

BLAIR TOWNSHIP BOARD OF SUPERVISORS
375 CEDARCREST DRIVE
DUNCANSVILLE, PA 16635

MINUTES OF THE MONTHLY MEETING OF NOVEMBER 13, 2018

Chairman Edward Silvetti called the meeting to order at 7:00 p.m. and led the assembly in the salute to the flag.

In attendance were: Chairman Silvetti and Supervisor Palmer Brown; Secretary/Treasurer, Betty Robertson; Chief of Police, Roger White; Building Code and Ordinance Enforcement Officer, Donald Ott; Highway Foreman, John Reed; Chris Dutrow, PE of Stiffler, McGraw & Associates; and Solicitor Michael Rouch. Supervisor Amigh was unable to attend this evening's meeting.

Chairman Silvetti announced: "Public comment is both welcomed and invited. Any persons wishing to speak on an agenda item or during the public comment period may be limited to five minutes per person." Attendees were also asked to silence their cell phones.

Chairman Silvetti announced that there would be a brief Executive Session following tonight's business meeting to discuss a personnel issue.

Chief of Police Roger White announced that congratulations were in order for **Patrol Officer Ben Shanholtz**. He has once again received the Blair County Drug and Alcohol Partnerships Annual **Top Gun Award**. This award was presented for Driving While Impaired (DWI) enforcement for the 2017-2018 enforcement year. This is the **second consecutive year** for Officer Shanholtz to receive the award for the Small Department Category. The award recognizes police officers in Blair County who have made an outstanding effort to enforce Pennsylvania's driving while impaired statutes. Chairman Silvetti and Supervisor Brown extended thanks to Patrol Officer Shanholtz for his dedication and hard work, requesting Chief White relay their gratitude to Officer Shanholtz.

Supervisor Brown made a motion to approve the minutes of the Monthly Business Meeting of October 09, 2018. Chairman Silvetti seconded the motion. The motion passed with two yes votes.

Disbursements for the month of October were reviewed. Secretary-Treasurer Robertson presented as follows: Payroll totaled \$32,435.86; General Fund disbursements and payroll liabilities for the month of October totaled \$257,893.96; Liquid Fuels disbursements of \$33,213.00; Capital Reserve disbursements of \$91,083.43 and Local Services Tax disbursements of \$2,005.83. Chairman Silvetti made a motion to approve total disbursements in the amount of \$416,632.08. Supervisor Brown seconded the motion. The motion to approve the total disbursements in the amount of \$416,632.08 passed with two yes votes.

Chairman Silvetti made a motion to approve the Treasury Balance for October 2018 as \$886,512.99. Supervisor Brown seconded the motion. The motion passed with two yes votes.

Supervisor Brown made a motion to approve the “Specific Service Investment Account Funds” Treasury Balance for October 2018 as \$117,952.19. Chairman Silvetti seconded the motion. The motion passed with two yes votes.

Chairman Silvetti then announced that anyone wishing to address the Board of Supervisors may now do so. No public comment was offered.

A discussion took place with reference to outstanding **Stormwater Issues**.

Walter Tomassetti of 736 Brentwood Drive addressed the Board of Supervisors. He referenced the storm event of August 3rd, commenting on the two holes on his property where underground stormwater pipes have separated. He noted this is outside of the Township Right of Way and that he is more than willing to grant an easement for the Township to enter his property to address the issue. He referenced a letter that he received from the Township stating the Township is not responsible for repairs outside of the Township Right of Way. He noted that there must be a way to mitigate this issue, stating that his true concern is the safety of the neighborhood kids who frequent the area.

Chairman Silvetti commented that he is unclear as to exactly **where and under what circumstances the Township is responsible for storm water runoff**, especially when the infrastructure is not dedicated to the Township. The question is whether the Township or the land owners are responsible for the storm water infrastructure maintenance. He noted that the stormwater from Quince Court, as well as Brentwood meets at the Tomassetti property. He questioned where the Township’s responsibility ends, and homeowner responsibility begins. Supervisor Brown commented that the referenced infrastructure was incorrectly installed, and the Township has repaired it before. He also noted that there are many underground pipes and utilities located in that specific area. Chris Dutrow mentioned a procedure to slip-line a pipe, going through the pipe as opposed to excavating it. Tim McGaw offered the Authority’s assistance with a TV inspection to look for obstructions. Mr. Tomassetti requested that the Township place a plate over the area to protect kids from falling in. It was agreed that plywood be placed as a temporary fix. Mr. Tomassetti offered to obtain neighboring land owners’ consent.

