and bridges for which the municipality is responsible. The allocation of these funds to municipalities is based: (1) 50 percent on the municipality's proportion of local road mileage to the total local road mileage in the state, and (2) 50 percent on the proportion of a municipality's population to the total population in the state.

The Vehicle Code, Title 75 P.S. § 9511, provides municipalities with annual maintenance payments to be received from the Motor License Fund for functionally local highways that were transferred to a municipality from the Commonwealth of Pennsylvania.

Each municipality must deposit the Liquid Fuels Tax Fund money and annual maintenance payments that it receives into a special fund called the Municipal Liquid Fuels Tax Fund or State Fund. A municipality may not deposit any other monies into this fund except when the municipality does not have enough money in the special fund to meet the payments called for by its current annual budget for road and bridge purposes. In this case, the municipality may borrow money or transfer money from its General Fund to its Liquid Fuels Tax Fund.

The Department of Transportation has been given the regulatory authority for the administration of these funds. To qualify for its annual allocation, each municipality shall submit the following documents and information to the Department of Transportation:

1. Evidence that the treasurer is bonded in accordance with the law, or that its treasurer is a bank requiring no bond by January 31 of each year.
2. A report indicating the manner in which its liquid fuels tax allocation was expended in the previous year (Form MS-965) by January 31 of each year.
3. A report of elected and appointed officials by January 31 of each year.
4. A Survey of Financial Condition by March 15 of each year.

Department of Transportation *Publication 9* contains the policies and procedures that govern the use of Liquid Fuels Tax Fund money. However, if there is a difference between *Publication 9* and any legislation, the legislation shall govern.

BOROUGH OF HANOVER
YORK COUNTY
LIQUID FUELS TAX FUND
2011 FORM MS-965 – SECTION 1
WITH ADJUSTMENTS

<u>Expenditure Summary</u>	<u>Reported</u>	<u>Adjustments (Finding)</u>	<u>Adjusted Amount</u>
Major equipment purchases	\$ -	\$ -	\$ -
Minor equipment purchases	-	-	-
Computer/Computer related training	-	-	-
Agility projects	-	-	-
Cleaning streets and gutters	-	-	-
Winter maintenance services	58,232.86	-	58,232.86
Traffic control devices	105,771.37	-	105,771.37
Street lighting	-	-	-
Storm sewers and drains	-	-	-
Repairs of tools and machinery	-	-	-
Maintenance and repair of roads and bridges	41,622.84	-	41,622.84
Highway construction and rebuilding projects	85,716.46	-	85,716.46
Miscellaneous (Note 5)	<u>1,192,800.00</u>	<u>(1,182,381.80)</u>	<u>10,418.20</u>
 Total (To Section 2, Line 5)	 <u>\$ 1,484,143.53</u>	 <u>\$ (1,182,381.80)</u>	 <u>\$ 301,761.73</u>

Notes to Forms MS-965 With Adjustments are an integral part of this report.

BOROUGH OF HANOVER
YORK COUNTY
LIQUID FUELS TAX FUND
2011 FORM MS-965 – SECTION 2
WITH ADJUSTMENTS

<u>Fund Balance</u>	<u>Reported</u>	<u>Adjustments (Finding)</u>	<u>Adjusted Amount</u>
1. Balance, January 1, 2011	\$ 27,533.92	\$ 25,000.00	\$ 52,533.92
Receipts:			
2. State allocation	291,558.23	-	291,558.23
2a. Turnback allocation	-	-	-
2b. Interest on investments (Note 3)	242.51	85.59	328.10
2c. Miscellaneous (Note 4)	<u>1,191,716.86</u>	<u>(1,177,532.39)</u>	<u>14,184.47</u>
3. Total receipts	<u>1,483,517.60</u>	<u>(1,177,446.80)</u>	<u>306,070.80</u>
4. Total funds available	<u>1,511,051.52</u>	<u>(1,152,446.80)</u>	<u>358,604.72</u>
5. Expenditures (Section 1)	<u>1,484,143.53</u>	<u>(1,182,381.80)</u>	<u>301,761.73</u>
6. Balance, December 31, 2011	<u>\$ 26,907.99</u>	<u>\$ 29,935.00</u>	<u>\$ 56,842.99</u>

Notes to Forms MS-965 With Adjustments are an integral part of this report.

