

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
NOVEMBER 20, 2006**

CALL TO ORDER - ROLL CALL - DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, November 20, 2006 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, Johnson, Felix and Heilman. 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:

William and Dana Heston, 823 York Street, asked the Commissioners to provide an answer to the pending issue of eminent domain involving their property. They stated they have not been allowed to meet with the Township to discuss the matter. Commissioner Klunk informed them that they could discuss their concerns with the commissioners at the Public Works Committee meeting on December 5, 2006. Two individuals from out of the area then spoke to the Board supporting the Hestons.

Dale Oaks, 30 Lexington Drive, wanted to address the Board regarding problems with the development on Lexington Drive and the surrounding area. The neighbors are concerned because the developer has not finished the roads and the vegetation on the hill to the rear of the properties is not growing adequately. They were told to present their concerns and comments to the Public Works Committee on December 5, 2006.

APPROVAL OF THE MINUTES FROM THE PREVIOUS MEETING:

Commissioner Stauffer noted that the minutes of the last meeting should be changed to reflect that Stauffer/Johnson motioned to adjourn the meeting. The minutes of the October 16, 2006 meeting of the Board of Commissioners were then approved as corrected.

TOWNSHIP REPORTS - STANDING COMMITTEES:

Finance Committee - Commissioner Heilman

Commissioners Heilman/Johnson moved to approve Township Warrants in the amount of \$1,575,463.52. Motion carried.

Commissioners Heilman/Johnson moved to approve a request from South Western Lacrosse for a waiver of the sign permit fee to advertise their registration night. Motion carried.

Commissioner Heilman presented the first reading of the proposed 2007 budget. He stated that the General Fund projected revenues are \$8,105,500 while the expenditures are projected to be \$8,262,211. The Highway Aid revenues and expenditures are projected to be \$477,790. The Sewer Account revenues and expenditures are projected to be \$3,710,770. The budget will be presented for public display on December 5, 2006 during normal business hours at the municipal office.

Personnel Committee - Commissioner Heilman

Commissioner Heilman had nothing to report.

Public Works Committee - Commissioner Johnson

Commissioner Johnson had nothing to report

Planning & Recreation Committee – Commissioner Johnson

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

Commissioners Johnson/Felix moved to deny a request received October 23, 2006 from Ivan C. Dutterer Inc. for a waiver of the land development requirements to pave an additional eight parking spaces. Motion carried.

Commissioners Johnson/Felix moved to approve a request dated September 8, 2006 from Carolyn and Noah Baublitz for a temporary waiver of the requirement for residential sidewalks and curbs at 210 Bankert Road. Motion carried.

The following subdivision and land development plans were formally filed:

- P06 – 24 – Homewood Retirement Center at Plum Creek – Phase D
- P06 – 25 – Peter and Penny Filus
- P06 – 26 – Martins Ridge Subdivision

Commissioners Johnson/Felix moved to approve the following subdivision and land development plans:

P05 – 12 – Baxter Investment Group Inc.
P06 – 03 – Eisenhower Shopping Village
P06 – 18 – Stonewicke, Limited Partnership
Motion carried.

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

P02 – 28 – Carlisle Crossing
Motion carried.

Commissioners Johnson/Felix moved to approve the following extension requests that will expire on February 19, 2007:

P01 – 28 – High Point @ Rojen Farms (South Portion)
P03 – 06 – Brookside Heights
P03 – 20 – Wallen Tract Apartments/South West Crossing
P03 – 30 – Mustang Pointe
P05 – 15 – Avion
P06 – 10 – High Pointe @ Rojen Farm
P06 – 15 – Whispering Run
Motion carried.

Health & Sanitation – Commissioner Felix

Commissioners Felix/Stauffer moved to approve an agreement with the Pennsylvania Department of Environmental Protection for a Section 902 Recycling Development and Implementation Grant in the amount of \$58,175. Motion carried.

Commissioner Felix stated that the recycling center will close November 22, 2006 at 4:30 PM and will remain closed through the Thanksgiving holiday November 23, 24, 25, and 26. The recycling center will reopen on November 27, 2006 at 8:00 AM. Christmas wrap drop-off will be held at the wastewater treatment plant on December 27, 28, and 29 from 8:00 AM to 4:00 PM and on December 30 from 8:00 AM to Noon.

Public Safety Committee - Commissioner Stauffer

Commissioners Stauffer/Heilman moved to deny a request dated September 8, 2006 from Carolyn and Noah Baublitz for a waiver of the residential streetlight requirement at 210 Bankert Road. Motion carried.

Commissioners Stauffer/Heilman moved to approve an agreement with the Penn Township Volunteer Emergency Services for the purpose of providing emergency response and support services to the Township of Penn. Motion carried.

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

OLD BUSINESS: None.

NEW BUSINESS: None.

PERSONS TO BE HEARD/CITIZENS COMMENTS:

Suzanne Johnson, 18 Lexington Drive, wanted to know which meeting she needed to attend to discuss the failure of the developer to finish the roads in her development. Manager Garvick explained to Ms. Johnson that the Township is holding a bond for the improvements, which will expire in April of 2007. The Township has the choice of holding the bond and waiting for the developer to complete the improvements or drawing on the bond and finishing the improvements. The Township cannot take care of the streets until such time as the streets are approved by the Township Engineer and adopted by Ordinance by the Commissioners.

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/Johnson moved for adjournment at approximately 7:24 P.M. Motion carried.

Respectively submitted,

Kristina J. Rodgers
Township Secretary