

# MINUTES

## Antis Township 2021 Board of Supervisors

June 5, 2022, Antis Township Meeting Room

### ATTENDANCE

#### Board Members

Janet Lantz, Chairman; Supervisor; Bob Smith, Supervisor; Brian Kustaborder, Supervisor; Steve Winterstein, Supervisor. Absent was Dave Worthing; Supervisor

#### Staff

Douglas Brown, John Frederick, Randy Showalter and Lori Del Biondo

#### Visitors

Township Engineer Chris Dutrow, Jason Shura (Stiffler McGraw), Township Attorney Pat Fanelli, Lance Kustaborder (Pinecroft Fire Hall), and Rick Forshey (Rt220 Auto)

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The June 2, 2022 Board of Supervisors meeting was called to order at 7:00 by Janet Lantz followed by the prayer and Pledge of Allegiance.

#### Public Comment Period

None

#### Meeting Minutes

The May 5, 2022 Board of Supervisor meeting minutes were approved on the motion of Supervisor Kustaborder, seconded by Supervisor Winterstein followed by a 4-0 voice vote.

#### Supervisors Reports

Brian Kustaborder – Made a brief report that the Public Safety Committee has met individually with both fire companies and look to be making progress on improving the relationship involved. Additionally, as part of that meeting Brian was able to connect Pinecroft Volunteer Fire Co. with April from Teeter Group and she performed an insurance review. The result of this review is that Pinecroft Fire has opened their own insurance policy on the vehicles and equipment and will be removing those from the Township's policy effective June 1. Pinecroft has requested that the Township pay for the annual premium of \$7,529. Supervisor presented this in the form of a motion, it was seconded by Supervisor Winterstein followed by a 4-0 vote.

#### Solicitor's Report

Pat Fanelli reported that he has been working on an ordinance for the park and recreation facilities of Antis Township. This will assist the Bellwood police in regulating the community park and will also involve the Bellwood Borough adopting a sister ordinance and the two municipalities signing an Intermunicipal Agreement. The final details are being worked out between the Pat and the Borough's solicitor, and he will be sending out a copy to the supervisors. However Pat asked for authorization to advertise the ordinance as soon as it is prepared. The motion to prepare for adoption and

advertisement an ordinance for the Antis Township Parks by Supervisor Smith, seconded by Supervisor Kustaborder followed by a 4-0 vote.

### **Manager's Report**

Manager Douglas Brown made a few comments regarding an ongoing residential stormwater issue that he will be sending out a separate update on within a day or two, the bathroom to be funded through CDBG on the trail is well underway with drawings that are 90% completed submitted by the architect for review, and that Norfolk Southern has (finally) signed off on two of the three needed easements to move forward with the rails to trails project.

### **Road Foreman Report**

Road Foreman, Randy Showalter, took a moment to thank the staff and board for the personal support during the last few months as he has dealt with an outside issue. Supervisor Smith commented that Randy the support was well deserved.

### **Code Enforcement Report**

John Frederick noted that progress continues to be made in addressing some properties in poor condition, including the removal of at least one junk trailer on a property. He then brought up the Brent Hopkins Setback Exception Request. This was presented at a previous meeting, and the decision was made that if Mr. Hopkins was able to have his property corners and boundaries marked in order to verify the distances from each that the township would be agreeable to approving the request. The property boundaries have been marked and the new addition will be two feet from the back corner to the property line and four feet from the front corner to the property line. The motion was made to approve the request as presented by Supervisor Kustaborder, seconded by Supervisor Winterstein followed by a 4-0 vote.

### **Engineer's Report**

Engineer Chris Dutrow reported that Watts Road Culvert Project had several contractors pick up bids, but that only a single bid was received. This bid was from Excavating Associates of Ellerslie, MD. The bid was in the amount of \$593,804 with an alternate bid of \$76,662. Jason Shura who worked on the project for Stiffler McGraw spoke about the lack of bids and how it could be tied to the lead times for the concrete piped coupled with the need to be out of the stream by October due to it being regulated as a protected native trout stream. After a discussion regarding the project, timeframe and timeframes it was decided that the submitted bid would be rejected and to move forward with preparing a second advertisement for this fall. This will push the project to next spring as work cannot begin until after April 1 due to the Little Juniata being a trout stream. The motion was made by Supervisor Smith, seconded by Supervisor Kustaborder followed by a 4-0 vote.

### **Planning Commission**

MAG Industries LTD, Land Development – Supervisor Smith gave a short description of the MAG Industries plan to develop a lot in the I99 Enterprise Business Park and due to potential political changes as well as the need for various permits (HOP, ND PES) was asking for a 203 day time extension which would push the next review deadline after the December 2022 board meeting. Supervisor Smith made the motion for the 203 day time extension, seconded by Supervisor Winterstein followed by a 4-0 vote.

### **Treasurer Reports**

The May 2022 Treasurers Report was approved on the motion of Supervisor Winterstein, seconded by Supervisor Kustaborder followed by a 4-0 voice vote.

A motion to approve the April 2022 Bills in the amount of \$26,083.43 from the General Fund, \$170.00 from the Capital Reserve Fund, \$6,612 from the American Rescue Plan fund, \$73.50 from the Stormwater Improvement Fund and \$2,096.75 from the SAP&DC Fund was approved on the motion of Supervisor Smith, seconded by Supervisor Kustaborder followed by a 4-0 roll call vote.

