

Connoquenessing Township's Supervisors Meeting was called to order by Chairman, Terry Steinheiser at 7:00 p.m. on May 1, 2013 at the Connoquenessing Township Municipal Building. Present were Supervisors Terry Steinheiser, Scott Longdon and Jack Kaltenbaugh . Also attending were Solicitor Andrew Menchyk, Jr., Engineer Bill Braun, Treasurer Lee Kradel and Secretary Brenda Davis was present to take the minutes. Fourteen residents signed in on the public sign in record on file. The meeting opened with the Pledge of Allegiance.

REVIEW MINUTES

Steinheiser motioned to accept the "supervisors meeting" minutes of April 3, 2013. Longdon, seconded. Roll call, yes.

FINANCIAL REPORT

Lee Kradel reported the beginning balance in the General Fund is \$282,692.35 but after total deposits of \$85,224.97 and checks of \$61,235.30 are approved tonight the ending balance will be \$306,682.02. The Escrow account beginning balance was \$24,090.50 but after deposits of \$2,400.00 and checks in the amount of \$1,387.00 tonight, the ending balance is \$25,103.50. Lee Kradel said the Highway Aide beginning balance was \$169,667.41 but with interest of \$8.63, the ending balance is \$169,676.04. Lee Kradel stated the Act 13 Impact Fee fund beginning balance is \$205,619.01 but with interest of \$27.04, the ending balance is \$205,646.05. Steinheiser motioned to accept the financial report and pay the bills. Kaltenbaugh, seconded. Roll call, yes.

AUDITOR

Katie Yates from Maher Duessel, our independent auditor, presented the Auditor's Report for year ending 2012. Ms. Yates stated Maher Duessel issues four documents which are the "Annual Audit and Financial Report", "Management" letter, "Communication with Those Charged with Governance" letter and the "Legal Advertisement" they put in the Butler Eagle by the deadline. Ms. Yates stated the DCED report, required to be filed by April 1, 2013 with the State, was filed by Maher Duessel on March 19, 2013. Ms. Yates noted there was no difficulty in getting information from the Township personnel to do the audit and no new accounting policies took place in 2012. In addition, Ms. Yates stated only minor journal entries were needed to reconcile the financial report. Ms. Yates stated the financial report is the responsibility of the supervisors and the opinion page belongs to the auditors. Ms. Yates mentioned Page 1 of the DCED report, "Adverse Opinion", Paragraph 2 "Clear Opinion" and stated the Financial report numbers for revenue are consistent to last years. Ms. Yates noted a new account # 355.09 was added for the Act 13 Marcellus Shale account. Ms. Yates stated our revenues were close to \$1.3 million and expenses at \$963,000 left a surplus of \$332,000. Steinheiser thanked Ms. Yates for her presentation. All documents can be reviewed at the Township office.

COMMENT PERIOD

* NONE *

BIDS

Longdon motioned to advertise for limestone, dustoil and diesel fuel. Kaltenbaugh, seconded. Roll call, yes.

OLD BUSINESS

* NONE *

NEW BUSINESS

Steinheiser stated Dennis Baglier is requesting another sign on their Mazda building and two additional light poles in their parking lot. Steinheiser asked Leyne Lokhaiser, who was present, what his comments were on the additional sign. Mr. Lokhaiser stated he would have to deny the additional building sign because our new sign ordinance only allows 2 signs on a building. Mr. Lokhaiser stated Honda North has four signs on their building and doesn't see a problem having another sign, however, Mr. Lokhaiser stated the supervisors would have to grant a modification to allow the additional signage. Steinheiser questioned Mr. Lokhaiser on the request for two new light poles. Mr. Lokhaiser stated one pole will be in the front and one on the side and will be in the same line as their present poles which will not create anymore light out onto the adjacent property of Estle Harp or the road. Steinheiser told Mr. Baglier he doesn't see a problem with the extra sign but can't go against the new sign ordinance. Steinheiser stated the new ordinance was enacted to stiffen the requirements on billboards. Steinheiser recommended Mr. Baglier seek legal counsel on the issue. Mr. Menchyk, Jr. stated Mr. Lokhaiser needs to deny his application first. Longdon agreed with Steinheiser saying the ordinance is what it is and has been adopted and needs followed. Mr. Menchyk, Jr. stated the new ordinance does not allow modifications to be granted and the permit should be denied. Mr. Baglier said he already had the sign purchased and felt it was already approved previously with the other signs. Longdon stated when the plan came through before, the two signs already on the building were approved with the standing sign which was under the old ordinance but this new sign in question was not approved. Steinheiser made a motion to approve Mr. Baglier's request for lighting. Longdon, seconded. Roll call, yes. Steinheiser told Mr. Baglier he was sorry but he would have to work with Leyne Lokhaiser to rectify the signage issue.

Steinheiser said there is a request for a new lane name for Robert Hilliard for new lots near 547 Dick Road. Steinheiser stated Mr. Hilliard requested "Santa Rita Lane" which 911 has approved. Steinheiser made a motion to approve the new lane name "Santa Rita". Longdon, seconded. Roll call, yes.

