

# JEFFERSON TOWNSHIP

## REGULAR MEETING

August 14, 2017

### CALL TO ORDER:

The regular meeting of the Jefferson Township Board of Supervisors, held at the municipal building on 157 Great Belt Rd., Butler, PA, was called to order by Chairman John Cypher at 7:00 P.M. on August 14, 2017. All rose to pledge the flag.

### ROLL CALL:

Those present were John Cypher, Lois Rankin, Braden Beblo, and Sec/Treas. Lois Fennell.

### ANNOUNCEMENTS:

Chairman Cypher noted that the Supervisors met in a brief executive session just prior to this meeting to discuss personnel matters and ongoing legal issues.

PUBLIC COMMENT ON THE AGENDA AS PRESENTED: None.

### MINUTES:

John Cypher *moved* to approve the July 10, 2017 regular meeting minutes as written and distributed. Braden Beblo *seconded*. All agreed and *motion carried*.

### FINANCIAL:

Bills paid between the July 10th and the August 14, 2017 meetings totaled \$3,798.00. Bills presented for payment from the General Fund this evening totaled \$342,147.75. Bills presented from the State Fund this evening totaled \$260,000.00 Total of all funds after payment of the bills was \$1,193,579.20. *Motion* by John Cypher to pay the bills presented plus any regular bills that may become due before the Sept. 11, 2017 meeting. *Seconded* by Lois Rankin. All agreed and *motion carried*.

### PUBLIC BUSINESS OR COMMENT:

Sgt. Barnhart from the PA State Police, officer in charge of patrol units, was present to speak briefly and answer questions that we may ask. He reported that there have been 95 calls answered in Jefferson Township from June 1st to the present. Of those 95 calls, 16 were motor vehicle (13 reportable). Of these 16 3 were DUI related and 1 was a fatality; 1 burglary; 3 theft and the balance were miscellaneous (some domestic issues). He noted that there has been someone (dressed in black, probably age 30 or so) going around after dark and rattling doors at various homes, mostly in Clinton Township, but some in the southern area of the Township (Dinnerbell Rd., Victory and Golden City Rd.) They have stepped up patrolling in that area. He urges residents to keep doors locked and to notify the State police if anyone suspicious is seen hanging around. So far, nothing has been reported as stolen; they do not know the motivation of the actor.

### RECREATION COMMITTEE:

Brian Patten reported on the Recreation meeting held August 2, 2017.

Baseball: Scott Kriley reported. The Baseball Association is okay with the proposed 'ground work' suggested to control the rain water runoff and reduce erosion at Fields 6 and 7. The road crew suggested re-grading. Fall Ball registration is now open. [www.saxonburgbaseball.com](http://www.saxonburgbaseball.com) A tree fell on the upper batting cage near the Ladies' pavilion. The road crew will get to it as soon as they can.

Pool: Greg Bauer reported. The Aug. 12th '50th Anniversary Celebration' will include a 'community picnic' from Noon to 4 PM; a covered dish was suggested. There is a \$1 entry fee. They will serve hot dogs, popcorn, and snow cones. They will also have trivia games, T-shirts sales; a slide show and other activities. [www.sebcopool.com](http://www.sebcopool.com) It was noted at the Supervisors' meeting that it appeared to be a successful day.

## RECREATION COMMITTEE, cont.:

Softball: Jim Jones reported. Bike and scooter traffic has been lessened; the signage placed along the sidewalks seems to be working. The tournament at the end of July was a success. Fall Ball is now open.

[www.sagsa.org](http://www.sagsa.org)

Soccer: Shane Huffman - absent 8/2/17 - no report. [www.knochsoccer.org](http://www.knochsoccer.org)

New Business: They are looking into prices for a 'lightning detection (warning) system'. Mr. Rod Miller, so far, has contacted E. H Griffith Co. (referred to them by Butler Country Club).

Old Business: They are looking into costs to expand the camera system to view more areas (i.e. the pool and softball parking lot.)

Action Items: 1) Brian Patten is to contact Keith Thrower to determine cost and feasibility of additional cameras for the security system. 2) A separate lighting switch needs to be installed next to the electrical panel in the Ladies' Aux. pavilion. The Township plans for Dutch Grabe do this soon. 3) Brian is trying to contact Gary Pinkerton to get a 'county discounted price' for new bleachers for the Pony Field area. The quote from National Recreation Systems is \$3,699.00.

Lois Rankin *moved* to send a thank you letter to Viki Nulph and Rich Weleski for painting the park entrance signs and for planting flowers & mulching around the signs. *Seconded* by Braden Beblo. All agreed and *motion carried*.

