

PENN TOWNSHIP BOARD OF SUPERVISORS

1301 Centerville Road

Newville, PA 17241

Regular Meeting

April 14, 2011

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

Present: Chairman Gary Martin, Vice Chairman Ken Sheaffer, Supervisor Amos Seiders, Secretary Tina McCommon, Treasurer Martha Sheaffer and Solicitor Marcus McKnight.

PUBLIC COMMENT

Cathy Cornman had a signed petition concerning the truck parking along the sides of Route 233. It blocks the vision for Cornman Drive. The trucks are also idling all night long which is against the idling law. She talked with Steve Bloom and he stated to start with the Township to see if "No Parking" signs can be posted along Route 233. Marcus stated it is up to PennDOT because it is a state road. Chairman Martin also suggested that a "No Turn on Red" sign be placed at the I-81 ramp. The secretary will draft a letter and forward to Marcus. Marcus will forward the letter and a copy of the petition to PennDOT. A copy of the letter will also go to Cathy Cornman.

James Napoli had a complaint about two of his neighbors concerning their trash blowing onto his property. The dumpster lids are not closed and the trash is littering the neighbor's yard. Chairman Martin stated he will need to file a formal complaint with the secretary.

David Smith was awarded a certificate and a plaque for his contribution as co-author of "Penn Township – 150 years". David also did the narrating for the bus tour and the slide show. Thank you for your dedication to the history of the township.

APPROVAL OF MINUTES AND TREASURER'S REPORT

Vice Chairman Sheaffer made a motion to approve the minutes from the March 10, 2011 meeting. Supervisor Seiders seconded the motion. Motion approved.

Supervisor Seiders made a motion to approve the treasurer's report of March 31, 2011. Vice Chairman Sheaffer seconded the motion. Motion approved.

SUBDIVISION PLANS

None

UNFINISHED BUSINESS

Centerville School Oil Remediation – looking at the information that the school received monetary insurance for removal of the oil and was not completed. Marcus would like a copy of any correspondence relating to this information.

Sealed Bids – All sealed bids for the tractor, mower, chainsaw, 5000 gallon tank, the air conditioner and furnace were opened.

The bids for the tractor were Ken Beamer -	3,766.00
Dave's Auto -	3,303.00
Patrick Miller -	3,301.11
Hanith LLC -	2,502.00
James McManus -	300.00

Chainsaw – Dave's Auto - 27.00

Disc Mower – Dave's Auto - 133.00

5000 Gal Tank – Jim McManus - 25.00

Furnace/AC - No Bids

Chairman Martin made a motion to sell the John Deere tractor, chainsaw, and disc mower for the highest bid. Vice Chairman Sheaffer seconded the motion. Motion approved.

Chairman Martin made a motion to reject the bid for the 5000 gallon tank. Vice Chairman Sheaffer seconded the motion. Motion approved.

Trash Delinquencies – Larry Walker was served but never responded. Will cancel service and pick up tote if no payment received. Jason Rhoads filed bankruptcy but wants to continue service. Owes \$156.31 and is a continuing obligation – will fine if he will not pay for the trash. One of the supervisors will talk to him in person and then will follow up with a letter from Marcus.

Driveway Ordinance 2011-003 – Solicitor McKnight stated this is the time and place to adopt the ordinance. Mr. Griffie commented on the connection of the driveway to the township road. If not installed correctly the shoulder will break down.

Fred commented that we need to protect the shoulder from breaking down to reduce future repairs. The resident stated that an inch of blacktop on top of stone will break up. The road master is to inspect before the installation of the driveway. Chairman Martin suggested tabling the ordinance to the planning commission with more thought to the verbage of the ordinance. Also need to consider the milling out to certain depth and matching the road. Chairman Martin made a motion to table the Driveway Ordinance for further consideration. Vice Chairman Sheaffer seconded the motion. Motion to table approved.

Broce Broom – The purchase back price of \$14,700 is a little light. Groff's price was \$20,946. Marcus suggested \$17,000.00. Vice Chairman Sheaffer made a motion for Marcus to contact Broce and negotiate a price of \$17,200.00. Supervisor Seiders seconded the motion. Motion approved.

