

The Hanover Township Board of Supervisors held their **Annual Reorganization Meeting** on **January 3, 2012** at 7:30 pm at the Municipal Building. Those present were David Duerr-Chairman, Herbert Grubbs-Supervisor, Kevin Lemmi-Supervisor, James Donohue-Vice Chair and Wendy Turrentine-Secretary/Treasurer and Solicitor Lane Turturice.

**Call to Order:**

**Pledge of Allegiance:**

Mr. Grubbs announced that Mr. Winkler resigned and had Ms. Turrentine read his letter of resignation.

-Mr. Winkler stated that he was tired and he has been through a lot for the Township. He also said that he was running out of steam and had not been feeling well as well as that the Board was very close to reaching their goal.

-Mr. Mark read a letter of request that the Board not accept Mr. Winkler's resignation.

-Mr. Mills stated that he thinks Mr. Winkler is a valuable asset to the Township and was of great help to complete the 2010 Audit.

-Mr. Contumelio said that Mr. Winkler is efficient with figures and insurance.

-Mr. Grubbs stated it was up to Mr. Winkler. Mr. Winkler stated that the Board was close to their goal.

-Mr. Duerr stated that because the date of resignation has passed, the vacancy needs to be appointed at this time.

-Mr. Grubbs asked Mr. Turturice to explain the process. Mr. Turturice said that because Mr. Winkler had control of the timeline of his resignation and the date has passed, the resignation can not be rescinded because the vacancy on the Board has already been created effective the date given by Mr. Winkler. The Board now has 30 days to act to appoint someone and if they are not able to do so by consensus or majority, it must go to the Vacancy Board within 15 days. If the Vacancy Board can not make a decision, then one of the supervisors would have to petition the court and a judge would appoint someone. It is not January 3<sup>rd</sup> and Mr. Winkler resigned January 1<sup>st</sup> so there is a vacancy and this is currently a 4 member board.

-Mr. Contumelio asked if the Board could decide. Mr. Turturice stated he was asked to explain the legality of the situation and that is that it is currently a 4 member board. He also said that the Board could appoint Mr. Winkler back.

-Mr. Grubbs requested Mr. Turturice explain the procedure again. Mr. Turturice reiterated that the law states there is a vacancy and that there are only 4 supervisors. He went on to say that the audience is laboring under the assumption that Mr. Winkler's resignation is not effective until the Board accepts it but that is a ministerial act done out of courtesy.

-Mrs. Harper stated that the residents need to respect Mr. Winkler's decision to resign and that they are doing him a disservice by trying to get him to come back on the Board.

-Mr. Grubbs asked Mr. Winkler if he would want back on the Board or not.

-Mr. Winkler said that his opinion changes day to day. He stated that he has put a lot of time in with the budget, doing the audit and the hearing. He went on to say that he does not know but needs support and there is not much incentive to move ahead. He also said that the Township is going to have another labor suit and that he would stay on if the people and the supervisors want him.

-Mr. Mills stated that he knew the Board was going to have to appoint somebody but asked who they would appoint that was as qualified as Mr. Winkler. Mr. Grubbs stated that Mr. Winkler is qualified but he would not have resigned if he had not wanted to.

-Mr. Mark questioned if the appointment could be made at this meeting and Mr. Turturice said yes.

- Mrs. Harper asked if the position needs to be advertised and Mr. Turturice said no. She then asked if this would be done in an executive session and Mr. Grubbs said it has to be done at a public meeting.
- Mr. Donohue asked what the procedure was. Mr. Turturice said that no advertisement was needed and that the vacancy has to be filled within 30 days.
- Mr. Contumelio asked if Mr. Winkler's resignation could be rejected. Mr. Turturice said no because Mr. Winkler dated it and that date had passed.
- Mrs. Lemmi said she means no disrespect, but there is a vacancy on the Board and the audience is putting the Board on the spot to appoint at this meeting and Mr. Grubbs agreed.
- Mr. Winkler stated the new Board needs to find time.
- Mr. Donohue stated that when he ran, Mr. Winkler was a big reason as a leader and he supports bringing him back.
- Mr. Grubbs stated that the Board would reorganize as it currently sat and come back to this issue after the reorganization.

