

# HEMPFIELD TOWNSHIP BOARD OF SUPERVISORS

## MONTHLY MEETING

MARCH 24, 2008

### ***1. CALL TO ORDER AND PLEDGE TO THE FLAG:***

The monthly meeting of the Hempfield Township Board of Supervisors held at the Hempfield Township Municipal Building was called to order at 7:08 PM by Chairman John Silvis.

**Members Present:** Mr. John Silvis  
Mr. Bob Davidson  
Mr. John Bossi

Mr. R. Douglas Weimer  
Mr. Tom Logan

**Staff Present:** Mr. Rob Ritson  
Mr. Mike Volpe  
Ms. LuAnn Panigall

Mr. Les Mlakar  
Mr. Dan Schmitt

### ***2. CITIZENS COMMENTS:***

- a. **Mr. Scott Robeson, 528 Rugh Street**, commented that he has heard the zoning on Rugh Street will soon be reclassified as commercial. Mr. Robeson urged the Board to make this change as quickly as possible as he would like to sell his home and feels that it would sell more quickly as a commercial property.
- b. **Ms. Lee Ann Johnson, 2047 Broadway Avenue, Greensburg**, spoke to the Board concerning the poor condition of the bridge over Jack's Run located on the border of South Greensburg. Ms. Johnson fears that someone may get injured as the area near the bridge is very dark, there are holes around the bridge, no guide rails, and no signs noting that the road area is prone to flooding. Mr. Schmitt indicated that the bridge was inspected last year and is structurally sound. There were a few holes on the bridge but they were repaired, and there is some erosion around the abutments on the bridge. Mr. Schmitt explained that it is a narrow roadway, and there are no guide rails because of restrictions caused by nearby driveways. Mr. Volpe indicated that there are signs posted on either side of the bridge indicating that the roadway is susceptible to flooding and noted that South Greensburg generally erects barricades when the roadway floods. Mr. Volpe indicated that he could place reflective chevrons on the bridge to improve visibility and that he and the Township Engineer would view the site.
- c. **Mr. Adam Shaffer, 545 Agnew Road, Jeannette**, representing the Baltzer-Meyer Historical Society, stated that his group would like to develop a partnership with the Township in regards to making people aware of the Township's history. Mr. Shaffer indicated that the Historical Society

would like space in the Headlining Hempfield newsletter as well as a link on the Township's website. They would also like the opportunity to participate in the Township's Fall Festival. Mr. Weimer indicated that he feels that a partnership between the Township and the Baltzer-Meyer Historical Society is a good idea, and the Board will discuss it further at their work session.

- d. **Ms. Marie Forehan, Baltzer-Meyer Historical Society**, commented to the Board about the library the Baltzer-Meyer Historical Society operates and the volunteers that work in the library.
- e. **Mr. John Nabuda, 4045 Blue Willow Street**, stated that since Blue Willow Street was repaved a few years ago he has been experiencing water problems at his home. Mr. Nabuda stated that the water just lies in front of his property because there is no catch basin nearby to drain the water. As a result, his house is now getting water in his house and his driveway is also being damaged. Mr. Nabuda stated that he has called the Township office several times in the past year but nothing has been done to alleviate the problem. Mr. Volpe and the Township Engineer indicated that they will look at the problem on Wednesday.
- f. **Mr. Gary Falatovich, 215 McKean Way, Greensburg**, noted that he is present representing Ridgeview Estates LP to make sure their request for a hearing was on the agenda this evening.

### **3. EXECUTIVE SESSION:**

- a. Mr. Silvis acknowledged there was an executive session held on March 19, 2008 to discuss legal and personnel issues.

### **4. Secretary's Report:**

- a. Mr. Weimer noted that there are two changes to the agenda. Under "Action to Be Taken" the following items are added:
  - o. Consideration to Eliminate the Full-time Position of Planner and Create Full-Time Position of Assistant Manager With Salary to be Determined**
  - p. Appoint One Member to Zoning Hearing Board to Fill a Vacancy for Unexpired Term**
- b. Mr. Weimer noted that under "Subdivision Plans", Item "c" is to be stricken from the agenda as the plan was withdrawn by the developer.
- c. Mr. Weimer advised the Board that he has received a letter of resignation from Mr. Harry Trout resigning from the Hempfield Township Zoning Hearing Board.
- d. Mr. Weimer made a motion, seconded by Mr. Davidson, to approve the minutes as follows: January 28, 2008, Supervisors' Monthly Meeting; January 30, 2008, Fairfield Estates PRD Hearing; and February 25, 2008, Supervisors' Monthly Meeting. Vote: 5-Yes. Motion carried.

