

**HEMPFIELD TOWNSHIP BOARD OF SUPERVISORS
MONTHLY MEETING
DECEMBER 28, 2009
7:00 PM**

AGENDA

1. CALL TO ORDER AND PLEDGE TO THE FLAG:

The regular monthly meeting of the Hempfield Township Board of Supervisors held at the Hempfield Township Municipal Building was called to order at 7:06 PM by Chairman John Silvis.

Members Present: Mr. John Silvis Mr. Bob Davidson
Mr. Tom Logan

Staff Present: Mr. Les Mlakar Mr. Kurt Ferguson
Mr. Dan Schmitt Mrs. LuAnn Panigall

2. HEARINGS:

a. Moween Trust Zone Change Hearing (Ordinance #2009-07):

Mr. Weimer participated in the zone change hearing via telephone.

b. Consideration to Approve Resolution #2009-105, Which Grants Final Approval to the Moween Trust Consolidation Plan #1 (Plan #20090026)

3. CITIZENS COMMENTS (As Per Resolution #99-11):

- a. Jack Murray, 120 Bee Lane, Monroeville, PA,** is the local engineer for the railroad and was at the Planning Commission meeting concerning their plan. Mr. Mlakar indicated that not all issues had been addressed. During the review process, it was found that more was being done on the site than was indicated. Instead of two shifts there is a possibility of a 24-hour operation. Also, there is still an issue with the sewage. Mr. Mlakar stated that Northwest Logistics wants to install port-a-johns which can be done under DEP regulations as a retaining tank. In Mr. Mlakar's opinion, under DEP regulations is Northwest Logistics cannot use port-a-johns, and they must connect to the sewer system. Mr. Murray stated that he has been authorized by Northwest Logistics to if that is necessary for this development they will put in sewer and water lines but they would like to do it within three to six months from now because the offices is not set up for the installation. Mr. Mlakar also stated that a portion of the structure is being constructed over the right-of-way of the municipal water authority.

Mr. Mlakar indicated the other issue is lighting. Mr. Mlakar indicated that he has not received any response to his letter that was sent outlining the issues with the plan. Mr. Mlakar recommended that if all the information is received the plan can be placed on the Board of Supervisors reorganization meeting agenda.

4. EXECUTIVE SESSIONS:

Mr. Silvis acknowledge executive sessions on November 23, 2009 and December 23, 2009 to discuss personnel issues.

5. SECRETARY'S REPORT:

a. Consideration to Approve Minutes:

Mr. Davidson made a motion, seconded by Mr. Logan to approve the minutes of November 23, 2009, Supervisors' Monthly Meeting. Vote: 3-Yes. Motion carried.

5. STAFF REPORTS -- (Written reports distributed prior to meeting):

- a. Solicitor** – Mr. Mlakar stated that he had nothing further to add to his report presented at the Supervisors' work session meeting.
- b. Engineer** – Mr. Schmitt had nothing further to add to his report.
- c. Director of Public Works** – Mr. Mlakar stated that Mr. Volpe is not present this evening.
- d. Director of Recreation:** Mr. Silvis commented that Hempfield Park received a second place award for the most likeable park in Westmoreland County.

7. TREASURER'S REPORT:

Mr. Logan reported the revenues to date are just above the budgeted amounts and the expenditures are at eight-six percent of the budgeted amount. As a result, the anticipated year end cash balance looks better than it was a couple of months ago. Mr. Davidson made a motion, seconded by Mr. Silvis, to approve the Treasurer's report. Vote: 3-Yes. Motion carried.

8. PAYMENT OF BILLS:

Mr. Davidson made a motion, seconded by Mr. Logan, to approve the payment of bills as follows: General Fund, \$316,906.75; Light District Fund, \$7,372.84; Recreation PLGIT Account, \$434.50; and Liquid Fuel Fund, \$45,266.00. Vote: 3-Yes. Motion carried.

9. SCHEDULING OF HEARINGS: None

10. DECISIONS FOR HEARINGS: None

11. PLANNED RESIDENTIAL DEVELOPMENTS (PRD): None

12. SITE PLANS: None

13. SUBDIVISION PLANS:

- a. Consideration to Approve Resolution #2009-106, Which Grants Final Approval to the Kistler Plan of Lots (Plan #20090029)** – Mr. Davidson made a motion, seconded by Mr. Logan to approve Resolution #2009-106, which grants final approve to the Kistler Plan of Lots (Plan #20090029). Vote: 3-Yes. Motion carried.
- b. Consideration to Approve Resolution #2009-107, Which Grants Final Approval to the Thomas Plan of Lots (Plan #20090024)** – Mr. Logan made a motion, seconded by Mr. Davidson, to approve Resolution #2009-107, which grants final approve to the Thomas Plan of Lots (Plan #20090024). Vote: 3-Yes. Motion carried.
- c. Consideration to Approve Resolution #2009-108, Which Grants Conditional Approval to the Greensburg II Potable Water Storage Tank Complex Subdivision (Plan #20090022)** – Mr. Davidson made a motion, seconded by Mr. Logan, to approve Resolution #2009-108, which grants conditional approval to the Greensburg II Potable Water Storage Tank Complex Subdivision (Plan #20090022) subject to them obtaining an appropriate sewer plan from DEP as required. Vote: 3-Yes. Motion carried.