**Reorganization:**

1. Appoint Chairman

**Motion: To Appoint Dave Duerr as Chairman**

Motion: Kevin Lemmi 2<sup>nd</sup>:

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

2. Welcome

3. Appoint Vice Chairman

**Motion: To appoint James Donohue as Vice Chairman**

Motion: Herbert Grubbs 2<sup>nd</sup>:

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

4. Appoint Supervisor in charge of the Road Department for 2012

**Motion: To appoint Dave Duerr as the supervisor in charge of the Road Department for 2012.**

Motion: Herbert Grubbs 2<sup>nd</sup>: Kevin Lemmi

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

5. Appoint Supervisor in charge of the Public Safety Department for 2012

This appointment was skipped until the 5<sup>th</sup> member of the Board is appointed.

6. Appoint Supervisor in charge of the General Office Administration for 2012

**Motion: To appoint Kevin Lemmi as the supervisor in charge of the General Office Administration for 2012.**

Motion: David Duerr 2<sup>nd</sup>: Herbert Grubbs

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

7. Appoint Secretary/Treasurer for 2012

**Motion: To reappoint Wendy Turrentine as Secretary/Treasurer for 2012.**

Motion: Kevin Lemmi                    2<sup>nd</sup>: Herbert Grubbs

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

8. Appoint Supervisor in charge of Grants, Insurance and the Pension Administrator for 2012.

This appointment was skipped until the 5<sup>th</sup> member of the Board is appointed.

9. Appoint Supervisor in charge of CDL & Fleet Management and General Maintenance for 2012.

This appointment was removed from the agenda as each department will be in charge of their own vehicles.

10. Appoint Supervisor to oversee Zoning and Planning for 2012

**Motion: To appoint Herb Grubbs as the supervisor to oversee zoning and planning for 2012.**

Motion: David Duerr                    2<sup>nd</sup>: Kevin Lemmi

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

11. Set the Regular Monthly Meeting for 2012.

**Motion: To set the Regular Monthly Township Meeting for the 3<sup>rd</sup> Thursday of each month at 7:30pm for 2012.**

Motion: Kevin Lemmi                    2<sup>nd</sup>: James Donohue

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

12. Appoint Township Engineer for 2012

**Motion: To reappoint KLH Engineers as the Township Engineer for 2012.**

Motion: Herbert Grubbs                    2<sup>nd</sup>: Kevin Lemmi

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

13. Appoint Zoning Officer for the year 2012.

**Motion: To reappoint Don Patterson as the Zoning Officer for 2012.**

Motion: Herbert Grubbs                    2<sup>nd</sup>: James Donohue

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

14. Appoint Nuisance Abatement Officer for the year 2012

**Motion: To reappoint Bill Michael as the Nuisance Abatement Officer for 2012.**

Motion: Kevin Lemmi                    2<sup>nd</sup>: Herbert Grubbs

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

15. Appoint member to the Zoning Hearing Board for the term to expire 12/31/12 replacing Kevin Lemmi.

This seat will remain open until the Board finds a qualified candidate to fill the vacancy.

16. Appoint member to the Zoning Hearing Board for the term to expire 12/31/14

**Motion: To reappoint James Hall to the Zoning Hearing Board for the term to expire 12/31/14.**

Motion: Herbert Grubbs 2<sup>nd</sup>: James Donohue

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

17. Appoint member to the Sewer Authority Board for a term to expire 12/31/15

The Board asked that anyone interested in the position submit a letter of interest. This seat was not appointed at this meeting.

