

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

Henry A. Holman, Jr., Chairman Brian Maguire, Vice-Chairman Brian K. Peters, Supervisor

Minutes of July 29, 2015

The Penn Township Board of Supervisors (PTS) met in the Municipal Building on Wednesday, July 29, 2015, at 7:00 PM. Chairman Holman, Vice-Chairman Brian Maguire and Supervisor Brian Peters were in attendance. Other personnel present were, Engineer Max Shradley, Police Chief Richard Pickles, Helen Klinepeter (Secretary), and Elizabeth Goodhart (Treasurer/Recording Secretary). 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.

There was one Executive Session held on June 23, 2015, for a presentation on 2015-2016 medical insurance rates.

VISITORS

Robert Benner

Mr. Benner asked if the Ordinance for Township Road 350, dated December 1959, is still current. This Ordinance is for the adoption of Rupp Road. Secretary Klinepeter stated this Ordinance is still in effect.

Tammy Balsbaugh

Ms. Balsbaugh, Girl Scout leader, asked to use the Park & Recreation room every Tuesday evening for Girl Scout meetings. This request was unanimously approved upon a Peters/Holman motion.

Bob Gouse

Mr. Gouse asked if Route 15 through Marysville is still scheduled to be closed during 2016. Chairman Holman stated Senator Teplitz will be contacting PennDot on this issue.

Mr. Gouse asked about the status of resuming use of the Perdix Fire Company within Penn Township. Chairman Holman stated he attended a meeting with Perdix Fire Company officials and Solicitors from both sides. Chairman Holman stated he was to be contacted by Perdix officials after this meeting but this has not occurred. Chairman Holman stated he personally paid Solicitor Wagner's fee for this meeting.

Kraig Nace

Mr. Nace mentioned advance life support services (ALS) to the Perdix area (Box 2-09). During previous conversations, Mr. Nace recommended keeping Cumberland Medic ALS. Due to the change in Marysville, the Assistant Chief at Holy Spirit EMS is recommending the Perry County truck respond to this area. Mr. Nace doesn't care who responds, but he is comfortable with the way it is.

CeCe Novinger

Ms. Novinger stated motorists are driving too fast on Schoolhouse Road and many do not stop at the stop sign at Route 15.

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Ms. Novinger asked when the pipe at her property will be replaced. Chairman Holman stated the work will be done when the Linton Hill Road work is completed.

Paul Rudy

Mr. Rudy reported that seven people resigned from the Perry County Economic Development Corporation Board. The new members of the Board will be looking to Penn Township for support in bringing new business to the Business Park. Chairman Holman stated the Township has been supportive in the past and will continue to support bringing new business to the Township. Chairman Holman stated that John Gerner is on the Perry County Economic Development Authority and Brian Peters is on both the Perry County Economic Development Authority and the Perry County Economic Development Corporation. He mentioned that John Gerner is also on the Penn Township Economic Development Committee and would like to see a report from the Penn Township Economic Committee.

Stanley Mutzabaugh

Mr. Mutzabaugh asked if the Emergency Management Plan was reviewed by the PTS. Chairman Holman stated he reviewed the plan and found it acceptable. He stated he did not know if the other members of the Board had reviewed it. Mr. Mutzabaugh asked if the plan will be shared with the public before it is approved. Chief Pickles stated it probably would not and that it can be updated as needed.

Mr. Mutzabaugh thanked Chairman Holman for using his personal equipment for Township projects but was concerned that the Township will need to pay for these services as well as a Roadmaster when Chairman Holman's term ends later this year. Mr. Mutzabaugh stated the Township may need to increase taxes or cut services in order to pay for a new Roadmaster. Chairman Holman stated there is no need for a tax increase since the Township is in a good financial situation which could continue with good management. Mr. Mutzabaugh stated it is not fair to the other Board members for Chairman Holman not to plan for his replacement. If the Board needs to raise taxes or cut services, the other Supervisors will take the blame.

Jesse Boyer asked if Chairman Holman will continue to offer his time and the use of his backhoe. Chairman Holman said he would never turn his back on anyone in the Township.

Supervisor Peters asked the Chairman if he will continue as the Roadmaster in 2016. Chairman Holman stated it is not his decision and if he is asked to help, he will do so. The Chairman stated he will provide a full report on projects at the end of 2015. Chairman Holman stated there are several projects that he would like to complete in the garage if the Supervisors will allow.

