

**Penn Township Supervisors
Regular Meeting Minutes
March 2, 2016**

Chairman Pete DeWire called the 3.2.2016 regular meeting to order 7:03 pm, followed by the Pledge of Allegiance. DeWire pointed out to the audience the flag with 48 stars found in the attic of the Penn Township building.

Present included: Chairman Pete DeWire, Vice-Chair Brenda Moyer, Supervisor Jon Payne and Solicitor James Bathgate.

Public Present: William J. Moyer, Kayla Kilgore-SU, Marielle Miller-SU, Natalie Carleo-SU, Ray Cerezo, zoning, Gary Griner-DHL, Bill Kline, Isaac Ramer, Darwin Swope, Jim Wentzel, Michael Savidge, Richard W. Norman, Chad Shaffer, Steve Bogush, Lois and Tracy Umstead, Robert Bickhart, PLS., David Ulrich, Dan Kuruna and Karen Thompson.

On motion by Brenda Moyer, second Jon Payne and board acclamation the February 3, 2016 Meeting Minutes were approved as presented.

On motion by Brenda Moyer, second Jon Payne and board acclamation, with a correction to the spelling of Pete, the February 17, 2016 Workshop Minutes were approved as presented.

Public Comment –

William J. Moyer - Mr. Moyer stated, "I was highly displeased by the article displayed in the newspaper by the former secretary, it shows disregard to human beings from you people sitting up there on that Board. To let something like that happen if that is indeed true, what did happen to that lady...you should be ashamed of yourselves. That woman was an excellent secretary," (agreement was expressed from the Board), Moyer continued with, "I can't believe you allowed something like that to happen." Mr. Moyer was asked what happened? Solicitor Bathgate stepped in and said this is a chance for the public to comment and a debate is not allowed.

William Moyer further stated he was not here to debate anything, and he thinks the article speaks for itself.

Darwin Swope - 201 Old Colony Road, here numerous times in the last decade because of a public sewer situation where I live. Swope expressed concern for his 90-year mother and modifications that need to be made to the home. Swope requested all three supervisors attend a meeting on his property for a tour of the site and a firsthand look at what is going on and the lies being told. A meeting was agreed on site for Monday, March 7, 2016 at 4:45 pm on the Swope property.

Jim Wentzel - nuisance ordinance was a concern and would like to offer comment. Bathgate indicated comments would be addressed later in the meeting.

Gary Griner, DHL - Mr. Griner presented the 2.1.2016 thru 2.29.2016 activity report from DHL. DeWire thanked the fire company for their assistance in a recent sewer main break on 18th Street.

Person Present to be Heard –

Bob Bickhart was present representing Penn Township in the review of Phase II Land Development Plans submitted by CUMC and Mid Penn Engineering. Bickhart had provided a letter of review dated 2.29.2016. Several items were addressed or cleared up. **1.** Any final approval at for this submission is only for the current proposed portion of the church, phases A, B and C would only receive preliminary approval **2.** Question, what requires financial security...., Solicitor Bathgate explained the ordinance is consistent with the MPC and Article V of the PT SALDO states, required improvements require bonding with broad language that does require an improvement guarantee for the proposed construction. **3.** Paving shall be included in the performance guarantee, David Ulrich, Mid Penn, will verify the number for paving. **4.** Paving shall be completed as shown in Phase II submission **5.** E+S Plan should be approved by SCCD, Ulrich confirmed plan was submitted and a letter of approval was rec'd. **6.** ESCRA + PTMA will reissue all capacity letters to CUMC. **7.** DEP Sewage Facilities Planning module was reviewed by Bickhart, he indicated the environmental review shall be updated w/ updated capacity letters added. **8.** A note shall be added to the Plan clarifying Phase II and the requirements or not for paving, curbing etc. **9.** Cost estimate for performance bond will be updated. **10.** Favorable comments shall be received from SCPC. **11.** Bickhart shall review the E+S Plan.

On motion by Jon Payne, second Brenda Moyer and acclamation of the board the CUMC Plan will be tabled. CUMC will plan to attend the 3.16.2016 Supervisor work session with all requirements and recommendations, seeking approval.

Chad Shaffer was present representing the subdivision plan of Steve Bogush. Revised plans were provided, all comments from the 2.22.2016 PC meeting were addressed. SCPC comments were reviewed. An access and maintenance agreement was reviewed by the solicitor, ok'd and will be recorded when a lot is sold. A copy will be provided to Twp.