18. Appoint 2 members to the Planning Commission for a term to expire 12/31/15

**Motion: To reappoint Bill Zickefoose to the Planning Commission for a term to expire 12/31/15.**

Motion: Herbert Grubbs 2<sup>nd</sup>: Kevin Lemmi

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

**Motion: To reappoint Herbert Grubbs to the Planning Commission for a term to expire 12/31/15.**

Motion: Kevin Lemmi 2<sup>nd</sup>: James Donohue

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

19. Appoint 2 members to the Park Board for a term to expire 12/31/14

**Motion: To reappoint Betty Lemmi and Andrea McKindley to Park Board for a term to expire 12/31/14.**

Motion: Herbert Grubbs 2<sup>nd</sup>: James Donohue

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

20. To appoint 3 members to the Building Code Appeals Board for a term to expire 12/31/12

**Motion: To reappoint Ron Faux, Paul Paden and Larry Yocius to the Building Code Appeals Board for a term to expire 12/31/12.**

Motion: Kevin Lemmi 2<sup>nd</sup>: James Donohue

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

21. Appoint EMA Emergency Management Director for the year 2012

**Motion: To reappoint James Donohue as the EMA Emergency Management Coordinator for the year 2012.**

Motion: Herbert Grubbs 2<sup>nd</sup>: Kevin Lemmi

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

22. Appoint member to the Vacancy Board for year 2012

**Motion: To reappoint Shawn Miller to the Vacancy Board for the year 2012.**

Motion: Herbert Grubbs            2<sup>nd</sup>: Kevin Lemmi  
Vote:  
Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes  
**Motion Passed**

23. Authorized bond for the Secretary/Treasurer \$500,000 and the Tax Collector for 30% of Tax Duplicate for 2012.

**Motion: To authorize the bond in the amount of \$500,000 for the Secretary/Treasurer and the bond for the Tax Collector for 30% of the Tax Duplicate for 2012.**

Motion: Herbert Grubbs            2<sup>nd</sup>: James Donohue  
Vote:  
Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes  
**Motion Passed**

24. Appoint Road Foreman for 2012

**Motion: To reappoint Dale Handick as the Road Foreman for 2012.**

Motion: David Duerr            2<sup>nd</sup>: Kevin Lemmi  
Vote:  
Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes  
**Motion Passed**

25. Appoint Assistant Road Foreman for 2012.

**Motion: To reappoint John Delich as the Assistant Road Foreman for 2012.**

Motion: David Duerr            2<sup>nd</sup>: Herbert Grubbs  
Vote:  
Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes  
**Motion Passed**

26. Approve the wages for the Road Department for 2012

**Motion: To approve the following wages for the Road Department for 2012:**

- a. Road Foreman: \$19.21**
- b. Assistant Road Foreman: \$18.94**
- c. Full Time Operator, Truck Driver & Laborer with CDL: \$17.86**
- d. Part Time Operator, Truck Driver & Laborer with CDL: \$17.34**
- e. Pay Overtime wages for any time worked over 40 hours per week**

Motion: Kevin Lemmi            2<sup>nd</sup>: Herbert Grubbs  
Vote:  
Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes  
**Motion Passed**

27. Approve the wage for the Secretary/Treasurer for 2012

**Motion: To set the wage for the Secretary/Treasurer at \$13.50 for 2012.**

Motion: Herbert Grubbs            2<sup>nd</sup>: James Donohue  
Vote:  
Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes  
**Motion Passed**

28. Approve the wages for the Fire Department for 2012

**Motion: To approves the wages for the Fire Maintenance personnel at the Fire Department at \$10.82 for 2012.**

Motion: James Donohue            2<sup>nd</sup>: Kevin Lemmi

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

29. Set pay for Kathleen Hall at \$85 per cleaning.

**Motion: To set the pay for Kathleen Hall at \$85 per cleaning.**

Motion: Kevin Lemmi 2<sup>nd</sup>: James Donohue

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

30. Keep clothing allowance for the Fire Department employees to \$80 for 2012

**Motion: To set the clothing allowance for the Fire Maintenance personnel at \$80 for 2012.**

Motion: James Donohue 2<sup>nd</sup>: Herbert Grubbs

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

31. Authorize payment to the Zoning Hearing Board members and secretary of \$55 for each meeting attended in 2012.

**Motion: To authorize payment to the Zoning Hearing Board members and secretary of \$55 for each meeting attended in 2012.**

