

The Township meeting held on December 1, 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, Twp. Engineer Thomas Levine, were present.

### Minutes

A motion was made by Kenneth Wertz and 2<sup>nd</sup> by James Grove to accept the meeting minutes of November 4, 2015 and November 9, 2015. The motion passed unanimously.

A motion was made by James Grove and 2<sup>nd</sup> by Kenneth Wertz to accept the financial statement for the month of November. The motion passed unanimously.

Announcements: Budget Meeting will be held on December 11, 2015 @ 8:00 AM

General Comments Mr. Lenny Metz questioned why a full financial statement is no longer available to the public at the meeting? Chairman Henry stated we just wanted to keep things simpler.

### Old Business:

Rails to Trails A motion was made by Kenneth Wertz and 2<sup>nd</sup> by George Henry to provide a Letter of Intent for the Township Roadway that is to be vacated when RT22 improvements are completed by Penn Dot at no cost to Frankstown Township. If Rails to Trails can't obtain the grant then there is no need to proceed with ground being conveyed to Rails to Trails. The motion passed unanimously.

Mr. Edward Donohue also questioned about the Township giving a portion of the Liquid Fuels over the next 3 year. At the present time only one Board Member stated he was not interested in giving a portion of the Liquid Fuels since those funds are what the Township use to pave roadways.

Stormwater Ordinance A motion was made by James Grove and 2<sup>nd</sup> by George Henry to adopt the Stormwater Ordinance based on Solicitor Gieg's as well as Engineer Levine recommendation, since the Ordinance was duly advertised and placed in the Law Library and the Township Office for public inspection. Supervisor Henry and Grove agreed Supervisor Wertz opposed. Motion passed 2 votes to 1

Township's Participation in a county wide program for MS4 A motion was made by James Grove and 2<sup>nd</sup> by Kenneth Wertz to approve the participation in the County Wide Program for the MS4. Engineer Levine stated that the MS4 Working Group has to change, and Engineer Levine feels that this office will be opened in the Conversation District Office, and this should be

just like the way we are with the Blair County Sanitary Committee. The motion passed unanimously.

MS4 Working Group Resolution A motion was made by James Grove and 2<sup>nd</sup> by George Henry to adopt the MS4 working group resolution, based on Engineer Levine this resolution was prepared by the working group to send to DEP, by adopting this resolution will bring the Township in compliance. Supervisor Henry and Grove agreed Supervisor Wertz opposed. Motion Passed 2 votes to 1

While we were talking about the MS4 William Straesser presented the 8<sup>th</sup> Circuit Court Cases which stated that EPA may have overstepped the boundaries.

New Business:

Route 22/Frankstown Intersection Roadway Lighting Agreement after a brief discussion concerning a change the light agreement, and the draft drawing was not been received, the Board of Supervisors decided to table the agreement until the drawings are received. A motion was made by James Grove and 2<sup>nd</sup> by George Henry to table the agreement until the modification are received. The motion passed unanimously.

Safety Policies A motion was made by James Grove and 2<sup>nd</sup> by Kenneth Wertz to adopt the Safety Policies that was drafted by the Safety Committee, Solicitor Gieg stated that the committee did a good job. The motion passed unanimously.

Moving of the Monument the following quotes were received to move the monument from Little Frankstown to the Frankstown Memorial Park located in Geeseytown:

Smith Masonry	\$21,646.00
Prough Masonry	14,450.00
Village Restoration	15,000.00

After a brief discussion and Greg Werstil questioning why this wasn't put out to bid, he was told that these are quotes we didn't need to bid it. Mr. Werstil stated he would like to submit a quote, Supervisor Grove stated it is too late because he would know what the other bid, Solicitor Gieg agreed. Supervisor Wertz stated that he wanted him to clarify his bid before we award the bid. A motion was made by James Grove and 2<sup>nd</sup> by Kenneth Wertz to award the quote to Prough Masonry in the amount of \$14,450.00. The motion passed unanimously.

Sathya Aswathappa Party Barn A motion was made by James Grove and 2<sup>nd</sup> by Kenneth Wertz to authorize Gieg & Gieg Law Firm to file a Complaint in Equity and Motion for Preliminary Injunction against Sathya Aswathappa for work and holding functions in a barn that has not been permitted to do so. The motion passed unanimously.

Logan Township Letter concern connecting Mr. Andrews Sewer – The Board of Supervisor has decided that they need to talk to Logan Township concerning the sewer project

prior to agreeing to allow Mr. Andrews be connect to the sewer and become a Logan Township customer. Therefore a motion was made by James Grove and 2<sup>nd</sup> by Kenneth Wertz to table this request due to further information needs to be obtained. The motion passed unanimously.