BOROUGH OF HANOVER
YORK COUNTY
LIQUID FUELS TAX FUND
2011 FORM MS-965 – SECTION 3
WITH ADJUSTMENTS

<u>Equipment Balance</u>	<u>Reported</u>	<u>Adjustments (Finding)</u>	<u>Adjusted Amount</u>
1. Prior year equipment balance	\$ 27,533.92	\$ 25,000.00	\$ 52,533.92
2. Add: Current year equipment allocation (20% of Lines 2 + 2a, Section 2)	58,311.65	-	58,311.65
3. PENNDOT approved adjustments	<u>87,136.25</u>	<u>(87,136.25)</u>	<u>-</u>
4. Total funds available for equipment acquisition	172,981.82	(62,136.25)	110,845.57
5. Less: Major equipment expenditures	<u>-</u>	<u>-</u>	<u>-</u>
6. Remainder	<u>172,981.82</u>	<u>(62,136.25)</u>	<u>110,845.57</u>
7. Equipment balance available for subsequent year (Lesser of Line 6 or Section 2 balance, but not less than zero)	<u>\$ 26,907.99</u>	<u>\$ 29,935.00</u>	<u>\$ 56,842.99</u>

Notes to Forms MS-965 With Adjustments are an integral part of this report.

BOROUGH OF HANOVER
YORK COUNTY
LIQUID FUELS TAX FUND
2012 FORM MS-965 – SECTION 1
WITH ADJUSTMENTS

<u>Expenditure Summary</u>	<u>Reported</u>	<u>Adjustments (Finding)</u>	<u>Adjusted Amount</u>
Major equipment purchases	\$ -	\$ -	\$ -
Minor equipment purchases	-	-	-
Computer/Computer related training	-	-	-
Agility projects	-	-	-
Cleaning streets and gutters	-	-	-
Winter maintenance services	15,595.87	-	15,595.87
Traffic control devices	116,029.17	-	116,029.17
Street lighting	-	-	-
Storm sewers and drains	-	-	-
Repairs of tools and machinery	-	-	-
Maintenance and repair of roads and bridges	82,693.57	-	82,693.57
Highway construction and rebuilding projects	79,469.71	-	79,469.71
Miscellaneous (Note 5)	969,000.00	(968,297.48)	702.52
	<u>969,000.00</u>	<u>(968,297.48)</u>	<u>702.52</u>
Total (To Section 2, Line 5)	<u>\$ 1,262,788.32</u>	<u>\$ (968,297.48)</u>	<u>\$ 294,490.84</u>

Notes to Forms MS-965 With Adjustments are an integral part of this report.

BOROUGH OF HANOVER
YORK COUNTY
LIQUID FUELS TAX FUND
2012 FORM MS-965 – SECTION 2
WITH ADJUSTMENTS

<u>Fund Balance</u>	<u>Reported</u>	<u>Adjustments (Finding)</u>	<u>Adjusted Amount</u>
1. Balance, January 1, 2012	\$ 26,907.99	\$ 29,935.00	\$ 56,842.99
Receipts:			
2. State allocation	304,465.57	-	304,465.57
2a. Turnback allocation	-	-	-
2b. Interest on investments (Note 3)	263.67	-	263.67
2c. Miscellaneous (Note 4)	974,000.00	(973,232.48)	767.52
3. Total receipts	<u>1,278,729.24</u>	<u>(973,232.48)</u>	<u>305,496.76</u>
4. Total funds available	<u>1,305,637.23</u>	<u>(943,297.48)</u>	<u>362,339.75</u>
5. Expenditures (Section 1)	<u>1,262,788.32</u>	<u>(968,297.48)</u>	<u>294,490.84</u>
6. Balance, December 31, 2012	<u>\$ 42,848.91</u>	<u>\$ 25,000.00</u>	<u>\$ 67,848.91</u>

Notes to Forms MS-965 With Adjustments are an integral part of this report.