Chairman Silvetti noted that he considers a study of the upper Penn Farms Development stormwater issues as outside the scope of the Township’s Engineering standard contract with Stiffler-McGraw. Accordingly, he requested of and has received a stand-alone proposal for Gary Wisor of Stiffler & McGraw for engineering consulting services for the upper Penn Farms Development. This specific area lacks stormwater infrastructure, leading to numerous issues. The proposal includes a Field View, Office Evaluation and Concept Sketches. The services are proposed on a time and material basis for the estimated cost of \$6,500.00. The proposal requires a majority vote, Chairman Silvetti requested that the proposal be reviewed and considered at the December Board Meeting. Supervisor Brown agreed.

Chairman Silvetti made a motion to **approve** entering into the **new five-year Agreement** as a member municipality of the **Intergovernmental Stormwater Committee (ISC)**, pending receipt of the final Agreement. He noted the current Agreement iteration as prepared by Larry Clapper

and presented at the October Blair Twp. Supervisors Meeting has not changed, but he is awaiting the final draft (that would incorporate any comments from ISC members' solicitors) for action at the December Blair Twp. Supervisors board meeting. Supervisor Brown seconded the motion. The motion passed with a unanimous vote.

Chris Dutrow addressed the **O'Reilly Auto Parts Subdivision**, as submitted by David K. Hines of Control Point Associates, Inc. A revised plan is pending and anticipated for action at the December meeting.

Chairman Silvetti made a motion to **table** the **O'Reilly Auto Parts Subdivision Plan**. Supervisor Brown seconded the motion. The motion to table passed with two yes votes.

The **O'Reilly Preliminary Land Development Plan** was discussed. A waiver is requested for the internal parking lot landscaping requirement. Chairman Silvetti made a motion to **approve** the **internal parking lot landscaping waiver** as requested. Supervisor Brown seconded the motion. The motion passed with two yes votes.

Supervisor Brown made a motion to table the O'Reilly Preliminary Land Development plan, noting that the land development plan cannot be approved until the subdivision is approved. Chairman Silvetti seconded the motion. The motion to **table** the **O'Reilly Preliminary Land Development Plan** passed with two yes votes. The municipal review period will end on February 15, 2019.

Chairman Silvetti made a motion to **table** the **Barneywood Subdivision Plan** because no new (required) information has been received. Supervisor Brown seconded the motion. The motion to **table** the **Barneywood Subdivision Plan** passed with two yes votes. The municipal review period will end on December 11, 2018.

The **Carpenters Building Addition Land Development Plan**, represented by Ben Piper of Keller Engineers was discussed. The developer is requesting a waiver to the rain garden fencing requirement, Chris Dutrow confirmed the request does meet the waiver qualifications. The excess parking area is needed for additional parking when semi-annual training is in session. The parking area is on a separate tax parcel, but it was agreed that a legal agreement would suffice as opposed to a lot merger. The required provision for financial security in the amount of \$187,399.85 also remains outstanding.

Chairman Silvetti made a motion to approve **waiving** the **rain garden fencing** requirement. Supervisor Brown seconded the motion. The motion passed with two yes votes.

Chris Dutrow commented that the **Stormwater Management Ordinance** requires submission of an **Operation and Maintenance Agreement**. Solicitor Rutch will look at sister townships to see if appropriate enforcement is only addressed as a civil complaint. Chairman Silvetti reaffirmed the need to have a storm water management checkbox added to the building permit application, not as a prerequisite, but rather as a suspense item that could ensure compliance.

Solicitor Rutch will draft the **Parking Agreement** as well as the **Operation and Maintenance Agreement** for the Carpenter's Building Addition Land Development Plan.

Supervisor Brown made a motion to approve the **95-day extension** as granted by the Carpenter's Building Addition Land Development Plan. Chairman Silveti seconded the motion. The motion to approve the 95-day Extension passed with two yes votes.

Chairman Silveti made a motion to **table the Carpenter's Building Addition Land Development Plan**. Supervisor Brown seconded the motion. The motion to table the plan passed with two yes votes.

