

MINUTES OF REGULAR MEETING OF AUGUST 18, 2004

The regular meeting of the Conemaugh Township Board of Supervisors was called to order at 7:06 p.m. on August 18, 2004 by Chairman Calvin Gindlesperger. Board members present were Calvin Gindlesperger, Chairman, Wayne Kauffman, Vice-Chairman, and David Hart, Secretary-/Treasurer. Solicitor James Beener was present.

Pledge to the Flag.

FLOOR OPENED TO PUBLIC COMMENT:

None.

MINUTES:

There was a motion by Mr. Kauffman, seconded by Mr. Hart, to accept the minutes of the regular meeting of July 21, 2004. Roll call vote: Mr. Kauffman - yes, Mr. Hart - yes, Mr. Gindlesperger - yes. Motion carried unanimously.

BILLS:

There was a motion by Mr. Hart, seconded by Mr. Kauffman, to pay the bills for the month of August 2004 in the amount of \$38,362.13 for the General Fund, and \$2,256.86 for the Liquid Fuels Fund, and \$13,495.73 for the Sewer Fund. Roll call vote: Mr. Hart - yes, Mr. Kauffman - yes, and Mr. Gindlesperger - yes. Motion carried unanimously.

POLICE REPORT:

The police report as submitted by OIC Howard Jackson for the month of July 2004 for Conemaugh Township and Benson Borough was read. There was a motion by Mr. Hart, seconded by Mr. Kauffman, to accept the police report for the month of July 2004 for the Township and Benson Borough. Roll call vote: Mr. Hart - yes, Mr. Kauffman - yes, and Mr. Gindlesperger - yes. Motion carried unanimously.

PERSONS TO BE HEARD:

Ken Kozak of Hebda Lane was on the Agenda to speak, but it was noted that he was not present at this time - he had been in earlier.

CORRESPONDENCE:

A letter was received the Jerome Volunteer Fire Company requesting a donation for a fireworks display on September 4, 2004 at the Jerome Fire Hall. It was noted that there was \$250.00 in the Budget for this. There was a motion by Mr. Hart, seconded by Mr. Kauffman, to donate \$250.00

MINUTES OF AUGUST 18, 2004 MEETING CONTINUED.

to the Jerome Volunteer Fire Company for a fireworks display on September 4, 2004 at the Jerome Fire Hall. Roll call vote: Mr. Hart - yes, Mr. Kauffman - yes, and Mr. Gindlesperger - yes. Motion carried unanimously.

OLD BUSINESS:

1. **RESCIND ORDINANCE NO. 653:** There was a motion by Mr. Hart, seconded by Mr. Kauffman, to rescind Ordinance No. 653 concerning the Tire Hill Sewer Project funding. Roll call vote: Mr. Hart - yes, Mr. Gindlesperger - yes, and Mr. Kauffman - yes. Motion carried unanimously.

2. **ORDINANCE NO. 656:** Solicitor Beener stated that Ordinance No. 653 contained the words "general obligation note" and the wording in Ordinance No. 656 was changed to "guaranteed revenue bond". There was a motion by Mr. Kauffman, seconded by Mr. Hart, to adopt Ordinance No. 656 increasing the indebtedness of Conemaugh Township by the issue of a guaranteed revenue bond in the amount of \$7,600,000.00 for construction of the Tire Hill sewage collection and treatment system. Roll call vote: Mr. Kauffman - yes, Mr. Hart - yes, Mr. Gindlesperger - yes. Motion carried unanimously.

NEW BUSINESS:

1. **CONSTRUCTION-ENGINEERING PROPOSAL - TIRE HILL SEWER PROJECT:** Solicitor Beener noted that this was for construction inspection. He had reviewed the proposal and everything was okay. There was a motion by Mr. Hart, seconded by Mr. Kauffman, to accept the construction-engineering proposal for the Tire Hill Sewer Project from The EADS Group. Roll call vote: Mr. Hart - yes, Mr. Kauffman - yes, Mr. Gindlesperger - yes. Motion carried unanimously.

