

MINUTES OF REGULAR MEETING OF MAY 17, 2006

The regular meeting of the Conemaugh Township Board of Supervisors was called to order at 7:05 p.m. on May 17, 2006 by Chairman Calvin Gindlesperger. Board members present were Calvin Gindlesperger, Chairman, Wayne Kauffman, Vice-Chairman, and David Hart, Secretary/Treasurer. Solicitor James Beener arrived at 7:12 p.m.

Pledge to the Flag.

FLOOR OPENED TO PUBLIC COMMENT:

Rick Froehlich of 144 Mitchell Court stated he lived next to the Menoher Swim Club and the barbed wire fence the owner installed. He said the fence was not the issue anymore, but there was an unregistered, un-inspected trailer full of junk parked right against the fence by his residence. There was junk around the trailer also. Mr. Froehlich gave the Supervisors pictures of the situation. He further noted another trailer was parked elsewhere on the property that was also unregistered and not inspected. Mr. Froehlich stated if this trailer near his property line was to be considered a storage shed, then setback requirements should apply. If not, then it should qualify as a motor vehicle and should be regulated under the Junk Ordinance. Mr. Froehlich indicated the Supervisors were welcome on his property to look at the matter. Chairman Gindlesperger stated he would look at the problem.

Merle Saylor of 938 Soap Hollow Road wanted to thank the Supervisors for what they did to keep the water away from his house.

Bob Thomas of 130 Ham Road had various questions he wanted to ask the Supervisors concerning the sewer project, noting he had previously met with Mr. Hart and Mr. Kauffman. He stated he had sent a certified letter regarding Phase II of the Tire Hill Sanitary Sewer Project and received no reply, and after the meeting with Mr. Hart and Mr. Kauffman, he still had no reply. Mr. Thomas wanted to discuss the sewer lines going through his shopping center in Benscreek and the rights-of-way involved. Mr. Faas of The EADS Group said he would meet with Mr. Thomas to go over this. Mr. Thomas continued on to complain about the engineering on this project. Chairman Gindlesperger noted the engineering was not done by this group here, and Mr. Thomas understood that. Mr. Thomas wanted to know when tap-ins would be allowed. Mr. Hart informed him that possibly by the end of next week the plant would be working and then residents would have 60 days to tap-in. Mr. Thomas asked if it was true the residents were going to have to replace the pipes in the floors of their houses. Chairman Gindlesperger answered that pressure tests would be conducted and if they failed, the pipes would have to be replaced. This would keep the operating costs down. Mr. Thomas stated most people could not afford this. Mr. Hart noted this was in compliance with the Act 537 Plan. Mr. Thomas asked how he would find out the depth of his sewer tap. Mr. Faas stated there were information sheets for this, which was part of the connection process, indicating Mr. Thomas would be receiving a letter soon listing all stipulations for the tap-ins. Mr. Thomas asked if both sewer and water lines could be placed in the same ditch. Mr. Faas answered, yes, but there were regulations. Mr. Thomas requested a meeting be set up with all three Supervisors and the engineers regarding Phase II of the Tire Hill Sanitary Sewer Project. The Supervisors stated this could be done.

MINUTES:

There was a motion by Mr. Hart, seconded by Mr. Kauffman, to accept the minutes of the regular meeting of April 19, 2006. Roll call vote: Mr. Hart – yes, Mr. Kauffman – yes, and Mr. Gindlesperger – yes. Motion carried unanimously.

MINUTES OF MAY 17, 2006 MEETING CONTINUED.

BILLS:

There was a motion by Mr. Kauffman, seconded by Mr. Hart, to pay the bills for the month of May 2006 in the amount of \$191,459.01 for the General Fund, \$65,857.21 for the Liquid Fuels Fund, and \$107,552.52 for the Sewer Fund. Roll call vote: Mr. Kauffman – yes, Mr. Hart – yes, and Mr. Gindlesperger – yes. Motion carried unanimously.

POLICE REPORT:

The police reports as submitted by Chief Howard Jackson for the month of April 2006 for Conemaugh Township and Benson Borough were read. There was a motion by Mr. Hart, seconded by Mr. Kauffman, to accept the police reports for the month of April 2006 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:

None.