Chris Dutrow introduced the **Nyanko & Raley Side Lot Addition**, as submitted by Todd Beiswenger of Young and Associates. This is a simple side lot addition with no building planned.

Chairman Silveti made a motion to approve **waiving** both the **plan scale** requirement and the **contour line** requirement. Supervisor Brown seconded the motion. The motion passed with two yes votes.

The Blair County Planning Commission review is complete; however, the review letter has not been received to date due to an outstanding BCPC review fee payment. Supervisor Brown made a motion to **approve the Nyanko & Raley Side Lot Addition pending receipt of the Blair County Planning Commission review letter**. Chairman Silveti seconded the motion. The motion passed with two yes votes.

Chris Dutrow introduced the **Van Kleunen Lot Merger** as submitted by Andy Ebersole of Keller Engineers. The Van Kleunens own two adjoining parcels and wish to merge them. No construction is planned.

Chairman Silveti made a motion to approve **waiving** the **contour line** requirement. Supervisor Brown seconded the motion. The motion passed with two yes votes.

Supervisor Brown made a motion to approve the non-build submission. Chairman Silveti seconded the motion. The motion passed with two yes votes.

Chairman Silveti made a motion to **approve the Van Kleunen Lot Merger Plan**. Supervisor Brown seconded the motion. The motion to approve the plan passed with two yes votes.

With regards to the Snare development, Chris Dutrow explained the relationship between the PA DOT **Highway Occupancy Permit** and the **Drainage Highway Occupancy Permit** as requested by **PA DOT**. The permit, as required by PA DOT, places long-term responsibility on for the **Snare storm water** drainage on North Juniata Street. Solicitor Rouch will prepare an Agreement which would subrogate this responsibility and instead hold the property owner responsible. Chairman Silveti made a motion to table the Township/Snare Agreement pending Solicitor Rouch' preparing the Agreement for review and approval. Supervisor Brown seconded the motion. The motion passed with two yes votes.

Chairman Silveti summarized the **2017 Excess Interest Award(s) as received from PMRS**. The Blair Township Police Department PMRS plan was awarded \$23,083 in excess interest. The Non-Uniformed Employees Plan was awarded \$9,508 in excess interest. It was determined by the Supervisors in 2015 that eligible excess interest awards would be divided equally between the Municipal Account and the Active employees' accounts. The Police Plan is fully funded. Accordingly, this excess interest may be distributed in accordance with the Board's determination, as noted above. The Non-Uniformed Account is not fully funded, so by law the excess interest must accrue to Municipal (Employer) Account.

Chairman Silveti made a motion to approve **Resolution No. 2018-09** for the Police Pension Plan, providing for the distribution of Excess Interest, when awarded and eligible for distribution, and as

indicated on the Work Sheet. Supervisor Brown seconded the motion. The motion to **approve Resolution Numbers 2018-09** passed with two yes votes.

Chairman Silveti made a motion to approve **Resolution No. 2018-10** for the Non-Uniform Pension Plan, providing for the distribution of Excess Interest, when awarded and eligible for distribution and as indicated on the attached Work Sheet. Supervisor Brown seconded the motion. The motion to approve Resolution Numbers 2018-10 passed with two yes votes.

Chairman Silveti then introduced and made a motion to **approve adopting** the (PMRS) **Non-Uniformed Plan** Restatement, as presented. Supervisor Brown seconded the motion. The motion passed with two yes votes.

Chairman Silveti then introduced and made a motion to **approve adopting** the (PMRS) **Police Plan** Restatement, as presented. Supervisor Brown seconded the motion. The motion passed with two yes votes.

Chairman Silveti commented that he has reviewed the file in reference to the **Pleasant View Phase 2** Sidewalk issue, reminding the assembly of Dr. Peter's Barton's request to have sidewalk installed on the southside of Ted's Way as approved on the Pleasant View Phase 2 plan. The purpose for the review was to better understand how financial security and municipal liens failed to cover this infrastructure. There were two municipal liens filed to guarantee infrastructure construction, but the record is unclear as to exactly what lots in Phases Two and Six were covered, as well as their status. However, what is clear is that an October 2013 Agreement appears to absolve the developer from any further responsibilities. He concluded there should be a legal review to determine whether the Township is owed any proceeds from the sale of Phase Two lots.

