

PENN TOWNSHIP BOARD OF SUPERVISORS

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Regular Meeting

May 14, 2009

Chairman Gary Martin called meeting to order and led everyone present in the Pledge Allegiance to the Flag.

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

PUBLIC COMMENT

Chairman Martin reported that Lauth has filed for Chapter 11. They defaulted on one loan payment and the loan company wants to take some of their assets so Lauth filed for Chapter 11 to protect those assets.

Anthony Amadure, Cumberland County Economic Development, was present to introduce himself and explain a little about the programs offered by the Cumberland County Economic Development. He also reported that they are working with Lauth to try to get tenants for the warehouse.

Vickie reported the Park and Rec received a copy of an apology letter that is to be sent to Mrs. Wilson concerning the chalk incident at the fire house walking trail. She stated that the letter is unsigned and she is wondering if the Park and Rec will receive a copy of the signed letter. Marcus reported that Ernie is to sign the letter and send him a copy. He will follow up with Ernie. Vickie then read the definition of vandalism from the dictionary. Chairman Martin stated that the issue is not so much about the chalk, but about the way it was handled. He also stated that when Mrs. Wilson receives her letter and she is not satisfied, she can come to the Board meeting and express her position.

APPROVAL OF MINUTES AND TREASURER'S REPORT

Supervisor Seiders made a motion to approve the minutes from the April 9, 2009 meeting. Vice-Chairman Sheaffer seconded the motion. Motion approved.

Vice-Chairman Sheaffer made a motion to approve the Treasurer's report as of April 30, 2009. Supervisor Seiders seconded the motion. Motion approved.

APPROVAL OF SUBDIVISION PLANS

Pat reported that the Fish Hatchery has granted Penn Township a 90-day extension to review their plans. Vice-Chairman Sheaffer made a motion to approve the 90-day extension. Supervisor Seiders seconded the motion. Motion approved. Marcus reported he is working on the letter for the flood plain area issue.

David Harrison Plan – Pat reported the Harrison plan has been approved by the Planning Commission and DEP has approved the planning module. Vice-Chairman

Sheaffer made a motion to approve the plan. Supervisor Seiders seconded the motion. Motion approved.

UNFINISHED BUSINESS

1. DEP Storm water Management Ordinance or Yellow Breeches Watershed Ordinance – Marcus reported he is still working on coordinating the two ordinances.
2. Solid Waste Ordinance 2009-003 – Marcus reported he didn't get this advertised in time for the meeting and he also asked the supervisors if they wanted to advertise this ordinance and the revisions to the SALDO at the same time and which papers. Vice-Chairman Sheaffer made a motion to have Marcus advertise both in both papers. Supervisor Seiders seconded the motion. Motion approved.
3. Waste container letter to Cumberland County – Pat reported she has drafted a letter to the Solid Waste Authority requesting recycle containers be put in Penn Township and the township would provide, snow removal, a CDL driver to take containers to landfill, keep area clean. Chairman Martin also suggested adding keep area secure. Vice-Chairman Sheaffer made a motion to send the letter. Supervisor Seiders seconded the motion. Motion approved. +
4. South Mountain fencing – Chairman Martin reported that the bids for the chain link fence for the DJ office were opened at the last meeting and after review of the bids, South Mountain fencing was the lowest bid. The fence has been installed. Supervisor Seiders made a motion to ratify awarding the bid to South Mountain.
5. Paul Seiders Jr. – Chairman Martin reported the bids for the building addition were opened at the last meeting and after review; Paul Seiders Jr. was the lowest bidder. Vice-Chairman Sheaffer made a motion to ratify the bid of Paul Seiders Jr. Chairman Martin seconded the motion. Motion approved.