REQUEST TO BE HEARD

Mr. Howard Quinn had a complaint about a neighbor, Ricky Bridges, moving a mobile home in on property next to his. Mr. Quinn stated he had talked to the previous owner of the property it is on and was told he never gave Mr. Bridges permission to cut a drive in from Rt. 528 to bring a trailer in. Mr. Quinn also notified PennDot and they never permitted a cut in off Rt. 528 and stated that recently he has purchased this piece of property at 1395 Prospect Road and had it recently surveyed and shows that the mobile home is only 6' 7" from the property line.

Mr. Quinn said this structure is violating our Township ordinance that requires 15' side set backs and an acre of land for a residential building. In addition, Mr. Quinn said Mr. Bridges didn't get a building permit application for this and doesn't have a current permit for the sewage system. Mr. Quinn stated since Mr. Bridges didn't get a building permit that tells him that the township is not getting tax money for the trailer. Longdon stated Leyne Lokhaiser has been out and questioned Mr. Quinn if a trailer was ever on the property before? Mr. Quinn said, "no", he has lived there 15 years. Longdon asked if anyone was living there? Mr. Quinn said it looks like someone is moving in. Steinheiser told Mr. Quinn he didn't feel Mr. Lokhaiser had all the documentation on this and will need to research this and go back out. Mr. Lokhaiser stated he didn't see Mr. Quinn's letter or survey and had not made a determination. Steinheiser started to table the discussion until Lokhaiser can go out again and told Mr. Quinn if it is illegal, steps will need to be taken to rectify. Mr. Bridges was present and told Mr. Longdon his daughter was living in the trailer. Mr. Bridges explained he bought the lot from a Mr. Horwitz years ago and a septic system was already put in and approved at that time. Mr. Bridges also stated there was a permit issued to build a house there at one time. Mr. Longdon stated that was many years ago and a permit should have been applied for the existing dwelling. Mr. Bridges stated he has permits from 1996. Longdon said those permits would be expired. Longdon told Mr. Bridges he needed to fill out a building permit application and Lokhaiser would have to determine if a permit should be issued. Mr. Bridges told the Quinn's he didn't mean to create them any problems. Steinheiser made a motion to table the discussion until Mr. Lokhaiser reports back to the board. Longdon, seconded. Roll call, yes.

Hortensia Elswick, resident on Fassinger Road, stated she has complained to the previous township supervisors for 10 years about neighbors water from across the street draining onto her property and into her house and the township has not helped. Longdon stated he was over there with the road superintendent and there are plans to correct the situation. Longdon told Ms. Elswick the road will be repaved, they will be updating the old drainage and putting in new drainage. Longdon also said the road will be raised by 2-1/2" which should correct the problem. Longdon said the new sloping will divert the water to flow into the ditch line and into our pipes and not onto Ms. Elswick's property. Ms. Elswick displayed pictures showing the water problems on her property. Longdon told Ms. Elswick to wait until the road is paved and drainage is redirected and if this does not correct the problem, let him know. Ms. Elswick thanked Longdon for assuring her something will be done.

PLANS

Steinheiser said he heard the Westerman Plan had to submit more revisions and since no one was present to represent them, Steinheiser tabled their plan until next meeting.

Eric Pawlowicz, representing the Pawlowicz Plan, stated he is requesting preliminary and final approval of a lot line revision. Mr. Pawlowicz said it is one acre of the family farm for his daughter and husband to build. Mr. Braun said it is creating a new building lot and the residence will have access to the 50 ft right-of-way coming off Eagle Mill Road. Lee Kradel questioned if the lane should have a name or will they need an Eagle Mill Road address. Mr. Pawlowicz said the bed and breakfast uses 179 Eagle Mill Rd. and they would like to keep that for business purposes and he would prefer using 177 Eagle Mill Road. Steinheiser said he didn't see a problem with that but suggested they put markers at the end of Eagle Mill Road

stating the address numbers on the lane for 911 purposes. Steinheiser made a motion to approve the Pawlowicz lot line revision plan as final. Kaltenbaugh, seconded. Roll call, yes.

Secondly, the Pawlowicz "Sewage Planning Module" needed approved and signed in order to be submitted to the DEP. After the board reviewed, Steinheiser made a motion to approve the Pawlowicz "Sewage Planning Module". Longdon, seconded. Roll call, yes. Steinheiser signed the "Sewage Planning Module" and then the mylar was signed by Steinheiser and secretary, Brenda Davis. Eric Pawlowicz questioned when he can getting a building permit. Lee Kradel told him once his "Sewage Planning Module" is approved by the DEP and the Township gets the approval notification, then he can apply for a building permit.

