

PENN TOWNSHIP BOARD OF SUPERVISORS
100 Municipal Building Road
Duncannon, PA 17020-1100

Henry A. Holman, Jr., Chairman

Lucinda (CeCe) Novinger, Vice-Chairman

Brian Maguire, Supervisor

Minutes of March 27, 2013

The Penn Township Board of Supervisors (PTS) met on Wednesday, March 27, 2013 at 7 pm in the Municipal Building. Chairman Henry Holman, Jr., Vice-Chairman CeCe Novinger, and Supervisor Brian Maguire were in attendance. Other personnel present were Helen Klinepeter (Secretary), Max Shradley (Engineer), Police Chief Richard Pickles, P. Richard Wagner (Solicitor), and Christine Shaffer (Treasurer). Chairman Holman called the meeting to order with the Pledge of Allegiance and a moment of silence. He announced that the meeting was being recorded to aid in the preparation of the minutes. A list of visitors is on file in the Township office.

VISITORS

Jon Rhodes, Duncannon Fire Company

Mr. Rhodes commented on the Parks and Recreation Board's Barbecue, saying it went well, and the Fire Company hopes to be of assistance again.

Chairman Holman then clarified a question he had received about funds that were donated to the Fire Company. A letter designating that \$30,000 of the Township's donation is to be used for the capital purchase of the rescue truck only was signed by the Township and the Fire Company, and addressed to the state Fire Commission.

Stanley Mutzabaugh

Mr. Mutzabaugh asked the Board if the Penn Township Citizens Group can use the Large Conference Room for a meet the candidates night on May 7, 2013. His request was approved so long as the room was available.

Kraig Nace, Duncannon EMS

Mr. Nace presented the 2012 year end report to the Board, along with the February 2013 report, and 2013 working budget. He was also pleased to announce that for 2012 they again had a zero first call fail rate. Vice-Chairman Novinger then asked about asterisks that were on the 2012 Perry County E.M.S. Agencies Comparison report, and was told that an asterisk represented a high Fail rate, although corrections may be needed for Liverpool and Blain, as they were out of service for various reasons.

INVOICES AND EXPENDITURES

Upon request of the Solicitor, Check #26223 for \$175, payable to Wagner and Spreha, was to be voided, and the funds for the solicitor's services redirected as a donation to the Park and Recreation Board's Chicken Barbeque. 25 Meals were donated to local residents in need. Chief Pickles donated 15 meals, and the supervisors went and delivered those meals.

With unanimous approval of a Novinger/Holman motion, the PTS voted to approve payment of checks 26146 through 26227 in the amount of \$43,722.28, an ACH payment of 175.85, and a transfer to the Capital Reserve account of \$22,190.37 from the PLGIT general account. ACH payments and transfers in the amount of \$70,322.72 from the

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Orrstown Bank General Account, checks 1438 to 1446 from the Orrstown Bank PTPRB Checking Account for a total of \$680.10, and check 183 in the amount of \$22,190.37 from the Capital Reserve were also approved.

TREASURER’S REPORT

The Treasurer's Report was accepted upon the passage of a Novinger/Holman motion, subject to audit. New accounting codes were added to clarify grants received by the police department, along with expenses incurred.

MINUTES

Minutes for the February 27, 2013 PTS meeting were approved with a Novinger/Maguire motion.

HIGHWAY REPORT

2013 Highway Bids

A Holman/Novinger motion was approved directing the secretary to advertise the bids for 2A and #8 stone, E-3 oil, and paving (2 coats of Tar and Chip) for Butchershop Rd.

Notes

- The Highway crew has been kept busy with the unpredictable weather.
- Brush has been trimmed along Creek Rd., and Linton Hill Rd. near Aqueduct Rd.
- Problem trees in the Schoolhouse Rd. and Sawmill Rd. area have been taken down, and an offer for use of a JLG lift to top some additional trees will be taken.
- The Highway department has taken note of more than 10 stolen signs lately, and has been trying to get them replaced as quickly as possible. Also they are monitoring the grates for all the catch basins, as those are frequently targeted.
- There has been an ongoing problem with illegal dumping in the culvert along Sawmill Rd. near the intersection with Schoolhouse Dr. Several bags of used cat litter have been dumped. As this is a waterway that will have to be monitored for the new MS4 regulations, the dumping of animal waste will create a potential issue, and needs to be cleaned up. The police have been asked to monitor the area.
- The 2013 Road Survey has been completed, with several areas earmarked for repair. Widening is needed along Sawmill Rd., Tar and Chipping on Butchershop Rd., and Guardrail is needed along sections of Haas Dr. and Creek Rd.

