

PENN TOWNSHIP BOARD OF SUPERVISORS
1301 Centerville Road
Newville, PA 17241
Tel: 717-486-3104; Fax: 717-486-3522
Regular Meeting
September 11, 2008

Chairman Amos Seiders called meeting to order and led everyone present in the Pledge Allegiance to the Flag...

Present: Chairman Amos Seiders, Vice-Chairman Ken Sheaffer, Supervisor Gary Martin, Solicitor Marcus McKnight III and Secretary. /Treasurer Patricia Sangialosi

PUBLIC COMMENT – None

APPROVAL OF MINUTES AND TREASURER’S REPORT – Supervisor Martin made a motion to approve the minutes and conditional use hearing minutes for Martin, Verizon Wireless and Concrete Ind. from the August 14, 2008 meeting. Vice-Chairman Sheaffer seconded the motion. Motion approved.

Vice-Chairman Sheaffer made a motion to approve the Treasurer’s report as of August 31, 2008. Supervisor Martin seconded the motion. Motion approved.

SUBDIVISION PLANS – None

OLD BUSINESS

1. Phil Dudak – Cell tower agreement on Township property – Phil was present to answer any questions the supervisors might have concerning the Option and Ground Lease agreement. This tower would be located on the 1301 Centerville Road property. He stated that if it is a lattice type pole it would be 160 foot and if a monopole it would be 150 foot. It would be constructed of dull gray galvanized to resist erosion. The solicitor asked him to explain who pays for construction of tower. Phil stated that he markets the location to wireless carriers and he also stated that the tower on the Zimmerman property will not be an issue because there is a lot of terrain between the two sites. He also reported the township would get \$500.00 a month plus another \$300.00 with an additional \$300.00 per month with the addition of an antenna. The township would have space on the tower if needed.

Supervisor Martin wanted to know if he would obtain a bond for dismantling the tower when no longer needed and Phil stated that would be provided.

The supervisors didn’t like the term of 60 months Phil said he would be comfortable with 36 months.

There being no more questions of discussion Supervisor Martin made a motion to table until the October meeting so the supervisors could read over the agreement.

Vice-Chairman Sheaffer seconded the motion. Motion approved.

2. Skateboarding Ordinance 2008-3 – Marcus reported the ordinance has been advertised and asked if anyone had any questions. He explained the ordinance prohibits skateboarding on township property which includes the hike and bike trail at the fire house and the Centerville School area. Vice-Chairman Sheaffer made a motion to approve the ordinance. Supervisor Martin seconded the motion. Motion approved.
3. Ratify using Earth Engineering for core boring at DJ site for \$3200.00 – vice-Chairman Sheaffer made a motion to approve using Earth Engineering for the core boring. Supervisor Martin seconded the motion. Motion approved.
4. Ratify PNC Band as the new holder of the Key/Lauth Bond Agreement – Supervisor Martin made a motion to approve. Vice-Chairman Sheaffer seconded the motion. Motion approved.

NEW BUSINESS

1. Date for Budget Meeting – The supervisors discussed and every other year it was held after the regular meeting in October. Vice-Chairman Sheaffer made a motion to have the budget meeting Oct. 9 after the regular board of supervisor meeting. Supervisor Martin seconded the motion. Motion approved.
2. Ratify Builders Risk Insurance for \$508.00 – Supervisor Martin made a motion to approve. Vice-Chairman Sheaffer seconded the motion. Motion approved.
3. Mable Stitt to attend Tax Collector convention – chairman Seiders made a motion to approve. Supervisor Martin seconded the motion. Motion approved.
4. Self-propelled broom – the secretary reported the road crew would like to have a self-propelled broom and in checking pricing, the cost would be \$40000.00. After some discussion Supervisor Martin made a motion to table until the supervisors look at all the options. Vice-Chairman Sheaffer seconded the motion. Motion approved.
5. Bog turtle issue – The secretary reported that Cindy from FPE wanted to know if the supervisors wanted to send the permit to DEP now or wait until the bog turtle issue can be checked out in the spring. She also pointed out that we can't even design the bridge until the issue is resolved. The secretary pointed out that we can get an extension on the funding if necessary. The supervisors decided to wait.

PROJECT UPDATES

DJ OFFICE – Supervisor Martin reported the project was started Sept. 2, the block walls are up and they will pour the floor on Monday. He stated we got the loan from the bank for \$650,000.00 for 30 years. The secretary stated the supervisors needed to pick an option. The supervisors picked Option 1, 30 years, fixed interest for 5 years.

