

The Township meeting held on April 7, 2015 at 7:00 PM was called to order and opened with the Pledge of Allegiance.

### Roll Call of Officers

All members were present; Sec-Treasurer Beverly Henderson, Solicitor Frederick Gieg, Atty. Matthew Gieg, Christopher Jancula, Twp. Engineer Thomas Levine, Sewer Engineer Christopher Dutrow were present.

### Minutes

A motion was made by James Grove and 2<sup>nd</sup> by Kenneth Wertz to accept the meeting minutes of March 3, 2015 and the Treasurer's Report for the month of March as presented. The motion passed unanimously.

General Comments: Janet Eldred, Joe Dodson and Joe Keller were present on behalf of the Hollidaysburg Area Library, Ms. Eldred presented the Board with a hand out as to a calendar of events. Ms. Eldred stated the primary propose for them attending the meeting is to see if the Township would support the Library at the cost of \$.50 per person. Joe Keller stated that when they built the new library they had obtained grants and donations and endowments. Mr. Keller stated that the last 3 to 4 years the library had been running approx. \$20,00.00 deficit which required them to use some of the endowment money, and that any kind of support from the Township would help balance the budget. Joe Dodson wanted to personally thank George Henry for all his personal help with the landscaping. Ms. Eldred stated that the library received funds from local government the state government as well as the local school district.

Gerald Rubritz was present concerning the recycling center across the road from his house. Mr. Rubritz stated that all he hears when he is home is the banging and clanging of stuff being dumped in the dumpster as well as car doors shutting and the garage guys picking up the recyclables early in the morning. Mr. Rubritz also stated that he felt the Township Crew should not have to come to work and brake boxes down or pick up trash, if you come to the bins and they are full take your belongings home until they are empty. The Board informed Mr. Rubritz that they are looking into gating the area, however they are in the early stages.

Chuck Myers of Lehman Engineers was present concerning the Frankstown Road Intersection, Mr. Myers had a couple issues that need to let the Board know about and to get some feedback. Mr. Myers stated that the job is in final design and on schedule with a letting date in August with construction to begin the following spring. One of the big issues that was raised is the driveway leading to the Lesh Residence, and the visibility once the turning lane is installed. Penn Dot and Lehman Engineers had met with the Lesh's and come up with 2 ideas, 1) would be to cut down the stone hill side and moving the entrance to the driveway

back or 2) blocking their driveway all together and if that happens the Lesh's are requesting a turn around to be installed off their driveway due to the fact there is no room to turn around at the house. Mr. Myers was wondering what the Township thoughts were on these scenarios.

Mr. Myers also asked the Board if the full intersection should have lights installed, the Board stated that with the size of the intersection it should be lit. Mr. Myers was told to get the designs to Tom Levine so he can look them over and advise the Board.

Old Business:

Bids for Sylvan Hills Phase 3 the following bids was received for the sewer main replacement work to be done on Sylvan Heights Drive, Larch Street and Sylvan Dr.

Glenn Johnston Inc.	\$ 998,948.00
Ligonier Construction Co.	\$1,299,870.00
D&M Contracting Inc.	\$ 898,997.00
Diehl Contracting LLC	\$ 781,285.00
D.J. Wisor & Sons	\$ 938,140.00

A motion was made by James Grove and 2<sup>nd</sup> by Kenneth Wertz authorizing Stiffler McGraw & Associates as well as Gieg & Gieg Attorney at Law to review all the bids and make a recommendation to award the bid to the successful bidder. The motion passed unanimously.

Pay Estimate #1 for Sylvan Hills Phase 2 to Lumadue Excavating LLC. Based on Engineer Dutrow is recommendation a motion was made by James Grove and 2<sup>nd</sup> by Kenneth Wertz authorizing the Pay Estimate #1 in the amount of \$84,994.68 to Lumadue Excavating LLC for work completed on the Sylvan Hills Phase 2 project? The motion passed unanimously.

Eric Rettig Side lot Addition – Based on Engineer Levine recommendation and the side lot addition conforming to the Subdivision Land Development Ordinance, a motion was made by Kenneth Wertz and 2<sup>nd</sup> by James Grove approving the Eric Rittig Side Lot Addition located off Beaver Dam Rd. as presented. The motion passed unanimously.

Pauline Woomer Subdivision- Based on Engineer Levine's recommendation, and the subdivision conforming to the Subdivision Land Development Ordinance, and also that an easement was in place to access the property a motion was made by James Grove and 2<sup>nd</sup> by Kenneth Wertz to approve the Pauline Woomer Subdivision located in the Klein Acres area as presented. The motion passed unanimously.