BOROUGH OF HANOVER
YORK COUNTY
LIQUID FUELS TAX FUND
2012 FORM MS-965 – SECTION 3
WITH ADJUSTMENTS

<u>Equipment Balance</u>	<u>Reported</u>	<u>Adjustments (Finding)</u>	<u>Adjusted Amount</u>
1. Prior year equipment balance	\$ 26,907.99	\$ 29,935.00	\$ 56,842.99
2. Add: Current year equipment allocation (20% of Lines 2 + 2a, Section 2)	60,893.11	-	60,893.11
3. PENNDOT approved adjustments	<u>79,469.71</u>	<u>(79,469.71)</u>	<u>-</u>
4. Total funds available for equipment acquisition	167,270.81	(49,534.71)	117,736.10
5. Less: Major equipment expenditures	<u>-</u>	<u>-</u>	<u>-</u>
6. Remainder	<u>167,270.81</u>	<u>(49,534.71)</u>	<u>117,736.10</u>
7. Equipment balance available for subsequent year (Lesser of Line 6 or Section 2 balance, but not less than zero)	<u>\$ 42,848.91</u>	<u>\$ 25,000.00</u>	<u>\$ 67,848.91</u>

Notes to Forms MS-965 With Adjustments are an integral part of this report.

BOROUGH OF HANOVER
YORK COUNTY
LIQUID FUELS TAX FUND
2013 FORM MS-965 – SECTION 1
WITH ADJUSTMENTS

<u>Expenditure Summary</u>	<u>Reported</u>	<u>Adjustments (Finding)</u>	<u>Adjusted Amount</u>
Major equipment purchases	\$ -	\$ -	\$ -
Minor equipment purchases	-	-	-
Computer/Computer related training	-	-	-
Agility projects	-	-	-
Cleaning streets and gutters	-	-	-
Winter maintenance services	86,812.29	-	86,812.29
Traffic control devices	115,996.18	-	115,996.18
Street lighting	-	-	-
Storm sewers and drains	-	-	-
Repairs of tools and machinery	-	-	-
Maintenance and repair of roads and bridges	83,371.89	-	83,371.89
Highway construction and rebuilding projects	62,735.26	-	62,735.26
Miscellaneous	905,000.00	(905,000.00)	-
	<u>905,000.00</u>	<u>(905,000.00)</u>	<u>-</u>
Total (To Section 2, Line 5)	<u>\$ 1,253,915.62</u>	<u>\$ (905,000.00)</u>	<u>\$ 348,915.62</u>

Notes to Forms MS-965 With Adjustments are an integral part of this report.

BOROUGH OF HANOVER
YORK COUNTY
LIQUID FUELS TAX FUND
2013 FORM MS-965 – SECTION 2
WITH ADJUSTMENTS

<u>Fund Balance</u>	<u>Reported</u>	<u>Adjustments (Finding)</u>	<u>Adjusted Amount</u>
1. Balance, January 1, 2013	\$ 42,848.91	\$ 25,000.00	\$ 67,848.91
Receipts:			
2. State allocation	299,384.53	-	299,384.53
2a. Turnback allocation	-	-	-
2b. Interest on investments (Note 3)	181.41	-	181.41
2c. Miscellaneous (Note 4)	933,283.22	(930,000.00)	3,283.22
3. Total receipts	<u>1,232,849.16</u>	<u>(930,000.00)</u>	<u>302,849.16</u>
4. Total funds available	<u>1,275,698.07</u>	<u>(905,000.00)</u>	<u>370,698.07</u>
5. Expenditures (Section 1)	<u>1,253,915.62</u>	<u>(905,000.00)</u>	<u>348,915.62</u>
6. Balance, December 31, 2013	<u>\$ 21,782.45</u>	<u>\$ -</u>	<u>\$ 21,782.45</u>

Notes to Forms MS-965 With Adjustments are an integral part of this report.

