

MINUTES OF REGULAR MEETING OF NOVEMBER 17, 2004

The regular meeting of the Conemaugh Township Board of Supervisors was called to order at 7:02 p.m. on November 17, 2004 by Chairman Calvin Gindlesperger. Board members present were Calvin Gindlesperger, Chairman, and David Hart, Secretary/Treasurer. Vice-Chairman Wayne Kauffman was absent. Solicitor James Beener was present.

Pledge to the Flag.

FLOOR OPENED TO PUBLIC COMMENT:

Frank Besyk of 323 Marisa Lane, Hollsopple asked if he could talk to the Supervisors after the meeting. The Supervisors agreed.

MINUTES:

There was a motion by Mr. Hart, seconded by Mr. Gindlesperger, to accept the minutes of the regular meeting of October 27, 2004. Roll call vote: Mr. Hart - yes, Mr. Gindlesperger - yes, Mr. Kauffman - absent. Motion carried, two yes, one absent.

BILLS:

There was a motion by Mr. Hart, seconded by Mr. Gindlesperger, to pay the bills for the month of November 2004 in the amount of \$55,191.17 for the General Fund, \$ 1,500.00 for the Liquid Fuels Fund, and \$24,461.40 for the Sewer Fund. Roll call vote: Mr. Hart - yes, Mr. Gindlesperger - yes, and Mr. Kauffman - absent. Motion carried, two yes, one absent.

POLICE REPORT:

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

PERSONS TO BE HEARD:

1. Neil Marisa of 117 Marisa Lane, Hollsopple, asked where the Township was on enforcing the Zoning Ordinances on Marisa Lane. Solicitor Beener stated that two additional notices were sent out since the last meeting, and that further steps would be taken beyond that.

CORRESPONDENCE:

None.

OLD BUSINESS:

None.

NEW BUSINESS:

1. **2005 PROPOSED BUDGET:** There was a motion by Mr. Hart, seconded by Mr. Gindlesperger, to approve the proposed 2005 Budget for Conemaugh Township as follows: General Fund 01 - \$2,120,511; Street Light Fund 02 - \$29,303; Fire Protection Fund 03 - \$80,198; Sewer Fund 08 -\$860,000; and Liquid Fuels Fund 35 - \$250,457. There will be no tax increase or sewage rate increase for 2005. (Real Estate Tax remains at 6 mills.) Roll call vote:

MINUTES OF NOVEMBER 17, 2004 MEETING CONTINUED.

Mr. Hart - yes, Mr. Gindlesperger - yes, Mr. Kauffman – absent. Motion carried, two yes, one absent.

2. **MINOR SUBDIVISION:** The Conemaugh Township Planning Commission, at its meeting of November 9, 2004, approved this plan pending favorable comment from the Somerset County Planning Commission (comment was received 11/17/04). There was a motion by Mr. Hart, seconded by Mr. Gindlesperger, to approve the subdivision plan for Timothy L. & Rosellen B. Lehman, property owner, and Floyd T. & Nancy C. Lehman, applicant, to create Lot No. 2 containing approximately 1.03 acres for the express purpose of merger with adjoining parcel having property tax map #S12-006-018-01 owned by applicant, (all as shown on subdivision plan dated 9/8/04 and bearing owners' notarized signatures dated 11/2/04). Roll call vote: Mr. Hart - yes, Mr. Gindlesperger - yes, and Mr. Kauffman – absent. Motion carried, two yes, one absent.

3. **MINOR SUBDIVISION:** The Conemaugh Township Planning Commission, at its meeting of November 9, 2004, approved this Plan pending favorable comment from the Somerset County Planning Commission (comment was received 11/17/04). There was a motion by Mr. Hart, seconded by Mr. Gindlesperger, to approve the subdivision plan for Bittner Vending, Inc., property owner and applicant, to create Parcel A containing approximately 1.16 acres for the express purpose of merging same with adjacent non-building Parcel B having property tax map #S12-007-069-00 owned by Howard M. Picking III & Adele Picking and Valentine & Harry Dutchyshyn, Sr., (all as shown on subdivision plan dated 10/12/04 and bearing owners' notarized signature dated 11/2/04). Roll call vote: Mr. Hart - yes, Mr. Gindlesperger - yes, and Mr. Kauffman – absent. Motion carried, two yes, one absent.

