

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
JULY 16, 2007**

CALL TO ORDER - ROLL CALL - DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, July 16, 2007 at the Penn Township Municipal Building. President Klunk called the meeting to order at 7:00 P.M., with a roll call of members. Present were Commissioners Klunk, Stauffer, Felix and Heilman. Commissioner Johnson was absent with notice. Also present were Solicitor Tilley, Manager Garvick, Police Chief Gilbert, Engineer Bortner and Zoning Officer Menges.

PLEDGE OF ALLEGIANCE TO THE FLAG FOLLOWED BY A PERIOD OF SILENT MEDITATION:

All in attendance stood for the Pledge of Allegiance to the flag, which was followed by a period of silent meditation.

ANNOUNCEMENTS:

President Klunk announced that, following the public meeting this evening, the Board of Commissioners would convene in an executive session with the Solicitor for the purpose of discussing legal and/or personnel issues.

PERSONS TO BE HEARD/CITIZENS COMMENTS:

Henry Johnson, 210 Oak Hill Circle, would like to know when the Board would be paving Oak Hill Circle to correct the problem with the street being lower than the sidewalk and curb. He presented letters stating that the reason the work had not been completed in the last seventeen years was because they were waiting to install public sewer and water lines. President Klunk referred Mr. Johnson to the Public Works Committee meeting on August 7, 2007.

Doug Gent, attorney for Bon Ton Builders, requested that the Board consider conditional approval of the Martin's Ridge Subdivision plan. He stated that the maintenance of the storm water facility on lot 22 had been resolved even though it was one of the reasons the Penn Township Planning Commission would not make a recommendation on the plan to the Board of Commissioners. There will be a note on the plan for the maintenance of the storm water facility. The television inspections of the sewer line are expected to be completed by the end of the week. Ted Decker will contact the Department of Environmental Protection (DEP) next week for an inspection for the final sewer certification. Mr. Gent wanted conditional approval with the stipulation that no building permits be issued until the sewer certification is issued from DEP. Mr. Gent stated that his client Bon Ton Builders has contracts on several lots that would expire prior to the plan being approved in August.

Dan Cullison, Tea Kettle Realty, asked that the Whispering Run Subdivision be placed on the agenda for approval.

APPROVAL OF THE MINUTES FROM THE PREVIOUS MEETING:

The minutes of June 18, 2007 meeting of the Board of Commissioners were approved as presented.

TOWNSHIP REPORTS - STANDING COMMITTEES:

Finance Committee - Commissioner Heilman

Commissioners Heilman/Stauffer moved to approve Township Warrants in the amount of \$648,715.87. Commissioner Klunk abstained from warrants for vendor #A0060. Motion carried.

Personnel Committee - Commissioner Heilman

Commissioner Heilman had nothing to report.

Public Works Committee - Commissioner Felix

There were no additions or changes to the Engineer's Report.

Commissioners Felix/Stauffer moved to adopt Ordinance No. 666, amending Section 307 of the 2007 International Property Maintenance Code. Motion carried 4-0 on a roll call vote.

Planning & Recreation Committee – Commissioner Felix

There were no additions or changes to the Zoning Officer's report.

The following subdivision and land development plans were formally filed: None.

Commissioners Felix/Stauffer moved to approve the following subdivision and land development plan:

P07-16 - Final Subdivision Plan Romaine Gardner
Motion carried.

Commissioners Felix/Stauffer moved to approve the following extension requests that will expire on October 15, 2007:

P03-03 – Bowman Tract Apartments
P03-15 – Pine Brook Development
P03-23 – John & Martha Halter
P04-25 – South Heights

P04-26 – Stonewicke
P05-04 – 21 Industrial Drive
P05-21 – Hillside Medical Center
P06-23 – Brookside Avenue Townhouses
P07-10 – 735 Frederick Street Land Development Plan
P07-11 – South Heights Manor, L.P.
P07-12 -Phase I - Avion
Motion carried.

Commissioners Felix/Stauffer moved to deny a request dated June 21, 2007 from Bentley's at the Barn for a waiver of land development requirements for additional parking. Motion carried.

Health & Sanitation – Commissioner Felix

Commissioner Felix had nothing to report.

Public Safety Committee - Commissioner Stauffer:

Commissioners Stauffer/Heilman moved to deny a request dated May 21, 2007 from Ernest P. Moyer for a waiver of the residential lighting requirements at 404 Meade Avenue. Motion carried.

Commissioners Stauffer/Heilman moved to approve a request dated June 1, 2007 from Allison and Marshall Plumbing Heating and Air Conditioning to close Mt. Royal Avenue on August 25, 2007 from 10:00 a.m. to 2:30 p.m. Motion carried on a 3-1 vote with Commissioner Felix casting the dissenting vote.

Commissioners Stauffer/Heilman moved to approve a request dated June 15, 2007 from the South Western Band Boosters for the use of barricades and fire police at the Cavalcade of Bands competition on Saturday, October 27, 2007. Motion carried.

Commissioners Stauffer/Heilman moved to approve a request dated June 18, 2007 from Fred Graziano for a waiver of the residential lighting requirements at 588 Blooming Grove Road. Motion carried.

On Tuesday, June 26, 2007 the following bids were opened and publicly read aloud by Township Secretary Kristina Rodgers for a custom fire service pumper:

<u>Bidder</u>	<u>Bid Amount</u>
Sutphen Corporation	\$559,734.36
P. O. Box 158	\$1,795.75 optional foam tanks
Amlin, OH 43002-0158	\$561,530.11
	\$5,226.80 extra year extended warranty
	\$4,065.28 5 year warranty

Commissioners Stauffer/Felix moved to award the fire truck bid to Sutphen

Corporation, Amlin Ohio, for a bid price of \$565,595.39, which includes the fire truck, optional foam tanks and five-year warranty. Motion carried after discussion about financing which will be determined at the next Finance Committee meeting.

MANAGERS REPORT: There were no additions/corrections to his report.

OLD BUSINESS: None.

NEW BUSINESS: None.

PERSONS TO BE HEARD/CITIZENS COMMENTS: None.

QUESTIONS FROM THE PRESS FOR THE COMMISSIONERS:

There were no questions from the press.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Stauffer/Heilman moved for adjournment at approximately 7:22 P.M. Motion carried.

Respectively submitted,

Kristina J. Rodgers
Township Secretary