BOROUGH OF HANOVER
YORK COUNTY
LIQUID FUELS TAX FUND
2013 FORM MS-965 – SECTION 3
WITH ADJUSTMENTS

<u>Equipment Balance</u>	<u>Reported</u>	<u>Adjustments (Finding)</u>	<u>Adjusted Amount</u>
1. Prior year equipment balance	\$ 42,848.91	\$ 25,000.00	\$ 67,848.91
2. Add: Current year equipment allocation (20% of Lines 2 + 2a, Section 2)	59,876.91	-	59,876.91
3. PENNDOT approved adjustments	-	-	-
4. Total funds available for equipment acquisition	102,725.82	25,000.00	127,725.82
5. Less: Major equipment expenditures	-	-	-
6. Remainder	<u>102,725.82</u>	<u>25,000.00</u>	<u>127,725.82</u>
7. Equipment balance available for subsequent year (Lesser of Line 6 or Section 2 balance, but not less than zero)	<u>\$ 21,782.45</u>	<u>\$ -</u>	<u>\$ 21,782.45</u>

Notes to Forms MS-965 With Adjustments are an integral part of this report.

BOROUGH OF HANOVER
 YORK COUNTY
 LIQUID FUELS TAX FUND
 NOTES TO FORMS MS-965 WITH ADJUSTMENTS
 FOR THE PERIOD
 JANUARY 1, 2011 TO DECEMBER 31, 2013

1. Criteria

Section 1

This section of Form MS-965 With Adjustments provides a summary of Liquid Fuels Tax Fund expenditures by category. Categories requiring explanation include:

- Major equipment purchases are purchases of road machinery and road equipment with varying yearly costs in excess of the amounts indicated below:

Prior To 2012	2012	2013	2014
\$4,000.00	\$10,000.00	\$10,200.00	\$10,300.00

- Minor equipment purchases are purchases of road machinery and road equipment with varying yearly costs, or less, than the amounts indicated below:

Prior To 2012	2012	2013	2014
\$4,000.00	\$10,000.00	\$10,200.00	\$10,300.00

- Agility projects are exchanges of services with the Department of Transportation.

Section 2

This section of Form MS-965 With Adjustments provides information on the fund balance. Categories requiring explanation include:

- The state allocation is generally received from the Department of Transportation during the first week in April of each year. The amount the municipality receives is based half on its population and half on its road mileage.
- The turnback allocation is generally received from the Department of Transportation during the first week in April of each year. A municipality receives a yearly turnback allocation based on road mileage for all roads that were transferred to the municipality from the Commonwealth of Pennsylvania through the Highway Transfer Program.

BOROUGH OF HANOVER
YORK COUNTY
LIQUID FUELS TAX FUND
NOTES TO FORMS MS-965 WITH ADJUSTMENTS
FOR THE PERIOD
JANUARY 1, 2011 TO DECEMBER 31, 2013

1. Criteria (Continued)

Section 2 (Continued)

- Expenditures include the total transferred from Section 1.

Section 3

This section of Form MS-965 With Adjustments determines if the municipality expended Liquid Fuels Tax Fund money in excess of the permissible amount for equipment and the balance that the municipality may carry forward for the purchase of equipment to the subsequent year.

Department of Transportation *Publication 9* requires that the amount expended for equipment purchases in a given year not exceed the sum of the equipment balance carried forward from the previous year and 20 percent of the current year's Liquid Fuels Tax Fund allocation and, if applicable, 20 percent of the turnback allocation plus other Department of Transportation approved adjustments.

If the municipality spent in excess of the amount listed on Line 4, the excess must be reimbursed to the Liquid Fuels Tax Fund.

The equipment balance to be carried forward for the subsequent year is the lesser of the amount on Line 6 or the ending fund balance on Line 6 of Section 2, but not less than zero.

Basis Of Presentation

The financial activities of the municipality are accounted for in separate funds. The Liquid Fuels Tax Fund is used to account for state aid revenues from the Pennsylvania Department of Transportation used primarily for building and improving local roads and bridges. The Forms MS-965 have been prepared in accordance with reporting requirements prescribed by the Pennsylvania Department of Transportation as a result of the Fuels Tax Act 655, dated 1956 and as amended, which does not constitute a complete presentation of the entity's assets, liabilities, expenses, and fund balance. Accordingly, the presentation of Forms MS-965 With Adjustments is restricted to the Liquid Fuels Tax Fund, which represents a segment of the entity.

