

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
DECEMBER 19, 2005**

CALL TO ORDER - ROLL CALL - DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Monday, December 19, 2005 at the Penn Township Municipal Building. President Rishel called the meeting to order at 7:00 P.M., with a roll call of members. Present were Commissioners Rishel, Johnson, Stauffer, Klunk and Felix. 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 Rishel 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:

Jim Brandt, Horst Group, Columbia Cottage, presented the Commissioners with cookies for Christmas and requested an update on the sewer conveyance problem. Solicitor Tilley informed Mr. Brandt that the Township had an extensive conference call today about the subject and they should see progress in 2006.

APPROVAL OF THE MINUTES FROM THE PREVIOUS MEETINGS:

The minutes of the November 19, 2005 meeting of the Board of Commissioners were approved as submitted.

TOWNSHIP REPORTS - STANDING COMMITTEES:

Finance Committee - Commissioner Klunk

Commissioners Klunk/Stauffer moved to approve township warrants in the amount of \$1,071,189.04. Motion carried.

Commissioners Klunk/Stauffer moved to approve a request dated November 23, 2005 from the West Manheim Township Lions Club for a wavier of the sign permit fee to advertise their Christmas tree sale at Grandview Plaza. Motion carried.

On Friday, November 18, 2005, the following bids were opened and publicly read aloud by Township Manager Jeffrey R. Garvick for the sale of the remaining portion of Lot #7 in the Industrial Park:

<u>Bidder</u>	<u>Bid Amount</u>
Hawk Hill, Inc. 4741 Hawk Hill Lane Spruce Creek, PA 16683.	\$15,000

Commissioners Klunk/Stauffer moved to award the bid for Lot #7, an unimproved parcel located at the NE Corner of Barnhart Drive and Industrial Drive, to Hawk Hill, Inc., Spruce Creek, PA for the bid price of \$15,000. They further moved to authorize the Manager and Secretary to execute any necessary documents. Motion carried.

Public Works Committee - Commissioner Klunk

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

Planning & Recreation Committee – Commissioner Felix

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

The following subdivision and land development plans were formally filed:

P05-24 – Grandview Plaza – Unit 9
P05-25 – El Greco Street Subdivision

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

P04-08 – Woodland Development, Inc.
P05-11 – Unit 14 Grandview Plaza

Commissioners Felix/Johnson moved to approve the following extension request that will expire on January 16, 2006:

P03-21 – Columbia Cottage
Motion carried.

Commissioners Felix/Johnson moved to approve the following extension requests that will expire on March 20, 2006:

P02-22 – Whispering Run
P03-11 – Thornbury Hunt
P04-20 – South Western School District
P05-04 – 21 Industrial Drive

P05-09 – Bon Ton Plaza
Motion Carried.

Commissioners Felix/Johnson moved to approve the following extension request that will expire on June 19, 2006:

P03-05 – Breezewood Drive Project
Motion carried.

Commissioners Felix/Johnson moved to adopt Ordinance No. 635 dissolving the Recreation Board. Motion carried on 5-0 roll call vote.

Commissioners Felix/Johnson moved to approve a request dated November 28, 2005 from Paradise Congregation of Jehovah's Witnesses Corporation for a waiver of land development requirements for a church building expansion. Motion carried.

Personnel Committee - Commissioner Felix

Commissioners Felix/Johnson moved to accept the resignation of Michael Brown from the Planning Commission effective December 31, 2005. Motion carried.

Commissioners Felix/Johnson moved to accept the resignation of Leroy Snyder from the Civil Service Commission. Motion carried.

Commissioners Felix/Johnson moved to allow the Penn Township Ambulance Club to participate in the Regional Task Force Group with the stipulation that Fire Chief Cromer review and approve all deployment requests. Motion carried.

Commissioners Felix/Johnson moved for the permanent appointment of Ken Kuhn and Charles Shriver as Penn Township fire fighters effective November 26, 2005. Motion carried.

Health & Sanitation – Commissioner Johnson

Commissioner Johnson stated that Christmas tree pick up would be held on January 14, 2006. Trees over six feet will not be taken. He also announced that Christmas wrap recycling would be held at the Wastewater Treatment Plant on December 27-29 from 8:00 a.m. – 4:30 p.m. The Recycling shed will be closed for the Holidays from December 22, 2005 at 4:30 p.m. to December 27, 2005 at 8:00 a.m. and from December 29, 2005 at 4:30 p.m. to January 3, 2006 at 8:00 a.m.

Public Safety Committee - Commissioner Stauffer

Commissioners Stauffer/Johnson moved to adopt Ordinance No. 634, amending Section 127, Vehicles and Traffic of the Penn Township Code. Motion carried on a 5-0 roll call vote.

Commissioners Stauffer/Johnson moved to adopt the revised Emergency Response Plan for the Township of Penn. Motion carried.

