

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

**MINUTES OF THE MONTHLY MEETING OF FEBRUARY 12, 2019**

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, Supervisor Palmer Brown and Supervisor Paul Amigh, II; Secretary/Treasurer, Betty Robertson; Chief of Police, Roger White; Building Code and Ordinance Enforcement Officer, Donald Ott; Chris Dutrow, PE of Stiffler, McGraw & Associates; and Solicitor Michael Rouch.

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.

Supervisor Brown made a motion to approve the minutes of the Annual Organization Meeting of January 07, 2019. Supervisor Amigh seconded the motion. The motion passed with a unanimous vote.

Supervisor Brown made a motion to approve the minutes of the Monthly Business Meeting of January 07, 2019. Supervisor Amigh seconded the motion. The motion passed with a unanimous vote.

Disbursements for the month of January were reviewed. Secretary-Treasurer Robertson presented as follows: Payroll totaled \$35,250.68; General Fund disbursements and payroll liabilities for the month of January totaled \$64,381.87; Liquid Fuels disbursements were \$2,759.82; Capital Reserve disbursements, \$50,305.15; Local Services Tax disbursements, \$3,697.22; Stormwater Management Fund disbursements, \$22,499.74; and Act 32 2012 Account, \$28,000.00. Supervisor Amigh made a motion to approve total disbursements in the amount of \$206,894.48. Supervisor Brown seconded the motion. The motion to approve the total disbursements in the amount of \$206,894.48 passed with a unanimous vote.

Supervisor Amigh made a motion to approve the Treasury Balance for January 2019 as \$865,921.96. Supervisor Brown 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 January 2019 as \$113,637.21. Supervisor Amigh seconded the motion. The motion passed with a unanimous vote.

Chairman Silvetti then announced that anyone wishing to address the Board of Supervisors could do so at this time. **Lisa Aungst** accompanied by her husband, **Donald**, of 634 Harvest View Lane, addressed the Supervisors at this time. The Aungsts were following up from issues they

had raised at the January 2019 meeting. Mrs. Aungst noted her concern with Code Enforcement Officer Ott having parked in her driveway while following up on issues she had raised at the previous meeting. She feels she is now getting the 'evil eye' from neighbors. The **dog issue** has been addressed, although one was noticed at large with a leash attached to its collar on one occasion. She is grateful for the additional **police department presence**, noting she has noticed them more often than before. Mrs. August has addressed the speed enforcement device issue with Senator Ward. Chief White commented that in the 29 years he's served, the **radar bill** continues to be considered but not passed. She stated Judy Ward suggested more speed limit signs and the possible placement of an unmanned police vehicle. Chairman Silveti commented that there are no good reason local departments shouldn't be able to utilize the same tools as the State Police. He will check with PSATS for the status on reintroducing a legislation providing for modern speed enforcement tools for local police departments.

The auto **tow vehicle** parked on Harvest View was discussed. Chief White apologized, noting he was not made aware of the complaint. He assured Mr. and Mrs. Aungst that he would investigate it. Supervisor Brown noted that State law prohibits idling of diesel vehicles.

Chairman Silveti made a motion to **table** the **O'Reilly Auto Parts Subdivision Plan**, questioning the developers plan to subdivide. Supervisor Amigh seconded the motion. Chris Dutrow commented that months ago we were advised of probable changes to the plan, which have not been provided to date. The motion to **table** the O'Reilly Auto Parts Subdivision Plan **passed** with a unanimous vote. The municipal review period will end on March 19, 2019.

A request to grant a **95-day time extension** was submitted in the name of the O'Reilly Subdivision Plan, obviously intended for the **O'Reilly Preliminary Land Development Plan**. Solicitor Rouch commented that the explanation for extension sounds like a titling issue. Chairman Silveti noted this would be beyond the control of the developer. Supervisor Brown made a motion to approve granting, pending amending the name, the **95-day extension** for the **O'Reilly Preliminary Land Development Plan**. Supervisor Amigh seconded the motion. The motion to grant the 95-day extension passed with a unanimous vote.

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. Supervisor Amigh seconded the motion. The motion to **table** the **O'Reilly Preliminary Land Development Plan** passed with a unanimous vote. The municipal review period will end on May 21, 2019.

A request for a **95-day review period extension** was received from the engineer, Andrew Ebersole, on behalf of the Barnharts for the **Barneywood Subdivision Plan**. This is the third consecutive extension. Chris Dutrow explained that the plan was received in May 2018, at which time there were a laundry list of comments that needed addressed. He is of the impression that the developer instructed the engineer to give them what they wanted without regard to SALDO compliance. The client has continued to initiate changes, making it impossible to produce a preliminary/final plan. Following a lengthy discussion, Supervisor Brown made a motion to approve the 95-day extension, with the caveat that a final plan be in place by the expiration date, otherwise plan resubmission would be required along with necessary

submission fees. Chairman Silvetti seconded the motion. The motion to approve this the third, and final Barneywood Subdivision Plan extension, passed with a unanimous vote.

Supervisor Brown made a motion to **table the Barneywood Subdivision Plan**. Supervisor Amigh seconded the motion. The motion to **table the Barneywood Subdivision Plan** passed with a unanimous vote. The municipal review period will end on June 14, 2019.

Chris Dutrow recommended that the Supervisors approve the Carpenter's Building Addition Land Development, noting all outstanding comments have been addressed. The financial security is in place, the Parking Easement is executed, and the Operations and Maintenance Agreement complete, as well as the maintenance fee. Supervisor Amigh made a motion to **approve the Carpenter's Building Addition Land Development Plan**. Supervisor Brown seconded the motion. The motion to **approve the Carpenter's Building Addition Land Development Plan** passed with a unanimous vote.

