

Wayne Township,

Lawrence County, Pennsylvania

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Ellwood City, PA 16117

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Dennis E. Hall, Chairman/Supervisor
Robert E. Abraham, Supervisor
Charles Hutchison, Supervisor
Shari D. Baney, Secretary/Treasurer

Minutes for the June 4, 2009 Meeting Wayne Township, 1418 Wampum Road, Ellwood City.

In attendance were Dennis Hall, Chairman/Supervisor; Charles Hutchison, Supervisor; Ryan Long, Solicitor; and Shari Baney, Secretary/Treasurer. Absent was Robert Abraham.

Meeting opened with the “Pledge of Allegiance” lead by Chairman/Supervisor, Dennis Hall.

Hall instructed the secretary to change the minutes in the PAVING PROJECT category-- from “to get permission...” Hutchison requested “3 phone quotes...” Hutchison made a motion to accept the minutes of May 2009 with the so-noted change. Hall 2nd the motion. All in favor.

PUBLIC INPUT:

Tootie Welsh wanted to know if there was any word on the “guide rail” situation. She also wanted to know if there was any follow-up conversation with Trooper Dugan since it has been 2 months since the incident. Hall said “no”. Hall requested tag information from Tootie. She responded she had given it to him the name, plate number that afternoon and wanted to know if it was stolen.

OLD BUSINESS:

Tar and chip – Supervisors wanted to put out to bid 7,500 tons of Super Pave Asphalt – HMA (more oil in it) Wearing Course 5.5 MM Mix SRL-E; PG64-22; 0-.3 Esels -or- FB3 Modified. They wanted it delivered and in-place. Bid will be opened at the July 2nd meeting. This bid will be in excess of \$10,000 and will be needed to be advertised 45 days and no less than 10 days per the day set for the public bid. The Supervisors wanted to know if they could reject all bids because they may just need 5,000 tons, depending on the outcome of the Sewer Authority’s responsibility. Supervisors were concerned about the timeline, if they put the bid out in July, get a response in August, Penn Dot’s dateline is October 31st. With weather and conditions they might run out of time.

Hall made a motion to table, pending the meeting; Hutchison 2nd the motion. All in favor.

Chuck Hutchison had Sewer Authority questions. He wanted to know what the Sewer Authority is doing out there (referring to Squaw Run) and what was the SA intentions for road reconstruction. Chuck doesn't want to tar and chip Chewton until they knew the intentions of the Sewer Authority. He said if the township was tarring and chipping ONE place, that they want to do the same for everybody. There was strong interaction from Richard Figurel (Sewer Authority Board Member) and the Township Supervisors. There was a question about "extending the sewer line". Ryan Long said he believe the Act 537 Plan would have to be amended. He said there was no fundings left in the Penn Vest; and it would also depend on the supervisors if they want to incur additional debt. They are the ones guaranteeing the debt.

Inspection: Taylor Engineering is doing the Bridge Inspection, Canal Street, and lower Chewton. Any bridge longer than 20 feet needs to be inspected. If the township gets the bridge inspected this year, the township will get reimbursed 80% of the costs. And if the bridge ever needs to get replaced, the State will fund 85 to 90% Liquid Fuel funds.

Hutchison made a motion the Township have Taylor Engineering inspect the bridge and pay full price this year and next year get reimbursed. Hall 2nd the motion. All in favor. Weight limit is not changed and if there were a change they would notify the township. Currently weight limit is 19 ton and combination of 37 ton.

NEW BUSINESS:

1. 15-foot extension onto the Cloud Cover Salt Shed. Supervisors stated that there was a flaw in the MSDS specs. that their current shed is faulty so they decided to add an additional 15 feet. Hutchison made a motion to add another 15-foot section on for an amount of \$9,000. Hall 2nd the motion. All in favor.
2. Picnic/Food Update – there was phone request for quotation from 6 suppliers. Kotuby's quoted a cost of \$499 for 500 people. Hall made a motion to accept the Kotuby quote. Hutchison 2nd the motion. All in favor. A letter was sent to Tony Court, Ellwood Borough on May 15th, regarding a "car show". The township received no response.
3. Maury Waltz sent a letter to James Irwin for property litter violation. Maury gave Irwin an extension to his request. Irwin called the office and requested the township grant permission to burn 3 to 4 dump truckloads of wood, etc. and he requested this to be replied in writing. Discussion included the township requiring Irwin to notify the VFD with a 3-day notice. Ordinance states there is no burning on Sundays from 7 to 7. Hall made a motion to grant the request with the specific conditions be met. Hutchison 2nd the motion.
4. Jake Brake Study. Hall stated Penn Dot study results would be in approximately 4 to 6 weeks. We have to write an ordinance and supply the signs and advertise anywhere from 3 to 30 days. Maybe by July's meeting the township would have an answer.

