

**EAST HANOVER TOWNSHIP BOARD OF SUPERVISORS MEETING
8848 Jonestown Road, Grantville, PA 17028
December 4, 2007**

The meeting of the East Hanover Township Board of Supervisors was called to order with the pledge to the Flag by Chairman Marie Beudet at 7:03 P.M. Present were Supervisors Keith Espenshade, Dave Marshall, and Tom Shutt. Supervisors George Rish arrived at 7:15 PM.

Myles Kauffman, legal counsel; Roger Phillips, Engineer; Charles Longreen, Director of Public Works; Curt Cassel, Wastewater Treatment Plant Operator; and Deborah Casey, Secretary-Treasurer were also present.

This meeting was audio taped. The tapes are strictly for the use of the Secretary-Treasurer for clarification during preparation of the minutes.

An Executive Session was held at 6:00 PM to discuss legal issues. Personnel issues were not discussed due to the lack of time.

The proposed 2008 Budget will be considered for adoption at 7:15 PM along with Resolution 2007-18, the adoption of the budget; and Resolution 2007-19, 2008 Tax Rates.

APPROVAL OF THE MINUTES FROM NOVEMBER 20, 2007

Mr. Marshall made a motion to approve the November 20, 2007 minutes as written. Mr. Shutt seconded the motion. The Chairman asked for public comment; there was none. The motion was approved 4 in favor, 0 opposed.

Expenditures:

General Fund	\$ 39,266.54
Operations and Maintenance	\$ 35,415.73
Street Light	\$ 201.84
Park and Rec	\$ <u>105.60</u>
Total	\$ 74,989.71

Mr. Shutt made a motion to pay the bills. Mr. Marshall seconded the motion. The motion was approved 4 in favor, 0 opposed.

Mrs. Casey noted that the appointment of an auditor for 2008 has been advertised. Brown, Schultz, Sheridan & Fritz have been the Township's auditor for several years and the Township has received a proposal for the audit in the amount of \$8,500.00. John Bonawitz would like to do a preliminary audit on December 14th. The proposal needs to be accepted for this to happen. Mrs. Casey noted she would like to send out a RFP for the 2009 audit to see what the cost would be.

- **Mr. Marshall made a motion to use Brown, Schultz, Sheridan & Fritz for the 2008 audit and during 2008, put out an RFP for the 2009 audit. Mr. Espenshade seconded the motion. The Chairman asked for public comment; there was none. The motion was approved 4 in favor, 0 opposed.**

Receipts

General Fund	\$ 9,928.46
Operations & Maintenance	\$ 2,838.00

Available Funds

General Fund	\$ 693,662.03
Operations & Maintenance	\$ 176,447.09
Street Light	\$ 5,547.41
State Fund	\$ 295,235.14
Public Sewer Fund	\$ 3,911.42
Park and Rec Fund	<u>\$ 178,038.67</u>
TOTAL	\$1,352,841.76

SIGNIFICANT CORRESPONDENCE

The Correspondence is available for review during normal office hours.

REPORTS

PLANNING COMMISSION – DAVID CRAIG

- Mr. Craig noted that the Fire Company and Grantville Holding plans have been forwarded to the Board of Supervisors.
- The Gingrich/Jones plan will also require action regarding a grant of an extension of time.

PUBLIC WORKS DEPARTMENT – CHARLES LONGREEN

Mr. Longreen presented his report for the month of November. The report is available for review at the Municipal Building.

- Calls have been received from residents of Manada Oaks regarding activity within the development. Verizon is installing fiber optics within the area.
- PA Percs inspected the traffic signals that were installed at the Interstate exchange and Jonestown/Bow Creek Rd. Deficiencies were noted and the results of the inspections have been sent to the contractor (CM High).
- Mr. Longreen asked if any of the Supervisors were in the Mechanical Room over the weekend. It was noted no Supervisors were in the room. Mr. Longreen noted that someone had been in the room over the weekend. One of the rental parties has been contacted and they noted they were not in the room. The other rental party will be contacted.
- The plans for the proposed work to be done on Rt. 743 are available for review.