4. **MINOR SUBDIVISION:** The Conemaugh Township Planning Commission, at its meeting of November 9, 2004, approved this Plan pending favorable comment from the Somerset County Planning Commission (comment was received 11/17/04). There was a motion by Mr. Hart, seconded by Mr. Gindlesperger, to approve the subdivision plan for Charles J. (deceased) & Elizabeth Pudliner, property owner, and Elizabeth Pudliner, applicant, to create Parcel B containing approximately 2.2255 acres for the express purpose of merger with adjoining parcel having property tax map #S12-003-009-02 owned by Barry G. & Mary Ann E. Gates, (all as shown on subdivision plan dated 9/22/04 and bearing owners' notarized signatures dated 11/6/04). Roll call vote: Mr. Hart - yes, Mr. Gindlesperger - yes, and Mr. Kauffman – absent. Motion carried, two yes, one absent

TIRE HILL SEWER PROJECT:

1. **ORDINANCE NO. 658:** Chairman Gindlesperger explained that this ordinance was for a line of credit for the Tire Hill Sanitary Sewer Project in case it was needed until PENNVEST monies came in. There was a motion by Mr. Hart, seconded by Mr. Gindlesperger, to adopt Ordinance No. 658 to incur self-liquidating debt in the maximum principal amount of \$3,000,000.00 with the First Commonwealth Bank, with interest rate capped at 4.09%, and a \$500.00 loan origination fee, for the Tire Hill Sanitary Sewer Project. Roll call vote: Mr. Hart - yes, Mr. Gindlesperger - yes, and Mr. Kauffman – absent. Motion carried, two yes, one absent.

2. **CONTRACT AGREEMENTS:** There was a motion by Mr. Hart, seconded by Mr. Gindlesperger, to approve to execute agreements for each of the five contracts for the Tire Hill Sanitary Sewer Project. Roll call vote: Mr. Hart - yes, Mr. Gindlesperger - yes, and Mr. Kauffman - absent. Motion carried, two yes, one absent.

MINUTES OF NOVEMBER 17, 2004 MEETING CONTINUED.

3. **NOTICE TO PROCEED:** There was a motion by Mr. Hart, seconded by Mr. Gindlesperger, to approve to execute the Notice to Proceed for each of the five contracts for the Tire Hill Sanitary Sewer Project, contingent upon the PENNVEST closing. Roll call vote: Mr. Hart - yes, Mr. Gindlesperger - yes, and Mr. Kauffman - absent. Motion carried, two yes, one absent.

4. **WAIVE TOWNSHIP ROAD PERMITS:** There was a motion by Mr. Hart, seconded by Mr. Gindlesperger, to waive the requirements for the Township Road permits pertaining to the Tire Hill Sanitary Sewer Project. Roll call vote: Mr. Hart - yes, Mr. Gindlesperger - yes, and Mr. Kauffman - absent. Motion carried, two yes, one absent.

5. **MINOR SUBDIVISION:** The Conemaugh Township Planning Commission has scheduled a special meeting on November 18, 2004 to consider approval of these plans pending favorable comment from the Somerset County Planning Commission (comment was received 11/17/04). There was a motion by Mr. Hart, seconded by Mr. Gindlesperger, to approve the subdivision plans for Miller Springs, Inc., property owner, and Conemaugh Township, applicant, (all shown on Miller Springs, Inc. minor subdivision plan consisting of sheets 1 of 2 and 2 of 2, dated 9/28/04 and bearing owner's notarized signature dated 11/4/04), to create three parcels and associated utility easements for conveyance to Conemaugh Township, Somerset County for the Tire Hill Sanitary Sewer Project; the three parcels consisting of: Site 1 – Krings Pump Station, containing approximately 0.068 acres; Site 2 – Greenhouse Pump Station, containing approximately 0.043 acres; and Site 3 – Sewage Treatment Plant, containing approximately 3.136 acres, conditional upon approval by the Conemaugh Township Planning Commission. Roll call vote: Mr. Hart - yes, Mr. Gindlesperger - yes, and Mr. Kauffman - absent. Motion carried, two yes, one absent.

ITEMS FOR DISCUSSION:

None.

ANNOUNCEMENTS:

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

ADJOURNMENT:

There was a motion by Mr. Hart, seconded by Gindlesperger, to adjourn the meeting at 7:15 p.m.

Submitted by,

David A. Hart, Secretary/Treasurer