*you cannot shut the broom down or will not restart

Stambaugh Property – the property at Quarry Hill and the Ritner Highway still has an enormous amount of junk and debris. The tax map shows two properties – one in the wife's name and the farm in George's name. The trash is spread from one end to the other on Quarry Hill. There is at least six unlicensed vehicles on the property and have not been moved in a year. Marcus will search the tax roles for the correct property owners. Vice Chairman Sheaffer authorized Marcus to file suit on George Stambaugh in the amount of \$1000.00 plus legal fees equal to the same amount per property. Supervisor Seiders seconded the motion. Motion approved.

The spillage of manure onto Smith Road was reported to DEP. It is not the first time. This is a chronic problem for the county and for us.

Freet Property – the game commission has no jurisdiction over the deer. The township needs to deal with the situation. There are no permits pending at this time. The property also has a lot of debris scattered around. Chairman Martin made a motion for a letter concerning the deer sent to the property owner. Vice Chairman seconded the motion. Motion approved.

Crider Late Fees – the house being built was on the permit. The deck in the rear was not on the permit. Late fees need to be collected for the nonacquired permits. Vice Chairman Sheaffer made a motion to charge a \$100 late fee for each permit not issued. Supervisor Seiders seconded the motion. Motion approved.

*a written letter will be sent with a time frame to pay the late fees and acquire the permits.

Front Door Purchase – the door was originally a swing through door. Not an ADA compliant door. The first bid from Tim Weary was for \$2,250.00. The second bid was from Universal Door for \$1,986.63. Chairman Sheaffer made a motion to approve

the bid for Universal Door for \$1,968.63. Vice Chairman Martin seconded the motion. Motion approved.

NEW BUSINESS

Mike Young – asked for \$5.00 a letter that he serves for the township. Supervisor Seiders made a motion to approve the fee of \$5.00 per letter that is served by Mike Young. Vice Chairman Sheaffer seconded the motion. Motion approved.

Trash Contract – the current contract expires on June 30, 2011. The new contract as of July 1, 2011 will include curbside recycling and one large bulk item pick up per week. The contract price is \$.55 less than current contract. If more than one person sharing trash tote, they also share a recyclable tote. There will be a choice of an 18 gallon or 32 gallon recycle tote. Currently it takes about 10 man hours for 5 to 6 times a month to empty the blue recycle bins plus fuel. It will be a savings for everyone. Looking at placing a recycled cardboard bin in the parking lot for residents. Southampton will do the billing and we will continue to monitor the delinquencies.

Zoning Map Changes – Fred brought to the attention of the supervisors about three properties in the wrong zone. Two of the properties are showing in the conservation zone and should be agriculture. The third property is Fred's property. Irish Gap is the dividing line for residential and agriculture. Marcus will take a look at the tax roles. Need to amend the ordinance to put in the right zone. Will check the tax maps by parcel first.

Dan Mell Resignation – Dan resigned from Park and Rec at the April 7th meeting. He had been on the board for over a year and had done an excellent job as chairman. It is with regret to accept his resignation. Chairman Martin made a motion to accept the resignation of Dan Mell. Vice Chairman Sheaffer seconded the motion. Motion approved.

Brewbaker Permits – did not respond to any of the letters that were sent concerning permits for a shed. Vice Chairman Sheaffer made a motion to charge him a \$100 late fee for each permit not acquired. Chairman Martin seconded the motion. Motion approved.

McManus – had a massive fire at his property that the zoning officer and the assistant road master visited after a resident complaint. The fire had to be put out by the fire company. The resident said he would have it cleaned up by Saturday. This is his first offense but was burning rubber and tires. Vice Chairman suggested a \$200 fine. Supervisor Seiders suggested a \$300 fine. Chairman Martin suggested a \$500 fine and can be reduced to \$250 if cleaned up in fifteen days. Vice Chairman Sheaffer made a motion to a \$500 fine if trash not cleaned up in fifteen days. Supervisor Seiders seconded the motion. Motion approved. *copy of the burning ordinance to accompany the letter

New Roller – Looking for a vibrating asphalt roller. If over \$10,000 will need to advertise bidding.