Ms. Lisa Dorman asked for an update on the Tree issue that was brought to the attention of the Board in the January meeting. She was informed that letters have been sent to the utility companies, PennDOT, and the complainant. Another tree that was discussed at the same meeting was found to be on the property of Norfolk-Southern Railroad.

PENN TOWNSHIP PLANNING COMMISSION

Wheatfield Township Comprehensive Plan

Secretary Klinepeter reported that the PTPC had reviewed the Wheatfield Township Comprehensive Plan and had no comments to offer.

ZONING REPORT

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The Zoning Officer's report was accepted.

SEWAGE ENFORCEMENT OFFICER'S REPORT (SEO)

The SEO report was accepted. A holding tank agreement was granted a 2-year renewal for SASY Soccer with the approval of a Holman/Novinger motion.

PARKS AND RECREATION BOARD REPORT (PTPRB)

The PTPRB report was presented to the Board. Chairwoman Karen Tilkens stated that the 2013 Barbeque went well, and thanked the Fire Company for their assistance. She also thanked those who donated meals to the community, and hoped for a better turnout next year.

Kim Miller Appointment

A Holman/Novinger motion was approved appointing Kim Miller to the Parks and Recreation Board for a five-year term.

Donation

A Novinger/Maguire motion was approved authorizing a \$100 donation to Duncannon Fire Company from the Parks and Recreation Fund to thank them for their assistance with the 2013 Barbecue.

PENN TOWNSHIP MUNICIPAL AUTHORITY

The PTMA report was presented to the Board. It was noted that delinquency rates fell slightly.

Petersburg Commons No Parking Ordinance

A previous request of the PTMA to create a no parking area in Petersburg Commons was elaborated upon. The area to be designated as a no parking zone is a distance of 100 feet going from Rt. 849 along Petersburg La., along the eastern side. After comments from the Chairman on how this zone would also benefit the road crew when they are plowing, a Holman/Maguire motion was approved directing the secretary to advertise the ordinance. Vice-Chairman Novinger abstained from the vote.

SECRETARY'S REPORT

CD Resolution

A Resolution for the investment of a CD at Marysville Bank was adopted with the approval of a Novinger/Maguire motion.

School Census

A Holman/Novinger motion was approved to purchase a copy of the Township's portion of the school census for \$100, after notification was received stating the county will not pay for it.

Newsletter

A Holman/Novinger motion was approved authorizing payment to the secretary for the 2013 Spring Newsletter.

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ENGINEER’S REPORT

Mr. Shradley presented the Engineer's Report to the Board. The Chairman stated that a follow-up meeting is needed to establish a termination point for Fritz Dr.

POLICE REPORT

Chief Pickles presented the February 2013 Police report to the Board. He stated that the 3rd police vehicle has been delivered and is now in service. In response to an article in the Duncannon Record about the ongoing issue with Duncannon Borough receiving their Fines in a timely manner, it was noted that a meeting will be held with the District Justice and the Court to attempt to resolve the issue so that Duncannon is paid directly.

SOLICITOR REPORT

The Solicitor reported that a hearing is scheduled for the Morrison appeal to decide if additional evidence will be permitted. The Chairman then noted that rumors had been circulating about another appeal that was filed on behalf of Deberk LLC. As the case is still in litigation over the timeliness of the original hearing, rumors of the business being allowed to open are unfounded. A 10-day notice had been issued to Mid Penn Scrap Resources regarding a fence that has not been installed. The solicitor recommended that if no action had been taken to correct the issue by the deadline, a final 5-day notice be issued with an injunction to be filed at the end of that time period if there was no compliance. A Holman/Novinger motion was approved to send the 5-day notice. Discussion then ensued about if and how sewage was being addressed at that business. A Maguire/Holman motion was then approved to ask the Sewage Enforcement Officer to look into that issue.

Ms. Jodi Rissinger then asked Solicitor Wagner if there had been any further contact between himself and Solicitor Shatto of the PTMA, and he said there had not.