NEW BUSINESS

1. Road material bids – Pat reported that these were bid through the COG and Jeff has reviewed them and made his selections. Chairman Martin made a motion to approve the selections made by the road master. Vice-Chairman Sheaffer seconded the motion. Motion approved. Pat also reported that the COG already approved Alpha Space as the low bidder for line painting. Vice-chairman Sheaffer made a motion to ratify Alpha Space. Supervisor Seiders seconded the motion. Motion approved.
2. Tax Collection Committee – Chairman Martin explained that this committee will be responsible for selecting who will collect the EIT in the future. Chairman Martin stated that since he already represents Penn at the CAPTAX meetings, he is volunteering to be on this committee. Supervisor Seiders seconded and the appointment was approved. Chairman Martin then appointed Ken Sheaffer as the alternate. Supervisor Seiders seconded the motion. Motion approved.
3. Stephen Shumaker – Pat reported an application has been received from Stephen Shumaker for part-time employment. Supervisor Seiders made a

motion to approve Stephen Shumaker. Vice-chairman Sheaffer seconded the motion. Motion approved.

4. Pension board members – Pat reported that since we belong to the PSATS pension plan and they have an election for board members, we must approve those appointments. Chairman Martin made a motion to ratify the appointments. Supervisor Seiders seconded the motion. Motion approved.
5. Chairman Martin reported according to the PUC, the plans for the Farm Road railroad crossing have been reviewed and approved by all parties and work should begin shortly.
6. Supervisor Seiders reported that the railroad worked on the crossing on Lebo Road and there is a problem with cattle trucks getting stuck. The railroad and I met to discuss this issue and the township will have to put up some money in order to correct the problem. He asked John Shambaugh if he would do some grade shooting. John stated he should be able to do it on Monday.

Conditional Use Hearing for Whispering Hope

PROJECT UPDATES

Bridges – Open bids for Leeds Road project: Keystone Concrete \$34,850.00; B & R Construction \$57,509.00; Justice Excavating \$56,626.00; and AC Miller \$55,650.00. Vice-Chairman Sheaffer made a motion to award the bid to the lowest bidder pending review by the engineer and the solicitor. Chairman Martin seconded the motion. Motion approved.

Pat also reported that Skelly and Loy has done 2 site investigations at the Lebo Road Bridge and thus far have found no bog turtles. They have to do two more sites and then they can make their report.

Key Logistics agreement – Marcus reported we can make this agreement conditional on occupancy. In other words if they don't sign an agreement, they won't get their occupancy permit.

ACT537 – Nothing new to report.

New building addition – Supervisor Seiders made a motion to exempt ourselves from the setback requirements. Vice-chairman Sheaffer seconded the motion. Motion approved.

SOLICITOR REPORT

Marcus reported the sheriff's department is still working on collecting information on the assets so they can set up a sale for the Fettrow property complaint.

Souder – Marcus reported a hearing is set for July 6 before the district justice and we have doubled the fines.

Southampton Township – Marcus reported that he needs to follow up with Tom Ginnick. Chairman Martin that the township residents should be invited to attend a meeting to discuss the one waste hauler agreement.

John Shambaugh reported there is a storm water issue in the area of the Henry subdivision on the Pine Road. The final grading doesn't allow for proper water runoff. There is a high point in the middle of the swale. Marcus suggested writing to Mr. Henry giving him 30 days to correct the problem or the township will take further action.

Supervisor Seiders made the motion to send him the letter. Vice-chairman Sheaffer seconded the motion. Motion approved.

The secretary reported there is also water run off issue on Kutz Road in the area of Shetron Welding. The engineer will check this out also.

Marcus also reported that Ken asked him a question about an existing business. He stated that if the business was in existence prior to zoning, he is grandfathered in.

OTHER REPORTS

WCCOG – Pat reported that at the April COG meeting the bid results were distributed, the COG passed the Resolution on thr 1% sales tax to be sn to area reps. At th May meeting MDIA reported that all home improvement contractors who do \$5000 worth of business in a year must be registered with the State, sprinkler systems will be required in all new home construction, Mr. Zeigler spoke about the Energy Consortium, Rick Rovegno talked about getting rid of the PC tax and the gypsy moth spraying has started.

APPROVAL OF BILLS LISTING

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

SUPERVISOR COMMENTS

Supervisor Seiders asked the supervisors to approve Stevie Seiders for part time employment. Vice-Chairman Sheaffer made a motion to approve Steve pending his filling out an application. Chairman Martin seconded the motion. Motion approved.

ADJOURNMENT

Vice-Chairman Sheaffer made a motion to adjourn. Chairman Martin seconded the motion. Motion approved. Meeting adjourned.

Respectfully submitted,

Patricia Sangialosi
Secretary