The **Edgewood Stormwater Detention Pond Retrofit Project**, as administered by Stiffler and McGraw, is complete. The Operations and Maintenance Schedule was reviewed by the Highway Department. This is a Best Management Practice, and due to the utilization of Growing Greener Grant funds, the O & M Agreement must be approved and recorded. Chairman Silveti made a motion to **approve the Operations and Maintenance Schedule**. Supervisor Brown seconded the motion. The motion passed with two yes votes.

Chairman Silveti made a motion to approve the **Computer Maintenance Agreement Renewals** between **A.J. Delerme** and **Blair Township** for its **Municipal Office** and the **Blair Township Police Department**. Supervisor Brown seconded the motion. The monthly cost for the Municipal Office is \$160 and the monthly cost for the Police Department is \$150. There are no cost increases or services changes from the previous year. The motion to approve to **approve the 12/1/18-11/30/19 Computer Maintenance Agreement** passed with two yes votes.

Chairman Silveti stated that the **UPMC renewal options** for Health/Hospitalization, Dental and Vision have been received and reviewed. A 4.53% premium decrease (\$9,000) in Health/Hospitalization premiums is proposed. Dental premiums remain the same and vision coverage premiums increased by 66.38% (\$640.80). **Laurie Wahl** of Knepper Insurance was credited with doing an excellent job in soliciting bids for coverage. Chairman Silveti made a motion to **accept the 2019 UPMC Renewals**. Supervisor Brown seconded the motion. The motion passed with two yes votes.

The **2019 Draft Budget(s)** and narratives are prepared and are now ready for public review. There is a newly created Stormwater Maintenance Budget, this due to MS-4 and ISC related expenditures. Chairman Silveti made a motion to **approve advertising** the following **2019 Draft Budgets**: General Fund, Liquid Fuels, Capital Reserve, Local Services Tax, Act 32 of 2012 and the Stormwater

Maintenance Budget. Supervisor Brown seconded the motion. The motion to approve advertising passed with two yes votes.

Chairman Silveti made a motion to approve the **Annual Contribution (2019 local share)** to support the Blair County Planning Commission. Supervisor Brown seconded the motion. The amount is .39 per capita (\$1,752.66). The motion to **approve the 2019 Contribution** passed with two yes votes.

Chairman Silveti made a motion to approve **the Re-appointment of Ted Ventre** to the **Blair Township Water and Sewer Authority** to a **5-year term**. Supervisor Brown seconded the motion. The motion to **approve Reappointment of Ted Ventre** passed with two yes votes.

Supervisor Brown made a motion to approve **advertising for** the sale of the Township's **2001 Ford F550** through **Municibid**. Chairman Silveti seconded the motion. The motion to **approve advertising** the 2001 Truck through **Municibid** passed with two yes votes.

Chairman Silveti made a motion to approve Solicitor Rouch advertising to **Amend the Blair Township Code** to include the **Hollidaysburg Pretreatment Program Local Limits Reevaluation**. Supervisor Brown seconded the motion. The motion to Adopt the Reevaluated Limits and Amend the Code passed with two yes votes.

Other Business:

Chairman Silveti commented that he is in favor of using the available **CDBG funds** to **support Low to Moderate income families' costs** for **installation of Blair Township Water and Sewer Authority Laterals** as part of the **anticipated Reservoir Road Sewerage Extension Project**. **Tim McGaw** stated that he believes **income surveys** are **current** and that **78%** of the surveys mailed were **completed and returned**.

The **U. S. Postal Service** has **issued a directive**. All new **subdivisions, as well as additions to current phases of developments of four units or more** are to have **centralized delivery units installed**. Single mailboxes are no longer to be installed.

Supervisor Brown commented that **PA DOT** is in the process of **synchronizing the traffic signal lights** through Duncansville.

Chairman Silveti announced that following adjournment, an **Executive Session** would be called to discuss a personnel/legal issue.

There being no further business, Supervisor Brown made a motion to adjourn. Chairman Silveti seconded the motion. The motion to adjourn passed with two yes votes.

The meeting adjourned at 8:27 p.m.

Respectfully Submitted by:

Betty Robertson
Secretary