

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

**MINUTES OF THE MONTHLY MEETING OF MAY 08, 2018**

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

In attendance were: Chairman Silveti and Supervisors Palmer Brown and Paul Amigh II; Secretary/Treasurer Betty Robertson; Police Sergeant Roger Peacock; Building Code and Ordinance Enforcement Officer Donald Ott; Road Foreman John Reed; Chris Dutrow, PE of Stiffler, McGraw & Associates; and Solicitor Michael Rutch.

Chairman Silveti 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 Silveti announced: A Public Hearing was held at 6:30 p.m. this evening to allow public comment regarding the request from Giant Food Stores, LLC (Martin's Food) for the Inter-Municipal transfer of a Restaurant Liquor License. Chairman Silveti requested testimony, questions and comments. There being none, he proceeded with the agenda.

The FY 2018 CDBG Grant First Public Hearing is scheduled to be held Tuesday, June 12, 2018 at 6:30 p.m. at the Blair Township Municipal Office. Public attendance and participation is encouraged.

Supervisor Brown made a motion to approve the minutes of the Monthly Business Meeting of April 10, 2018. Supervisor Amigh seconded the motion. The motion passed with a unanimous vote.

Disbursements for the month of April: Payroll and payroll liabilities totaled \$66,594.56; General Fund disbursements for the month of April totaled \$27,885.26; Local Services Tax disbursements totaled \$3,207.27; and Capital Reserve disbursements totaled \$7,615.28. Supervisor Amigh made a motion to approve total disbursements in the amount of \$105,302.37. Supervisor Brown seconded the motion. The motion to approve the total disbursements in the amount of \$105,302.37 passed with a unanimous vote.

Supervisor Brown made a motion to approve the Treasury Balance for April 2018 as \$1,002,551.54. Supervisor Amigh seconded the motion. The motion passed with a unanimous vote.

Supervisor Brown made a motion to approve the "Specific Service Investment Account Funds" Treasury Balance for April 2018 as \$86,376.03. Supervisor Amigh seconded the motion. The motion passed with a unanimous vote.

Chairman Silvetti announced that anyone wishing to address the Supervisors may do so now.

**Brad Pinter** addressed the Board of Supervisors, asking permission to advertise the **Blair Township Rain Garden** on the **Geological Society of America** website. He provided information on his organization, **EarthCache**. He added that with landmarks being on private property, land owner permission is required in order to be placed on the website. The concept was explained and it was confirmed that no physical “box” or item would be placed at the Rain Garden and there would be no night-time visitors.

Chairman Silvetti explained that the **Rain Garden** is part of the Township’s effort in complying with **MS-4 NPDES** requirements. He noted that one component of the permit requirement is to educate the public, which the EarthCache would do. He asked that the purpose of the Rain Garden be placed on the Geological website. Mr. Pinter agreed and confirmed that the site is intended to produce environmental knowledge and appreciation. Supervisor Brown made a motion to **approve the Blair Township Rain Garden** as an **EarthCache** location. Supervisor Amigh seconded the motion. The motion passed with a unanimous vote.

Chairman Silvetti proceeded with the agenda.

Chairman Silvetti reaffirmed the Public Hearing that was held prior to this business meeting, introducing Resolution No. 2018-05. A Resolution of the Township of Blair, County of Blair, Commonwealth of Pennsylvania, approving the **transfer of Restaurant Liquor License No. R-13890** into the Township of Blair from the City of Altoona. The Liquor License is to be transferred from the Hotel Belmar to **Giant Food Stores, LLC (Martin’s Food)**. Supervisor Brown made a motion to approve **Resolution No. 2018-05**. Supervisor Amigh seconded the motion. The motion passed with a unanimous vote.

Chris Dutrow provided an update on the **O’Reilly Auto Parts Subdivision**, as submitted by David K. Hines of Control Point Associates, Inc. Except for the **MPC Time Extension**, no additional information was received from the developer.

The required **DEP Sewage Planning Module** remains outstanding. All comments from the engineer’s review letter of February 16<sup>th</sup> must be satisfied.

Supervisor Brown made a motion to **approve the 95-day extension** as granted by the O’Reilly Auto Parts developer. Supervisor Amigh seconded the motion. The motion passed with a unanimous vote.

Supervisor Brown made a motion to **table the O’Reilly Auto Parts Subdivision** plan. Supervisor Amigh seconded the motion. The **municipal review** period will **end on 09/15/2018**. The motion to **table the O’Reilly Auto Parts Subdivision** plan passed with a unanimous vote.

Bids were opened for the Township’s **2018 Liquid Fuels Road Paving Project**. Grannas Bros. Stone & Asphalt bid was \$61,991.55, Glenn O. Hawbaker bid \$68,758.05, and New Enterprise Stone & Lime Co. bid \$71,568.75. Chairman Silvetti made a motion to accept the low bid in the amount of **\$61,991.55** as submitted by **Grannas Bros Stone & Asphalt Company**, pending the Solicitor’s review of the bid’s compliance with bid documents and requirements. Supervisor

Amigh seconded the motion. Solicitor Rouch confirmed that the bid submission is in order. The motion passed with a unanimous vote.

Chairman Silvetti announced that the Blair Township **Code of Ordinances** was advertised and is ready for adoption. He commented that the Codification is a significant improvement, noting that everything appears in order. Solicitor Rouch stated it is a great thing to have in the Township and it is well worth the cost, noting the ordinance advertisement was quite expensive. Chairman Silvetti stated Ordinance No. 2018-01 is the Ordinance to approve, adopt and enact an Ordinance Codification for the Township of Blair, County of Blair, Commonwealth of Pennsylvania; to provide for the repeal of certain legislation not included therein; to save from repeal certain other legislation not included therein; and to provide penalties for tampering with the code. Supervisor Amigh made a motion to **adopt Ordinance No 2018-01**. Supervisor Brown seconded the motion. The motion to adopt Ordinance No. 2018-01 passed with a unanimous vote. The Ordinance will take effect May 13<sup>th</sup>, 2018.