Chairman Holman wanted to clarify that he never stated there will never be a Township Manager.

Jesse Boyer

Mr. Boyer asked if there is any response to the question he previously asked about the UCC electrical inspection. Chairman Holman stated Marstellar has a portable unit that plugs into a panel. The Secretary read from Section 105 of the International Building Code (IBC) which stated this unit is exempt. Mr. Marstellar stated there are many properties within Penn Township that have not been maintained, yet some residents want to find fault with his successful business.

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Chairman Holman commented on the following topics that were discussed recently.

Lenker Property

Mr. Lenker requested a variance and submitted a Conditional Use (CU) plan. The variance was granted by the Zoning Hearing Board, and the CU was granted by the PTS. However, Mr. Lenker did work before he had any permits. The Secretary has the Cease & Desist order stating he must become compliant with the Township ordinances. DEP said Mr. Lenker was in violation, and Mr. Lenker must now get approval from DEP before he can be issued any permits from Penn Township. Mr. Lenker was supposed to submit a land development plan but never did. However, he cannot submit this plan until he gets approval from DEP. Chairman Holman stated this is out of the Township's hands and is now between Mr. Lenker and DEP.

Porta John Issues

Chairman Holman stated the business that wanted to move into the former Peggy's Antiques' building requested to have a Porta John for permanent use, but it was denied by DEP. He stated the Secretary has the paperwork explaining the reasons for denial.

The Chairman stated there are exemptions in the code for construction sites which would apply to the Porta John at the Susquenita School construction site.

Chairman Holman stated he noticed a Porta John at the Middle Cove Church. He contacted a member of the church and informed her they need a permit. She completed the permit application which is ready for the Board's approval, conditional on getting the pumper's signature.

CeCe Novinger asked who ordered the Porta John. The Chairman said it would have been someone from the church. She said it is her understanding that Chief Pickles was present when it was delivered and he made the statement that it was Chairman Holman's Porta John for the men's breakfast. Chairman Holman stated that was not true. He stated it was ordered by someone in the church and they are paying to have it pumped.

Edkin's Concrete Building along Route 15

Mr. Edkin's original permit was issued for inside storage only. When zoning was implemented and the zoning for some properties had been changed, a non-conformance request was required in order for their activities to be grandfathered. Mr. Edkin filed a non-conformance request which was approved by John Madden for private sales, but not for commercial profit or gain. Mr. Edkin now wants to conduct sales at this building for other people, but he needs a Land Development Plan to do this. Chairman Holman stated the Solicitor will review this issue and if he agrees that a Land Development Plan is required, Mr. Edkin will be notified.

Letter from Perry County District Attorney (DA) Regarding Drug Task Force Funds

Chairman Holman read a letter from the Perry County DA in response to the Chairman's request for clarification on this topic. The DA stated he was asked questions about the Drug Task Force at one of the candidates forums, but he did not recall speaking directly to Mr. Mutzabaugh about this issue.

The DA's letter explained that Perry County receives grant money from the Attorney General for operation of a Perry County Drug Task Force. The letter states the State Police and the Attorney General operate their own drug investigations (as does the Penn Township Police) and that information is shared with the appropriate authorities. The DA mentioned that the Penn Township Police Department does not participate on the Perry County Drug Task Force. He also stated there

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is a shortage of officers to serve on the Perry County Drug Task Force and as such, the Task Force does not spend all of the funds allotted and returns money each year.

The DA stated he did not mention that Chief Pickles or anyone from the Penn Township has refused money. He further explained that this money is not distributed to individual police departments but is used for the Drug Task Force to pay officers for time worked on the Drug Task Force. The DA explained that any officer who works on the Drug Task Force is paid by their local police department at the officer's overtime rate. The local police department is later reimbursed by the DA. The DA explains in the letter that the Penn Township Police Department is not eligible to collect any of the grant money directly from the Attorney General.

Chairman Holman asked the attendees if they know of any ordinances that are not being enforced. CeCe Novinger mentioned Mr. Lenker's property. Jesse Boyer mentioned several properties that are issues within the Township. Chairman Holman gave a brief review of each of these properties. Supervisor Peters asked if the Township has an ordinance on blighted properties. Secretary Klinepeter stated no, but stated we can do something under the nuisance ordinance and under the building code.

