

## **MINUTES OF REGULAR MEETING OF FEBRUARY 28, 2007**

(An advertised public hearing regarding an amendment to the zoning map was held at 7:00 p.m. prior to the start of the regular meeting.)

The regular meeting of the Conemaugh Township Board of Supervisors was called to order at 7:50 p.m. on February 28, 2007 by Vice-Chairman Wayne Kauffman. Board members present were Wayne Kauffman, Vice-Chairman, and David Hart, Secretary/ Treasurer. Chairman Calvin Gindlesperger was absent. Solicitor James Beener was present.

Pledge to the Flag.

### **FLOOR OPENED TO PUBLIC COMMENT:**

**Roy Blough** of Moonlight Park Road wanted to know the status of the installation of the streetlights along Moonlight Park Road. Mr. Hart said he would contact Penelec tomorrow to find out when those lights would be installed.

**Tom Griffin** of Tire Hill Road, owner of Tire Hill Sporting & Train, was concerned about the water running out of the pipe on Catherine Street. He stated that when the water was high, it hit the corner of his building, washing away his footer. Mr. Griffin requested the Supervisors extend this pipe on past his building to alleviate this problem. Mr. Kauffman noted that the Township did grade this area in the past to help with the situation. Mr. Griffin stated that did help, but he was concerned about when the water was high. Mr. Hart and Mr. Kauffman told Mr. Griffin they would be at his building tomorrow morning to review the situation.

### **MINUTES:**

There was a motion by Mr. Hart, seconded by Mr. Kauffman, to accept the minutes of the regular meeting of January 17, 2007. Roll call vote: Mr. Hart – yes, Mr. Kauffman – yes, and Mr. Gindlesperger – absent. Motion carried, one absent.

### **BILLS:**

There was a motion by Mr. Kauffman, seconded by Mr. Hart, to pay the bills for the month of February 2007 in the amount of \$132,553.93 for the General Fund, \$20,349.31 for the Liquid Fuels Fund, and \$93,274.64 for the Sewer Fund. Roll call vote: Mr. Kauffman – yes, Mr. Hart – yes, and Mr. Gindlesperger – absent. Motion carried, one absent.

### **POLICE REPORTS:**

The police reports as submitted by Chief Howard Jackson for the month of January 2007 for Conemaugh Township, Benson Borough, Stoystown Borough, and Quemahoning Township were read. There was a motion by Mr. Hart, seconded by Mr. Kauffman, to accept the police reports as read for the month of January 2007. Roll call vote: Mr. Hart – yes, Mr. Kauffman – yes, and Mr. Gindlesperger – absent. Motion carried, one absent.

### **PERSONS TO BE HEARD:**

None.

### **CORRESPONDENCE:**

None.

### **OLD BUSINESS:**

None.