Ques: Could this ordinance apply to another area such as Wampum Road? No, you would have to do a separate ordinance.

The supervisors said they were putting a "speed trailer" at the Wayne Township Garage area to alert drivers of their speed.

5. Sewer Authority Open Records Request dated May 27, 2009. No activity as of today's date: June 4, 2009. The request was for minutes and expenditures from 10/2008 to present– no action. Ryan Long to Greg Fox submitted the original request 6 months ago. Rich Figurel disagreed with that that nothing had come before the Board. Figurel said once the request is given to the Sewer Authority Board, they have 30 days to respond. Ryan Long and Dennis Hall both told Figurel you have five (5) days to respond or to explain why you need an extension, and it does NOT have to go before the Board. Figurel again disagreed, stating he didn't get his information from Greg Fox that he got it from the State.
6. Hall instructed Long to set up an appointment with Greg Fox, Cornell Jerome, himself and the supervisors to have a meeting to see what the SA is going doing out there (Squaw Run Road area) when it comes time for fixing the roads because the Township did not make those roads like that, the SA did. Supervisors want to know how they are going to fix the roads and when they are going to do it. Hutchison said we are getting many complaints about "fixing the roads". Township callers are wanting to know why the township roads are so bad: (a) why are they not getting done; (b) what are they intending to do? Figurel said the township should not have to field those questions, that complaints should be directed to Cornell Jerome. Figurel said the condition of the roads should be returned to the township the way it was before it was torn up. Contractors cannot give an answer yet. Supervisors strongly feel, they are the debt holders, they should be informed and communication be made to them by the SA so they could give a reasonable response to the callers and keep the Supervisors in the loop as a courtesy request. Tootie asked about a bond posted. Chuck said "yes", in the amount of \$250,000. Chuck said that would NOT nearly cover the cost of repairs and the Supervisors feel they are going to unfairly get stuck.
7. The Supervisors want to put out to bid 7,500 Super Pave Asphalt and/or 7,500 FB3 Modified (see old business)
8. Fall Clean-up – Hall questioned to do want to have a fall cleanup? Hutchison said not after he saw Franklin Township's cleanup.
9. Tax Collection Committee – to find a person who could meet the 7 requirements per the PA – ACT 32 -- Comprehensive Earned Income Tax Collection Reform Act . Requirements recommended:
 - (1) A legal resident of the municipality or school district she/he will represent; and at least 18 years of age or older
 - (2) A registered voter within the municipality or school district she/he will represent.
 - (3) A non-elected person from and within the municipality or school district she/he will represent.
 - (4) Be current, at time of appointment and throughout term of appointment, on his/her Earned Income Taxes for and within the municipality or school district she/he will represent.
 - (5) Be computer literate and have an active email address.
 - (6) A non-felony criminal record and not subject to any civil court action.
 - (7) Available to attend monthly TCC public meetings, as scheduled by TCC.

This TCC (Tax Collection Committee) meeting will meet in the fall. This information is from Lawrence County stating each municipality will have ONE representative and ONE alternate. We will need to advertise for this position. This is a committee to choose who will collect the taxes. The State is doing away with the Central Taxes. Everything is going to go through Harrisburg and come back to the county and be distributed to each municipality. There is a possibility we could lose a quarter of our tax revenue. This is a non-paying committee. This committee person must be on board by September 15, 2009. Once determined the members will meet once a month. They could receive mileage and a per diem fee.

Lien Letter and Resolution was submitted by Hall to Long from Council of Government Department. That was Hall's motion; Hutchison 2nd. All in favor.

Hutchison made a motion to Pay Bills. 2nd by Hall All in favor.

Zenergy Consulting will be meeting with the Township Supervisors to see if the township can cut costs on our energy. The Sewer Authority was informed to see if they would like to participate. Zenergy is through the COG.

Ryan Long – working on getting some ordinances done on Aetna and looking into the township adopting or accepting Aetna from the Boro Municipal Line to the Crabapple, which had not been done so far. Everything has been done and we should be receiving Liquid Fuel funds for that and for Laurel Avenue.

There is a road break per Jon Johnson and all we need now is the dimensions because is it worth it. It applies to Plum, 660' & Volpes, 330'. This is under a different ordinance. And a separate advertisement for each road. Long said the township may already have an ordinance but unlikely.

Long reiterated that Plum and Volpes were not on the tax map, right? Question did we ever vacate the road? Is this part of our plot plan? Advertise, possess openly and you allow it to go on for 20 years or so, it becomes your land.

PHC matter. There is nothing going on with the halfway house. The officials are still gathering information.

Hall made a motion to adjourn the meeting at 7:50 p.m. Hutchison 2nd the motion. All in favor.