INVOICES AND EXPENDITURES

With unanimous approval of a Peters/Holman motion, the PTS voted to approve payment of checks 28410 and 28420 through 28496 (excluding checks 28410 and 28491) totaling \$30,859.19 from the PLGIT General Fund account, ACH payments totaling \$18,767.54 from the Orrstown Bank General account, Capital Reserve check 187 in the amount of \$7,175.00, PTPRB checks 01595 through 01600 in the amount of \$364.19, a transfer from the Orrstown Bank General Fund to the PLGIT General Fund in the amount of \$30,000, a transfer from the PLGIT General Fund to the Capital Reserve account in the amount of \$7,175.00, and a transfer from the Orrstown Bank General Fund to the PTPRB Checking account for \$364.19.

Check #28410 in the amount of \$390.50 and check #28491 in the amount of \$125.00 were approved for payment with a Peters/Holman majority vote. Vice-Chairman Maguire abstained from voting on these checks due to his part-time employment with the vendor.

TREASURER'S REPORT

The Treasurer's Report was unanimously approved, subject to audit, upon the passage of a Maguire/Holman motion.

LIQUID FUELS CD RENEWAL (2 CDs)

There was a Peters/Maguire motion to approve investing both CD's in 11-month Municipal Easy Access CDs at FNB of Mifflintown at a rate of 0.65%. Motion passed by unanimous vote of the PTS.

MINUTES

The minutes for the June 24, 2015, PTS meeting and the June 24, 2015, Arlene Leonard Conditional Use (CU) Hearing were approved by a majority with a Maguire/Peters motion. Chairman Holman abstained from voting since he was absent from those meetings.

HIGHWAY REPORT

Holly Sheaffer – Signs

Ms. Sheaffer requested that speed limit signs and a sign stating "Slow Down Dogs and Children" be posted on Firehouse Road. She said that vehicles are traveling too fast, and she is afraid

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someone will get hurt. Secretary Klinepeter indicated the Township will pay for the speed limit signs, but the policy for special signs is the requestor pay for supplies. Ms. Sheaffer agreed to pay for the other sign and a post. All signs will be posted by the Highway crew.

Schoolhouse Road Speed Limit

Chairman Holman stated the speed limit on Schoolhouse Road was posted at 45 MPH at one time. The Township reduced it to 35 MPH, but PennDot then increased it to 40 MPH.

Truck

Chairman Holman stated he wants to replace the old 2001 F550 truck and plow. We received a quote of \$61,616.10 from Hoffman Ford for a new 2016 diesel truck with the snow plow and trailer package. The Chairman stated we could use \$20,000 of Liquid Fuels funds over three years and still retain enough of those funds for road projects. Upon a Maguire/Peters motion, the PTS voted unanimously to order the truck and pay with Liquid Fuels funds over a three-year period.

- Heavy rain caused damage which required clean-up and/or repairs
- Repaired culvert on Haas Drive—took two weeks to complete
- Removed poison hemlock
- Used only 1,000 gallons of E-3 oil compared to 4,000 gallons used in 2014
- Repaired washout on Faculty Road
- Cut back brush

Chairman Holman warned attendees to look out for the spotted lantern fly which kills greens, trees, etc. He stated it has been found in Berks County.

PENN TOWNSHIP PLANNING COMMISSION (PTPC)

Barrick Homes Waiver

Mr. Barrick has requested a waiver from submitting a Land Development Plan which requires a drawing showing the location of dwelling, outbuildings, on-lot sewage system, etc. He has also requested a waiver from submitting an erosion control plan. The PTPC recommends approval of these waivers but is conditional on a silt fence being placed around all of the disturbed area which must be reviewed by the Zoning Officer since the construction is not on any steep slope. Upon a Maguire/Peters motion, the PTS unanimously approved the waivers with the condition of a silt fence.

ZONING REPORT – Report submitted

Maguire's Ford Variance for Signage

The PTPC reported the variance request did not show this to be hardship. Ryan Rohrer stated Ford Corporation dictates the format/amount of signage. Chairman Holman stated he feels the PTS should be a party to this decision, and he will attend the Zoning Hearing Board (ZHB) in support of this variance. Upon a Maguire/Peters motion, the PTS unanimously approved Chairman Holman's attendance at the ZHB to support this variance on behalf of the PTS. The PTPC is reviewing the current signage allowed and may increase the amount.