Kenneth & Robin Wertz Subdivision Sewer Module – A motion was made by James Grove and 2<sup>nd</sup> by George Henry to forward the sewage planning module for the Wertz Subdivision off West Loop Road on to DEP, with Engineers Levine’s recommendation stating that it meets all the Township SLDO. The motion passed unanimously. Mr. Harry Acker questioned whether this subdivision would hurt Mr. Eminhizer

Sewer Rate Increase A motion was made by James Grove and 2<sup>nd</sup> by Kenneth Wertz to authorize Gieg & Gieg Law Firm to advertise for a 2% Sewer Rate Increase Ordinance to be adopted in January. The motion passed unanimously.

Sewer Meter Resolution A motion was made by James Grove and 2<sup>nd</sup> by George Henry to adopt the sewer meter resolution, which will give the fixture customers the opportunity to purchase a meter and install on their wells to have their water meter for sewer billing purposes. **The motion passed unanimously.** At the January 5, 2016 regular township meeting, this was called to be corrected, to read as follows: The motion passed with a 2 to 1 vote.

CDBG Application A motion was made by James Grove and 2<sup>nd</sup> by Kenneth Wertz authorizing the Chairman to sign the necessary paperwork for the CDBG Application. The motion passed unanimously.

CDBG Cooperative Agreement A motion was made by James Grove and 2<sup>nd</sup> by Kenneth Wertz to adopt the County Cooperative Agreement for the CDBG Funds as presented. Since this Board had no choice in this matter, they were told this is the way it is going to be. The motion passed unanimously.

Refinance the Sewer Loan with S&T Bank a motion was made by James Grove and 2<sup>nd</sup> by Kenneth Wertz to refinance the sewer loan with S&T Bank at the rate of 2.59% for the 90 month with all fees to be paid by the bank. The motion passed unanimously.

The regular Township meeting adjourned at 7:47 PM with a motion made by James Grove and 2<sup>nd</sup> by Kenneth Wertz. The motion passed unanimously.

Secretary Beverly J. Henderson

A special meeting was held on December 11, 2015 to adopt the 2016 Budget and any other business brought before the Township Board of Supervisors.

2016 Budget Adoption – a motion was made by Kenneth Wertz 2<sup>nd</sup> by James Grove to adopt the 2016 budget as presented to the Board on November 9, 2015 with some amendments. The motion passed unanimously.

Re-enact ½ % Earned Income Ordinance – a motion was made by James Grove and 2<sup>nd</sup> by Kenneth Wertz to re-enact ½% Earned Income Ordinance. The motion passed unanimously.

Re-enact ½ % Real Estate Transfer Tax Ordinance – a motion was made by James Grove and 2<sup>nd</sup> by Kenneth Wertz to re-enact ½% Real Estate Transfer Tax Ordinance. The motion passed unanimously.

Geeseytown Fire Company Yearly Agenda – a motion James Grove and 2<sup>nd</sup> by George Henry to approval the yearly agenda for 2016. The motion passed unanimously.

A brief discussion was held concerning the Boat Launch.

It was brought to the Board of Supervisor that the Workers Comp has increased by approx. \$1,700.00, and Teeter Insurance stated that we could separate the Fire Dept. from the Township.

A brief discussion was held concerning the resolution on well water meter. Engineer Levine is working on the septic for the meter, Solicitor Gieg stated that all the residence that are on fixtures should get a notice.

Supervisor Wertz questioned about what is the policy on employee use of cell phones while on duty at the Township. Solicitor Gieg stated that he will draft a resolution to be added to the handbook.

There was a brief discussion concerning the Rt. 22/Canoe Creek improvements. Engineer Levine had brought up 4 items that he feels needs address to be coincidence with the Stormwater Ordinance and wanted to talk to the Board before he forward on to the Penn Dot Engineer. The Board felt that Penn Dot is no different from anyone else and directed Engineer Levine to proceed with the letter outlining the 4 items. Solicitor Gieg also stated that we should put them on notice that there is some short coming.

There was a brief discussion concerning the Logan Twp. Sewer project, there is approx. 7 homes that could be connected to the Logan line and the Board feels that we should asked Logan if we do the work if we could hook onto their main with these 7 homes. There is a meeting scheduled for Wednesday December 16, 2015 with Solicitor Gieg, Supervisor Henry, Engineer Levine, Secretary Henderson, and Logan Township Representative.

Solicitor Gieg reported that the Complaint of Equity is in motion and there is a stop work immediately.

A motion was made by Kenneth Wertz and 2<sup>nd</sup> by James Grove to adjourn the meeting at 9:17 PM.

The motion passed unanimously.

Secretary Beverly J. Henderson