

**West Penn Township Board of Supervisors
27 Municipal Road
New Ringgold, PA 17960**

Phone (570)386-4507

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**Regular 10AM Monthly Meeting
Monday, February 21, 2022**

Present at the Meeting

Tony Prudenti – Chairman

Katie Orlick - Secretary

Tim Houser – Supervisor

Paul Datte – Solicitor

Glenn Hummel – Vice Chairman

Mike Begis – ARRO Consulting, Inc.

Karen Wittig – Treasurer

I. General

A. Anthony Prudenti called the meeting to order with the Pledge of Allegiance & Introductions at 10:00AM.

B. Approval of Monthly Bills

Chairman called for a motion to approve our monthly bills. Tim Houser made the motion. Glenn Hummel seconded the motion. All in favor. Motion was carried. 3-0

II. Public Comment on Agenda Items – NONE

III. Land Use - NONE

IV. Old Business

Chairman asked Attorney Datte the status of the Zoning Ordinance & the Comprehensive Plan. Attorney Datte said he will reach out to Urban Research and find out the status.

A. Chairman called for a motion to adopt Resolution # 13 of 2022 and appoint Jones & Company as our CPA to conduct the 2021 Audit for West Penn Township. Tim Houser made the motion. Glenn Hummel seconded the motion. All in favor. Motion was carried. 3-0

B. Municibid Results & Votes

Chairman said the Township put a 1998 Mack Tandem with Tailgate Salt Spreader up for sale on Municibid. The Starting bid was \$2000. The high bid ended at \$19,000. Chairman called for a motion to accept the bid. Glenn Hummel made the motion. Tim Houser seconded the motion. All in favor. Motion was carried. 3-0

The 2013 Ford Taurus Interceptor was up for sale with a starting price of \$500. The high bid ended at \$3700. Chairman called for a motion to accept the bid for the Police car. Glenn Hummel made the motion. Tim Houser seconded the motion. All in favor. Motion was carried. 3-0

C. J.E. Morgan Park Bid Opening

Mike Begis from ARRO Consulting, Inc. said the Township received one bid from Dutchman Contracting, LLC. The total bid Dutchman Contracting submitted was for \$139,391. Glenn Hummel said it is like \$40K over budget. Mike Begis said he has run into this in the past. Mike Begis said you can discuss it and see what can be done in house. Tim Houser asked if we can reject the whole bid and tell the contractor what we want. Attorney Paul Datte said you cannot reject the bid and go back. You can reject certain line items in the bid. Attorney Datte said you can rebid it for specific items as long as those items correspond with the DCNR agreement guidelines. Glenn Hummel asked Attorney Datte if we can hold the prior Engineer liable for not bidding correctly on the pricing to do the buildings. Attorney Datte said a lot has happened in the last two years in the construction industry. Attorney Datte recommends we table voting on the bid. Board agreed to contact DCNR and see if we can get more money because of the pandemic, meet with contractor and talk to Jeremy Fable to see what the Road Department would be

able to do in house. Glenn Hummel feels that the cost difference is way out of line of what the previous Engineer estimated the cost would be and what the actual bid for cost estimate came in at. Glenn Hummel said the bid is \$40K over the grant, where are we going to come up with that? Glenn Hummel for the record our Current Engineer ARRO Consulting, Inc. is not the firm that did the bidding out for this grant. Chairman called for a motion to table the vote for accepting the bid from Dutchman Contracting, LLC. Glenn Hummel made the motion to table the decision on the J.E. Morgan bid opening vote. Tim Houser seconded the motion. All in favor. Motion was carried. 3-0

D. Chairman called for a motion to appoint Karen Wittig as the West Penn Twp. Pension Administrator for Police Pension. Tim Houser made the motion. Glenn Hummel seconded the motion. All in favor. Motion was carried. 3-0

V. New Business

A. Chairman called for a motion to rehire Richton Penn as a West Penn Township part-time police officer. Chairman read a letter from the Chief Bonner requesting their consideration to rehire Richton Penn. The BOS agreed to discuss it in Executive Session.