Debbie Kveragas Variance

Mr. Kveragas is requesting permission to build a garage on the other side of the road from her house as that is the only possible location on her property where it can be built. The PTPC recommends approval with a 16' setback. Upon unanimous approval of a Peters/Maguire motion, Chairman Holman will attend the Zoning Hearing Board in support of this variance.

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SEWAGE ENFORCEMENT OFFICER'S (SEO) REPORT — Report was presented.

Duncannon Lion's Club Holding Tank

This is the annual renewal. A security deposit is currently being held in escrow. This request was unanimously approved upon a Maguire/Peters motion.

Middle Cove Church Porta John

Upon a Maguire/Peters motion, the PTS unanimously approved this request for a period of six months conditional on the cleaner's signature on the application.

PARK AND RECREATION BOARD (PTPRB) REPORT – Report was presented.

Karen Tilkens stated July was the last senior luncheon for 2015. She also stated the yard/craft sale scheduled for August 15 has been canceled. Ms. Tilkens stated Cromleigh Brothers will be providing a quote to replace the kitchen cabinets. She also stated an advertisement will be placed to fill the two openings on the Park & Recreation Board.

PENN TOWNSHIP MUNICIPAL AUTHORITY (PTMA) – No report.

SECRETARY'S REPORT

AG Security

The Township has received a request from Garry Raub to join the Agricultural (Ag) Security Area. Upon a unanimous Peters/Maguire motion, a meeting date of Wednesday, August 26, 2015, at 7:00 PM has been set.

Traffic Signal Maintenance Agreement

The traffic signal maintenance agreement is up for renewal. Upon a unanimous Holman/Peters motion, approval was given to the Secretary to advertise for quotes for a 2-year contract.

Fall Clean-up Bid

The fall clean-up is tentatively scheduled for October 15-17, 2015. Upon a Holman/Peters motion, approval was given to the Secretary to advertise for bids.

Penn Twp Tax Office

Susan Deiter has requested a refund of her occupational tax since she has retired. This refund was unanimously approved with a Holman/Peters motion.

PPL Grant

We were given four different quotes to change all lights to LED's. Upon a Maguire/Peters motion, the PTS unanimously agreed to table this to the next meeting.

Medical Insurance

The Township has received the following rates for medical insurance for the next year. Upon a Peters/Maguire motion, the PTS unanimously approved renewing insurance coverage at these rates.

- Dental 2% increase
- Health 9% increase
- Vision No change

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Internet

Secretary Klinepeter requested permission to request internet service from Blue Ridge Cable, per the Cable Franchise agreement. Approval was unanimously given upon a Peters/Maguire motion.

Chairman Holman noted he wants to move \$13,000 of any remaining 2015 funds to the Capital Reserve account to finish the installation of heating systems within the Township building. This was unanimously approved upon a Holman/Maguire motion.

Jim Fickel suggested the windows in the PTS meeting room be replaced. Upon a Holman/Peters motion, approval was given to the Secretary to obtain quotes.

ENGINEER REPORT – No additional report

SOLICITOR REPORT

Perry County Judicial Sale

The PTS must agree to this sale. Upon a Holman/Maguire motion, the PTS unanimously agreed to the judicial sale.

POLICE REPORT – Chief Pickles presented the officer activity report.

Chief Pickles stated the two officers who were approved at the June meeting were hired. He stated there are other officers looking for full-time employment and will eventually be leaving. The Chief stated they are currently involved in an Aggressive Driving grant.

PERMIT REPORT – Secretary Klinepeter submitted the permit report.

CORRESPONDENCE

Perry County Crime Stoppers

They are requesting donations to defray their costs. Chief Pickles stated \$150 could be donated from the Police budget. Upon a Peters/Maguire motion, this donation as well as a matching \$150 from the Township was unanimously approved.

Perry County Planning Commission

This Commission is offering a Local Planning Assistance program at a cost of \$1,000. Upon a Peters/Holman, this topic was tabled.

OLD BUSINESS

Appalachian Trail (AT) Conservancy

They are offering a mini-grant program to preserve and enhance the AT experience. The PTS suggested no involvement.

Port-a-John Questions

Previously discussed.

NEW BUSINESS

Newsletter

Secretary Klinepeter stated newsletter articles are due by August 13, 2015.

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With unanimous approval of a Holman/Maguire motion, the PTS voted to adjourn the meeting at 9:28 PM.

Respectfully Submitted,



Elizabeth Goodhart
Treasurer/Recording Secretary