Vice-Chairman Novinger responded to a rumor that had been circulating about a "donation" to be made to the Parks and Recreation Board by Deberk, LLC. She stated that this was untrue.

BUILDING, ZONING, DRIVEWAY AND SIGN PERMIT REPORT

The February 2013 permit reports were presented and accepted without comment.

CORRESPONDENCE

Mutzabaugh's Car Show

A Novinger/Holman motion was approved to give Mutzabaugh's permission to have all of Penn La., and parts of Perry Ave., and Duncannon Dr. closed from 7 a.m. to 6 p.m. on Sunday, June 2, 2013 for their annual car show.

F & R Materials

A letter was received from F & R Materials notifying the Township that they are applying for permits to crush blacktop and concrete for recycling and preparation for re-use.

Perry County Conservation District

The Perry County Conservation District sent notice that they have received their annual state funding for the upcoming year from the Dirt and Gravel Roads Program. They have

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asked each municipality to pick one potential Dirt and Gravel road within their boundary for improvement.

Traffic Signal

A construction schedule for the installation of the new traffic signal at Rt. 274 and Business Campus Way was received. In response to a request, a copy of the Schedule will be posted to the Township website. Also, the contractor has asked and been granted permission to store some materials and park some of their equipment by the Township shed.

OLD BUSINESS

Chairman Holman reported on the latest Community and Economic Development meeting, stating that it was very interesting to hear some of the new ideas to encourage development. It was noted that the county is geographically hard to develop, and the guest speaker encouraged the support of existing businesses to allow them to grow and prosper. Also discouraging to development was the lack of land that owners are willing to sell, and the current economic conditions that are making potential investors unwilling to buy what property is available. He stated that he will continue to attend these meetings on behalf of the Township. Mr. Randy Rohrer asked that the Board, in its actions attempt to encourage positive business growth in the Township, but not let that growth be of the stereotypical "Perry County" nature. He offered his opinions on the types of business he'd like to see, as well as the challenges that are being faced by a business owner.

NEW BUSINESS

Secretary Klinepeter presented the 2012 Tax Collector Audit to the Board. Vice-Chairman Novinger noted that there are two corrections to be made regarding the dates the letters were mailed. She asked that the year be corrected to read 2013 instead of 2012, as that was when those letters were actually mailed.

The secretary also reported there has been no response to the MS4 permit that was applied for last year, and the Engineer offered that of all the applications he assisted on, only 1 municipality has received their permit so far, even though the permit year was to have begun on March 9, 2013. He also stated that given past history, it could take quite a while for those permits to be processed.

Ms. Rissinger asked about some unfinished business regarding the former Eagles Nest property along State Rd. She stated she has attended many meetings of both the Board and the PTMA, and is still seeking resolution on where and what to connect to the sanitary sewer system. As the prior tenant has left and a new tenant is seeking to operate at that location, she was frustrated with the lack of resolution to her issue. After discussion with both the Chairman and Vice-Chairman, she was again directed to attend the PTMA meeting, as they are the ones who have to direct the actual connection. She also expressed frustration over the denial of the new tenant's permits, and was told that the denial was issued by the Zoning Officer based on what was submitted. The Board replied that those decisions are done by the Zoning Officer, and not the Board. Discussion then focused on the timelines involved with applying for and receiving waivers and a Conditional

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Use hearing, along with past decisions and history for that area regarding the sewer. The Chairman stated that he also intended to be at the next PTMA meeting as well, but the application procedure is a set process. More discussion followed on the zoning and sewer issues. Ms. Rissinger stated that during a recent PTMA meeting, it was stated that these issues were between the Perdix Fire Co. and the PTS, and they wanted no part of it. Vice Chairman Novinger asked who stated that, and was told that those comments were supposed to have been made by the new Chairman of the PTMA. More discussion followed over the issuance of a temporary Port-a-john permit. Chairman Holman explained that it is the job of the PTS to issue the letter to connect, but the PTMA is in charge of the technicalities and enforcement. Both sides agree that a decision needs to be reached.

ADJOURNMENT

With no further business to be conducted, and upon a Holman/Novinger motion, the PTS voted unanimously to adjourn at 8:20 p.m.

Respectfully Submitted,

Christine Shaffer
Recording Secretary