SAUFFLEY REQUEST FOR HIDDEN DRIVEWAY SIGN

Mr. Longreen did not recommend the signs be installed. He spoke with Mrs. Sauffley regarding the issue and explained why he was not in favor of putting the signs up. Mrs. Sauffley indicated she understood the reasoning and would be satisfied if "Watch Children" signs were installed. Mr. Longreen provided suggestions to Mrs. Sauffley as to how to alleviate the problems with her driveway. Mr. Longreen noted that putting hidden driveway signs up can lead to Township liability.

7:15 PM – ADOPTION OF THE 2008 BUDGET

Mrs. Casey noted the budget was advertised in The Patriot and has been available for review for 20 days. Copies of a summary were available for the public at the meeting.

- The total overall budget for 2008 is \$3,829,432.14. This is an increase of 13% over the 2007 budget. The increase is in the revenue which is from an increase in taxes from new development, Penn National, earned income tax from the residents at the Preserve at Bow Creek, etc. Expenses have not increased at the level of revenue. Some increased roadwork is being requested which is in the Liquid Fuels Budget. Resolutions 2007-18 will need to be passed for the budget and 2007-19 for the taxes. Taxes will remain the same; 0.18 mills for Municipal Real Estate and 0.18 mills for Fire Tax; the Street Light Tax will remain the same.
- **Mr. Marshall made a motion to approve Resolution 2007-18 adopting the 2008 operating budget. Mr. Shutt seconded the motion. The Chairman asked for public comment; there was none. The motion was approved 5 in favor, 0 opposed.**
- **Mr. Marshall made a motion to adopt Resolution 2007-19, setting the taxes for 2008. Mr. Shutt seconded the motion. The Chairman asked for public comment; there was none. The motion was approved 5 in favor, 0 opposed.**

GRANTVILLE VOLUNTEER FIRE CO. – WAYNE ISETT

- The November Spaghetti Dinner was successful.
- The Appreciation Banquet will be held on February 1, 2008.

PUBLIC SAFETY ADVISORY COUNCIL – JOHN NELLIGAN

Mr. Nelligan noted there was no report.

EMERGENCY MANAGEMENT – JOHN NELLIGAN

- Mr. Nelligan commented he is on a task force with the Lower Dauphin School District. The purpose of the task force is to study the school safety committee emergency operations plan. This includes all the schools in the District. The first meeting has been held and the EOP that has been developed is in the review process. It is hoped that the plan will be finalized by the beginning of the fiscal school year (July, 2008).
- A meeting with PennDOT was attended by Mr. Longreen and Mr. Nelligan regarding a winter highway operations plan for removal of snow within the

municipalities and the Harrisburg beltway area. The meeting was well attended and future meetings will be held.

- The South Central Counter Terrorism Task Force is putting together a 2-day seminar. This will take place in February and the topic will be the Safe School Safety Workshop. Mr. Nelligan and his 2 deputies will be attending the workshop.
- EFMR Monitoring Group has issued a Red Alert Monitor to East Hanover Township Emergency Management. Mr. Nelligan will be training his staff on the use of the monitor. The monitor will be used to determine hazardous items in the atmosphere in the event of an emergency. The area that is of major concern is I81.

WASTEWATER TREATMENT PLANT OPERATIONS – CURT CASSEL

Mr. Cassel presented his report for the month of November. The report is available for review at the Municipal Building.

ENGINEERS REPORT – ROGER PHILLIPS

The Engineers report is available for review at the Municipal Building.

- Act 537 Plan, 3-M Component for Englewood and Partridge Hills – Administrative comments have been received from DEP. Mr. Phillips will be responding to the letter within the next 2 weeks.
- The Act 209 Committee – Mr. Phillips talked with the traffic consultant and it is tentatively planning on attending the Planning Commission meeting on December 19th to give a presentation. Chairman Beaudet requested that Mr. Phillips inform her if the presentation will be given so that she can get in contact with the other member of the committee that are not involved in the Planning Commission.
- Mr. Schock questioned the response from DEP regarding the Act 537 Plan 3-M Component. Mr. Phillips noted that there were items from the Pennsylvania Historical Museum Commission and the Pennsylvania Natural Diversity Index that were not received. There was also a question regarding something that was shown on the map submitted. The DCPC review was not included and the public comment notices were not attached.
- Mr. Schock asked if DEP is moving ahead with sewerage Englewood and Partridge Hills in spite of the study that was done. Mr. Phillips noted that he could not respond to Mr. Schock's question.
- Mr. Rish asked if Mr. Phillips received figures on what the hotel on Kelly Court would have to provide security for on its improvements. Mr. Phillips noted that he has the original escrow report for the letter of credit. Discussion was held on breakdown of the costs and documentation.