BOROUGH OF HANOVER
YORK COUNTY
LIQUID FUELS TAX FUND
NOTES TO FORMS MS-965 WITH ADJUSTMENTS
FOR THE PERIOD
JANUARY 1, 2011 TO DECEMBER 31, 2013

1. Criteria (Continued)

Section 3 (Continued)

Basis Of Accounting

The accompanying Forms MS-965 With Adjustments are prepared in accordance with reporting requirements prescribed by the Pennsylvania Department of Transportation. Under this method, revenues are recognized when received and expenditures are recorded when paid.

General Fixed Assets

General fixed assets are recognized as expenditures at the time of purchase. No depreciation has been provided on the heavy equipment used to maintain and repair roads and bridges.

2. Deposits

The Borough Code, Title 53 P.S § 46316, authorizes the borough to deposit its funds in the following:

- Deposits in savings accounts or time deposits, other than certificates of deposit or share accounts of institutions having their principal place of business in the Commonwealth of Pennsylvania and insured by the Federal Deposit Insurance Corporation (FDIC) or other like insurance. For any amount above the insured maximum, the depository shall pledge approved collateral.
- Certificates of deposit purchased from institutions insured by the FDIC or other like insurance to the extent that such accounts are so insured. For any amounts in excess of the insured maximum, such deposits shall be collateralized by a pledge or assignment of assets. Certificates of deposit may not exceed 20 percent of a bank's total capital surplus or 20 percent of a savings and loan's or savings bank's assets minus liabilities.

Deposits consist of receipts and deposits in a financial institution. Pennsylvania statutes require all deposits to be insured and, for any amount above the insured maximum, to be secured with approved collateral as defined.

BOROUGH OF HANOVER
YORK COUNTY
LIQUID FUELS TAX FUND
NOTES TO FORMS MS-965 WITH ADJUSTMENTS
FOR THE PERIOD
JANUARY 1, 2011 TO DECEMBER 31, 2013

2. Deposits (Continued)

There were no deposits exposed to custodial credit risk as of December 31, 2013. Custodial credit risk, as defined by GASB No. 40, includes deposits that are not covered by depository insurance and the deposits are uncollateralized, collateralized with securities held by the pledging financial institution, or collateralized with securities held by the pledging financial institution's trust department or agent but not in the municipality's name.

Fund Balance

The fund balance as of December 31, 2013 consists of the following:

Cash	\$21,782.45
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3. Interest On Investments

Our examination disclosed that the municipality deposited idle liquid fuels tax money in interest-bearing accounts which earned \$328.10 during 2011, \$263.67 during 2012, and \$181.41 during 2013, thus providing additional funds for road maintenance and repairs.

4. Miscellaneous Receipts

The following miscellaneous receipts were deposited into the Liquid Fuels Tax Fund during the examination period:

Source	Description	2011	2012	2013
General Fund	Temporary loan (Note 7)	\$ 7,800.00	\$ -	\$ -
Penn Township, Cumberland County	Reimbursements for traffic signals	2,268.27	-	3,233.22
Department of Community and Economic Development Commonwealth of Pennsylvania	Severe weather assistance	1,563.00	-	-
Financial institution	Deposits in error (Note 6)	2,553.20	702.52	-
	Refund for bank service charges	-	65.00	-
Vendor	Refund for overpayment	-	-	50.00
Totals		\$14,184.47	\$767.52	\$3,283.22

BOROUGH OF HANOVER
YORK COUNTY
LIQUID FUELS TAX FUND
NOTES TO FORMS MS-965 WITH ADJUSTMENTS
FOR THE PERIOD
JANUARY 1, 2011 TO DECEMBER 31, 2013

5. Miscellaneous Expenditures

The following miscellaneous expenditures were paid from the Liquid Fuels Tax fund during the examination period:

<u>Payee</u>	<u>Description</u>	<u>2011</u>	<u>2012</u>
General Fund	Temporary loan (Note 7)	\$ 7,800.00	\$ -
General Fund	Correction of deposits in error (Note 6)	2,553.20	702.52
Financial institution	Refund for bank service charges	65.00	-
	Totals	<u>\$10,418.20</u>	<u>\$ 702.52</u>

6. Deposits In Error

The following deposits in error were deposited into the Liquid Fuels Tax Fund during the examination period:

<u>Date Deposited</u>	<u>Amount</u>	<u>Date Reimbursed To General Fund</u>	<u>Amount</u>
08/23/11	\$1,276.60	08/23/11	\$1,276.60
08/30/11	638.30	08/30/11	638.30
10/31/11	638.30	12/22/11	638.30
03/30/12	702.52	04/02/12	702.52
	<u>\$3,255.72</u>		<u>\$3,255.72</u>

7. Temporary Loan

On January 3, 2011, the municipality loaned \$7,800.00 from its General Fund to its Liquid Fuels Tax Fund. On January 31, 2011, the municipality transferred \$7,800.00 from its Liquid Fuels Tax Fund to its General Fund to repay the temporary loan.