It was noted that the Supervisors are waiting for Attorney Marshall's review of the Park Rules and Reg. (and the license agreements) before proceeding with an ordinance revision.

## ROAD FOREMAN REPORT:

Chairman Cypher read the report submitted by the road foreman, Bill Foertsch. 391.12 tons of salt were delivered at the current contract price (via CoStars). Dutch Grabe was contacted to install a light switch in the Ladies' Pavilion; he will do this in a week or two. Bill obtained quotes for 'Notice - Surveillance Cameras in Use' and 'Sound Horn' signs. The Supervisors had previously said they would 'consider' a request for "Sound Horn' signs at the railroad underpasses. They discussed it briefly this evening, but did NOT approve use of the 'Sound Horn' signs.

A suit was filed at the District Judge's office for the sign damage at intersection of Mushrush Rd. and Saxonburg Rd. The driver was billed, but has not remitted payment to the Township. Bill made a police report on damaged signs at the intersection of Patterson/Bullcreek and Bullcreek/West Jefferson Roads. Total approx. cost is \$600.

As of Friday, Aug. 11th, the Hannahstown Rd. bridge project was going well and on schedule. However, over the weekend a vehicle slammed through the barricade and landed on the new culvert pipe. County engineer, Kevin Gray, will be getting the police report and making the damage claims. Since the project is delayed he will be notifying the school district that the road will remain closed indefinitely (until they know the extent of the damages and re-construction needed.)

The 2017 paving project is completed and currently the road crew is back-filling the shoulders and gravel driveway entrances. Smith and Heller Roads are the last left to back-fill. The invoice from Wiest Asphalt came in at \$555,559.86. XTO's contribution will be \$120,000.00 and the total for Penn Township's end of Heller Rd. is \$12,530.23. The final cost to the Township for the paving will be \$423,029.63. The road foreman has obtained quotes for shooting MC70 oil on all the shoulders along the new pavement to help hold the millings in place. *Motion* by John Cypher to authorize purchase through Russell Standard for \$19,560.00. Braden Beblo *seconded*. All agreed and *motion carried*.

To replenish the stockpile of millings (used close to 2000 ton to back-fill the shoulders), Bill got a quote from Wiest Paving for 400 ton of millings delivered for \$13.50 per ton (total \$5400.00). *Motion* by John Cypher to authorize purchase of the 400 ton of millings from Wiest Asphalt Paving as quoted. *Seconded* by Braden Beblo. All agreed and *motion carried*.

*Motion* by John Cypher to proceed to purchase 250 ton of AS1 'anti-skid' material to replenish the stockpile for this winter. *Seconded* by Braden Beblo. All agreed and *motion carried*.

The 2017 double seal project should be completed by the end of August. Russell Standard is behind about 2 weeks due to the rainy weather and has asked if the Township would extend the 8/20/17 deadline

## ROAD REPORT, cont.:

without penalties. After a brief discussion, Lois Rankin *moved* to allow the 2 week extension (to Sept. 3, 2017) without penalties. *Seconded* by Braden Beblo. All agreed and *motion carried*.

The road crew hopes to start the 3rd and final berm mowing by Sept. 14th. They also hope to get some crack sealing done before the winter season arrives.

Bill received an offer from Ron Kosik to sell to the Township a 'diesel leaf vac.' (the same one used by when we hired him to do leaf collection in the park in the past) at a cost of \$3500 or best offer. The unit is in good shape with no known issues. Bill suggests using the park materials 2017 line item budget. Mr. Kosik would like an answer by September meeting. Motion by John Cypher to offer up to \$3,500. Motion died for lack of a second. *Motion* by Lois Rankin to offer up to \$3,000. *Seconded* by Braden Beblo. All agreed and *motion carried*.

Bill added a 'notice' that a PA One Call 'final design' came through for the intersection widening of Victory Rd. and Golden City Rd. Golden City Rd. is to get a bituminous overlay 20 ft. wide and 2610 ft. long (not quite to St. Elias Lane) via PennEnergy, who plan to build a well pad on the Boldy Farm property.

As of Friday, August 11th, Russell Standard had not come up with a plan of action for repairs to the 2016 double-seal project. Their written offer was received today, listing 'most' of the roads seal-coated last year and suggesting a 'fog coat' be placed. The Supervisors decided to inspect the roads 'not on the list' (i.e. Rennick, Golden City and Dreher) (set for Wed., 8/16/17 at 7 AM) to determine if they also should be 'on the list' for the fog coat. Once the inspection is done, Russell Standard will be contacted.