ERIC EPSTEIN - EFMR

Mr. Epstein presented a copy of the meetings that have been held to date to the Board.

- A meeting was held with Mr. Nelligan and a RAD Alert Monitor has been provided to the Township. Another monitor will also be provided to the Township. These monitors will enable the Township to determine if it has a

hazardous source. Two physicists will also be available to the Township through EFMR.

- There is not a preliminary MOU available at this time due to issues that the County Commissioners were dealing with. Mr. Epstein hopes to have that document available for the next meeting. A meeting was held with a representative of Representative Marsico's office to ensure he was apprised of what is being discussed.
- One of the issues with the MOU is establishing a mutual consideration; i.e. the Township has to be in possession of something that the County can receive. This is currently being worked on.
- It has been temporary determined that the budget calendar year relating to the legislation will be the Township's 2004 budget. This will, hopefully bring the Township \$937,551.00 vs. the \$500,000.00 initially expected. It is hoped that a MOU will be initiated with the County to supplement that income.
- On December 5th, the Susquehanna River Basin Commission meeting will be held at Franklin-Marshall College. The issue of water consumption at Penn National will be discussed.
- Mr. Epstein noted it is still hopeful that the MOU will be resolved by the end of the year and also the appointment of the Commission members.

UNFINISHED BUSINESS

STORMWATER MANAGEMENT - THOMPSON

Information has been provided to the Township for review.

VILLA ROSA/ NO LEFT TURN

Chairman Beudet noted the issue of the sign has gone to the solicitor for legal review.

- Mr. Longreen noted that he met with a representative of PennDOT regarding the driveway. The representative agreed there is a problem, took pictures and will see what can be done. Mr. Longreen requested that there would be no left turns coming out of the driveway onto Rt. 743. It was noted that the roads are State roads and the State issued the Highway Occupancy Permit, not the Township.
- Mr. Longreen noted a change of use occurred with this establishment. Certain representatives of the Township were not aware of this change. The Planning Commission and Staff needs to be made aware of these type of changes so that the driveways can be reviewed. Discussion was held on the issue and changes to the road.
- Mr. Schock asked if there was any discussion regarding making the driveway one way in. Mr. Longreen noted that it would be PennDOT's decision. It is looking at all options.
- Mr. Schock asked what the other issue was with Villa Rosa. Chairman Beudet noted that it was a sign issue.

FORESTRY ORDINANCE 2007-06

The Public Hearing will be held on December 18th.

LST TAX ORDINANCE 2007-09

The Public Hearing will be held on December 18th.

HUMANE SOCIETY 2008 AGREEMENT

- Mrs. Casey reported that South Hanover Township did approve its contract with the Humane Society. She has not heard from West Hanover Township.
- Mr. Marshall commented that a resident provided him with an excellent idea. The Township should not enter into the agreement and in turn, any residents that would take an animal into the Humane Society would bring back proof they paid for the animal and the Township would reimburse the individual.
- Mrs. Casey noted a new vendor would have to be created every time a new individual would ask to be reimbursed.
- Mr. Espenshade suggested that a vote be tabled to see if any residents would provide feedback as to what the Township should do.