VI. Business from anyone on the Board - None

VII. Correspondence – None

VIII. Public Comment on General Items

A. Todd Deem – Summer Valley Rd. – asked the Board what he should do if he has water issues. Mr. Deem said his water is brown. Mr. Deem wasn't sure if it was because of Fort Franklin. Glenn Hummel gave him a personal scenario about his well and that he had to put in a filtration system. Attorney Datte said he recommends Mr. Deem submitting a formal concern form and indicate what he thinks the basis is for his issue. The Township would review the concern and the agreement that is in place with the water company. Attorney Datte said there are processes in the agreement for issues that occur. Attorney Datte said when you submit your concern; we will review it and then give you the information that you would need.

B. Randy Miller – St. Peters Rd. – his concern is with the old farm on SR309 & Sunny Rd. Mr. Miller said he feels there is a discrepancy with the property line. Mr. Miller said when he bought the farm it was surveyed by Fidler and a pin was set where the property line was. Mr. Miller said now there is a commercial building put up there which he feels is in Agricultural. Mr. Miller said his land was surveyed. Mr. Miller said he spoke with Colonial and he said the land wasn't surveyed yet. Colonial is the surveyor for the other party. Randy Miller said he had to hire another surveyor to protect himself because Fidler passed away. Mr. Miller said he never got contacted for a Commercial Building being put up over there. Mr. Miller said there was a new well installed. Mr. Miller feels he should have been notified. Randy Miller said he doesn't want to stop someone from making a living but he can't have his living effected by it either. Chairman asked Mr. Miller what can the Board do for him? Chairman said we hired ARRO Consulting, Inc., when someone comes in for a permit they review it and would issue the permits if it met the requirements.

Attorney Datte said the purpose of the letter he sent was primarily to let the property owners know that in a zoning situation like this. When a permit application is filed there isn't a zoning notification that goes out to adjoining property owners. But the Zoning Officer acts based on the information provided in the application because the property owner certifies the information provided is corrected. If the other property owner doesn't believe the building or the use should be there & information varies from what was on the zoning application, you can submit a complaint to the Township. If you feel the building encroaches on the set back line then you would have the right to enforce the zoning issue and submit a concern form for it to be investigated. Randy Miller asked about information for a Solar Farm, a Chicken

House or a Small Processing Plant. Attorney Datte recommended Mr. Miller should contact the Zoning Officer. Chairman stated a property line disputes is a civil matter.

Delroy Haas – had some questions about septic at the J.E. Morgan park.

IX. Executive Session

A. Chairman called for a motion to go into an executive session @ 10:48AM for personnel issues. Tim Houser made the motion. Glenn Hummel seconded the motion. All in favor. Motion was carried. 3-0

Chairman called back the meeting @ 11:20AM; the executive session was for personnel issues.

Chairman called for a motion to rehire Richton Penn as a West Penn Township part-time police officer.

Tim Houser made the motion. Glenn Hummel seconded the motion. All in favor. Motion was carried. 3-0

Chairman called for a motion to amend the Agenda to approve estimates for water treatment at the Police Department & the Municipal Building. Tim Houser made the motion. Glenn Hummel seconded the motion. All in favor. Motion was carried. 3-0

Chairman called for a motion to approve water treatment of iron & sulfur for the police department for \$6735 and not to exceed that amount. Tim Houser asked if the American Rescue Funds will be used to pay for it? Chairman said, yes.

Glenn Hummel made the motion. Tim Houser seconded the motion. All in favor. Motion was carried. 3-0

Chairman called for a motion to approve the water treatment for the Township building for high iron, sulfur and magnesium etc. for \$8550. Chairman said yes to ARP funds being used. Glenn Hummel made the motion. Tim Houser seconded the motion. All in favor. Motion was carried. 3-0

Chairman called for a motion to amend the Agenda to put the 2006 Chevy Colorado on Municibid. Glenn Hummel made the motion. Tim Houser seconded the motion. All in favor. Motion was carried. 3-0

Chairman called for a motion to put the truck on Municibid. Tim Houser made the motion. Glenn Hummel seconded the motion. All in favor. Motion was carried. 3-0

X. Anything Else from the Board - NONE

XI. Adjournment

A. Chairman called for a motion to Adjourn at 11:32AM. Tim Houser made the motion. Glenn Hummel seconded the motion. All in favor. Motion was carried. 3-0

Transcribed By:

Katie Orlick

West Penn Township Secretary