### **New Business**

Workers Compensation & Liability Insurance Renewal – The final changes have not been made and the township is still waiting to receive the final submission from our agent, however Supervisor Kustaborder made the motion to authorize the Township Manager, Douglas Brown, to move forward with the insurance renewal. The motion was seconded by Supervisor Winterstein followed by a 4-0 vote.

Junkyard Permit Renewal – There are permits for 3 entities operating as junkyard within Antis Township that are renewed on an annual basis. John Frederick put together a short description of each, including a map, for the supervisors and those present. They were:

C&C Auto Salvage, 915 N 1<sup>st</sup> Street - They recently completed what they term “a crush out” and removed a vast majority of their cars. They plan to use this time to clean up around their site and regrade a portion it while the inventory is low. As it stands currently there are no violations to date and the recommendation by the staff is to renew the permit. The motion to approve the annual renewal of C&C’s junkyard permit was made by Supervisor Smith, seconded by Supervisor Kustaborder followed by a 4-0 vote.

Route 220 Auto Center, 3309-3315 E Pleasant Valley Blvd – Mr. Forshey has operated this facility for many years at the same site. Due to ongoing changes to the flood zone requirements he finds himself with a property that he claims to be devalued as the majority of it is within the floodway, but has also led him to be in violation of the rules governing flood plains. In 2020 and 2021 Mr. Forshey was given a conditional license in anticipation of his retirement and/or sale of the property. There are several house trailers that need to be removed from the flood plain, and are in violation other Township ordinances. Mr. Forshey was present at the meeting and has agreed that these need to be removed, but due to extenuating circumstances finds himself, again, behind in meeting the deadlines to do so. He is also working with a potential buyer to sell the property which is further incentive to get it cleaned up. After a conversation with Mr. Forshey regarding the past issues, current problems and future plans Supervisor Winterstein made the motion to approve a conditional license until December 1, 2022 on the condition that all of the house trailers be removed and any other violations remedied prior to the December 1 deadline. If he continues to make steady progress and has an issue with the December 1 deadline he is to come back and ask for an extension prior to the December meeting. The motion was seconded by Supervisor Kustaborder followed by a 4-0 vote.

Caracciolo Steel and Metal Yard, 1813 E 6<sup>th</sup> Avenue Road – This is another tenured operation within Antis Township. Their site is close to the Delta-Stotler Landfill Superfund site and as such are required to submit frequent water samples to DEP. The only observed violation to an Antis Township ordinance is that their material is piled higher than the facility fences. This is both the result of the site being situated on the side of a hill (with the fence partially being downhill) but also due to the

current market where material is being brought in faster than it can be removed. The material in question has been piled there for some time however. The staff recommendation is to renew the annual license, but ask the Caracciolo family to devise a strategy to correct the violation. The motion to approve the annual junkyard permit was made by Supervisor Smith, seconded by Supervisor Kustaborder followed by a 4-0 vote.

It was brought up at a public safety meeting that we could use an additional fire hydrant installed in the Riggles Gap Area. Supervisor Kustaborder was in contact with the Altoona Water Authority and they would be willing to install the hydrant if we were to purchase it. Supervisor Winterstein made the motion to approve purchasing a fire hydrant from the Fire Hydrant Fund, it was seconded by Supervisor Kustaborder followed by a 4-0 vote.

Cohen Law has negotiated the new cable franchise agreement with Breezeline (formerly Atlantic Broadband) and submitted a draft proposal. In order to adopt the agreement a new ordinance needs to be filed. Pat Fanelle reviewed the proposed ordinance from Cohen Law and approved of advertising this ordinance at the same time as the park ordinance. Supervisor Smith made the motion to authorize the advertisement of the ordinance, it was seconded by Supervisor Winterstein followed by a 4-0 vote.

In addition to the Breezeline agreement Cohen Law has contacted multiple municipalities in the area concerning Comcast and their expected move into the area. Cohen Law is willing to offer a discount on their services if multiple municipalities agree to sign with them. If 4 or more municipalities contract with Cohen Law the discount would be 20%, which appears to be feasible. As part of the agreement 50% of the rate would be paid up front, but if Comcast does not move into the area within 18 months this would be refunded by Cohen Law. Township Manager Douglas Brown also mentioned that Logan Township would be considering the same timeline, and that by having multiple municipalities working together with the same firm it would bring more negotiating power to the agreement. Supervisor Smith made the motion to move forward with Cohen Law to negotiate on Antis Township's behalf with Comcast. This motion was seconded by Supervisor Kustaborder followed by a 4-0 vote.

The Compost Site gate has been getting a lot of use since the installation of the fob system requiring annual passes for residents. It was recommended that the broken bracket be fixed, the geometry corrected for the opening arms and the insides of the arms to be rebuilt as the small plastic rollers have been worn out due to the gate action being off. This was reviewed and recommended by the Capital Improvement Committee. Supervisor Kustaborder made the motion to move forward with the gate repairs through Craig Fencing, it was seconded by Supervisor Winterstein followed by a 4-0 vote.

The final New Business item was a request from Jeff Farber, who is the Emergency Management Coordinator for Antis Township. Mr. Farber had submitted a request to purchase equipment in the amount of \$679 (there is \$1,000 in the budget for this). After a brief discussion it was decided that this request would be tabled until Mr. Farber is able to attend a meeting and provide more details on what he is purchasing as well as invoices/bills for the items.

### **Public Comment Period**

There were no public comments.

**Executive Session**

After the public comment period the board recessed to discuss a personnel issue.

The meeting was the adjourned at 8:45 PM.

Submitted by: Douglas Brown