NEW BUSINESS

HILTON GARDEN INN PRELIMINARY LAND DEVELOPMENT PLAN – ACCEPT FOR REVIEW

- **Mr. Marshall made a motion to accept the plan for review. Mr. Rish seconded the motion. The Chairman asked for public comment; there was none. The motion was approved 5 in favor, 0 opposed.**
- Chairman Beudet noted that additional information was received from Grantville Holdings relating to the plan after it had left the Planning Commission. She would like to write a letter and ask if the information is new and substantially different than what the Planning Commission had.
- Mr. Rish did not have a lot of time to review the information but from the letter, it looked as though Rettew was answering the questions raised by the Planning Commission.
- David Craig noted the Planning Commission was not aware of the new information that was received. The Board of Supervisors meeting will take place before the next Planning Commission meeting so it will not be able to comment on any of the information. He will be forwarding the outstanding items from the Planning Commission to the Board.
- Mr. Marshall felt if the Board had to go through all the new information provided, it might not get done before the next meeting. He felt sending a letter might help the Board to decipher the information.
- Mr. Espenshade noted he had a copy of Mr. Phillips comments and is not sure that some of the information is not in response to his comments. Mr. Phillips noted he had not received the new information or a resubmission to determine if the information was in response to his comments. Prior to the last Planning Commission meeting, Rettew was responding directly to him so he could see that comments were addressed so they could resubmit to the Township. There were some complaints from the Planning Commission that they felt they did not receive adequate copies of the resubmissions because of the direct contact

between Rettew and Mr. Phillips. Mr. Phillips noted typically Rettew writes a letter indicating what comments have been addressed.

- Chairman Beaudet will be forwarding a letter to Rettew asking it to clarify the new information that was received.
- Richard Schock thought he had seen the letter. There were 7 items; one was a change in the right-of-way and the others small housekeeping items that are typical of all plans. He noted the Planning Commission voted to reject the plan. It is not in the power of the Planning Commission to reject a plan. It is only an advisory committee and can only recommend rejection of the plan. He inquired to the individual that made the motion and was informed the plan did not look complete. He asked what was not complete but has not yet received an answer. He felt there were some problems with the plan.
- David Craig noted that he did not listen to the minutes but wanted to ensure the Board that the Planning Commission is only an advisory committee. He should have caught the incorrect motion but did not. He apologized for the incorrect motion.
- It was noted that Mr. Phillips will be provided with a copy of the new information.
- Discussion was held on the water budget evaluation and the incorrect information in it. Mr. Rish thought one of the new reports might be the correction needed for the plan.

GRANTVILLE VOLUNTEER FIRE COMPANY LAND DEVELOPMENT PLAN – ACCEPT FOR REVIEW

- **Mr. Rish made a motion to accept the Grantville Volunteer Fire Company for review. Mr. Marshall seconded the motion. The Chairman asked for public comment; there was none. The motion was approved 5 in favor, 0 opposed.**

RESOLUTION 2007-17 – REALLOCATION OF PENSION FUNDS

Mrs. Casey noted the Township uses the Pennsylvania Municipal Retirement System for its employees' pension fund. In 2004, the Township passed an ordinance which would permit reallocation of any remaining funds with PMRS at the end of the year to all participating members. Excess funds usually occur when an employee leaves the Township.

- **Mr. Rish made a motion to adopt Resolution 2007-17 which reallocates funds remaining in the employees' pension plan municipal account at the end of 2007. Mr. Espenshade seconded the motion. The Chairman asked for public comment; there was none. The motion was approved 5 in favor, 0 opposed**

ANNA POLITSOPOULOS – CROSS ROADS CAFÉ – LIQUOR LICENSE

Anna Politsopoulos and her brother Dennis were present to discuss the issue.

- Mr. Politsopoulos noted he and his sister are the owners of the Cross Roads Café. The restaurant seats around 400 people, 200 of that is the banquet facility. They currently do not have a liquor license for the banquet facility. They would

like to apply for one in the near future, but did not want to do so until discussing the issue with the Board of Supervisors to address any concerns.

- Mr. Politsopoulos provided a background of the ownership of the Cross Roads Café and his family business. He noted they have lost some parties, receptions, etc because of not having a liquor license. Cross Roads is not a fire hall, nor are they a high price hotel. They would like to provide people within the community the option to have those types of events locally. They are not looking to make the facility a bar/restaurant; the hours would not change, and they are not planning to add on to the building. The license would only be a service bar to handle banquets.
- Mr. Rish asked if they currently have a restaurant that has a liquor license. Mr. Politsopoulos noted they did in another part of the State. It was a restaurant with a banquet facility. They never had any problems with the license or the restaurant.
- Mr. Marshall had concerns about people leaving the facility drunk. Mr. Politsopoulos noted when people are allowed to bring their own liquor, there is no control as to how much is consumed even if a waiver is signed. With having a liquor license and staff serving drinks, there is control on the consumption of alcohol.
- Mr. Shutt asked about control of underage drinking. Mr. Politsopoulos noted staff would be monitoring the consumption and people would also be carded.
- Mr. Politsopoulos commented that the request is not being made lightly. They wanted to find out how people in the community felt and have waited a year since purchasing the restaurant to make the request. Many people have asked when they would get a liquor license. They would not be making the request if they felt they would lose customers.
- Chairman Beaudet asked if there were any questions from the public. There were none.

