

MINUTES

Antis Township Board of Supervisors Meeting

August 1, 2013, Antis Township Meeting Room

7:00 PM

ATTENDANCE

MEMBERS PRESENT:

Raymond Amato, Robert Smith, Charlie Taylor, Kenneth Hostler, Charles Caracciolo II

VISITORS:

Joe Smyder, Resident; Bob Himes, Resident; Bill Plummer, Resident; Bob Himes, Resident; Bob Franks, Sheetz Inc.; Steve Augustine, Sheetz Inc.; James Widmann, Employee; Jeff Miller, Resident; Adeena Harbst, Tyrone Herald; Brian Diehl, Gary Dougherty, Scott Gregg, Resident; Scott Kustaborder, Resident; Robert Hornberger, Resident; Kelly Cernetich, Altoona Mirror; Ginger Patterson, Manager's Secretary; Chris Arseniu, Ordinance Enforcement Officer; Steve Shiffler, Road Foreman; Patrick Fanelli, Andrews & Beard; Brian Shura, Stiffler McGraw & Associates; Lori Del Biondo, Township Secretary-Treasurer; Lucas Martsolf, Township Manager

The meeting was called to order at 7:00 p.m. by Raymond Amato, followed by prayer and Pledge of Allegiance.

During the Public Comment Period Scott Kustaborder and Gary Dougherty requested that consideration be given to extended hours at the compost site. He contended that the current hours do not provide access for those who work during the day. Supervisor Hostler responded that the Board would discuss the issue.

Jeff Miller, Parkview Estates, inquired as to what the Township planned to do regarding the sink hole in his yard. The manager responded that the Township Engineer has completed a site visit and determined that the problem was unrelated to the Township. However, if the residents determine through investigation that the issue is the responsibility of the Township then those results can be brought to the Township. The manager recommended that our engineer send a letter to the involved residents.

The July 17, 2013 Board of Supervisors Meeting Minutes were approved on the motion of Bob Smith, seconded by C.J. Caracciolo followed by a 5-0 aye vote.

Supervisor's Reports

1. Ray Amato

- Mr. Amato provided the Board Members with a report of the Park & Recreation accomplishments the last few months.

2. Charlie Taylor

- Supervisor Taylor reported an issue regarding the earning threshold as it relates to the Flat Rate occupation Tax. The issue arose when the Bellwood Antis School District lowered

the earning threshold from \$2,500 to \$1,500 while the Township's rate remained unchanged. The differing rates were not reflected on the tax returns, resulting in the Tax Collection Bureau probably collecting taxes that were not properly assessed. The issue was discovered several months ago and the Blair County Tax Collection Bureau assured us that refunds would be issued. Mr. Taylor has recently discovered that the earning threshold is not consistent with all municipalities and therefore he is not in favor of adjusting the rate to be consistent with the School District. Ms. Del Biondo responded that the issue was discussed with the Blair County Tax Collection Bureau and it was stressed that our rate be consistent with the Bellwood-Antis School District because their system is not designed to handle the differing rates. Mr. Taylor believes the school should increase their rate to be consistent with ours. Mr. Taylor also inquired as to the progress of the refunds being issued. Ms. Del Biondo responded that the BCTCB indicated that the process is an arduous one and would take several months for all of the refunds to be issued and most likely would not be completed until the end of the year. Mr. Taylor stressed that we continue to follow-up with the Blair County Tax Collection Bureau to ensure that the refunds are issued.

Attorney Fanelli requested an executive session.

Supervisor Smith presented the Sheetz Lot consolidation, Subdivision, and Land Development for a project located on Route 220 and State Route 865, Antis Township, Blair County. The intent is to rebuild the Sheetz existing location. The project involves the subdivision of the adjacent Grove property (3-21B-34 & 3-21B-54) and the subsequent consolidation of lots including the existing Sheetz (3-21B-33-1) and Himes Property (3-21B-33-A). On the motion of Bob Smith, seconded by Charlie Taylor followed by a 5-0 aye vote, the Sheetz Lot Consolidation and Subdivision was approved. The Township Engineer gave no exception to granting a waiver request to Section 504.E.9 of the Stormwater Management Ordinance, requiring fencing around all detention ponds. The Solicitor will include indemnification to the Township in the developer's agreement pertaining to the waiver. On the motion of Bob Smith, seconded by Charlie Taylor followed by a 5-0 aye vote approval was granted to the waiver request. Conditional approval was given for the Land development on the motion of Bob Smith, seconded by Charlie Taylor followed by a 5-0 aye vote. Approval is pending the following conditions as listed in the Township Engineer's review letter dated July 26, 2013:

- Financial security is to be submitted for all required improvements in the amount of \$1,191,999.60
- "Certification of Ownership" statements on Lot Merge and Land Development Plans must be executed and notarized
- Sewage flow estimates need to be submitted in order to determine the need for sewage facilities planning.
- Soil erosion and sedimentation control plan approval and the NPDES permit for stormwater discharge from construction activities are to be obtained from the Blair County Conservation District and submitted to the Township.
- A PennDOT Highway Occupancy Permit is to be obtained and submitted to the Township.
- A Developer's Agreement, acceptable to the Township Solicitor, outlining the terms and conditions of the Township plan approval must be executed.
- The Developer's Agreement must include adequate indemnification to the Township

due to the waiver granted regarding fencing around the detention ponds.

- A deposit in the amount of \$6,000 is to be submitted to the Township for Municipal Stormwater Maintenance
- Connection to the sanitary sewer system is to comply with Northern Blair Regional Sewer Authority
- Connection to the water system is to comply with the requirements of the Altoona Water Authority

The Treasurer's Report was approved on the motion of Ken Hostler, seconded by Bob Smith followed by a 5-0 yes roll call vote.

Bills in the amount of \$26,012.58 to be paid from the General Fund, \$49,136.85 to be paid from the Capital Reserve Fund and \$12,284.21 from the State Fund were approved on the motion of Bob Smith seconded by C.J. Caracciolo followed by a 5-0 yes roll call vote.

CDBG bills in the amount of \$3,215.81 were approved on the motion of Ken Hostler, seconded by Charlie Taylor followed by a 5-0 yes roll call vote.

Mr. Gregg requested that the Board consider vacating Dysart Road from the River Road intersection to the County Bridge (approx.1640 feet). The Manager responded that staff is recommending approval on the basis of cost savings of future operating and capital expense. The Manager confirmed that there were no restrictions on the grant funds received from the Conservation District used for the dirt gravel project completed last year. It was noted that Mr. Gregg was advised on the implications of the Township vacating the road. The issue was tabled so that the impact, if any, on Liquid Fuels could be determined and so that we could notify the County of our intention.

Supervisor Taylor asked the Solicitor for an update on the situation with Sam McCloskey and the issues surrounding his financing. Attorney Fanelli responded that it appears that the bank is now satisfied with our providing a certificate acknowledging the approval to the change of use of the building and a certificate that says the financial security is released. Once Attorney Fanelli receives confirmation that these are the things they are looking for, the documents can be prepared.

On the motion of Bob Smith, seconded by C.J. Caracciolo followed by a 5-0 aye vote approval was given to accept the proposal to repair and sealcoat the cul-de-sacs in Bel-Aire Estates at a cost of \$1,643.74.

The Board went into executive session at 7:57 PM with the meeting adjourning at 8:30 PM.

Submitted by:
Lori Del Biondo
Antis Township Secretary-Treasurer