

PENN TOWNSHIP BOARD OF SUPERVISORS

1301 Centerville Road

Newville, PA 17241

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Regular Meeting

August 13, 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

Jim Clymer from Key Realty and attorney Ron Lucas were present to ask the Board to release the letter of credit and extend the time frame for improvements to the site. Jim asked to be released from the current letter of credit and when ready for another building, another letter of credit will be obtained.

Marcus was a little concerned that the developer's agreement has not been sign asking for rights of way and the extension of the sq. foot payment. And the township is also short the money for the leveling of the soccer fields in Centerville.

Jim replied that Lauth is no longer under contract for the other two buildings. Ron Lucas suggested that we separate Lauth and Key and deal with agreement for remainder of site. The solicitor suggested that we take a look at the developer's agreement before deciding on the two things that Jim wants. Chairman Martin suggested that we have an executive session at the end of the meeting to discuss the options.

After some further discussion, Vice-Chairman Sheaffer made a motion to approve the 2 conditions pending a satisfactory developer's agreement. Chairman Martin seconded the motion. Motion approved.

George Rohrs wanted to know about the purchase of a new furnace for the new addition and he wanted to know why we weren't using the old one. Chairman Martin reported the old one wasn't big enough to heat this building and it is not big enough for the new addition.

Vickie Wallick wanted to know about the agreement for the filling in of the soccer fields. Chairman Martin stated that a supervisor talked to Lauth and got their agreement, then brought the proposition to the Board for approval.

APPROVAL OF MINUTES AND TREASURER'S REPORT

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

Supervisor Seiders made a motion to approve the treasurer's report as of July 31. Vice-Chairman Sheaffer seconded the motion. Motion approved.

SUBDIVISION PLANS

Supervisor Seiders made a motion to approve the Nolt/Whispering Hope plan pending DEP approval of the sewage module. Vice-Chairman Sheaffer seconded the motion. Motion approved.

UNFINISHED BUSINESS

1. Waste Hauling Agreement with Southampton Ordinance 2009-003
2. Waste Hauling Ordinance 2009-004

Marcus explained that these have not been advertised yet and they have a start date of October 1st. Chairman Martin pointed out that with all we have to do to get ready for this, October 1st is not enough time. He suggested Jan. 1. All agreed.

3. Tax committee proxy – Chairman Martin pointed out that he was the primary representative and Ken was the alternate, but he then suggested that they give their proxy to Wilbur Wolf. Vice-Chairman Sheaffer seconded the motion. Motion approved.
4. Keystone check – Chairman Martin pointed out that PennDOT is coming to inspect the bridge on Friday and we should hold the Keystone check until after the inspection. Supervisor Seiders seconded the motion. All approved.
5. Recycle containers – Marcus reported he received a copy of the agreement with County and has made a few changes to the signature page. Fred Leeds pointed out that there are some issues in the zoning ordinance that need to be dealt with. The supervisors will go over these with Fred. Vice-chairman Sheaffer made a motion to sign the agreement. Supervisor Seiders seconded the motion. Motion approved.

NEW BUSINESS

1. Pat read a letter from Newburg Borough thanking the road crew for helping with their Main Street project. It stated that without the help of the neighboring municipalities, the project would not have gotten done. Pat also read a correspondence from Hannah Washington asking for recycling in Penn Township. Pat called her and told her to be on the lookout for the recycle bins to be placed at the township building.
2. CCATO convention – Pat reported she needed to know how many would be attending the convention on Oct 1st. Gary, Ken, Mable, Marcus and Pat would be attending.
3. Assistant Secretary – Chairman Martin reported that we advertised for an assistant secretary and received 34 applications. He also reported that Pat will be retiring in January. After review of the applications, the supervisors have made a choice. They have picked Martha Sheaffer as the new assistant secretary. Vice-Chairman Sheaffer made the motion. Supervisor Seiders seconded the motion. Motion approved.