BOROUGH OF HANOVER
YORK COUNTY
LIQUID FUELS TAX FUND
FINDING AND RECOMMENDATION
FOR THE PERIOD
JANUARY 1, 2011 TO DECEMBER 31, 2013

Finding - Failure To Properly Prepare Forms MS-965

Our examination disclosed that numerous adjustments were needed to correct errors made in the preparation of the municipality's 2011, 2012, and 2013 Forms MS-965. These adjustments were as follows:

2011 - Section 1

- An adjustment of \$(1,182,381.80) was made to "Miscellaneous" because transfers of \$1,185,000.00 from the checking account to money markets were incorrectly reported as expenditures; corrections of deposits in error of \$2,553.20 were not reported; and bank service charges of \$65.00 were not reported.

2011 - Section 2

- An adjustment of \$25,000.00 was made to "Balance, January 1, 2011" because prior report adjustments were not carried forward in the fund balance.
- An adjustment of \$85.59 was made to "Interest on investments" because this interest was misclassified as miscellaneous.
- An adjustment of \$(1,177,532.39) was made because transfers of \$1,180,000.00 from money markets to the checking account were incorrectly reported as receipts; deposits in error of \$2,553.20 were not reported; and interest of \$85.59 was misclassified.

2011 - Section 3

- An adjustment of \$25,000.00 was made to "Prior year equipment balance" because adjustments made in the prior report were not carried forward in the equipment balance.
- An adjustment of \$(87,136.25) was made to "PENNDOT approved adjustments" because there were no approved adjustments.

BOROUGH OF HANOVER
YORK COUNTY
LIQUID FUELS TAX FUND
FINDING AND RECOMMENDATION
FOR THE PERIOD
JANUARY 1, 2011 TO DECEMBER 31, 2013

Finding - Failure To Properly Prepare Forms MS-965 (Continued)

2012 - Section 1

- An adjustment of \$(968,297.48) was made to “Miscellaneous” because transfers of \$965,000.00 from the checking account to money markets were incorrectly reported as expenditures and were overstated by \$4,000.00. Also, a correction of a deposit in error of \$702.52 was not reported.

2012 - Section 2

- An adjustment of \$29,935.00 was made to “Balance, January 1, 2012” to reflect the adjustment made to the fund balance in 2011 - Section 2.
- An adjustment of \$(973,232.48) was made to “Miscellaneous” because transfers of \$970,000.00 from money markets to the checking account were incorrectly reported as receipts and overstated by \$4,000.00. Also, a deposit in error of \$767.52 was not reported.

2012 - Section 3

- An adjustment of \$29,935.00 was made to “Prior year equipment balance” to reflect the adjustment made to the equipment balance in 2011 - Section 3.
- An adjustment of \$(79,469.71) was made to “PENNDOT approved adjustments” because there were no approved adjustments.

2013 - Section 1

- An adjustment of \$(905,000.00) was made to “Miscellaneous” because investments in money markets were incorrectly reported as expenditures.

BOROUGH OF HANOVER
YORK COUNTY
LIQUID FUELS TAX FUND
FINDING AND RECOMMENDATION
FOR THE PERIOD
JANUARY 1, 2011 TO DECEMBER 31, 2013

Finding - Failure To Properly Prepare Forms MS-965 (Continued)

2013 - Section 2

- An adjustment of \$25,000.00 was made to “Balance, January 1, 2013” to reflect the adjustment made to the fund balance in 2012 - Section 2.
- An adjustment of \$(930,000.00) was made to “Miscellaneous” because transfers from money markets to the checking account were incorrectly reported as receipts.