Walking trail and volleyball court – The secretary reported that part of the walking trail has been put in and the rest can't be done until the grading is complete. Vice-Chairman Sheaffer talked to Gleim and he hopes to get started next week Also the silt fence isn't up right, so the road crew needs to fix it. Ken also commended the road crew for a job well done.

Key Logistics Park – The secretary reported the walls are being put up
Bridges – we already discussed.

ACT537 – Erin from HRG sent an update on the plan and where it stands. Supervisor Martin pointed out that they took some more water samples and the one house always had contaminated water but this last test showed the water was good and Gary attributes it to the fact that Mr. Gettle no longer has cows.

SOLICITOR REPORT

Marcus reported he finished two of the three conditional use hearings and he brought the third one along for signatures.

He also passed out news articles on the cell tower.

Marcus also gave copies of South Middleton's Zoning permit application to Fred Leeds.

Fettrow – Hearing will be Oct. 8 at 1 pm.

Fisher – sent certified letter and he has 10 days to comply

Freet – sent certified letter and she has 10 days to comply

Souder – Fred reported there is still junk on the property. He gets rid of some and brings in more. Vice-Chairman Sheaffer stated that we should send him a letter giving him 10 days to contact Fred, and Fred can determine how long to give him to clean it up and if not, we take him to court.

Farwell – Marcus reported that Farwell is looking for a refund from the building permit because he is only putting up one building instead of 3. The secretary reported that while she was on vacation Dan came in to renew his permit and never said anything about a refund. She is waiting to find out exactly what he is doing. She has seen no plans or land development plan. When he submits all that, he will get a building permit refund.

Marcus then asked for an executive session after the meeting to discuss some legal issues.

OTHER REPORTS

WCCOG – Pat reported the COG is going to hold a sale and any township that has anything to sell can do so at the COG sale. We have to sign a resolution stating that items sold at the auction for less than \$1000.00 can be done so without further board action and anything over \$1000.00 can be sold, and if no bids are received, the item can be sold for less than \$1000.00 without board approval. The supervisors discussed and decided that anything sold over \$1000.00 must have board approval. The auction will take place in November. Items to be sold must be registered with the COG by the end of September.

Pat reported John Bitner from Vector Control was at the meeting to discuss the gypsy moth spraying for 2009. The municipalities should have the information by the end of September.

Pat reported at the last meeting the board accepted the resignation of Jan Roberts from the Planning Commission. The Planning Commission members then selected Gary Cribbs. Vice-Chairman Sheaffer made a motion to approve Gary Cribbs. Supervisor Martin seconded the motion. Motion approved.

Pat reported the MMO for the pension for 2009 will be \$10,587.00

Pat then asked what account should be used to pay for the extra bricks that were ordered for the community center. Vice-Chairman Sheaffer made a motion to ratify the

purchase of the bricks and take the payment out of the general fund. Chairman Seiders seconded the motion Motion approved.

APPROVAL OF BILLS LISTING

Supervisor Martin made a motion to approve the bills listing. Vice-Chairman Sheaffer seconded the motion. Motion approved.

SUPERVISOR COMMENTS

Supervisor Martin reported that George Rohrs has been looking into presenting a service award to a member of the community that does volunteer work for the township in a non-compensated capacity. Supervisor Martin made a motion to table until the next meeting so the supervisors and Marcus would have time to review the rules and regulations. Vice-Chairman Sheaffer seconded the motion. Motion approved.

ADJOURNMENT

Vice-chairman Sheaffer made a motion to adjourn to executive session. Supervisor Martin seconded the motion. Motion approved.

Chairman Seiders opened the meeting again after the executive session. Marcus stated the executive session was held to discuss some legal issues and no decisions were made.

Fred Leeds pointed out that no zoning permit was issued for the DJ office. The secretary pointed out that townships are exempt and Fred stated that is true, but you have to make that motion in a public meeting. Vice-Chairman Sheaffer made a motion to exempt the township from zoning. Supervisor Martin seconded the motion. Motion approved.

The DEP issue with the demolition of the school was discussed and Vice-chairman Sheaffer made a motion to have Marcus contact John Shambaugh to get the name of an environmental engineer to conduct core borings on the school site and submit his findings to the township and DEP. Supervisor Martin seconded the motion. Motion approved.

Next meeting October 9, 2008

Respectfully submitted,

Patricia Sangialosi
Secretary/Treasurer