

April 1st, 2009

WASHINGTON TOWNSHIP SUPERVISIORS
P O BOX 56 93 JONES STREET
LILLY, PA 15938

MONTHLY MEETING
April 1st, 2009 6 PM

Regular meeting call to order:

Chairman-Road master Raymond Guzic, Jr, Vice Chairman Leslie Devett, Supervisor Jaime Hartline, Solicitor Thomas Swope and Secretary Pamela Flis.

Engineer Richard Wray was unable to attend the meeting.

Pete Steberger, Fred Kuntz, Lillian Guzic, Raymond Guzic, Sr., Robert Kunrod, Kathy Mellott, Matt Myers, David Gingras, David Fuchs, Pat Shedlock and Justin Eger also attended the meeting.

Salute to the Flag:

Public Participation:

David Gingras, Project Director Sting Communications, presented a proposal for an educational communication tower to be erected at Penn Cambria Intermediate School, 376 Wood Street, Lilly. The educational communication tower is part of the Penn Cambria School District for their intranet service. Sting Communications needs a Municipal Authorization Form signed by the supervisors to obtain a building permit.

Motion made by Jaime Hartline 2nd Leslie Devett to authorize a municipal authorization form for Cambria County Building Codes Enforcement Agency. Roll call all in favor, Motion passed.

Pat Shedlock inquired about water service, in Washington Township can a homeowner drill a well or are they forced to tap into public water. At current Washington Township has no mandatory tap-in ordinance.

Matt Myers inquired about the water situation; supervisor will cover later in the meeting.

David Fuchs inquired if the supervisors have received his letter and photos outlining his fencing project.

Police Report:

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Officer Honeshell presented the supervisors with the monthly police log, 9 calls were logged in March. As discussed, the property located at 461 Farmers Turnpike and the outstanding delinquent sanitation invoicing, the lien history and ordinance violations. Property owner has decided to tear the building down. The supervisors have given the owner 90 days for complete razing of the building.

Motion made by Jaime Hartline 2nd Leslie Devett to allow solicitor Thomas Swope to send Harriet Noel a letter stating that the property owner has 90 days from date of letter to complete the tear down. Roll call all in favor, Motion passed.

As discussed, the mentioning of being exonerated from sanitation invoicing to be included in the letter.

Officer Honeshell also added that the grass has been cut at the property.

Secretarial Report:

Motion made by Leslie Devett 2nd Jaime Hartline to accept the Minutes dated March 4th, 2009, with corrections. Roll call of votes all in favor, motion passed.

Motion made by Leslie Devett 2nd Jaime Hartline to accept the Treasures Report and Unpaid Bills Detail as submitted in written form. Roll call of votes all in favor, motion passed.

As discussed the two applications for exoneration from sanitation billing.

Motion made by Jaime Hartline 2nd Leslie Devett to exonerate the Charles McMullen and Faber Conrad from sanitation billing. Roll call of votes all in favor, motion passed.

As discussed the Liquid Fuels Allocation for 2009, has been received from PA Dept of Revenue. The Washington Township 2008 budget received from the auditors April 1st, 2009.

As discussed delinquent sanitation billing and those customers who have not picked up there certified letters and the decisions that District Magistrate, Galen DeCort will hear and how the delinquent letters and Sanitation Ordinances are worded, with "theft of services" which is a criminal offense and punishable under the law through the District Magistrate.

Sanitation services will be stopped for two delinquent customers and correspondence will be sent by either the Cresson Township Police Department or Solicitor Thomas Swope.

Motion made by Jaime Hartline 2nd Leslie Devett to research past practices and provide Cresson Township Police Department and Thomas Swope with the information and move forward with their recommendations. Roll call of votes all in favor, motion passed. The 2008 audit was presented to the supervisors for their review; Solicitor Thomas Swope will review the audit during the meeting and report his finds to the supervisor later in the

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meeting.

Correspondence:

David Fuchs's report on the wind damage on his fencing project along Farmers Turnpike, David is asking the township for an extension on the project due to this setback.

Motion made by Jaime Hartline 2nd Leslie Devett an extension date of July 1st, 2009 at 6PM to complete his fencing project around his junk yard, located along Farmers Turnpike. Roll call of votes all in favor, motion passed.

Spring Clean-up Saturday April 25th, 2009, Julie Hartline and Pat Shedlock will lead the Washington Township group during Spring Clean-Up; all volunteers are to meet at the Washington Township building at 8 AM.

As discussed the Gallitzin Tunnel Hill recycling program, Saturday, May 9th, 2009, this is a paid recycling program, sponsored by the PA CleanWays of Cambria County. Tunnel Hill has invited all the surrounding municipalities to participate.

All correspondence is on file at the Washington Township Office.

Road Masters Report:

As discussed the joining of Co-Stars and the Co-Stars Salt Contract Participation Agreement.

Motion made by Jaime Hartline 2nd Leslie Devett to adopt Resolution 1-2009 in reference to the Co-Stars Salt Contact Participation Agreement. Roll call of votes all in favor, motion passed.

Carmello Estates-real estate is not available to create a cal-de-sac in the original area desired; the cal-de-sac will have to move forward.

Dombrosky property is being surveyed by Donald Lane in preparation of an alley between Blueberry and Ryan Streets.

Lilly Coal Mine- Roadmaster spoke to DEP 04/01/2009 and was told not to open the mine, due to acid mine water. The DEP had originally told township supervisors to drill the mine, currently the DEP suggest the mine needs to be filled in/ patch over the road surface. Solicitor requested a written follow-up from the DEP as to why the change of course of action and stating under the abandoned mine laws if this mine collapses Washington Township would not be liable for damages.