Bill asked for approval to move forward with having Insight Pipe clean and video inspect the 1,005 L.F. of 15" tin whistle pipe on Great Belt Rd. near the bike trail (cost about \$1500) and schedule pipe liner installation via CoStars (which could be about \$55,257 less the \$1500). After a brief discussion, John Cypher *moved* to have the cleaning and inspection done first to determine actual need. *Seconded* Lois Rankin. All agreed and *motion carried*.

## PLANNING COMMISSION:

Leo Rosenbauer, Chairman of the Planning Commission reported on their July 27, 2017 meeting. The P.C. reviewed the Grabe Plan No. 2 on Bullcreek Rd. prepared by Graff Surveying for Merlin & Grace Grabe. Parcel A of the original Grabe Plan is reduced by Tract A of 0.167 acre to be conveyed to Revised Lot 3 of the Foertsch Plan, owned by Donald & Diana Lehnerd with existing house, out buildings, well and septic, thus increasing it to 4.546 acres. Parcel A is further reduced by the creation of Lot 3 (of this Grabe Plan No. #2) of 2.457 acres with existing dwelling and out building and well & septic. Revised Parcel A is 6.280 acres with existing septic system and pavilion. The P.C. approved the Grabe Plan No. 2 subject to receiving a memo from Doug Duncan (SEO) in regards to existing septic systems. A 'walk around' drawing has been provided by the SEO, Doug Duncan, noting that there was 'no apparent surface malfunction' for Lot 3 (Grabe plan) or the Revised Parcel A. It was further noted that Revised Parcel A's water is supplied from well on Lot 3. *Motion* by John Cypher to approve the Grabe Plan No. 2 as presented. *Seconded* by Lois Rankin. All agreed and *motion carried*.

The P.C. reviewed the Carl Lehnerd Plan (a Lot-Line Revision) on Bullcreek Rd. prepared by Graff Surveying for Carl Lehnerd and Jon W. Disher. Original Lot 1 (owned by Disher with existing dwelling/septic) is reduced to 4.378 acres (Revised Lot 1) by Tract A of 1.336 acres to be conveyed to adjacent Revised Lot 2 now 7.496 acres (owned by Lehnerd with existing dwelling/septic.) Leo Rosenbauer recused himself from voting on this plan, as he prepared and presented the original proposal to the Township in 2011 when he worked for Graff Surveying, but the owners failed to record it. The P.C. voted to approve the Carl Lehnerd Plan (a Lot-Line Revision) contingent upon verification of the 50 ft. right-of-way (Bullcreek Road) bordering the plan. Graff Surveying offered verification by way of copy of prior L. Veselich Plan (2001) showing the same 50 ft. right of way (25 ft. on either side of Bullcreek Rd.) at north corner of Lot 1. *Motion* by John Cypher to approve the Carl Lehnerd Plan as presented. *Seconded* by Lois Rankin. All agreed and motion carried.

## PLANNING COMMISSION, cont.:

The P.C. discussed a request from William Sherry for a second address at 258 Bonniebrook Rd. Mr. Sherry sent a e-mail explaining that it used to be a personal care home (first Christie's, then Abbyhill) before it closed in 2010. In 2012 they entered into a lease to buy agreement with Courtney Knoch and Shawn Strobel (for the Knoch Personal Care Home) and at that time, the renters told Mr. Sherry that they obtained a separate address (258 Suite B Bonniebrook Rd.) from the Township. There is no record or copy of a letter issuing such address on file at the Township office and the previous codes officer said he does not recall having issued such and finds it hard to believe that he would have issued one. The lease was broken in Dec. 2012 and since then the Sherrys have rented the basement apartment to Marcellus shale workers, a family from their church, and then their daughter until 2017. They were not using the Suite B address and the mailbox was removed at some unknown point. After checking with the Township Attorney, the P.C. wrote to give approval for the second address and to explain that the building cannot be used for 'other than a single family dwelling or duplex'. The Supervisors agreed with the Planning Commissions comments in their letter of Aug. 2, 2017. *Motion* by Lois Rankin to send letters from the Board of Supervisors by regular mail and certified mail to Mr. and Mrs. Sherry and to the Howard Hanna realtor (who is advertising it as a triplex on [realtor.com](http://realtor.com)) with an additional comment added to the P.C.'s comments (i.e. #4): Therefore it cannot be a triplex. Also, it cannot be converted back to a personal care home without compliance with the current ordinances, land development approval, and appropriate permits. *Seconded* by Braden Beblo. All agreed and *motion carried*.