PROJECT UPDATES

Bridges – Chairman Martin reported the Leeds Road Bridge is complete and he praised the road crew for a job well done. The Lebo Road Bridge won't be completed

until August 2010. The bog turtle survey has been completed and no bog turtles were found, we can now proceed with the design and permit application.

Building addition – Chairman Martin pointed out that when Cumberland gave us the quote for the roof, they missed including the remainder of the building. The estimate to do the rest of the roof is \$8100.00. Vice-Chairman Sheaffer made a motion to ratify the payment for the remainder of the roof. Supervisor Seiders seconded the motion. Motion approved. Pat also brought up the installation of the alarm system to the new addition. The cost would be approximately \$340.00. Chairman Martin made a motion to install the alarm system in the new addition. Vice-Chairman Sheaffer seconded the motion. Motion approved.

Fish Hatchery – Marcus reported that a letter was received from DEP stating that they are aware that the Fish and Boat Commission is building in the flood plain and the township doesn't have the authority to grant the variance as the State has jurisdiction. Fred wanted to know what the decision was of the Zoning Hearing Board and Marcus reported all they could do was refer to the letter from DEP that the State has jurisdiction and the township has no authority to grant the variance.

SOLICITOR REPORT

Sewage Management District Ordinance – Pat will be sending Marcus copies of draft ordinances.

Ernie Souder – Pat reported Ernie paid his fine, but he is still bringing in more junk. Fred stated he would keep an eye on things.

Fettrow – Marcus reported that Mark Reiff has paid the judgment and he gave the check to the township. Pat reported Mark called her and wanted to know what had to be done and she told him to get rid of the cars and he had 10 days.

227 Southside Drive – Pat reported they mowed the weeds.

Ballots and campground on Peach Orchard Road – Marcus reported he wrote them a letter to get rid of the campers. Fred reported they called him and he explained to them that if the campers belonged to them, they could stay, but if they didn't they had to go. Pat reported two of the campers are gone.

Henry development – Mr. Kirkwood explained that Henry was doing some digging, but the problem is not corrected. Gary reported, the road crew shot the grade on the property and it was reported to John Shambaugh. John suggested 2 15" pipes Marcus reported he has filed suit against Henry and is asking for a judgment of \$1250.00. The hearing is set for Sept. 22 at 9:45 am.

OTHER REPORTS

WCCOG – Pat reported on two COG meetings. The following items were discussed:

July meeting

- House Bill 1500 and HB 963 – paying for State police protection and State Police fines -being opposed by WCCOG. Sent resolution to all representatives. Received letter from Rep. Gabig stating that he is opposed to this bill also.
- Tax committee – 2010 EIT will be based on actual receipts and will be paid quarterly instead of monthly.
- Ron Reeder appointed to represent our COG at the PA COG convention

August meeting

- Dates to remember: Aug. 25 Municipal advisory; Aug. 26 County Hazard Mitigation Plan update; Oct. 13 ACT 32 at Carlisle High School at 6 pm
- Doug Glass gave a presentation on the new Public Safety Building
- Approved Resolution 2009-3 Federal Local Assistance Act – this is being pushed by PSATS

Park and Rec – Pat Walker reported they would meet in September.

Pat also mentioned that Mr. Crider wants to put 2 used mobile homes on his property and connect them together. In checking with the inspector he has no problems with this, but specific drawings have to be submitted as to how he is going to do this. The supervisors also stated that they want to see these plans so they can approve before a permit is issued.

Pat then reported that Clouser's on Centerville Road were caught burning on Sunday again. She stated she sent them a letter in 2007 along with a copy of the burn ordinance. Marcus will send them a letter.

APPROVAL OF BILLS LISTING

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

SUPERVISOR COMMENTS

Both Chairman Martin and Vice-Chairman Sheaffer commended the road crew on a job well done on the Leeds bridge project.

At this time an executive session was called to discuss a personnel and litigation issues.

The meeting was reconvened after the executive session and Marcus reported that personnel and litigation issues were discussed, but no decisions were made.

ADJOURNMENT

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

Next meeting September 10, 2009

Respectfully submitted,

Patricia Sangialosi
Secretary