

PENN TOWNSHIP BOARD OF SUPERVISORS

1301 Centerville Road

Newville, PA 17241

Regular Meeting

August 14, 2011

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

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

PUBLIC COMMENT

Resident James Napoli had a concern with the storage tanks being buried in the easement he shares with Mike Young. Marcus stated to Mr Napoli that it is a private matter between two neighbors and the township cannot get involved in a civil matter. Mr Young is not in violation of any zoning issues concerning the storage tanks. The tanks have to do with a dry hydrant being installed and will actually benefit the neighbors in the case of a fire and for insurance purposes. Also in question was a fence belonging to Mr Napoli but the fence was there before 2006. There is however a concern about a shed on Mr Young's property that has been erected since he bought the property after 2006 zoning took precedence. Mr Napoli is to have a notarized letter from the previous owner stating there was no shed prior to 2006 and a completed complaint form.

APPROVAL OF MINUTES AND TREASURER'S REPORT

Vice Chairman Sheaffer made a motion to approve the minutes from the July 14, 2011 meeting. Supervisor Seiders seconded the motion. Motion approved.

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

\*The money from the sewer account was invested into a 42 month certificate at 1.74%.

SUBDIVISION PLANS

None

## UNFINISHED BUSINESS

Generator Sealed Bid – Power Systems Electric bid a new 25 KW Blue Star power generator installed with an additional 5 year warranty for \$22,765. This is the same company the fire company used for their generator system. Chairman Martin made the motion to table to do further research on generator systems. Supervisor Seiders seconded the motion. Motion to table approved.

Seal Coating Sealed Bid – Hammaker East bid \$30,820 and Wilson Paving bid \$26,220 for the seal coating of Beetem Hollow Road. Supervisor Seiders made the motion to accept the bid of Wilson Paving. Vice Chairman Sheaffer seconded the motion. Motion approved.

Centerville School Oil Remediation – DEP responded to our remediation plan to use the existing monitoring wells to use skimmers that will cost approximately \$5,000. We will use for two months to see how much we can obtain and then we will decide what to do from that point forward. Chairman Martin will contact DEP next week to make contact and let them know what we are going to do. Positive that no wells are in danger of being polluted. It may take ten years to clean because the oil moves up and down with the water table. Looking for a lot of interest in the project. Will set up a question and answer meeting and have Ken Whistler and Wally Koster at the meeting. Ken and Wally will also get the skimmer for the township. Chairman Martin made a motion to purchase skimmer and schedule meeting for the residents to be present. Vice Chairman Sheaffer seconded the motion. Motion approved.

Fettrow Property – There is a \$2,000 plus interest judgment against Mr Fettrow. We could execute a sheriff sale of his personal property but usually he is bailed out of the sale. Marcus stated we can put him on notice. Do the work ourselves at his expense. We could go to court and have a junction to clean up property and he could go to jail. Chairman Martin stated it needs cleaned up if we have to clean it ourselves and have lien put on property. The lien will not take precedence over the mortgage lien. The township could clean up the property and could sell the metal and put the money towards the cost. Marcus will send a certified letter with a deadline. If no response, we go to the District Magistrate. The state police will be present during clean up. This has been going on for years with Fettrow. It needs to come to a conclusion. We give him thirty days until the next meeting to clean it up. We will have to follow the legal process for the abandoned cars and have the VIN numbers checked by PennDOT. Anything that is not attached to the car is to be cleaned up. Don't take the cars off the property. Chairman Martin made a motion to give until September 8<sup>th</sup> for him to clean up or we clean it up at his expense. Vice Chairman Sheaffer seconded the motion. Motion approved.

LeDane Property – Fred Leeds suggested we do the same as the Fettrow property. Both properties are scheduled for sheriff sale in September. The township will not take action until after the results of the sheriff sale. Chairman Martin made a motion to table until further notice. Vice Chairman seconded the motion. Motion to table approved.

JAlex Realty Sign – the sign has not been removed. Marcus wants to send another letter with approval to file if no response. Will get serious on a big fine. Vice Chairman Sheaffer made a motion for Marcus to proceed with a letter and to authorize to file complaint if no response by the deadline. Supervisor Seiders seconded the motion. Motion approved.

Park and Recreation Request – Have had no response to the letter sent to the Fish and Boat Commission about the purchase or lease of the property by the Lebo Road Bridge. We will make a phone call to see if any interest in the project.

Cornman Property – Vice Chairman Sheaffer did not have the opportunity to visit with Mr Cornman concerning the situation of him running a full time business on his property. Will table until Vice Chairman Sheaffer can meet with Mr Cornman.

Fire Police Agreement – Marcus okayed the agreement. Need a special agreement for the fire police to respond to emergency and non emergency activities outside the township borders. This will be renewable every year. Supervisor Seiders made a motion to approve the resolution. Vice Chairman Sheaffer seconded the motion. Motion approved.