ENGINEER REPORT

Mr. Braun stated that Brett Schultz, representing Sonoma Valley, is requesting a reduction to their letter of credit in the amount of \$41,256.00, leaving a revised amount of \$1,493,115.80. Mr. Braun stated they have completed a lot of earth work, stripping of topsoil and completed some utility installation and agrees with their request for reduction of the bond amount. Steinheiser made a motion to approve the reduction of their bond amount to \$1,493,115.80. Kaltenbaugh, seconded. Roll call, yes.

Secondly, Mr. Braun told the board he received a call from Gateway Engineers, representing Boylan Funeral, asking if they would need to go through a new land development plan and all the meetings again if they change some of their plan. Mr. Braun told Gateway if it was minor they may not need to but was unsure on what they are considering. Steinheiser said we will need more information before a decision could be made.

SOLICITOR REPORT

Andrew Menchyk, Jr. updated the board on the Kelosky SFTF. Mr. Menchyk, Jr. stated they did not respond to the district magistrate complaint, therefore there is a judgment placed against them in the amount of \$473.19 meaning a lien is placed on any real property they own. Mr. Menchyk, Jr. stated it is the board's decision on when or if they want to execute on this judgement. Mr. Menchyk, Jr. said the lien will continue to accrue at a rate of 6%.

Secondly, Mr. Menchyk, Jr. stated he is currently working on revising the sewage ordinance.

CODE ENFORCEMENT REPORT

Code enforcement report in packets. Steinheiser motioned to approve and pay Leyne Lokhaiser's invoice in the amount of \$144.08. Longdon, seconded. Roll call, yes.

ROAD MASTERS REPORT

Longdon said the road superintendent's report for April 2013 stated the winter equipment is put away and the men have been preparing the roads for the upcoming tarring, paving and crack sealing projects. Longdon said the loose shot gravel has been swept up and the housing plans have been swept.

Secondly, Longdon said he met with XTO Energy to discuss Powdermill Road issues. XTO is planning on moving back a bank at their entrance to improve site distance and also widen some

berms for easier access. Longdon stated XTO is also going to do patch work on Powdermill and Nursery Roads. Longdon also stated that Rex Energy will be addressing our issues on Boy Scout Road.

Thirdly, Longdon mentioned hiring a part time person to maintain the grounds and mow the grass. Longdon stated the road crew is extremely busy and needs to be working on the roads. Longdon suggested one or two days a week at minimum wage. Kaltenbaugh and Steinheiser agreed with Longdon's suggestion. Longdon asked Mr. Menchyk, Jr. how to proceed. Mr. Menchyk, Jr. said to accept applications but he would need to look over the collective bargaining agreement. Longdon made a motion to advertise for part time grounds keeper upon Mr. Menchyk, Jr.'s review of the union collective bargaining agreement and verifying there is no legality issue. Steinheiser, seconded. Roll call, yes.

BUILDING INSPECTOR'S REPORT

Steinheiser stated there were six building permits applied for this month. They were:

Florence Palmer - replaced condo - Hidden Meadow Circle
 Charles Herrmann - shed - Pine Tree Road
 Roy Gilliland - replace barn - Reiber Road
 Robert Hilliard - mobile home - Dick Road
 Edward Gilliland - mudroom & garage - Welsh Road
 Larry "Doug" Cratty - garage - Welsh Road

TAX COLLECTOR REPORT

* NONE *

SEO REPORT

* NONE *

EMERGENCY MANAGEMENT COORDINATOR REPORT

* NONE *

MOTIONS & GENERAL INFORMATION

Steinheiser stated the Township Office will be closed on May 16, 2013 for officials to attend the Butler County Association of Township Officials (BCATO) convention.

Steinheiser mentioned one of our great township residents and vice-chairman of our planning commission, Ron Kaltenbaugh, is having health issues and wanted to discuss if the Township could possibly donate to this benefit. Steinheiser said another meeting will be held before the spaghetti dinner benefit so the board could decide on an amount to donate at the June 5, 2013 meeting. The spaghetti dinner benefit will be held at St. Mark's Lutheran Church on June 9, 2013 between 3:00 p.m. - 7:00 p.m. Anyone interested in donating desserts, basket for Chinese Auction or monetary donations can call Sherry Lokhaiser at 724-482-4120.

Steinheiser said the below, which was on the agenda, is for information:

Recycling Day will be held at Forward Township on May 11, 2013 between 8:00 a.m. and 2:00 p.m. Information is posted on outside bulletin board.

Received letter dated April 9, 2013 from R.A.R. Engineering Group, Inc. notifying us of the proposed use of General Permit BDWM-GP- for Utility Stream Crossings/Reiber Road Waterline Installation.

Received letter from DEP dated April 10, 2013 stating they received a Water Mgmt Plan Amendment application from XTO for PA American Water Co. - Butler Powder Mill Run Road. If anyone wants to challenge this action, the appeal must reach the DEP within 30 days of this letter. Information on file at Township Office.

MOTION TO ADJOURN

Steinheiser motioned to adjourn the meeting at 8:18 p.m. to an executive session to discuss union negotiations and Western Pennsylvania Co. Litigation. Kaltenbaugh, seconded. Roll call, yes. Steinheiser stated the board would not return.