CORRESPONDENCE:

Letter from Conemaugh Township Area Historical Society requesting a donation of \$1,000.00 from the Supervisors. Chairman Gindlesperger stated this was in the budget. There was a motion by Mr. Kauffman, seconded by Mr. Hart, to donate \$1,000.00 to the Conemaugh Township Area Historical Society, as budgeted. Roll call vote: Mr. Kauffman – yes, Mr. Hart – yes, and Mr. Gindlesperger – yes. Motion carried unanimously.

OLD BUSINESS:

Chairman Gindlesperger read a response received from PennDOT in regard to a letter sent by the Supervisors on behalf of Lou Huber who wanted something done about the stream erosion along Soap Hollow Road. PennDOT stated due to fiscal constraints, they would take this issue up with resource agencies looking for a reasonable solution to this situation.

NEW BUSINESS:

1. **OPEN BIDS FOR 2006 PETROLEUM PRODUCTS:** Chairman Gindlesperger opened the only bid received, which was from William G. Satterlee & Sons, Inc. who bid the following:

Unleaded Regular Gasoline - Rack price as of 4/25/06 – 2.2815 + delivery - .1105 = 2.3920/gal.

Diesel Fuel – Rack price as of 4/25/06 – 2.2296 + delivery - .1035 = 2.3331/gal.

#2 Heating Oil – Rack price as of 4/25/06 – 2.0556 + delivery - .1015 = 2.1571/gal.

There was a motion by Mr. Hart, seconded by Mr. Kauffman, to accept the bid for the 2006 petroleum products from William G. Satterlee & Sons, Inc. as presented. Roll call vote: Mr. Hart – yes, Mr. Kauffman – yes, and Mr. Gindlesperger – yes. Motion carried unanimously.

2. **AWARD BIDS FOR 2006 ROAD MATERIALS:** There was a motion by Mr. Hart, seconded by Mr. Kauffman, to award the following bids:

Road Materials (Delivered) to New Enterprise Stone & Lime for:

#8 Limestone (or) Anti-Skid Limestone Equivalent – 12.90/ton

#57 Stone – Limestone Only – 12.65/ton

2A Stone – Limestone Only – 11.15/ton

2RC Stone – Limestone Only – 10.90/ton

MINUTES OF MAY 17, 2006 MEETING CONTINUED.

Road Materials (Delivered) to Homer R. Sleek & Sons for:

Type 2 Slag – Anti-Skid – Limestone Only – 11.10/ton

Road Salt – 59.00/ton

Road Paving/Sealing Materials (FOB at Plant) to New Enterprise Stone & Lime for:

ID-2 Wearing Course or 9.5 mm – 40.50/ton

BC-BC Base Course or 25 mm – 34.85/ton

Cold Patch (FOB at Plant) to HRI, Inc. – 44.00/ton

Roll call vote: Mr. Hart – yes, Mr. Kauffman – yes, and Mr. Gindlesperger – yes. Motion carried unanimously.

3. **CTMA AMENDMENT TO ARTICLES OF INCORP:** The Conemaugh Township Municipal Authority was requesting the Supervisors approve the proposed amendment to its Articles of Incorporation to change the language outlining the qualifications for its members. Solicitor Beener noted that the Board would remain the same size; the amendment basically clarifies residency requirements. The Supervisors decided to table this for one month.

4. **CONEMAUGH TWP. FIRE CO. BUILDING PERMIT:** There was a motion by Mr. Kauffman, seconded by Mr. Hart, to extend the building permit for the Conemaugh Township Fire Company. Roll call vote: Mr. Kauffman – yes, Mr. Hart – yes, and Mr. Gindlesperger – yes. Motion carried unanimously.

5. **MINOR SUBDIVISION:** The Conemaugh Township Planning Commission approved this subdivision plan on May 9, 2006. There was a motion by Mr. Kauffman, seconded by Mr. Hart, to approve the subdivision plan for Greater Johnstown Water Authority, applicant, (Dorsey & Joyce Thomas, owners), to create Lot No.1 containing approximately 1.185 acres including driveway from the parent parcel S12-006-014-00, all as shown on Thomas Subdivision Plan dated 2/11/06 prepared by Gibson Thomas Engineering Company and sealed by Robin L. Kearns, P.L.S.; Lot No. 1 is to be the site of potable water storage tanks to serve CTMA systems. Roll call vote: Mr. Kauffman – yes, Mr. Hart – yes, and Mr. Gindlesperger – yes. Motion carried unanimously.