## **MINUTES OF FEBRUARY 28, 2007 MEETING CONTINUED.**

### **NEW BUSINESS:**

1. **ORDINANCE NO. 663:** There was a motion by Mr. Hart, seconded by Mr. Kauffman, to table the adoption of Ordinance No. 663 which would amend the Conemaugh Township Zoning Map to create a Neighborhood Commercial (C-N) Zoning District in the Northern Part of the Village of Tire Hill. Roll call vote: Mr. Hart – yes, Mr. Kauffman – yes, and Mr. Gindlesperger – absent. Motion carried, one absent.
2. **2007 CDBG ENTITLEMENT APPLICATION COOPERATION AGREEMENT:** There was a motion by Mr. Hart, seconded by Mr. Kauffman, to authorize signing the Cooperation Agreement between the County of Somerset, Conemaugh Township Supervisors, and the Redevelopment Authority of Somerset County for the Township's 2007 CDBG Entitlement. Roll call vote: Mr. Hart – yes, Mr. Kauffman – yes, and Mr. Gindlesperger – absent. Motion carried, one absent.
3. **AMENDED OPEN RECORDS POLICY:** There was a motion by Mr. Hart, seconded by Mr. Kauffman, to adopt an amended Open Records Policy, originally adopted November 20, 2002. Roll call vote: Mr. Hart – yes, Mr. Kauffman – yes, and Mr. Gindlesperger – absent. Motion carried, one absent.
4. **SALE OF 2000 FORD EXPLORER:** There was a motion by Mr. Kauffman, seconded by Mr. Hart, to advertise for bids for the sale of the 2000 Ford Explorer, to be sold as-is. Roll call vote: Mr. Kauffman – yes, Mr. Hart – yes, and Mr. Gindlesperger – absent. Motion carried, one absent.
5. **CONEMAUGH TOWNSHIP YOUTH LEAGUE:** There was a motion by Mr. Kauffman, seconded by Mr. Hart, to grant permission to the Conemaugh Township Youth League to use the facilities at the Hollsopple ball field for the 2007 baseball season upon their written request. Roll call vote: Mr. Kauffman – yes, Mr. Hart – yes, and Mr. Gindlesperger – absent. Motion carried, one absent.
6. **MINOR SUBDIVISION:** The Conemaugh Township Planning Commission approved the request for Planning Exemption and Non-Building Declaration, as submitted and approved by Conemaugh Township's Sewage Enforcement Officer, on 2/20/07; and approved the subdivision plan that same date, pending receipt of favorable comment from the Somerset County Planning Commission. Favorable comment was received 2/27/07. There was a motion by Mr. Hart, seconded by Mr. Kauffman, to approve the Planning Exemption and Non-Building Declaration, and the subdivision plan for J. Lucille Cable, property owner, and Gloria Holder, P.O.A. for J. Lucille Cable, applicant, to create Lot 5 containing approximately 2.45 acres and having an existing dwelling and on-lot septic system thereon; the residue containing approximately 13.65 acres of undeveloped land shall be a non-building lot; all aforesaid being shown on the "Final Plan/Minor Subdivision for J. Lucille Cable" bearing surveyor's seal date 2/7/07. Roll call vote: Mr. Hart – yes, Mr. Kauffman – yes, and Mr. Gindlesperger – absent. Motion carried, one absent.

### **TIRE HILL SEWER PROJECT:**

1. **UPDATE SEWER PROJECT:** Josh Kalp of The EADS Group reported that DEP had to perform a final inspection of the Tire Hill Sewer Project prior to the release of the remaining PENNVEST funds. Numerous requests have been made to DEP to schedule this final

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inspection. To-date 321 connections have been made to the new sewer system; there will be a total of 385 new customer connections. Mr. Kalp noted he had provided a list of those not connected. All permits have been received for the Phase II – Benscreek Sewer Project. The rights-of-way were being finalized for that project. The PENNVEST funding application for the Benscreek Sewer Project was submitted on November 29, 2006, and would be considered at their April 17, 2007 board meeting.

### **ITEMS FOR DISCUSSION:**

1. **MAY/LINDSTROM PROPERTY (MAPLE RIDGE SEWER UPGRADE PROJECT):** Solicitor Beener stated this property was part of the proposed Maple Ridge Sewer Project and he originally was planning to recommend condemnation of the property, but he had discovered this property may be available through the Somerset County Tax Claim Bureau. Therefore, he was requesting authorization from the Supervisors to make an offer on this property to the Tax Claim Bureau in an amount not to exceed \$900.00. There was a motion by Mr. Hart, seconded by Mr. Kauffman, to authorize Solicitor Beener to make an offer not to exceed \$900.00 to the Somerset County Tax Claim Bureau for the purchase of the May/Lindstrom property for the Maple Ridge Sewer Project. Roll call vote: Mr. Hart – yes, Mr. Kauffman – yes, and Mr. Gindlesperger – absent. Motion carried, one absent.

2. **MOCK PROPERTY CASE:** Solicitor Beener stated there was a court order entered in November 2006 in which Mr. Mock was given time to complete the work necessary on his property. He made some significant progress, but did not complete it. Solicitor Beener was in court on this matter last week, and the court authorized Mr. Mock for a final deadline of April 21, 2007 to complete everything with a court order.

3. **MARISA/BESYK ZONING APPEAL:** Solicitor Beener stated last week the court accepted the Marisa/Besyk zoning appeal for determination by the court, therefore that matter was now in the hands of the court for review and decision.

### **ANNOUNCEMENTS:**

1. The next regularly scheduled meeting of the Township Supervisors would be held on Wednesday, March 21, 2007 at 7:00 p.m.

### **ADJOURNMENT:**

There was a motion by Mr. Hart, seconded by Mr. Kauffman, to adjourn the meeting at 8:08 p.m.

Submitted by,

David A. Hart, Secretary/Treasurer