ROBERT JONES – REQUEST FOR A GRANT OF AN EXTENSION OF TIME

- A letter has been received from representative of Gingrich & Jones granting a 120 day extension of time for the plan.
- **Mr. Rish made a motion to accept the grant of an extension of time from the representatives of Gingrich & Jones for 120 days from the expiration date (12/23/2007 – new date 3/23/2008). Mr. Espenshade seconded the motion.** Mr. Marshall asked if anything has been done on the plan. Mrs. Casey noted there were some issues that need to be straightened out and then they would go before the Zoning Hearing for a Variance. **The Chairman asked for public comment; there was none. The motion was approved 5 in favor, 0 opposed.**

DCCD GYPSY MOTH SUPPRESSION PROGRAM

Mrs. Casey noted that a meeting in September, the Board had voted to participate in the program, but then bill the property owner for the cost. She inquired as to whether or not the Board wanted to reconsider billing the property owners. The Township will have to pay for the spraying and then bill the residents. The cost is \$3,189.91.

- Mr. Marshall asked if the residents were billed in the past. Mrs. Casey noted she is not aware of any billing in the past 5 ½ years. Mr. Marshall would like to do it the way it has been done in the past. Mr. Rish was not aware of any billing during his terms as Supervisor.
- Mr. Espenshade noted that there have been sprayings in the past, but did not feel that there was a charge for it.
- Discussion was held on the spraying and it was noted there would be over spraying. It was not known as to how many properties would be sprayed, however, the acreage is 375.3 acres.
- Mr. Rish asked if the State sprayed its land. Mr. Marshall noted that sections of State Lands are sprayed, depending on the activity of the moths. Mrs. Casey commented that Manada Golf Club would not be included in the acreage since it is paying for its spraying.
- **Mr. Marshall made a motion to pay the cost of the Gypsy Moth Spraying in the amount of \$3,189.93. Mr. Rish seconded the motion. The Chairman asked for public comment; there was none. The motion was approved 5 in favor, 0 opposed.**

DAUPHIN COUNTY PLANNING COMMISSION 2008 MUNICIPAL PLANNING ADVISORY SERVICE AGREEMENT

Mrs. Casey noted the Township signs the agreement every year. It provides a review of plans submitted to the Township, new ordinances and representation at Planning Commission meetings at no cost to the Township.

- **Mr. Marshall made a motion to enter into the Dauphin County Planning Commission agreement for 2008. Mr. Rish seconded the motion. The Chairman asked for public comment; there was none. The motion was approved 5 in favor, 0 opposed.**

FUNCK'S PERMANENT TRAILERS

Chairman Beaudet commented that research has been done on the property and a report provided. It has been determined there are permanent trailers on the site that are hooked up to the wastewater treatment plant and not being billed. A decision needs to be made as to increasing the number of EDU's billed for the property.

- Mr. Marshall noted a letter needs to be sent indicating that the trailers do not conform to the requirements of a temporary structure and that they will be billed as a permanent structure.
- Mr. Rish asked if any of the structures are being paid for. Mr. Marshall noted they are being paid at a discounted rate since they are supposed to be temporary housing. It has been determined that these trailers are permanent structures.
- Solicitor Kauffman will contact the owner of the property.

CHESAPEAKE ESTATES EDU'S RESERVED NOT PAID FOR

Chairman Beaudet noted that Chesapeake Estates has EDU's that are not being paid for. It is claimed that not all the homes are occupied. A case law claims that if the EDU's are available for use, then they have to be paid for.