2. **CONSTRUCTION-ENGINEERING PROPOSAL - TIRE HILL SEWER PROJECT:** Solicitor Beener noted that this was for construction inspection as needed since the design was theirs. There was a motion by Mr. Hart, seconded by Mr. Kauffman, to accept the construction-engineering proposal for the Tire Hill Sewer Project from C.S. Davidson, Inc. Roll call vote: Mr. Hart - yes, Mr. Kauffman - yes, and Mr. Gindlesperger - yes. Motion carried unanimously.

3. **RESOLUTION R05-04:** There was a motion by Mr. Hart, seconded by Mr. Kauffman, to adopt Resolution R05-04 authorizing Conemaugh Township to participate in the PACC Automotive and Equipment Contract administered by the City of Harrisburg for the purchase of a 2005 Ford Truck. Roll call vote: Mr. Hart – yes, Mr. Kauffman – yes, and Mr. Gindlesperger – yes. Motion carried unanimously.

4. **RESOLUTION R06-04:** It was noted that the Township's past Workers' Compensation carrier had dropped the Township and this Resolution was needed to obtain a policy from Penn PRIME. There was a motion by Mr. Kauffman, seconded by Mr. Hart, to adopt Resolution R06-04 authorizing Conemaugh Township to participate in the Penn PRIME Workers' Compensation Trust for Workers' Compensation coverage. Roll call vote: Mr. Kauffman - yes, Mr. Hart yes, and Mr. Gindlesperger - yes. Motion carried unanimously.

MINUTES OF AUGUST 18, 2004 MEETING CONTINUED.

5. **STREET LIGHT INSTALLATION:** A petition signed by nine residents was received requesting a streetlight on Fourth Street in Jerome. There was a motion by Mr. Hart, seconded by Mr. Gindlesperger, to approve the installation of a streetlight on pole #36137 on Fourth Street in Jerome. Roll call vote: Mr. Hart - yes, Mr. Gindlesperger - yes, and Mr. Kauffman - yes. Motion carried unanimously.

6. **MINOR SUBDIVISION:** The Conemaugh Township Planning Commission approved this Plan on August 10, 2004. There was a motion by Mr. Kauffman, seconded by Mr. Hart, to approve the subdivision plan for Harold J. & Sue Goughenour, property owner and applicant, to create Parcel A containing approximately 0.03 acre, and Parcel B containing approximately 0.31

acre for conveyance to and merger with adjoining tax map parcel S 12-006-192-00 owned by Rodney L. & Deborah L. Ott, and Parcel C containing approximately 0.26 acre for conveyance to and merger with adjoining tax map parcels S12-027-023-00, with Lot 1 containing approximately 1.16 acre and having an existing residence and septic system thereon. Roll call vote: Mr. Hart - yes, Mr. Kauffman - yes, and Mr. Gindlesperger - yes. Motion carried unanimously.

7. **MINOR SUBDIVISION:** The Conemaugh Township Planning Commission approved this Plan on August 10, 2004. There was a motion by Mr. Hart, seconded by Mr. Kauffman, to approve the subdivision plan for Robert P. & Gladys R. McKee, property owner and applicant, to create property extensions to existing parcels fronting on Dickey Hill Road as follows: Revised Lot 2 containing approximately 0.493 acre for merger with existing Lot 2, yielding resultant 0.895 acre; revised Lot 3 containing approximately 0.495 acre for merger with existing Lot 3, yielding resultant 0.898 acres total; Revised Lot 4 containing approximately 0.461 acre for merger with existing Lot 4, yielding resultant 0.932 acre total; and revised Lot 5 containing approximately 0.469 acre for merger with existing Lot 5, yielding resultant 0.840 acre total. Roll call vote: Mr. Hart - yes, Kauffman - yes, and Mr. Gindlesperger - yes. Motion carried unanimously.