P A Home Improvement Consumer Protection Act- new law passed in PA, as of July1, 2009, the Bureau of Consumer Protection will be licensing contractors. Under this new

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law the Bureau of Consumer Protection supersedes the Washington Township requirements for a contractor's license.

Motion made by Jaime Hartline 2nd Leslie Devett to waive the \$25.00 contractor's fee for home improvements and home construction. Roll call of votes all in favor, motion passed.

Motion made by Jaime Hartline 2nd Leslie Devett to refund the contractors who have paid Washington Township for a contractor's license in 2009. Roll call of votes all in favor, motion passed.

As discussed the Washington Township Supervisors forming a municipal authority; one will be needed for the Regional Recreation Center. Solicitor's advice is to start the process of forming a municipal authority and remain dormant until it is needed; the municipal authority will be a mutli-purpose for recreation and utilities.

As discussed the Upper Dutchtown Water Association and Lilly Borough Water Authority and the future of both of these water authorities and the need and desire for stimulus monies for updates and repairs. Also discussed, the change of plans for water service when an oral agreement was made for water tap in on Blueberry, and the letter of correspondence sent to Lilly Borough concerning the water commissioner.

Motion made by Jaime Hartline 2nd Leslie Devett to draft a letter to Lilly Borough Water Authority drafted by Solicitor Thomas Swope, on Washington Township letterhead asking for an update on the Upper Dutchtown Water Association. Roll call of votes all in favor, motion passed.

Motion made by Jaime Hartline 2nd Leslie Devett to have Solicitor Thomas Swope start drafting an ordinance for formation of an authority. Roll call of votes all in favor, motion passed.

Safety Committee:

Nothing at this time.

Solicitors Report:

Dennis Adams property located at 123 Peach Lane, Lilly, there is a possibility that the property may be purchased by township for \$5000.00, there are 13 liens on the property in excess of \$5000.00, of the 13 liens, 11 are from Washington Township, and the other two liens are from Central Mainline Sewer Authority. There is the probability that Washington Township could approach Mr. Adam's with the understanding that currently there are approximately \$5000.00 worth of liens attached to the property, to provide a clear title to the township those liens would have to be cleared. The township would be willing to take the property as is and clear the liens themselves. Washington Township and CMSA would fore go or reduces these liens, any and all negations for property

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should be approved by the Washington Township Supervisors. 2008 property taxes have been paid and an updated address on the property owner is the newest information found. Roadmaster Raymond Guzik, Jr. will approach Mr. Adams about his property and have a report ready for next month's meeting.

Solicitor Thomas Swope had the opportunity reviewed the 2008 audit and found no major concerns with it.

Motion made by Jaime Hartline 2nd Leslie Devett to accept the 2008 audit as presented and to allow for the advertising as required. Roll call of votes all in favor, motion passed.

Engineers Report:

None at this time

New Business:

Motion made Leslie Devett 2nd Jaime Hartline to accept the name Delmanison Drive for a paper alley and access to his property. Roll call of votes all in favor, motion passed.

Roadmaster met with Penn Dot for the 2009 paving contract, determined which roads would be included in the project, discussed asphalt prices. Roadmaster presented the board with a summary of calculations for repayment of loans, with a payment schedule.

Under the Local Unit Debt Act, once the township accrues over \$125,000.00 for a project within the township, you are required to approach the Department of Community and Economic Development for approval of that debt, and in order to incur this debt, the township is required to consider and adopt an ordinance increasing the debts of the township. This ordinance must be advertised for three days prior to adoption. Submittal of ordinance must be submitted with a promisory note to the DCED, at which time they will consider the ordinance.

Solicitor Thomas Swope acquired draft ordinances from the DCED for the townships use. Supervisors need to identify the project and have funding in place; from there the ordinance can be written.

Motion made by Leslie Devett 2nd Jaime Hartline to advertise for a special meeting for April 16, 2009, 4PM for the paving contract, ordinance preparation, and any other business brought before the board. Roll call of votes all in favor, motion passed.

Old Business:

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Codification – Tabled
Survey of Township – Tabled

Regional Recreation Center:

DCNR Grant due April 22, 2009, Larry Custer from the Redevelopment Authority is writing the grant.

Francis McCool American Legion and SOKOLS have donated each \$5000.00 to the Regional Recreation Center, with matching funds when the grant is received.

Donations for the Regional Recreation Center are being solicited from The Degol Organization and Gamesa.

Motion made Jaime Hartline 2nd Leslie Devett to submit the completed grant application to the DCNR for the Regional Recreation Center. Roll call of votes all in favor, motion passed.

Roadmaster is planning on the pipe extensions for the ball field to be completed next week.

Supervisor Jaime Hartline expressed his thankfulness to the Legion and SOKOLS for the donations made to the Regional Recreation Center.

For The Good of the Township:

Motion made by Jaime Hartline 2nd Leslie Devett to name the Francis McCool American Legion and SOKOLS for their generous contribution to the Regional Recreation Center and for the community involvement and the betterment of the township. Roll call of votes all in favor, motion passed.

Additional Items:

As discussed the survey of the donated 12 acres from the Cooney Brothers Coal Company, and the review of the subdivision by the board and solicitor.

Motion made by Jaime Hartline 2nd Leslie Devett to accept the sub-division between Cooney Brothers Coal Company and Washington Township for the Regional Recreation Center. . Roll call of votes all in favor, motion passed.

Adjournment:

Motion made by Leslie Devett 2nd Jaime Hartline to adjourn the meeting at 7:56 PM. Roll calls of votes, all in favor, motion passed.

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Chairman, Raymond Guzic

Vice-Chairman, Leslie E. Devett

Supervisor, Jaime Hartline