- Solicitor Kauffman will contact Chesapeake Estates regarding the unpaid EDU's

LETTER TO KEYSTONE CUSTOM HOMES – MARC KAPLIN

Chairman Beaudet provided the Board with a draft of a letter to be sent to Keystone Custom Homes regarding money owed to the Township for inspection fees.

RICHARD SCHOCK

Mr. Schock noted he has some concerns and questions regarding recent events and actions by some members of the Board of Supervisors and Planning Commission. Mr. Schock provided a quote by Ben Franklin.

- Mr. Schock noted there was an accusation of a letter sent to Representative Marsico relating to the MOU. He noted he did not send a letter to Rep. Marsico regarding the MOU to try and scuttle it. He commented that when an accusation starts, it hits the gossip hotline and is spread throughout the entire community. He did not receive a call to see if he sent a letter and he is disappointed with that.
- At the October 23rd Planning Commission meeting, a citizen made comments and there is no mention of the person or the comment made in the draft minutes. Mr. Schock asked if there was a decision made by Chairman Beaudet, the Board, or the Administrative Secretary to censor the minutes.
- Chairman Beaudet asked Mrs. Casey if she was ever asked to censor minutes. Mrs. Casey noted she has not been asked to censor minutes by Chairman Beaudet.
- Mrs. Casey commented that she has been doing minutes for almost 6 years, not only for the Board of Supervisors, but also 4 years for the Planning Commission. Minutes are not required to be verbatim. It is the decision of the individual who is transcribing the minutes as to what comments are put into the minutes.
- Mr. Schock asked if Chairman Beaudet talked to anyone as to whether or not something should be left out of the Planning Commission minutes. Chairman Beaudet noted she did not tell Mrs. Eppinger what to include or not include in her minutes.
- Mr. Schock noted in the PSATS Compliance Guide for Township Officials The Sunshine Right to Know Laws, on page 5 under minute keeping requirements, the minutes are a record of actions boards have taken at meetings, therefore it is required for minutes to include the date, time, the names of the board members in attendance, a record of any role call votes taken and the names of all citizens who officially appeared and the subject and their comments. There was a citizen who appeared and the comments made are not on record. He has a problem with those comments not being in the minutes and feels this is censorship.
- Mr. Schock asked if Chairman Beaudet attended the October Planning Commission meeting. Chairman Beaudet noted she was at the meeting. Mr. Schock noted he was NOT at the October Planning Commission meeting.
- Mr. Schock asked if comments made at a Board of Supervisors Meeting or any official government meeting be excluded from the minutes. Chairman Beaudet noted it is up to the secretary as to what is in the minutes.
- David Craig, Chairman of the Planning Commission noted he did not ask Mrs. Eppinger to censor the minutes. She transcribes the minutes as she sees fit and they are sent out to the Planning Commission for review. At the last meeting, there was not a quorum of members who had been at the meeting and the

minutes were forwarded onto the Board of Supervisors as written since there will be not be a quorum of that meeting since one of the members present at the meeting has resigned.