Commissioner Stauffer thanked Phil Stegos and Fire Chief Cromer for the work they did on the plan.

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

OLD BUSINESS: None

NEW BUSINESS: Commissioner Johnson presented a plaque to Commissioner Rishel for his sixteen years of service on the Board of Commissioners. They also presented him with a cake.

PERSONS TO BE HEARD/CITIZENS COMMENTS: None.

QUESTIONS FROM THE PRESS FOR THE COMMISSIONERS:

Questions from the press were received and answered.

FINAL THOUGHTS: Commissioner Rishel offered several observations regarding his tenure on the Board and the projects he was proud to see completed. These included the Township's renowned recycling program; the addition of a paid fire department and the first Township Community Park.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Klunk/Stauffer moved for adjournment at approximately 7:19 P.M. Motion carried.

Respectively submitted,

Kristina J. Rodgers
Township Secretary

**MINUTES
BOARD OF COMMISSIONERS' PUBLIC MEETING
DECEMBER 29, 2005**

CALL TO ORDER-ROLL CALL-DECLARATION OF QUORUM:

The Penn Township Board of Commissioners met in a regular session on Thursday, December 29, 2005, at the Penn Township Municipal Building. Vice-President Michael Johnson called the meeting to order at 7:00 P.M. with a roll call of members. Present were Commissioners Johnson, Klunk and Felix. Commissioner Rishel and Stauffer were absent with notice. Also present were Manager Garvick and Police Chief Gilbert.

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 Johnson read the announcement of the executive session held following the Board of Commissioners meeting on December 19, 2005.

PERSONS TO BE HEARD/CITIZENS COMMENTS: None

PUBLIC HEARING 2006 BUDGET:

Commissioner Klunk conducted the public hearing for the 2006 budget. He stated that the 2006 budget is balanced.

There were no Penn Township residents at the meeting who wished to comment on the 2006 Budget.

Commissioners Klunk/Felix moved to adopt Ordinance No. 636, the 2006 Budget. Motion carried on 3-0 roll call vote.

Commissioners Klunk/Felix moved to adopt Resolution No. 621, revising the 2005 property tax millage rate. Motion carried.

Commissioners Klunk/Felix moved to adopt Ordinance No. 637 setting the Real Estate Tax rate for 2006 at 1.99 mills. Motion carried on a 2-1 roll call vote with Commissioner Johnson casting the dissenting vote.

Commissioners Klunk/Felix moved that the Manager be authorized to balance all 2005 funds by transferring surplus funds to those accounts showing deficits. Motion carried.

Commissioners Klunk/Felix moved to adopt Resolution No. 622 setting the rates of pay and various benefits for Management and compensation for other non-contracted personnel for the calendar year 2006. Motion carried.

Commissioners Klunk/Felix moved to adopt Resolution No. 623 providing a schedule of fees for permits and services provided by Penn Township. Motion carried.

TOWNSHIP REPORTS - STANDING COMMITTEES:

Finance Committee - Commissioner Klunk

Commissioners Klunk/Felix moved to approve Township Warrants in the amount of \$904,814.69. Motion carried.

Commissioners Klunk/Felix moved to adopt Resolution No. 625 appointing Beard Miller Company as Township Auditor and setting compensation for services rendered. Motion carried.

Commissioners Klunk/Felix moved to adopt Resolution No. 624 eliminating contributions by Penn Township to the Penn Township Police Pension Plan for 2006. Motion carried.

Commissioners Klunk/Felix moved to adopt the revised Uniform Pension Plan MMO for 2006. Motion carried.

Public Works Committee - Commissioner Klunk

Commissioner Klunk had nothing to report.

Planning & Recreation Committee - Commissioner Felix

Commissioner Felix had nothing to report.

Personnel Committee - Commissioner Felix

Commissioners Felix/Klunk moved to accept Gary Klingensmith into the Nonuniformed Pension Plan effective October 29, 2005. Motion carried.

Health & Sanitation - Commissioner Johnson

Commissioner Johnson had nothing to report.

Public Safety Committee - Commissioner Johnson

Commissioner Johnson had nothing to report.

OLD BUSINESS: None

NEW BUSINESS:

Commissioners Felix/Klunk moved for the adoption of Ordinance No. 638 Setting the Time and Place of the Regular Meeting of the Penn Township Board of Commissioners for 2006. Motion carried on 3-0 roll call vote.

PERSONS TO BE HEARD/CITIZENS COMMENTS:

Commissioner elect Phillip Heilman had concerns about the motion to authorize the Manager to balance the 2005 funds. The Board stated that it is a requirement of the First Class Township Code.

QUESTIONS FROM THE PRESS FOR THE COMMISSIONERS:

Questions from the press were received and answered.

ADJOURNMENT:

There being no further business to come before the Board, Commissioners Felix/Klunk moved for adjournment at approximately 7:09 P.M. Motion carried.

Respectively submitted,

Kristina J. Rodgers
Township Secretary