New Broom – Broom to replace current broom. If we get back the asking price, we will need approximately \$20,000. Chairman Martin made a motion to develop specifications to bid out. Supervisor Seiders seconded the motion. Motion approved.

Dowling Late Fees – Robert Dowling paved his driveway and added an addition to a shed without permits. The driveway will need no inspection – not a township road no maintenance required. He was aware of the permits needed. Fred has looked at the property and has spoken with Mr Dowling concerning the need for a conditional use hearing. Late fees need to be established for the permits not acquired. Vice Chairman Sheaffer made a motion to charge a \$50.00 driveway permit late fee, a \$100 zoning permit late fee, and \$100 township permit late fee. Chairman Martin seconded the motion. Motion approved.

Road Materials Bid Package – the road material bid package was prepared by Rick Levan from the Department of Transportation. It is a good package. Chairman Martin made a motion to approve to put the bid package out for advertisement. Supervisor Seiders seconded the motion. Motion approved.

Credit Card – our credit card through Orrstown Bank needs to have a new authorized officer to replace Patricia Sangialosi. Chairman Martin made a motion for Martha Sheaffer to become the new authorized officer. Vice Chairman Sheaffer seconded the motion. Motion approved.

Koontz-Dowling Storm Water Complaint – Mr Koontz will be mailed a copy of the letter we received from our engineer. It was determined the water run off did not come from Mr Dowling's property.

SOLICITOR REPORT

Hurley is making payments on trash. Will hold off on execution of property.

Gensimore has been making inconsistent payments toward fine.

The assessment appeal of the vacant lots belonging to AAB-Key Logistics LLC has resulted in they would like us to contribute \$17 for our part. Chairman Martin made a motion to pay the \$17.00. Vice Chairman Sheaffer seconded the motion. Motion approved.

Fettrow – the hearing is postponed until April 19th. The sheriff's department cannot locate him. Are being told he arrives home by night or is staying with an Amish family. We have a choice of serving him by publication. We also could look at filing it as a blighted property but either one will take time. Fred or Ken will talk with Eldon

Martin to see if he is staying with him or know his whereabouts. At this time the complaint is \$4,750 plus attorney fees.

The rewording on the zoning plan is not ready yet. Should have plan within a couple days.

OTHER REPORTS

WCCOG – The four county commissioners will be present to give their thoughts and hopes for the future election coming up.

Looking at a salt piggyback with the Capital Area COG. Southampton also joined the COG. This will help in our buying strength.

ROAD MASTER REPORT – None

PARK AND RECREATION REPORT – are working on a letter of intent to Fish and Game for piece of ground beside Lebo Road Bridge. They are going to put in a fisherman's park.

ZONING OFFICER REPORT –

Young property – his property needs cleaned up. A letter will give more consistency and time to clean up the property. It will also give a cut off date. Vice Chairman Sheaffer made a motion for a letter with cut off date be sent. Chairman Martin seconded the motion. Motion approved.

Bradley property – is cleaned up neat and is in very good shape.

Newell property – dug a hole and cleaned up debris and trash.

Ledane property – two tracts of property need to be cleaned. At least three vehicles or more on the properties. There are vehicles in the woods. He needs to get rid of vehicles. The carport has been added to – not taken away.

Fred brought up as to the late fees and when they are charged. He suggested when they apply for the permit it is automatically assessed. If they are unsatisfied then they can appeal through the supervisors for a refund or reduction. Chairman Martin made a motion to automatically charge the late fee for permits and then the resident can appeal for refund or reduction. Vice Chairman Sheaffer seconded the motion. Motion approved.

*Supervisor Seiders opposed the motion.

APPROVAL OF BILLS LISTING

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

SUPERVISOR'S COMMENT

None

ADJOURNMENT

Vice Chairman Sheaffer made a motion to adjourn the meeting. Chairman Martin seconded the motion. Meeting adjourned.

Respectfully submitted,

Tina McCommon
Secretary

Next Meeting May 12, 2011