2013 - Section 3

- An adjustment of \$25,000.00 was made to “Prior year equipment balance” to reflect the adjustment made to the equipment balance in 2012 - Section 3.

Good internal controls ensure that the municipality completes its Forms MS-965 accurately and completely. The failure to properly complete Forms MS-965 increases the risk that errors or misappropriations may occur and remain undetected.

Recommendation

We recommend that the municipality ensure that its Forms MS-965 are complete and accurate.

Management’s Response

The borough manager stated:

We have been informed that bank statement transactions have to be recorded even if the transaction was in error and included non Liquid Fuels Tax Fund money that was received and disbursed from the Liquid Fuels Tax Fund. These transactions must be recorded as Miscellaneous.

BOROUGH OF HANOVER
YORK COUNTY
LIQUID FUELS TAX FUND
FINDING AND RECOMMENDATION
FOR THE PERIOD
JANUARY 1, 2011 TO DECEMBER 31, 2013

Finding - Failure To Properly Prepare Forms MS-965 (Continued)

Auditor's Conclusion

This finding was written because large adjustments to Forms MS-965 were required. The largest adjustments involved transfers between the checking account and money markets. Receipts and disbursements do not include transfers between the checking account and money markets because money does not leave the Liquid Fuels Tax Fund. The borough officials should ensure that all receipts and disbursements of Liquid Fuels Tax Fund money are properly recorded on the Form MS-965 including money from other funds that was deposited in error. During our next examination we will determine if the municipality complied with our recommendation.

BOROUGH OF HANOVER
YORK COUNTY
LIQUID FUELS TAX FUND
COMMENT
FOR THE PERIOD
JANUARY 1, 2011 TO DECEMBER 31, 2013

Comment - Summary Of Prior Examination Recommendations

In our prior report we recommended that the Department of Transportation review our examination findings to determine if the municipality should reimburse \$20,018.69 to its Liquid Fuels Tax Fund. This amount consists of \$19,193.05 for traffic line painting without advertising for bids and \$825.64 for over expending Liquid Fuels Tax Fund money on a road project.

During our current examination we reviewed a letter dated July 7, 2013, from the Department of Transportation informing the municipality to reimburse \$20,018.69 to its Liquid Fuels Tax Fund. We noted that the municipality reimbursed this amount to its Liquid Fuels Tax Fund on February 25, 2014, which was subsequent to our examination period.

In our prior report we also recommended:

- That the municipality complies with *The Borough Code* and the Department of Transportation's *Publication 9* by advertising for bids for all purchases over \$10,000.00. The threshold for advertising for bids increased to purchases over \$18,500.00 for 2012, \$18,900.00 for 2013, and \$19,000.00 for 2014.
- That the municipality expends only the approved amount of Liquid Fuels Tax Fund money on road construction projects.

During our current examination we noted that the municipality complied with our recommendations.

BOROUGH OF HANOVER
YORK COUNTY
LIQUID FUELS TAX FUND
SUMMARY OF EXIT CONFERENCE
FOR THE PERIOD
JANUARY 1, 2011 TO DECEMBER 31, 2013

An exit conference was held May 8, 2014. Those participating were:

BOROUGH OF HANOVER

Mrs. Barbara A. Krebs, Borough Manager

DEPARTMENT OF THE AUDITOR GENERAL

Mrs. Diane A. Bowman, Auditor

The results of the examination were presented and discussed in their entirety.

BOROUGH OF HANOVER
YORK COUNTY
LIQUID FUELS TAX FUND
REPORT DISTRIBUTION
FOR THE PERIOD
JANUARY 1, 2011 TO DECEMBER 31, 2013

This report was initially distributed to:

The Honorable Barry J. Schoch, P.E.
Secretary
Department of Transportation

Borough of Hanover
York County
44 Frederick Street
Hanover, PA 17331

The Honorable John H. Gerken

President of Council

Mrs. Barbara A. Krebs

Borough Manager

This report is a matter of public record and is available online at www.auditorgen.state.pa.us.
Media questions about the report can be directed to the Pennsylvania Department of the Auditor
General, Office of Communications, 231 Finance Building, Harrisburg, PA 17120; via email to:
news@auditorgen.state.pa.us.