### **5. STAFF REPORTS:**

- a. **Solicitor** – Mr. Mlakar informed the Board that he received an e-mail from Mr. Weimer regarding the status of the Ehlenfield property on Ruth Drive. Mr. Mlakar advised that fines of \$600/day were levied against the property owner and should be accumulating. Mr. Mlakar asked Mr. Stoup to check with the magistrate to see if any payments have been received and to schedule a hearing to see why Mr. Ehlenfield has not been paying the fines. Mr. Mlakar stated that there is only one junk vehicle remaining, which is parked in the driveway.

Mr. Mlakar advised the Board that, under law, HTMA is required to update their pre-treatment requirements. Since HTMA does not have police power to enforce those requirements, the Township must enforce the regulations. The EPA has received and approved HTMA's pre-treatment plan and the Township now has to advertise for the adoption of the ordinance. Mr. Mlakar indicated this authorization is on the agenda later this evening, and he plans to have the adoption of the ordinance on the agenda for April's meeting.

## ***6. Treasurer's Report:***

Mr. Ritson presented the Treasurer's report which reflects actual revenues and expenditures to date. Mr. Ritson noted that revenues and expenditures appear consistent compared with those from last year. As this is the first this report has been prepared, Mr. Ritson asked the Board to make suggestions as to what they would like to see on the report. The Board indicated they would like to see the different types of taxes separated rather than totaled together.

Mr. Ritson informed the Board that Mr. Mlakar has provided him with a recent case regarding the investment of post-retirement insurance monies. In order for the Township to invest these monies, the Township would have to create a trust similar to that for the pension monies. Mr. Mlakar has recommended the firm that specializes in creating these types of trusts.

Mr. Logan made a motion, seconded by Mr. Weimer, to approve the Treasurer's report. Vote: 5-Yes. Motion carried.

## ***7. PAYMENT OF BILLS:***

Mr. Weimer made a motion, seconded by Mr. Davidson to approve payment of the bills as follows: General Fund, \$549,358.78; Light District Fund, \$6,911.26; Third Party VFD Fund, \$37.50; Recreation PLGIT Account, \$3,062.06; and Pop Fund, \$58.00. Vote: 5-Yes. Motion carried.

## ***8. SCHEDULING OF HEARINGS:***

- a. **Consideration to Authorize Township Manager and Solicitor to Advertise for Ridgeview Estates LP Zone Change Hearing** – Mr. Bossi made a motion, seconded by Mr. Logan, to authorize the Township Manager and Solicitor to advertise the Ridgeview Estates LP zone change hearing. Vote: 5-Yes. Motion carried.

## ***9. DECISIONS FOR HEARINGS: None***

## ***10. PLANNED RESIDENTIAL DEVELOPMENTS (PRD): None***

- a. Consideration to Approve Granting Tentative Approval of Fairfield Estates PRD** – Mr. Bossi made a motion, seconded by Mr. Davidson, to grant tentative approval of the Fairfield Estates PRD. Mr. Mlakar noted that a copy of the decision will be made a part of the record and attached to these minutes. Vote: 5-Yes. Motion carried.

## ***11. SITE PLANS: None***

## ***12. SUBDIVISION PLANS:***

- a. Consideration to Approve Resolution #2008-18, Which Grants Conditional Approval to Arthur Flock Subdivision (Plan #20080002)** – Mr. Davidson made a motion, seconded by Mr. Bossi, to approve Resolution #2008-18. Vote: 5-Yes. Motion carried.
- b. Consideration to Approve Resolution #2008-19, Which Denies the Daugherty Subdivision and Sets Forth Reasons for Denial (Plan #20070049)** – Mr. Davidson made a motion, seconded by Mr. Logan, to approve Resolution #2008-19. Vote: 5-Yes. Motion carried.
- c. Consideration to Approve Resolution #2008-20, Which Denies the Norah Land Partners, L.P. (Monkey Wrench Road) Preliminary Subdivision and Sets Forth Reasons for Denial (Plan #20070043)** – This plan was withdrawn by the developer prior to the meeting.
- d. Consideration to Approve Resolution #2008-21, Which Grants Final Approval of Greengate East Plan #1 (Plan #20080001)** – Mr. Davidson made a motion, seconded by Mr. Bossi, to approve Resolution #2008-21. Vote: 5-Yes. Motion carried.