6. **MINOR SUBDIVISION:** The Conemaugh Township Planning Commission approved this subdivision plan on May 9, 2006. There was a motion by Mr. Hart, seconded by Mr. Kauffman, to approve the subdivision plan for Brian C. Kelly, P.L.S., applicant on behalf of John & Eleanor Weaver, owners, to reduce the size of Lot No. 1 to 1.997 acres by the submission of this Revised Subdivision Plan as prepared by Inspection Engineers and sealed by Brian C. Kelly, P.L.S.; the plan approved at the February 14, 2006 meeting had shown the size of Lot No. 1 as being 4.132 acres. 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 subdivision plan on May 9, 2006 conditionally upon receipt of written approval of the plan by the attorney for Fun City Kidsport, Inc. There was a motion by Mr. Hart, seconded by Mr. Kauffman, to approve the subdivision plan for Ideal Volunteer Fire Company, applicant, (Fun City Kidsport, Inc., owner), as surveyed by Randolph L. Cortese, P.L.S., to create a lot containing approximately 0.8 acres from parent parcel S12-036-035-00 for conveyance to the Ideal Fire Company, contingent upon receipt of written approval of the plan by the attorney for Fun City Kidsport, Inc. Roll call vote: Mr. Hart – yes, Mr. Kauffman – yes, and Mr. Gindlesperger – yes. Motion carried unanimously.

MINUTES OF MAY 17, 2006 MEETING CONTINUED.

8. **MINOR SUBDIVISION:** The Conemaugh Township Planning Commission approved this subdivision plan on May 9, 2006. There was a motion by Mr. Hart, seconded by Mr. Kauffman, to approve the subdivision plan for the Conemaugh Township Area Historical Society, applicant, as surveyed by Randolph L. Cortese, P.L.S., to change the property boundary between parcels S12-079-028-00 and S12-078-041-00 so that 3028.13 square feet of parcel S12-079-028-00 is conveyed and merged with parcel S12-078-041-00. Roll call vote: Mr. Hart – yes, Mr. Kauffman – yes, and Mr. Gindlesperger – yes. Motion carried unanimously.

TIRE HILL SEWER PROJECT:

1. **PENNVEST PAY REQUEST #17:** There was a motion by Mr. Kauffman, seconded by Mr. Hart, to approve PennVest pay request #17 in the amount of \$0.00; this request includes \$226,431.18 contributed to the required \$700,000.00 Local Share. (As of pay request #17, the Township has contributed a total of \$676,939.00 to this project.) Roll call vote: Mr. Kauffman – yes, Mr. Hart – yes, and Mr. Gindlesperger – yes. Motion carried unanimously.

2. **SEWER DEPARTMENT RULES & REGULATIONS:** There was a motion by Mr. Hart, seconded by Mr. Kauffman, to approve the Conemaugh Township Sanitary Sewer Department Rules and Regulations. Roll call vote: Mr. Hart – yes, Mr. Kauffman – yes, and Mr. Gindlesperger – yes. Motion carried unanimously.

3. **UPDATE SEWER PROJECT:** Ben Faas of The EADS Group stated the work at the plant had slowed down. Contract #1 – General: Galway Bay - STP start-up and training was complete, and the contractor was completing punch list items. Contract #2 – Electrical: Church & Murdock – Final generator and effluent flow meter start-up was scheduled for May 24, 2006. Contract #3 – HVAC: Marc Service – Basically complete. Contract #4 – Plumbing: Kircon-Breco – 100% complete, but the As-builts had not been provided. Mr. Faas requested a motion to approve the Substantial Completion Certificate for Contract #4.

There was a motion by Mr. Hart, seconded by Mr. Kauffman, to approve the Substantial Completion Certificate for Contract #4 for all work, except As-builts. Roll call vote: Mr. Hart – yes, Mr. Kauffman – yes, and Mr. Gindlesperger – yes. Motion carried unanimously.

Contract #5 – Sewer lines – The restoration crew had been held up due to the rain, but were working on other items.

At this point, the Supervisors went into an Executive Session at 7:45 p.m. to discuss personnel matters. They returned at 8:05 p.m.

ITEMS FOR DISCUSSION:

None.

ANNOUNCEMENTS:

1. The next regularly scheduled meeting of the Township Supervisors will be held on Wednesday, June 21, 2006 at 7:00 p.m.

ADJOURNMENT:

There was a motion by Mr. Kauffman, seconded by Mr. Hart, to adjourn the meeting at 8:06 p.m.

Submitted by,

David A. Hart, Secretary/Treasurer