New Business:

Sylvan Heights Manhole Raiser Request – Penn Dot has informed the Secretary that there are new rules put into play for them to install manhole raiser when paving the roadways. The

Township would need to adopt a resolution grant Penn Dot the right in install manhole raiser, the Township will have to provide the manhole raiser. A motion was made by James Grove and 2<sup>nd</sup> by Kenneth Wertz authorizing the Chairman to sign the Resolution for the Sylvan Hills Phase 3 project.

Recycling Center with recent concerning about the recycling center located off the Township parking lot a request was for the Secretary to reach out to Martinsburg Borough. She reported that Mr. Randy Stoltz provided her with a lot of information. Mr. Stoltz stated that the gated recycling center was well received by the Borough residents as well as the surrounding Municipalities. The start-up cost was reimbursed through a grant which paid 90% of the cost, and there are grants to cover the cost of haulers picking up the recyclables. Mr. Stoltz stated that he would be happy to help the Township in any way he can.

Mr. William Straesser Congressman Shuster Office was present to give the Board an update on the MS4 guidelines and the EPA funding.

Mr. William Smeltzer was present concerning cutting across the roadway 4" to put a 3" pipe in, rather than bore under the road which will cost so much more. Engineer Levine stated his opinion would be No, but the Board has the final call. Engineer Levine stated that you was told that the Township was planning on paving the road and requested Mr. Smeltzer to install the pipe before the paving, of which was not done. Engineer Levine stated with such a small cut there would be no way that he could properly seal the cut.

Solicitor Gieg stated that several easement need to be acquired for the Sylvan Hills Phase 3 project, however there is one easement that we are unable to located at the present time. Solicitor Gieg stated he would try one more time to locate this individual, if he is unsuccessful in locating this individual Solicitor Gieg requested a motion from the Board to start processing to condemn the easement. With that a motion was made by James Grove and 2<sup>nd</sup> by Kenneth Wertz authorizing Solicitor Gieg to process with condemnation on the easement. The motion passed unanimously.

Engineer Dutrow stated that the yard restoration and paving on Sylvan Hills Phase 2 should start soon, Chairman Henry stated that he talked with Grannas Brothers and Lumadue Excavating concerning overlaying all of Elm Street. One half of the roadway to be paid by Lumadue Excavating and the other half by Frankstown Township to restore the roadway back to the way it was since it is a heavily traveled road.

A motion made by James Grove and 2<sup>nd</sup> by Kenneth Wertz to adjourn at 8:25 PM. The motion passed unanimously. The Board retired into an executive session for personnel.

Secretary Beverly J. Henderson

A special advertised meeting was held on April 24, 2015 at 8:00 AM for General Business at the Frankstown Township Municipal Building. The meeting was called to Order by Chairman Henry at 8:00 AM.

Condemnation of an Easement: Solicitor Gieg reported that there was many attempts to located Ms. Conaway without any response. Solicitor Gieg proposed a Resolution to condemn the easement on Leeann Cheung-Conaway property for the construction of a new sewer main located on Larch Street. A motion was made by James Grove and 2<sup>nd</sup> by Kenneth Wertz accepting the Resolution for the condemnation of the easement located on Leeann Cheung-Conaway. The motion passed unanimously.

Appraisal: As the result of the condemnation Solicitor requested authority to seek Kelly Cowan to appraise the easement, a motion was made by James Grove 2<sup>nd</sup> by George Henry granting Solicitor the authorization to seek Kelly Cowan to do the appraisal on the easement. The motion passed unanimously.

Sylvan Hills Phase 3: Engineer Dutrow was present from Stiffler McGraw and Associates concerning awarding the bid to Diehl Construction. Engineer Dutrow and Solicitor Gieg reviewed all the bids and have made the following recommendation: to award Sylvan Hills Phase 3 to Diehl Construction in the amount of \$781,285.00. There was a brief discussion concerning if there is to be a subcontractor that the Township will have the right to reject them, of which Engineer Dutrow stated that if there are any subcontractors the Township has the right to approve or disapprove them. A motion was made by James Grove and 2<sup>nd</sup> by Kenneth Wertz to award Sylvan Hills Phase 3 to Diehl Contraction in the amount of \$781,285.00. The motion passed unanimously.

Sylvan Hills Phase 2 Engineer Dutrow also stated that the paving, and restoration on Elm Street is under way. During the discussion concerning the replacement of the paving Chairman Henry felt that it should have a full overlay, therefore he had asked Grannas Brothers to quote the undisrupted area separately for the Township to replace. Engineer Dutrow was requested to send a letter to Lumadue Excavating LLC stating that all of the restoration needs to be done within the next 2 weeks.

Meeting adjourned at 9:18 AM with a motion made by James Grove and 2<sup>nd</sup> by Kenneth Wertz.

Secretary Beverly J. Henderson