Motion: Herbert Grubbs 2<sup>nd</sup>: James Donohue

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

32. Resolution 2012-1 to designate PLGIT as depositor for the state Liquid Fuels for 2012

**Motion: To approve Resolution 2012-1 designating PLGIT as the depositor for the state Liquid Fuels funds for 2012.**

Motion: Herbert Grubbs 2<sup>nd</sup>: Kevin Lemmi

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

33. Resolution 2012-2 to designate PNC Bank as depositor for all other Township funds for 2012

**Motion: To approve Resolution 2012-2 designating PNC Bank as the depositor for all other Township Funds.**

Motion: Kevin Lemmi 2<sup>nd</sup>: Herbert Grubbs

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

34. Appoint Open Records Officer and an alternate for 2012

**Motion: To reappoint Wendy Turrentine as the Open Records Officer and to appoint Kevin Lemmi as the alternate for 2012.**

Motion: Herbert Grubbs 2<sup>nd</sup>: James Donohue

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

35. Authorize the supervisor in charge of the Road Department to issue Road Encroachment Permits for 2012

**Motion: To authorize Dave Duerr to issue Road Encroachment Permits for 2012.**

Motion: Herbert Grubbs 2<sup>nd</sup>: James Donohue

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

36. Authorize mileage of 55.5 cents per mile when secretary of the Zoning Board, Secretary, Road Foreman and Supervisors use their own vehicles for Township Business; per IRS

**Motion: To set the mileage rate as is set by the IRS for the use of an employee or Board member to use their personal vehicle for Township business to be approved on the monthly Bills List.**

Motion: Kevin Lemmi 2<sup>nd</sup>: James Donohue

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

37. Fees; Attached Fee Schedule

**Motion: To approve the Fee Schedule for 2012.**

Motion: Herbert Grubbs 2<sup>nd</sup>: Kevin Lemmi

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

38. Public Officials Insurance Binder

**Motion: To make Huntington Insurance the insurer of record and approve the payment for the Public Officials Insurance in the amount of \$9,679.00.**

Motion: Herbert Grubbs 2<sup>nd</sup>: Kevin Lemmi

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

39. Appoint a delegate and an alternate to the Washington County Tax Collector Commission.

**Motion: To appoint Kevin Lemmi as the delegate to the Washington County Tax Collector Commission and to appoint James Donohue as the alternate.**

Motion: David Duerr 2<sup>nd</sup>: Herbert Grubbs

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

Reorganization of the Board completed

Mr. Duerr, as stated by Mr. Grubbs prior to the reorganization, readdressed the issue of the open seat on the Board. He recommended that this issue be tabled until the next Township meeting.

-Mr. Lemmi suggested advertising the vacancy for letters of interest.

-Mr. Winkler stated that a decent ad in the paper would be helpful to let people know that there is a position open in the Township.

Mr. Donohue asked Mr. Turturice what needed to be done to appoint Mr. Winkler to the vacancy on the Board.

**Motion: To appoint Donald Winkler to fill the unexpired term on the Board of Supervisors created by Donald Winkler.**

Motion: James Donohue            2<sup>nd</sup>: Herbert Grubbs

Vote:

Mr. Duerr-no, Mr. Lemmi-no, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Died Due to Tie Vote**

Mr. Winkler suggested that the ad for the Supervisor position include the seat on the Sewer Authority Board.

**Motion: To advertise for the vacancy on the Board of Supervisors created by Don's absence, the Zoning Hearing Board and the Sewer Authority Board.**

Motion: Kevin Lemmi            2<sup>nd</sup>: David Duerr

Vote:

Mr. Duerr-yes, Mr. Lemmi-yes, Mr. Grubbs-yes, Mr. Donohue-yes

**Motion Passed**

Mr. Winkler asked why the appointment of solicitor was not on the agenda. Mr. Turturice stated he works at the will of the Board.

Several residents made comments regarding the outcome of the vote to appoint Mr. Winkler to the vacancy.

Mr. Winkler stated that the Board has a short time frame to make a big decision. Mr. Lemmi asked him to elaborate and Mr. Winkler said that the sitting members and Mr. Turturice know. Mr. Turturice stated that he knows very little of what has been going except for what Mr. Winkler filled him in on today.

-It was decided that an executive session would be held after the meeting and Mr. Winkler would be invited to participate if he would like to.

**Adjourn 8:58pm**

The Board met with Mr. Winkler in an executive session immediately following the Reorganization Meeting.