**Timothy and Sandra Mosel**, accompanied by Mr. Fisher of Fisher & Sons Paving, presented a request for a **waiver** to increase the width of the existing Mosel driveway beyond what is allowed by Township Ordinance. A lengthy discussion took place. New driveways plus modifications to existing driveways require a Driveway Permit. The Mosels' request is to increase the width at the top of their driveway to include a 13 x 8-foot area increase. Chris Dutrow noted that the Driveway Ordinance is based on PA DOT standards, commenting it is prepared for uniformity within the Township. Mr. Mosel explained that the modification is in part to remedy a stormwater issue. Following explanation of the stormwater issue, Supervisor Brown made a motion to approve the Mosel Driveway Waiver and the Driveway Permit. Supervisor Amigh seconded the motion. The motion to **approve the Mosel Driveway Waiver and Permit** passed with a unanimous vote. Chairman Silvetti commented to Mr. Fisher that had he consulted the Township prior to undertaking construction, this issue could have been resolved more expeditiously.

The **EMA Draft Mutual Aid Agreement** was discussed. Supervisor Amigh commented that he does not feel the need to enter into a contract to help our neighboring municipalities. Supervisor Brown mentioned Paragraph 4, Indemnification, Insurance and Limitation of Liability, noting that any assisting party would not be held liable when called to aid another party. By entering into the Agreement, the municipality is not mandated to aid. Chairman Silvetti commented that he feels the Agreement is adequate with reference to the legal standards. Supervisor Rouch said the Agreement does not indemnify the Township against punitive damages, commenting that he feels better with the Township participating in the Agreement. Martinsburg borough, Roaring Spring and North Woodbury Township have approved the Agreement. The Board of Supervisors **agreed in principle**, noting that a **60-day withdrawal provision** needs to be included in the final form of the Agreement and prior to Blair Township voting same.

The **cul-de-sac no-parking** issue was discussed. Solicitor Rouch pledged to do the legal work required to follow through with the decision of the Board, noting that he is not in agreement with the cul-de-sac no-parking suggestion, commenting that it appears caused by two neighbors who simply cannot get along. The intent of the Ordinance is to promote the flow of traffic within the cul-de-sac. Supervisor Brown presented a draft Ordinance stating it would benefit emergency vehicles and snowplowing. The draft Ordinance is not ready for adoption at this time.

Chairman Silveti commented that an **amended Floodplain Ordinance** was drafted and forwarded to the Township by a subcontractor for DCED. The subcontractor proved to be difficult to deal with. Currently, the Blair County Planning Commission is reviewing the draft. Supervisor Brown noted that there were significant changes on multiple pages. Upon adoption by the Supervisors, General Code would need to codify this Ordinance as an amendment to the Code of Ordinances..

A request for **reduction of speed**, from **45 MPH** to **35 MPH**, on **Dunnings Highway (SR 3013)** was received by the Blair Township Police Department. Following review of the information, it was determined that the evidence **does not support** reducing the speed limit.

Four vendors were solicited for the **2018 Line Painting Project**. Alpha Space was the low and only bid at \$11,404.03. Supervisor Brown made a motion to approve the Alpha Space proposal in the amount of **\$11,404.03**. Supervisor Amigh seconded the motion. The motion to **award Alpha Space the 2018 Line Painting contract** passed with unanimous vote.

No follow up information was received regarding the Crossman project, **Snare property on North Juniata Street**.

#### **Other Business:**

Chairman Silveti presented a proposal as submitted by **Mary Lou Maierhofer, Esq. of Margolis Edelstein** for the specific purpose of providing legal **counsel on human relations and employment issues**. Margolis Edelstein would also agree to provide legal counsel on issues which the Township's Solicitor declares a Conflict of Interest. The proposal does not include a retainer and the hourly rate for counsel is \$190.00 per hour. Discussion concluded that Supervisors Brown and Amigh were not convinced of the need to commit at this juncture.

Chairman Silveti commented on the **Intergovernmental Stormwater Committee (ISC)**. The two-year ISC operating agreement will expire on December 31, 2018, with discussions taking place among the ten-member municipalities as to an extension.

The **Edgewood Stormwater Retention Basin Retrofit** project, another stormwater best management project, is funded and expected to begin in July or August. Chris Dutrow presented the **Edgewood Drive Stormwater Basin Retrofit** drawings along with the Engineer's Estimate of Probable Costs. PERC holes were dug last week. The retrofit will be an underdrain system and the project area will be highly vegetated.

The **Sunoco Grant Program** will cover a 10 County area. Areas where the pipeline was installed are eligible to apply for grant funds to cover limited purposes.

Chairman Silveti stated that he and Betty met with **John Frederick** and **Katrina Pope of the IRC**. The possibility of placement of a **Key Access Recycling Facility** was discussed. **Chris Dutrow** commented on the **ISC**, noting he strongly believes that the committee should continue to be maintained by the participating municipalities.

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There being no further business, Supervisor Amigh made a motion to adjourn. Supervisor Brown seconded the motion. The motion to adjourn passed with a unanimous vote.

The meeting adjourned at 8:26 p.m.

Respectfully Submitted by:

Betty Robertson  
Secretary