The P.C. reviewed the draft letter from Attorney Marshall to be sent to Mrs. Simms (Rustique Roost). They voted to recommend that the Supervisors send the letter with corrections (type-o's). The Supervisors have signed that letter and it indicates that Mrs. Simms must comply by August 28th. It was discussed briefly that the P.C. can talk to her if she attends the Aug. 24th meeting, but a land development application cannot be accepted at this point since it should have been submitted 15 days before before the Aug. 24th P.C. meeting. Otherwise, if she contacts the Township, she is to be told to come to a Supervisors' meeting (the next one is Sept. 11, 2017.)

## UNFINISHED BUSINESS:

The Supervisors advertised for diesel and unleaded 'no-ethanol' gasoline. Only one bid was received this evening, from Purvis Brothers, Inc. The Bid Bond and Insurance Certificate were enclosed; the bid was: Up To 8,000 gal. On-road diesel (clear) **OPIS (\$1.7281) + .0769 (cents)** – Unit Price \$1.8050 + \$.05 winterization; and Up To 600 gal. Unleaded 'no ethanol' gasoline **OPIS (\$1.7556) + .60 (cents)** – Unit Price \$2.3556

John Cypher *moved* to award the 'fuel bid' for both the On-Road Diesel (clear) and the Unleaded 'no ethanol' gasoline to Purvis Brothers as bid. *Seconded* by Braden Beblo. All agreed and *motion carried*.

The Township received notice from Wendy Leslie that the 2017 CDBG Allocation figures are in: Activity is \$77,285 and Admin. is \$16,896 for a total of \$94,181. We have already designated the 2017 CDBG funds for housing rehab., but there can be revisions if we come up with a project to benefit 51% or more low to moderate income. Three resolutions are needed to complete the county application for 2017. *Motion* by John Cypher to adopt Resolution #398 designating the County of Butler to administer the CDBG and authorize entering into contract (signing the cooperation agreement) with the County. *Seconded* by Braden Beblo. All agreed and *motion carried*. *Motion* by John Cypher to adopted Resolution #399 indicating the "Three Year Plan" for use of the CDBG funds. *Seconded* by Lois Rankin. All agreed and *motion carried*. *Motion* by John Cypher to adopt Resolution #400, the Fair Housing (non-discrimination) Resolution as required. *Seconded* by Braden Beblo. All agreed and *motion carried*.

It was noted that the Attorney reviewed and approved the DCNR Resolution #397 and the Gas Lease Amendment; therefore as indicated last month, the Supervisors signed the two documents on Aug. 8, 2017 before the notary public and forwarded said documents to PennEnergy.

## NEW BUSINESS:

The 2018 Minimum Municipal Obligation (MMO) for the Jefferson Township Pension Plan is \$15,575.00. *Motion* by John Cypher to accept the report and authorize the amount to be included in the 2018 Budget. *Seconded* by Lois Rankin. All agreed and *motion carried*.

## MISC. BUSINESS:

- Received NOTICE from XTO Energy that they are applying for a well permit for the proposed Prager A Unit 2H well (but the paperwork is for Unit 1H) and also for Prager A Unit 3H well (papers do refer to 3H)...in Summit Township, Simon Dr.

- Received NOTICE from Beran Environmental Services that PennEnergy is proposing to permit and drill 4 additional wellheads on the W15 well pad - #5H, 6H, 7H, and 8H, on the Armstrong Cement Corp. property, Cornetti Rd., Clearfield Township.

- Received NOTICE from Penn United Technologies, Inc. - application to DEP being made for an Air Quality Plan Approval Permit for its facility located at 799 N. Pike Rd., Cabot, Jefferson Township.

Chairman Cypher announced that the Board of Supervisors and the three 'union' employees have agreed to change the work week (which ran from Friday to Thursday) to Thursday to Wednesday, with payroll on Thursdays biweekly.

## ATTENDANCE:

William Foertsch, Sue Hartzell, Sgt. Brian Barnhart, Kevin Gray, Lil Bachman, Brian Patten, Roger Cypher, Leo Rosenbauer and Evie Gross.

## ADJOURN:

*Motion* by Lois Rankin to adjourn at 8:48 P.M. Braden Beblo *seconded* the motion. All agreed and *motion carried*. The next regular meeting at 7 PM on Monday, Sept. 11, 2017 at the Township Building, 157 Great Belt Rd., Butler.

*Respectfully submitted by Sec/Treas., Lois Fennell*