## ***13. ACTION TO BE TAKEN***

- a. Consideration to Approve Resolution #2008-22, Which Exonerates Tax Map #50-15-08-0-164 from Payment of 2008 Hempfield Township Real Estate Taxes (High Pointe Estates Stormwater Pond)** – Mr. Davidson made a motion, seconded by Mr. Bossi, to approve Resolution #2008-22. Vote: 5-Yes. Motion carried.
- b. Consideration to Approve Resolution #2008-23, Which Exonerates Tax Map #50-09-14-0-096 from Payment of 2008 Hempfield Township Real Estate Taxes (Laurelwood Estates Stormwater Pond)** – Mr. Davidson made a motion, seconded by Mr. Bossi, to approve Resolution #2008-23. Vote: 5-Yes. Motion carried.
- c. Consideration to Approve Resolution #2008-24, Which is Schulte's Plan #2 Sewage Facilities Planning Module** – Mr. Bossi made a motion, seconded by Mr. Davidson, to approve Resolution #2008-24. Vote: 5-Yes. Motion carried.

- d. **Consideration to Approve Amendment to Consulting Engineering Rates with Gibson-Thomas Engineering Adopting 2008 Rate Schedule with \$3,000/Month Retainer for Regular Meeting Attendance for General Township Business and Planning** – Mr. Davidson made a motion, seconded by Mr. Bossi, to approve the amendment to the consulting engineering rates with Gibson-Thomas Engineering adopting 2008 rate schedule with \$3,000/month retainer for regular meeting attendance for general Township business and planning. Vote: 5-Yes. Motion carried.
- e. **Consideration to Approve Granting Commonwealth Renewable Energy a 90-Day Extension for Site Plan Approval – *Outstanding item is financial security for stormwater management*** – Mr. Davidson made a motion, seconded by Mr. Bossi, to approve granting Commonwealth Renewable Energy a 90-day extension for site plan approval. Vote: 5-Yes. Motion carried.
- f. **Consideration to Approve the Following Emergency Service Applications Pending Successful Completion of a Physical Examination:**

1) <b>Brian Henry</b>	<b>Fort Allen VFD</b>	<b>Sr. Firefighter</b>
2) <b>Cory Manley</b>	<b>Fort Allen VFD</b>	<b>Jr. Firefighter</b>
3) <b>Richard Manley</b>	<b>Fort Allen VFD</b>	<b>Sr. Firefighter</b>
4) <b>Chris Levendosky</b>	<b>Luxor VFD</b>	<b>Transfer</b>
5) <b>Kerry Hoover</b>	<b>Hannastown VFD</b>	<b>Transfer</b>
6) <b>Thomas Armstrong</b>	<b>Midway-St. Clair VFD</b>	<b>Administrative</b>
7) <b>James Kerila</b>	<b>Hannastown VFD</b>	<b>Sr. Firefighter</b>

Mr. Weimer made a motion, seconded by Mr. Bossi, to approve the above-referenced emergency service applications pending successful completion of a physical examination. Vote: 5-Yes. Motion carried.

- g. **Consideration to Approve Recreation Part-Time Hire Joel Thompson as Iddy-Biddy Baseball Instructor at 70% of Registration** – Mr. Bossi made a motion, seconded by Mr. Davidson, to approve Recreation part-time hire Joel Thompson as iddy-biddy baseball instructor at a rate of 70% of registration. Vote: 5-Yes. Motion carried.
- h. **Consideration to Approve Authorizing Ordinance which Amends HTMA Pre-Treatment Regulations** – Mr. Davidson made a motion, seconded by Mr. Bossi, to approve authorizing ordinance which amends the HTMA Pre-Treatment regulations. Vote: 5-Yes. Motion carried.
- i. **Consideration to Approve Award of 2008 Superpave Asphalt Bids. The Following Bids were Received:**

	<u>Wearing Course</u>	<u>Binder</u>	<u>BCBC</u>
1) <b>Hanson Aggregate</b>	<b>\$45.00/Ton</b>	<b>\$40.25/Ton</b>	<b>\$39.00/Ton</b>
2) <b>Derry Construction</b>	<b>\$45.10/Ton</b>	<b>\$41.10/Ton</b>	<b>\$38.75/Ton</b>
3) <b>Tresco Paving</b>	<b>\$45.60/Ton</b>	<b>\$40.60/Ton</b>	<b>\$38.60/Ton</b>
4) <b>New Enterprise</b>	<b>\$51.75/Ton</b>	<b>\$45.85/Ton</b>	<b>\$42.65/Ton</b>

Mr. Bossi made a motion, seconded by Mr. Davidson, to award the 2008 Superpave asphalt bid to Hanson Aggregate at the above-referenced prices. Vote: 5-Yes. Motion carried.