- Chairman Beaudet felt individuals say things at meetings that are not appropriate and the secretaries use their discretion as to these items.
- Mrs. Casey asked if microphones are used at the Planning Commission meetings. If microphones are not used, and people sit at their seats and shout things out, then the secretary does not have to include those issues in the minutes. Mr. Schock noted that the comment that was made by a member of the audience should have made someone's ears pick up and should have been in the minutes. What happens at the meeting happens and the minutes should not be sugar coated.
- Mr. Espenshade asked how Mr. Schock knew the minutes were sugar-coated since he previously commented that the comment was hearsay and just complained about the big gossip hotline in the community. Mr. Shock is funneling the gossip community by the comment he made. Mr. Espenshade noted he was at the Planning Commission meeting. He suggested that Mr. Schock just come out and say what he wanted to say instead of trapping people into what he wanted them to say. Mr. Schock commented he did not have to be at a meeting to know who made the comment and what was going on. Mr. Espenshade asked where he got his information. Mr. Shock could not provide an answer and Mr. Espenshade noted it was just hearsay and Mr. Schock had not proof of what was said at the meeting.
- Mr. Shutt commented that Mr. Espenshade was right in his comment about Mr. Schock trying to trap people into saying what he wants to hear.
- Chairman Beaudet noted she was at the Planning Commission meeting and there was a former member of the commission that made a comment about Penn National, not one of the plans that was before the Planning Commission. A comment was made about getting improvements from an existing plan and the former member of the Planning Commission wished the Township good luck on getting any improvements since HE FELT it was difficult to get anything out of Penn National. Discussion continued on the subject. It was suggested that the word Blackmail was brought up in the Planning Commission meeting. Chairman Beaudet commented that if Penn National would have felt that it was blackmailed about the road improvements and the Planning Commission, it would have contacted the Township by now.
- Mr. Schock noted there was a tape of the Planning Commission meeting and he asked to hear it. He contacted a Board member about the tape and did not receive a response. Mr. Shutt noted that Mr. Schock contacted him about the tape and he informed him he would have to ask for the Board's permission to hear the tape.
- Chairman Beaudet commented the tape belongs to the Planning Commission. David Craig, Chairman of the Planning Commission commented the Solicitor would have to make the decision.
- Solicitor Kauffman noted the agenda states that the tapes are strictly for use by the Secretary in the preparation of the minutes. He noted that if this evening's

minutes merely reflected that Richard Shock came to the podium and expressed concerns that would be appropriate according to law. All the commentary that has gone on does not need to be included in the minutes. Mr. Shock noted he wanted an answer to whether or not he could hear the tape.

- Solicitor Kauffman commented the answer would be no since it is stated on the agenda that the tapes are only for the use of the Secretary in preparation of the minutes.
- Keith Oellig commented that every set of minutes has a period of time in which they are approved and comments are asked about the minutes. Once they are approved, then the comment period is over.
- Mr. Sheth felt the Board of Supervisors and Planning Commission are doing a great job and should not be put to the accusations that are happening. The Planning Commission Secretary would have a difficult time hearing the tape since there are so few microphones available for the members.
- Mr. Schock asked how the comment regarding the tapes got onto the agenda. Mrs. Casey noted she requested the comment regarding taping be put on the agenda years ago and it is recommended procedure by other municipalities that tape meetings.
- Mr. Espenshade noted that as far as he is concerned, the tapes belong to the secretary that is taking the minutes of a meeting. Mr. Schock noted he did not have a problem with personally taping future meetings since it is permitted.
- Mr. Schock asked why the Township Offices were closed on the afternoon of October 26th and asked who made the decision. Chairman Beaudet noted she informed Mr. Schock that the offices were closed since there was a computer glitch; however that was not the reason. The decision to close the office was made by 3 Supervisors outside of an Executive Session. Solicitor Kauffman felt that it was an administrative action and an Executive Session was not necessary. The Board of Supervisors is in charge of the employees and the particulars of the day to day operations is an administrative action.
- Mr. Schock asked if the secretaries were paid. Mr. Espenshade noted that they were paid in full.
- Mr. Schock invited the public to attend the Citizen Actions Group meeting next Thursday at the municipal building.

OTHER BUSINESS FROM THE BOARD

Mr. Marshall asked if an agreement was signed with Light-Heigel for the inspections at Penn National. He has not found any agreement that has been signed. If there was an agreement, it would have been signed during 2005 before he and Mr. Shutt became members of the Board. It was noted if there was an agreement, it would have been voted on at a meeting.

BUSINESS FROM THE PUBLIC

David Craig commented that Mr. Shock noted he had not received a response from a member of the Planning Commission. Mr. Craig noted the request was passed onto him as chair of the Planning Commission. Those questions will be answered.

Cliff Riggs commented that he would like to apply for a rezoning of his property. It was noted he would have to contact Dave Smith, Codes and Zoning, regarding what he would have to do.

Mr. Marshall made a motion to adjourn the meeting. The meeting was adjourned at 9:00 PM.

Respectfully submitted,

Deborah A. Casey

cc: Marie Beudet
David Marshall
Keith Espenshade
George Rish
Thomas Shutt
Myles Kauffman
Curt Cassel

Charles Longreen
Planning Commission
Light-Heigel & Associates
Posted
Zoning Hearing Board
Pickering, Corts & Summerson