

PENN TOWNSHIP BOARD OF SUPERVISORS
1301 Centerville Road
Newville, PA 17241
Tel: 717-486-3104 Fax: 717-486-3522
Regular Meeting
May 10, 2018

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

Those present: Chairman Gary Martin, Supervisor Ronald Tritt, Solicitor Marcus McKnight, Treasurer Martha Sheaffer and Secretary Vicki Knepp.

PUBLIC COMMENT

None

APPROVAL OF MINUTES

Supervisor Tritt made a motion to approve the minutes from the April 12, 2018 Regular Meeting. Chairman Martin seconded the motion. Motion approved.

Supervisor Tritt made a motion to approve the April 30, 2018 Treasurer's Report. Chairman Martin seconded the motion. Motion approved.

APPROVAL OF SUBDIVISION PLANS

David Myers Subdivision Plan – The Secretary reported that Mike Wadel had a conflicting meeting and asked her to present the subdivision plan. Mr. Myers would like to take 1.310 acres from Lot 1 and add it to Lot A. They are requesting two waivers, Preliminary/Final Plan and Stormwater and E & S. There will be no earthmoving activities on the lots. All comments by the Township Engineer have been addressed. The Planning Commission has recommended approval. Chairman Martin made a motion to approve the Waivers for SALDO Section 404 Preliminary/Final Plan and SALDO 407.B.44 Stormwater and E & S Plan. Supervisor Tritt seconded the motion. Motion approved. Chairman Martin made a motion to approve the David L. Myers Subdivision Plan. Supervisor Tritt seconded the motion. Motion approved.

UNFINISHED BUSINESS

Trash – The Secretary reported that she will be stopping service for 7 residents on Monday if they do not pay the bill between now and Monday morning.

Septic – The Secretary reported that there 18 systems due in 2017 that are not pumped yet. She will be turning these over to the Solicitor. Supervisor Tritt made a motion

to authorize the Secretary to turn the list of unpumped septic systems over to the Solicitor. Chairman Martin seconded the motion. Motion approved.

The Secretary reported that the cards have gone out to the residents whose systems are due to be pumped in 2018. There are 380 due this year, so far 77 are done.

2006 Ford Pickup – the Secretary reported that the bid closed at 4:00 PM the previous day. The high bid was \$6,513.00. The Roadmaster recommends that we accept the bid. That includes the snowplow and spreader. Chairman Martin made a motion to accept the Municibid high bid of \$6,513.00. Supervisor Tritt seconded the motion. Motion approved.

Tool Boxes – The Secretary reported that no bids were received on the tool boxes. The Roadmaster has recommended relisting with a lower minimum bid. Supervisor Tritt said if they do not sell this time we should give them to the Fire Police.

Local Services Tax Ordinance – The Solicitor stated that now is the time and place for the Hearing for the adoption of the Local Services Tax Ordinance 2018-2. He said that he was notified by the Tax Bureau that there was an inconsistency in the existing Ordinance in how self-employed persons were required to make payments compared to employees. He has made the recommended change and the Tax Bureau has reviewed it. Chairman Martin made a motion to adopt the Local Services Tax Ordinance 2018-2. Supervisor Tritt seconded the motion. Motion approved.

Noise Ordinance – The Solicitor reported that the Planning Commission has the Noise Ordinance ready. We need to advertise the hearing for adoption. Supervisor Tritt made a motion to advertise the Noise Ordinance for the June 14, 2018 BOS Meeting. Chairman Martin seconded the motion. Motion approved.

Kutz Road Drainage Issues – The Secretary reminded the Supervisors that at the March Meeting she was instructed to send a letter along with a copy of the Engineer's report regarding the stormwater issue at 85 Kutz Road. She said the letter was sent as instructed and the property owner was given 60 days to correct the problem. The Secretary reported that the 60 days will be up on May 14 and asked for instructions from the Supervisors on the next steps. The Secretary was told to have the Engineer and Roadmaster check to see the issue has been corrected. The Secretary asked what we are to do if nothing has been done. Chairman Martin made a motion to authorize the Solicitor to send a letter if that is what the Engineer recommends after the inspection. Supervisor Tritt seconded the motion. Motion approved.

NEW BUSINESS

Annual Diesel Fuel Supply Award – The Secretary reported that we received the quote for the 2018/19 Diesel Fuel award through the consortium. The bad news is the price is going up .43 per gallon, the good news is that Talley has gotten the bid again. Supervisor Tritt made a motion approve the Diesel Fuel Bid of 2.1614 per gallon from Talley Petroleum. Chairman Martin seconded the motion. Motion approved.

CORRESPONDENCE

The Secretary reported that David Smith forwarded an email letter from Cumberland County Historical Society. Mr. Smith petitioned and got the Superintendent's House at the Huntsdale Fish Hatchery on the Cumberland County Historical Society's Preservation Opportunities Watch List. Mr. Smith's email indicates that he is meeting with staff at the Hatchery for terms of sale of the building or long-term lease.