ITEMS FOR DISCUSSION:

1. The Supervisors granted permission for Ron Wanko to shoot firework displays for the Connumach Lions Club on August 16, 2004, and for the Jerome Volunteer Fire Company on September 14, 2004.

2. **Discussion on Indian Valley Development Roads.** Solicitor Beener stated that Mr. Barry Ritko had requested a tax repeal from the Board of Assessment Appeals because he had been paying taxes on a Township road. It was found that he did not qualify according to a statute to have his taxes refunded by the County, Township, and School District. Mr. Ritko was requesting that the Supervisors refund the Township's portion of his taxes, which was estimated between \$600.00 and \$1,000.00 for the past six years. The Supervisors all agreed that this should be done, and directed Solicitor Beener, to obtain the exact amount due prior to payment being made.

3. **Mandatory Water Connection Ordinance.** Solicitor Beener indicated that the Township received a request from the Conemaugh Township Municipal Authority to enact an extremely broad mandatory water tap-in ordinance. The Supervisors directed Solicitor Beener to relate to the CTMA that they felt that mandatory tap-in should be limited to new houses or new owners on an existing line.

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4. **Tire Hill Sewer System Construction Contracts.** Solicitor Beener requested that the Supervisors authorize a Notice of Intent to Award be given to the apparent low bidders for the construction of the Tire Hill Sewer System Project. He noted that this would not let the contracts, but it would inform the low bidders that they were the apparent contractors for the project. The apparent low bidders were as follows: Galway Bay Corp., Church & Murdock Electric, Inc., Marc Services, Inc., Kircon-Breco Service LLC, and Kukurin Contracting, Inc. There was a motion by Mr. Hart, seconded by Mr. Kauffman, to send Notices of Intent to Award to the apparent low bidders for the construction of the Tire Hill Sewer System Project. Roll call vote: Mr. Hart - yes, Mr. Kauffman - yes, and Mr. Gindlesperger - yes. Motion carried unanimously.

5. Solicitor Beener stated that he had copies of invoices from EADS Engineering, and P.C. Rizzo on design work for the sewer project. He recommended holding these invoices until next month.

At this point, Mr. Larry Thomas of 116 Ham Road indicated that it had come to his attention that the Township could buy through the State Piggy Back Program, and that the Township was purchasing an International truck under this program through the City of Harrisburg. Mr. Thomas stated that he works at Tri County Motors and felt that this was taking business out of town. He further stated that he had given Mr. Hart an estimate on the same specifications for this truck and even with the new price increase Tri County Motors out-did the State Contract by \$1,000.00. Mr. Hart noted to Mr. Thomas that when he received a copy of the specifications for this truck, the State Contract prices were on those documents, so it was easy to under quote them. Mr. Hart further indicated that the Supervisors were not purposely taking business out of town, they were just purchasing under the State Contract in order to save time and money on the bidding process-the State already had completed all the work. Solicitor Beener stated to Mr. Thomas that the short of it would be that Mr. Thomas did not like the Piggy Back Program, but he added that municipalities liked it. Solicitor Beener asked Mr. Thomas if he wanted the Township to bid out the next truck purchase. Mr. Thomas stated, yes. Chairman Gindlesperger stated that the next time the Township uses the State Contract, perhaps the Supervisors could ask the locals for a price quote.

Mr. Mardis wanted to know what the Supervisors were doing to have the speed limit reduced on Route 403 near Mardis Wholesale. Mr. Hart stated that he had been in contact with Penn Dot in Somerset regarding this matter and it was in their hands.

ANNOUNCEMENTS:

1. The next regularly scheduled meeting of the Township Supervisors will be held on Wednesday, September 15, 2004 at 7:00 p.m.

ADJOURNMENT:

The meeting was adjourned at 7:36 p.m.

Submitted by,

David A. Hart, Secretary/Treasurer