- j. Consideration to Approve Award of Munis Server Bids. The Following Bids were Received: --  
Recommendation is to Approve alternate bid in the amount of \$8,495.00**

	<u>Bid</u>	<u>Alternate Bid</u>
1) I-Tech Solutions	\$5,999.00	\$8,495.00

Mr. Weimer made a motion, seconded by Mr. Logan, to award the Munis server alternate bid to I-Tech Solutions in the amount of \$8,495.00. 5-Yes. Motion carried.

- k. Consideration to Approve Authorizing 2008 Public Equipment Auction and Approve Mark Ferry Auctioneers at a Fee of 10% of Gross Receipts – Mr. Bossi made a motion, seconded by Mr. Davidson, to authorize the 2008 public equipment auction and approve Mark Ferry Auctioneers at a fee of 10% of gross receipts. Vote: 5-Yes. Motion carried.**
- l. Consideration to Approve Participation in 2008-09 Pennsylvania State Salt Contract – Mr. Bossi made a motion, seconded by Mr. Davidson, to participate in the 2008-09 Pennsylvania state salt contract. Vote: 5-Yes. Motion carried.**
- m. Consideration to Approve the Following Temporary Summer College Student Hires for the Department of Public Works to Begin Work no Earlier than April 1, 2008 and End No Later than August 31, 2008:**

1) Corey Shrader	\$9.50/hr.
2) Bryan Sferra	\$9.50/hr.
3) Bradley Poole	\$9.50/hr.
4) Robert Josebeck	\$9.50/hr.
5) Wes Carnes	\$9.50/hr.
6) Alan Kurzinski	\$9.00/hr.
7) Laura Evans	\$9.00/hr.

Mr. Weimer made a motion, seconded by Mr. Bossi, to approve the above-referenced temporary summer college student hires for the Department of Public Works to begin work no earlier than April 1, 2008 and end no later than August 31, 2008 at the rates indicated above. Vote: 5-Yes. Motion carried.

- n. Consideration to Approve 2008 Wegley Village Mosquito Spraying Contract with Safecide Wetlands and Pest Management in the amount of \$875.00 – Mr. Weimer made a motion, seconded by Mr. Bossi, to approve the 2008 Wegley Village mosquito spraying contract with Safecide Wetlands and Pest Management in the amount of \$875.00. Vote: 5-Yes. Motion carried.**
- o. Consideration to Approve the Elimination of the Full-Time Position of Planner and Approve the Creation of the Full-time Position of Assistant Manager With Salary to be Determined – Mr. Bossi made a motion, seconded by Mr. Logan, to approve the elimination of the full-time position of Planner and approve the creation of the full-time position of Assistant Manager with the salary to be determined. Vote: 5-Yes. Motion carried.**
- p. Consideration to Appoint One Member to the Zoning Hearing Board to Fill a Vacancy for the Unexpired Term – Mr. Weimer made a motion, seconded by Mr. Davidson, to appoint Ray Doran,**

212 Margaret Avenue, Jeannette to the Zoning Hearing Board to fill the vacancy created by Mr. Harry Trout's resignation for the remaining unexpired term. Vote: 5-Yes.

**14. NEW BUSINESS: None**

**15. OLD BUSINESS: None**

**16. PROCLAMATIONS AND CERTIFICATES OF ACCOMPLISHMENT: None**

**17. SUPERVISORS' COMMENTS:**

- a. Mr. Logan stated that the Westmoreland Conservation District will hold a meeting from 7:00-9:00 p.m. at their office on the topic of homeowners guide to storm water management. Mr. Logan also inquired about getting photo ID's for Supervisors and personnel. Mr. Ritson indicated personnel have IDs as the Township has the equipment.
- b. Mr. Weimer noted that he attended a grant seminar held by Senator Regola, and inquired as to the status of the grant applications Mr. Ritson is working on. Mr. Ritson advised the Board that he has submitted the grant application for the speed trailer, and he is currently working on the storm water grant application.
- c. Mr. Silvis thanked Mr. Saunders for the meeting with the fire departments and noted that thank you notes will be sent to those participating.

**18. ADJOURNMENT:**

**Meeting adjourned at 8:35 P.M.**

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**Chairman**

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**Secretary**