PROJECT UPDATES

Chairman Martin went to Wrightsville with the Roadmaster the previous week and took delivery of the new pickup. He said the truck is really nice. The customized bed can be removed and placed on a new truck in the future.

Supervisor Tritt said the guardrail is installed on Smith and Farm Road. We hope to do the other side next year. It is now easier for farm equipment to get through that area.

The Secretary reported that we are working on another grant from Dirt Gravel and Low Volume Roads for Beetem Hollow.

ZONING CODES ENFORCEMENT

Tim Knepp reported that he issued six zoning permits for the month and had one complaint, dogs, again. Mr. Knepp stated we had a hearing on a dog issue and none of the three complainants were willing to testify. Mr. Knepp said without the witnesses we could not sustain the complaint. He would like to change the procedure to when a violation occurs that he does not see he would like to explain to the complainant that if they are not willing to testify in court, should it come to that, we will not put the time and effort into investigating. The Solicitor added that people think if they take photographs of dogs that are loose that is evidence. It is not, until you have someone to testify and verify it in court it cannot be corroborated. We worked with the State Dog Warden on this case and the Magistrate fined the owner for dogs running loose and additional fines for dogs who were not properly vaccinated. The Magistrate remembered that traffic enforcement cannot be done by local ordinances, it has to be done by state ordinances. The State preempts local ordinances. She assumed that it is the same with dog cases, that only the State Dog Warden or police officers can enforce dogs running loose. She assumed our ordinance will not be valid. After research the Solicitor sent her a letter with documentation showing that local authorities are permitted to regulate the running of dogs.

SOLICITOR REPORT

FPE – The Solicitor stated he has spoken with the mediator and the opposing attorneys. He has a date of Wednesday, June 20 at 9:00 AM in his office. Our current Engineer believes we need to put in a bigger box culvert, that the existing culvert is undersized. Chairman Martin stated that we have had that recommendation from multiple people. Between now and the mediation we need to get a firm price for the larger unit and what we are asking for. Chairman Martin feels we should go with the higher price and then negotiate. The Solicitor is going to ask the Engineer to be available during the mediation. Chairman Martin said we should have him contact Olde Castle and see what a properly sized culvert would cost.

Ridge Public Forum – The Solicitor reported that he received an email from the head of Ridge, he spoke with Mr. Heishman and cleared up the misunderstanding of what happened and what was going to happen. Mr. Heishman did not understand that when the well driller went out the Wardles’ had a more immediate need since they did not have as many devices set up to filter water. At the Heishmans’ the only issue was the well cap needed to be repaired. The developer will be doing some items for Heishmans’ that the Wardles did not need. He will also be receiving restitution. Things are on hold until DEP makes its final decision.

The Solicitor reported that the one person who did not get their septic pumped in 2016 has been making their payments regularly.

OTHER REPORTS

COG – Chairman Martin reported that COG will meet next Monday.

Agricultural Preservation – Chairman Martin reported that 13 farms were certified this year, 975 acres. The program has been in effect over 20 years and during that time 19,194 acres have been certified. Cumberland County is the fastest growing county in the state with a growth rate of 6.2% last year. They are trying to partner with Lancaster Farmland Trust to attract more Plain People.

Roadmaster Report – The Secretary reported that the guardrails are completed on Smith and Farm Roads. Crews will begin roadside mowing next week. They plan to grade gutters, widen some roads and patch paving. In July we hope to get started on the current grant for Beetem Hollow Road. A local Brownie Troop will be helping County Conservation to plant trees and wild flowers at the culvert on Beetem Hollow that was completed last year.

Fire Marshal – No report.

Newsletter – The Secretary reported she has started the next newsletter.

Mr. Knepp reported that with the Township’s donation and the Fire Company’s Shippensburg Area EMS has placed an order for the first nitrous oxide unit. They hope to have the unit and be trained within a month. They are now 1/3 of the way toward the second unit.

APPROVAL OF BILLS LISTING

Supervisor Tritt made a motion to pay the bills. Chairman Martin seconded the motion. Motion approved.

SUPERVISORS’ REPORTS

Supervisor Tritt stated he attended the Planning Commission Meeting, the Supervisors’ Workshop, and met with Rick Levan from PennDOT to learn how projects are written up.

Chairman Martin attended the two Ag Preservation meetings, Planning Commission Meeting, the Supervisors' Workshop, met with the Engineer regarding preserving land around 81 for future interchange expansion, met with Pat Sangialosi of Cooke Township and attended the Ag Presentation Meeting in North Newton Township.

Supervisor Tritt made a motion to adjourn. Chairman Martin seconded the motion. Motion approved.

NEXT REGULAR MEETING JUNE 14, 2018

Respectfully submitted,

Vicki Knepp
Secretary