14. ACTION TO BE TAKEN

- a. Consideration to Approve Ordinance #2009-08, Which Adopts the Hempfield Township Non-Uniform Employees Other Post-Employment Benefit (“OPEB”) Retiree Benefits Plan and Adopting the Declaration of Trust of the Hempfield Township OPEB Integral Part Trust and Establishing a Funding Policy for OPEB Benefits and its Intention to Fund the OPEB Integral Part Trust** – Mr. Logan made a motion, seconded by Mr. Davidson, to approve Ordinance #2009-08. Vote: 3-Yes. Motion carried.
- b. Consideration to Approve Ordinance #2009-09, Which Authorizes the Execution of a Cable Franchise Agreement between the Township and Comcast of Pennsylvania** – Mr. Davidson made a motion, seconded by Mr. Logan, to approve Ordinance #2009-09. Vote: 3-Yes. Motion carried.
- c. Consideration to Approve Resolution #2009-109, Which Approves the Purchases of Equipment and Authorizes Township Manager to Secure Appropriate Financing** – Mr. Logan made a motion, seconded by Mr. Davidson, to approve Resolution #2009-109. Vote: 3-Yes. Motion carried.

- d. Consideration to Approve Resolution #2009-110, Which Acknowledges Amendments to the Hempfield Township Municipal Authority Lincoln Heights Sewer Project, Specifically Possum Hollow Road** – Mr. Davidson made a motion, seconded by Mr. Logan, to approve Resolution #2009-110. Vote: 3-Yes. Motion carried.
- e. Consideration to Approve Resolution #2009-111, Which Approves the Non-Uniform Employees Other Post-Employment Benefit (“OPEB”) Retiree Benefits Plan and the Declaration of Trust of the Hempfield Township “OPEB” Integral Part Trust** – Mr. Logan made a motion, seconded by Mr. Davidson, to approve Resolution #2009-111. Vote: 3-Yes. Motion carried.
- f. Consideration of Resolution #2009-112, Which Accepts Streets and Roadways in the Westwind Estates Phase I Plan of Lots** – Mr. Davidson made a motion, seconded by Mr. Logan, to approve Resolution #2009-112. Vote: 3-Yes. Motion carried.
- g. Consideration to Approve Resolution #2009-113, Which Approves Salary Increases for Non-Union Employees** – Mr. Davidson made a motion, seconded by Mr. Logan, to approve Resolution #2009-113. Vote: 3-Yes. Motion carried.
- h. Consideration to Approve Resolution #2009-114, Which Approves Amendments to Township Manager’s Employment Contract** – Mr. Logan made a motion, seconded by Mr. Davidson, to approve Resolution #2009-114. Vote: 3-Yes. Motion carried.
- i. Consideration to Approve Resolution #2009-115, Which Approves Line Item Adjustments to the 2009 Hempfield Township Budget** – Mr. Davidson made a motion, seconded by Mr. Logan, to approve Resolution #2009-115. Vote: 3-Yes. Motion carried.
- j. Consideration to Approve Resolution #2009-116, Which Adopts the 2010 Operating Budget** – Mr. Logan made a motion, seconded by Mr. Davidson, to approve Resolution #2009-116. Vote: 3-Yes. Motion carried.
- k. Consideration to Approve Resolution #2009-117, Which Establishes the 2010 Millage Rate at 3 Mills and the 2010 Street Light Taxes** – Mr. Logan made a motion, seconded by Mr. Davidson, to approve Resolution #2009-117. Vote: 3-Yes. Motion carried.
- l. Consideration to Approve Authorizing Township Manager to Advertise for the FLSA Non-Exempt Position of Part-Time Secretary for the Recreation Office at a Rate of Pay and Hours to Be Established by the Board of Supervisors** – Mr. Davidson made a motion, seconded by Mr. Logan, to approve authorizing the Township Manager to advertise for the FLSA non-exempt position of part-time secretary for the Recreation office at a rate of pay and hours to be established by the Board of Supervisors. Vote: 3-Yes. Motion carried.
- m. Consideration to Approve the 2009 Additional Winter Recreation Staff as Listed on Attachment ‘A’ at the Rates Indicated** – Mr. Logan made a motion, seconded by Mr. Davidson, to approve the additional 2009 winter Recreation staff as listed on Attachment “A” at the rates indicated. Vote: 3-Yes. Motion carried.
- n. Consideration to Approve the Following Emergency Service Applications Pending Successful Completion of a Physical Examination:**

- | | | |
|---------------------|----------------|-----------------|
| 1) Joseph Muller | Fort Allen VFD | Jr. Firefighter |
| 2) Jordan Lancaster | High Park VFD | Jr. Firefighter |
| 3) Jordan Ault | High Park VFD | Jr. Firefighter |

Mr. Logan made a motion, seconded by Mr. Davidson to approve the above-referenced emergency service applications pending successful completion of a physical examination. Vote: 3-Yes. Motion carried.

15. OLD BUSINESS: None.

16. NEW BUSINESS:

Mr. Ferguson reminded everyone that the discount period for 2009 Per Capita taxes has been extended until December 31, 2009.

17. PROCLAMATIONS AND CERTIFICATES OF ACCOMPLISHMENT:

The Board of Supervisors recognized the Greensburg Central Catholic football team for their achievement in making it to the finals of the PIAA football championship game.

18. SUPERVISORS' COMMENTS:

The Board of Supervisors wished everyone a happy new year.

19. ADJOURNMENT:

Meeting adjourned at 8:44 PM