The **Anthony Snare: Outstanding Stormwater Fee and Stormwater Maintenance Agreement (O&M Agreement)** was discussed. Solicitor Rouch stated that Mr. Snare has questioned whether or not he must comply with the Stormwater Ordinance requirement that he enter into an O&M Agreement and pay the Township the \$2,000 maintenance fund fee. In a telephone conversation, Mr. Snare questioned why his land development plan was approved before the O&M Agreement was signed and the fee paid. Solicitor Rouch explained that he did not know why it was done that way, but that it does not excuse Mr. Snare from complying with the Ordinance. Chairman Silvetti noted that every developer is responsible to sign an O&M Agreement and pay the required fee, noting that Mr. Snare is currently not in compliance with the Stormwater Ordinance.

Supervisor Brown made a motion to have Solicitor Rouch draft a letter to Mr. Snare requiring that the O&M Agreement and fee be submitted to the Township within 15 days. Chairman Silvetti seconded the motion. Solicitor Rouch advised that the Township Code authorizes that the current building permit be revoked and future permits be denied if Mr. Snare fails to comply with the Ordinance. The motion to have the **Solicitor advise Mr. Snare in writing** passed with a unanimous vote.

The **Stoehr Lot Merge Plan** as prepared by Andrew Ebersole of Keller Engineers was discussed. Chris Dutrow recommended approval, noting the outstanding review comments were addressed and the requested waivers were approved at the January meeting. Solicitor Rouch suggested that the developer be required to have their Attorney draw up a Quit Claim Deed. The Supervisors Agreed.

Supervisor Amigh made a motion to approve the Stoehr Lot Merge Plan conditional on the Solicitors recommendation to have new deeds recorded and on file at the Courthouse. Supervisor Brown seconded the motion. The motion to **approve the Stoehr plan** passed with a unanimous vote.

The **Ventre Brothers Subdivision Plan**, as prepared by Stan Kimberly was discussed. A Request for Planning Waiver and Non-building Declaration was received from the developer.

Supervisor Brown made a motion to approve signing and forwarding the Planning Waiver and Non-Building form to DEP. Supervisor Amigh seconded the motion. The motion to **approve** the **Request for Planning Waiver and Non-Building Declaration** passed with a unanimous vote.

Supervisor Brown made a motion to table the Ventre Brothers Subdivision Plan pending DEP acknowledgment of the Non-Build Waiver and conditioned on the preparation of new deeds. Supervisor Amigh seconded the motion. The motion to **table** the **Ventre Brothers Subdivision Plan** passed with a unanimous vote. The municipal review period will end on April 07, 2019.

**Joe Pyzowski** had called previously, requesting to be on the agenda to discuss concerns regarding the **Hillside View Holding Pond** in relation to adjoining property that he owns at 103 Hillside View Drive. Mr. Pyzowski was not in attendance. Following discussion, it was determined that Chris Dutrow would contact the surveyor, Stan Kimberly, requesting a copy of the survey to provide to Todd Holes for review. Supervisor Brown stated that the holding pond is on lot 104 of the Applewood Development. Solicitor Rouch noted that conflict could be resolved following determination of which lot was conveyed first.

**Other Business:**

Chairman Silvetti expressed concerns relating to the **Intergovernmental Stormwater Committee**, referencing an Altoona Mirror article relating to Operations and Maintenance of ISC projects. PA DOT has requested that the ISC accept O&M responsibility for a BMP project in its ROW. Unless determined otherwise in the future by the ISC, the O&M for projects within specific ISC municipalities will be with those municipalities. He noted further that he is opposed to the ISC as a whole being a party to the Operations and Maintenance Agreements.

Chairman Silvetti referenced the approved **2019 Budgets**, noting that the funds for the Administrative Officer as well as the Township Manager were removed to cover items now contained in the stormwater account. He commented that the Township is spending more revenue annually on mandated items like storm water management at the expense of improving management and planning strategically for the Township. He cited the expenditures of ISC obligations, the \$55,000 estimate to repair the Brentwood culvert pipe breach, the upper Penn Farms study and likely recommended infrastructure improvements.

Supervisor Brown noted that the last time **real estate millage** was raised, he was in office. Chairman Silvetti suggested the option of creating a **stormwater fee** with a sunset provision, as opposed to raising millage. He commented stormwater fees could be levied based on the developments with inadequate stormwater infrastructure.

Supervisor Brown referenced Chairman Silvetti's **email of January 10<sup>th</sup>**, commenting that the entire area needs to be looked at, not just isolated areas. He stated that GIS information would allow him to investigate what data is out there. Supervisor Brown noted that the Township did not have a SALDO pre-1983, thus causing some of the existing issues. He also noted that the Stormwater Ordinance wasn't adopted until 2001.

Chairman Silvetti asked Solicitor Routch if the Township could legally create a fee for specific **stormwater districts**. Solicitor Routch commented that PSATS would be a good reference to provide that information.

Chairman Silvetti noted that the revenue and expenditure curves need to be analyzed and a long-term plan covering necessary skill sets staffing.

Supervisor Brown suggested that dates and times be established for future planning meetings. Chairman Silvetti will propose future dates and times for consideration.

Supervisor Brown made a motion to henceforth pay the **Blair Township Planning Commission members** each a **monthly stipend of \$25.00** when they attend BTPC meetings. He also elaborated that elected officials serving in that capacity could not, by law, be compensated. Chairman Silvetti seconded the motion. Members would receive an annual IRS Form 1099. The motion passed with two yes votes, Supervisor Amigh abstained, due to a conflict of interest.

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

The meeting adjourned at 8:17 p.m.

Respectfully Submitted by:

Betty Robertson  
Secretary