On motion by Jon Payne, second Brenda Moyer, acclamation, the Board did provide final approval of the final subdivision plan of Steve Bogush.

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Reports –

Isaac Ramer, Road Supervisor provided a written report and a request to purchase a hose and hose reel to better utilize the power washer for truck cleaning. **On motion by Jon Payne, second Brenda Moyer, w/ acclamation the board approved the purchase.**

Ray Cerezo, Assistant Zoning Officer provided a written report. Cerezo provided a follow up on U-Turn for Christ and their requirements as mandated by the determination of the zoning hearing board. UTurn is working on meeting all requirements. Fred Ulrich, EMC - a report was provided via e-mail, also questions as to why he(Ulrich) was not contacted about the request from the SC EMC to provide documentation for submission to PEMA , w/ effects/costs to Penn Twp for Winter Storm Jonas. Information was clearly requested at the last hour and was completed by DeWire and Moyer - \$6060 submission was made. A copy of this report was provided to Ulrich.

Jon Payne questioned the use of a Penn Township vehicle at the 18th Street sewer main break on 2/28-29/2016. DeWire reported no township trucks were used.

Brenda Moyer, assist sec/treas - no written report

Solicitor Bathgate - nothing to report

New Business-

Mike Savidge waiver request - Request to waive requirement for LD plan for construction on S Market was granted and reported to the public.

Herman Road Culvert Project - **On motion by Jon Payne, second Brenda Moyer, and acclamation of the board the Herman Road Culvert Project contract shall be executed.**

Resignation of Dave Bowersox - **On motion by Brenda Moyer, second Jon Payne and acclamation of the Board the resignation of Dave Bowersox will be accepted. On motion by Brenda Moyer, second Pete DeWire, a quorum to appoint Ray Cerezo as the zoning officer.** Jon Payne voted no, suggesting the position be opened for applicants.

Full Depth Reclamation - **On motion by Jon Payne, second Brenda Moyer and acclamation Isaac Ramer and Pete DeWire shall attend the training on March 17, 2016.**

West Branch Equipment and Training - **On motion by Jon Payne, second Brenda Moyer and acclamation of the board, Isaac Ramer, Pete DeWire and one other employee shall attend this training on Wednesday, May 8, 2016.**

County Liquid Fuel Application - tabled

Children's Discovery Center 5K - This race to be run on Old Rt 522. Homeowners shall be contacted by race organizers. Certificate of insurance naming Penn Township as the other insured was provided.

Nuisance Ordinance 2016-01 – There was much discussion and comments from the public both for and against any revisions to the nuisance ordinance. The board agreed there could be further discussion of the ordinance with consideration of
1. procedure or policy for enforcement or response to a complaint 2. Is there a hardship that could be addressed 3. Is there help from any organization available for the property owner (a group of volunteers could be formed to help) 4. could there be a provision for an extension of time to remedy a state of nuisance. **On motion by Brenda Moyer, second Jon Payne and acclamation the board will table the Nuisance Ordinance at this time.**

Zoning Hearing Board Increase - **On motion by Jon Payne, second by Brenda Moyer and acclamation, the Board shall advertise a hearing for the adoption of an amendment to the zoning ordinance increasing the Zoning Hearing Board from three members to five members.** Bathgate will provide advertisement to the township for hearing and possible adoption on April 6, 2016 at 6:30 pm.

The students from SU offered to be part of a service group.

The Board called for an executive session at 8:55 pm to discuss personnel issues.

The Board reconvened at 9:03 pm.

Hire Township Secretary / Treasurer - **On motion by Jon Payne, second Brenda Moyer and acclamation the Board of Supervisors will move to hire Dana VanHorn-Teats as the township secretary / treasurer at a rate of \$17 p/h and one week vacation available in year one of employment.**

Assistant Zoning Officer - **On motion by Jon Payne, second Brenda Moyer and acclamation of the Board, the township will advertise on the website, via e-mail and newsletter for an assistant zoning officer.**

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Old Business-

Bank Proposals - A spreadsheet was provided comparing all banks that provided rates to hold the Penn Townships accounts.
On motion by Jon Payne, second Brenda Moyer and acclamation, the board will move all banks accounts to Mifflinburg Bank and Trust.

Request for additional public comment - no comments were provided

Approval of Accounts Payable -

On motion by Jon Payne, second by Brenda Moyer and board acclamation bills and payroll were approved and moved to be paid.

Adjournment:

On motion by Jon Payne, second Brenda Moyer, acclamation the March 2, 2016 regular meeting was adjourned at 9:20 pm.