Trash – had a meeting with IWS about recycling bins. They are to be delivered Tuesday. Have complaints concerning the recycling not being picked up properly. Tom Ginnick had a meeting with Cooke Township concerning the transition of the contract for them. He commented he will not let township into the contract until IWS gets the situation under control.

## NEW BUSINESS

Portable Radios – the fire radios are not going to work with all of the changes. Ernie Beecher wants permission to order radios that were approved by the supervisors in 2010. Vice Chairman Sheaffer made a motion to authorize purchase of radios. Supervisor Seiders seconded the motion. Motion approved.

Cumberland County Association of Township Convention – The convention will be held Thursday, October 6. The dues are \$50 and the lunch tickets are \$15 each. Vice Chairman made a motion to pay the dues and the lunch fees for the township. Supervisor Seiders seconded the motion. Motion approved.

Township Sign – looking in the near future at placing a sign to identify the township. Welcome any input on the sign. Fred suggested looking at the company that did the Key Logistics Monument Sign.

Parking Study – No study necessary. We need to draft a No Parking Ordinance. Will have an ordinance for the next meeting.

## PROJECT UPDATES

Beetem Hollow Road will be widened. The base will be repaired where it is weak. We also replaced four culverts.

No other projects at this time.

## SOLICITOR'S REPORT

Outdoor Furnaces – the planning commission agreed with county proposals concerning state regulations. They will be looking at all alternative energies.

Rhoads – Jason Rhoads had filed bankruptcy and had only paid a \$100 towards his trash bill on the back amount. His attorney sent a letter to Marcus concerning reestablishing his trash service. Marcus stated to restore the service and deliver a tote. He will need to pay his quarterly bill plus an extra \$25.00 toward the past due balance. It is not worth the hassle in bankruptcy court to fight. Chairman Martin made a motion to send a letter to Mr Rhoads attorney saying we will reinstate his service. Supervisor Seiders seconded the motion. Motion approved.

Development Proposal – The proposal was sent to the county for comments. The Planning Commission is still reviewing the proposal. Marcus will be present at the meeting.

Cress Pond Letter – Marcus unable to find the address for communications. Secretary will look for information and fax address to Marcus.

Railroad – Chairman Martin's contact did not have knowledge of the regulations concerning the railroad tracks and the work that is to be done. Marcus will see if his contact has any knowledge of the regulations.

## OTHER REPORTS

WCCOG – No Meeting

Assistant Road Master Report – Have been requesting the line painting on Lebo Road Bridge to be done. Interstate won the bid to do the line painting for the COG, but has not shown up to do the work and it needs to be done. Marcus will call Interstate and if they cannot do it, he will call Alpha to complete the job.

Park and Rec Report – Talked about previously

Zoning Officer Report –

Souders Property – has done a remarkable job on the clean up of the property.

Stambaugh Property – Quarry Hill/Ritner Highway still has debris scattered around that can be cleaned up. Some work has been done. Fred spoke with Mr. Stambaugh and gave him until September 8 to have the property cleared of debris. At this time he has 24 unlicensed vehicles sitting on the property. The vehicles have to go. There has been no progress. Chairman Martin made a motion to give him until September 8, before we pursue further. Supervisor Seiders seconded the motion. Motion approved.

Ridley Property – has two horses but not the required amount of property. She rents more property from her neighbor. We need a notarized statement for the neighbor stating the ground is rented and it will need to be renewed each year. Then the property will be within the accordance of the zoning.

McManus Property – Had the burn debris loaded on trailer and the axle snapped when he tried to haul it off his property. He is going to replace the axle and remove the junk. Fred stated to give him until September 8 because he has attempted to clean up the property.

Freet Property – the deer is now gone. When Chairman Martin viewed the property there were piles of boxes to burn and the trash was not cleaned up. Nothing has been accomplished.

#### APPROVAL OF BILLS LISTING

Vice Chairman Sheaffer made motion to approve the bills listing. Supervisor Seiders seconded the motion. Motion Approved.

#### SUPERVISORS COMMENT

Supervisor Seiders – no comment

Vice Chairman Sheaffer – no comment

Chairman Martin – mentioned that the supervisors had discussed paying \$250,000 down on the mortgage. However we need to look at replacing the Dodge pickup. Looking at a small truck with a dump bed for small jobs and to save wear and tear on the bigger dump trucks. Will get bids to review for next month's meeting. Will do \$150,000 on the mortgage and save \$100,000 for a new truck. We will visit on a regular basis for additional funds to be applied to the mortgage. We want to keep available because of the tax issue and the Centerville School project. Also if there is a warehouse developed that will bring in additional funds. Vice Chairman made a motion to apply \$150,000 to the mortgage and \$100,000 to a new truck. Supervisor Seiders seconded the motion. Motion approved.

ADJOURNMENT

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

Respectfully submitted,

Tina McCommon  
Secretary

Next Meeting September 8, 2011