

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
AUGUST 20, 2012**

CALL TO ORDER - ROLL CALL - DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, August 20, 2012 at the Penn Township Municipal Building. President Felix called the meeting to order at 7:00 P.M. with a roll call of members. Present were Commissioners Felix, Prieber, Goldsmith, Heilman, and Klunk. Also present were Solicitor Tilley, Township Manager Garvick, Deputy Police Chief Laughlin, Zoning Officer Menges, Township Engineer Bortner and Assistant to the Engineer Matt Swanner.

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:

Commissioner Felix announced an executive session was held prior to the Board of Commissioners meeting to discuss a personnel issue. Commissioner Felix 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, personnel, and other issues involving attorney/client privilege.

APPROVAL OF THE MINUTES FROM THE PREVIOUS MEETING:

The minutes of the July 16, 2012 meeting of the Board of Commissioners were approved as submitted.

PERSONS TO BE HEARD CITIZENS COMMENTS: None

TOWNSHIP REPORTS - STANDING COMMITTEES:

Public Safety Committee - Commissioner Prieber

Commissioners Prieber/Klunk moved to approve a request dated August 1, 2012 from the Hanover Area Jaycees requesting permission to hold the annual Halloween parade on October 25, 2012, with a rain date of Monday, October 29, 2012. Motion carried unanimously.

Commissioners Prieber/Klunk moved to set trick or treat night for Tuesday, October 23, 2012 from 6:00 p.m. to 8:00 p.m. Motion carried unanimously.

Commissioners Prieber/Klunk moved to amend the Penn Township Civil Service Rules and Regulations for firefighters as specified in the memo from the Civil Service Commission dated August 16, 2012. Motion carried unanimously.

Commissioners Prieber/Klunk moved to adopt Ordinance No. 742 amending the organizational structure of the police department. Motion carried 5-0 on a roll call vote.

Personnel Committee - Commissioner Heilman

Commissioners Heilman/Goldsmith moved to appoint James W. Laughlin to the position of Chief of Police of Penn Township effective September 1, 2012. They further moved to adopt Resolution No. 791 setting the rate of pay for the Chief of Police. Motion carried unanimously.

Commissioners Heilman/Goldsmith moved to appoint Gary Mummert to a term on the Penn Township Civil Service Commission, said term to expire August 2018. Motion carried unanimously.

Finance Committee – Commissioner Heilman:

Commissioners Heilman/Goldsmith moved to approve Township warrants in the amount of \$ 911,768.23. Motion carried unanimously with Commissioner Klunk abstaining from warrants for vendor number 60.

Commissioners Heilman/Goldsmith moved to adopt Ordinance No. 743 amending Ordinance No. 691, the Firefighters Pension Plan Ordinance. Motion carried 5-0 on a roll call vote.

Commissioners Heilman/Goldsmith moved to approve a request dated August 2, 2012 from the Hanover Area Jaycees for a waiver of the sign permit fee to place five temporary signs advertising the Halloween parade. Motion carried unanimously.

Commissioners Heilman/Goldsmith moved to approve a request dated July 7, 2012 from Snyder's – Lance for a waiver to the yard sale permit requirements. They further moved that Snyder's-Lance would be required to obtain one yard sale permit for their multi vendor yard sale. Motion carried unanimously.

Public Works Committee – Commissioner Goldsmith:

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

Planning & Recreation Committee – Commissioner Klunk:

There were no additions or changes to the Zoning Officers Report.

The following subdivision and land development plans were formally filed:

P12-11 - Harold G. & Anna M. Shaffer Subdivision

There were no subdivision and/or land development plans submitted to be approved.

Commissioners Klunk/Prieber moved to approve the following extension requests that will

expire on November 19, 2012:

P01-28 - High Point @ Rojen Farms
P03-30 - Mustang Pointe
P12-05 - Hanover Bible Baptist
P12-07 - MEM Automotive
Motion carried unanimously.

Commissioners Klunk/Goldsmith moved to approve a request dated July 30, 2012 from Pepper Hamilton, representing Schindler Elevator Corp., for a waiver of a traffic study for 21 Industrial Drive. Motion carried unanimously.

Commissioners Klunk/Goldsmith moved to adopt Ordinance No. 741 amending the 2009 Edition of the International Property Maintenance Code. Motion carried 5-0 on a roll call vote.

Commissioners Klunk/Goldsmith moved to adopt Ordinance No. 744 amending Ordinance No. 662 regulating the use of public recreation parks maintained and owned/leased by the Township of Penn. Motion carried 5-0 on a roll call vote.

Commissioners Klunk/Goldsmith moved to approve a request dated May 2, 2012 from Hanover Land Services Inc. for a waiver of the landscaping and bufferyard requirements for the Matt Dietrich land development plan with the condition that a Use and Occupancy certificate not be issued until all approved improvements to the site are completed. Motion carried unanimously.

Health & Sanitation - Commissioner Klunk had nothing to report.

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

OLD BUSINESS: None.

NEW BUSINESS:

Solicitor Tilley requested a motion from the floor to allow the Township Manager and Solicitor to prepare and execute an agreement with Schindler Elevator for them to reserve sewer capacity at the Waste Water Treatment Plant. They are requesting 10 EDU's for 21 Industrial Drive. Schindler Elevator has an "Agreement of Sale" for 21 Industrial Drive and would like this to be in place prior to settlement.

Commissioners Klunk/Goldsmith moved to authorize the Township Manager and the Township Solicitor to prepare and execute an agreement with Schindler Elevator Corporation for the reservation of ten EDU's at the cost established by the Township for the purchase of EDU's providing that the ten EDU's shall be reserved for and assigned to the Schindler Elevator Corporation upon the payment of the purchase price. Motion carried unanimously.

CITIZEN'S QUESTIONS TO THE BOARD REGARDING DISCUSSION ITEMS: None.

QUESTIONS FROM PRESS: None.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Prieber/Klunk moved for adjournment at approximately 7:13 P.M. Motion carried unanimously.

Respectively submitted,

Kristina J. Rodgers
Township Secretary