

MINUTES

January 7, 2013 6:30pm
Paint Township 1741 Basin Drive Windber, PA 15963

Chairman Huff called the meeting to order and led the board in the "Pledge of Allegiance". Other board members present were Tvardzik and Blough. Also present Linda Taormina, Office Secretary, Chief Richard Skiles.

REORGANIZATION: Supervisor Tvardzik moved that all current positions remain the same as in 2011. This motion was seconded by Supervisor Blough. They are as follows: Supervisor Huff will remain as chairman of the Board. Supervisor Blough as Secretary-Treasurer and Supervisor Tvardzik as Vice-Chairman. Supervisor Blough will remain as Roadmaster(working). All employees will remain the same; wages, compensation, and holidays are outlined in the union contracts. Richard Skiles will remain as Chief of Police and Wilbert Bailey as Emergency Management Coordinator and technical data technician. The animal control officer is Frank Meyers, and cleaning staff Linda Manges. The legal counsel is Stofko Law Offices (Dennis Stofko)and the township's engineering firm is the EADS Group. The treasurer's bond will remain at \$100,000.00. First Commonwealth Bank, First National Bank, Slovenian Savings and Loan, and First Summit Bank will remain as depository of funds. Gary Madey will remain on the Vacancy Board. Regular meetings will remain on the third Tuesday of each month at 6:30pm at 1741 Basin Drive. Special meetings will be advertised. Supervisor Tvardzik will serve as delegate to the State annual convention. Supervisor Tvardzik will serve as Chief Administrator of the nonunion and the Act 600 Pension Plans. Roll call: Blough-yes, Huff-yes, Tvardzik-yes.

Minutes

It was moved by Huff and seconded by Tvardzik to accept the minutes from the December 18, 2012 and the Special meeting held on December 31, 2012 as presented. Roll call: Blough-yes, Huff-yes, Tvardzik-yes.

Bills

The bill list was read aloud by Taormina. Motion by Blough and seconded by Tvardzik to pay the bills as funds become available and approve purchase order no.668 presented on behalf of the Emergency Management Department. Roll call: Blough-yes, Huff-yes, Tvardzik-yes.

Questions concerning the Bill List:What is the bill for Duda Actuarial? This is the Actuary retained for the Act 600 Police Pension fund. Is the bill from Walker Consulting for work already performed? Yes. Are the bills to be approved already on the Reminder List? Yes.

Police Report:

1. The December 2012 report will be submitted for approval with the January 2013 report at the February 19, 2013 Township meeting.

Executive Session: at this time (6:40pm) the meeting broke for an executive session concerning a personnel issue at the request of Chief Skiles. The Township meeting resumed at 6:44pm.

Old Business: There was no old business to discuss at this time.

New Business:

1. Motion by Tvardzik and seconded by Blough to approve to approve Resolution 2013-1; Act 600 Police Pension. Roll Call: Blough – yes; Tvardzik – yes; Huff – yes.
2. Motion byTvardzik and seconded by Blough to open a money market account and a checking account for the purposes of debt service at First Summit Bank in accordance

with the terms of the \$350,000.00 loan currently in the legal processes. Roll call: Blough-yes, Huff-yes, Tvardzik-yes.

3. Motion by Blough and seconded by Huff to open a checking account at First National Bank to use in conjunction with the money market account (Sewer Tap Fee Account) to pay bills associated with the sewer. Roll Call: Blough – yes; Tvardzik – yes; Huff – yes.
4. Motion by Tvardzik and seconded by Blough to approve the mileage rate paid to employees that use their own vehicle for Township business at 56.5 cents per mile as set by the U.S. Federal government for 2013. Roll Call: Blough – yes; Tvardzik – yes; Huff – yes.
5. Motion by Tvardzik and seconded by Blough to approve Resolution 2013-2 to adopt the rates of commission for the Paint Township Real Estate Collector for the term beginning in January 2014 as follows: 2.25% for the discount and face periods of collection and 3.3% for the penalty period. Roll Call: Blough – yes; Tvardzik – yes; Huff – yes.
6. Motion by Tvardzik and seconded by Blough to approve adopting the above rates of commission as approved above for the collection year 2013 as per the current collector's request. Roll Call: Huff – yes; Blough – yes; Tvardzik – yes.
7. It was noted that the December financial statements from all Township accounts have not been given to the Supervisors as the bank statements for each account have not yet arrived.

Correspondence: None presented at this time.

Open Forum: Paul Henger: It was verified for Mr. Henger that the meeting was in compliance with state law that Townships must have their reorganizational meetings on the first Monday of January after the first of the month. Mr. Henger felt that it was too long from January 7 to February 19 without a meeting in between. It was questioned why purchase orders were presented at the meeting. Huff responded that the PO's will be presented so that all three supervisors will be aware of all the spending in every department. Also, all the supervisors will sign off on the purchase orders. Purchase orders must also be presented even if they are for routine maintenance. Also, questioned how many signatures were needed on checks. Response: all checks require 2 signatures and all transfers also require 2 signatures.

Comment by Mr. Weyandt: Does the Police Department at least break even? Response by Chief Skiles: the cost for the small municipalities is based on the hourly cost of 5 hours per day. If there would be a homicide, the municipality would have to pick up the extra expense. Chief Skiles also gave a brief explanation of a Regional Police Department. The study done by DCED will also give a real indication of the cost even for continuing the purchase of service agreements.

Mr. Henger asked about the police dog. Response by Chief Skiles: the current dog does not have much more time with the department because of the age of the dog and the vehicle. Currently the dog's handler is on lay-off. The cost of a replacement will have to be looked at.

Mr. Henger also questioned which staff was currently laid off? Answer: all staff is back to work except for Dave Blough, Rick Skiles, and Ed Porada.

Adjournment: Motion by Tvardzik to adjourn, seconded by Blough. Roll call: Blough-yes, Huff-yes, Tvardzik-yes. Meeting adjourned at 7:05pm. Next township meeting will be on February 19, 2013.

David Blough
Secretary-Treasurer

MINUTES

February 19, 2013

Paint Township 1741 Basin Drive Windber, PA 15963

Chairman Huff called the meeting to order at 6:30pm and led the board in the "Pledge of Allegiance". Other board members present were Blough and Tvardzik. Also present were Chief Richard Skiles and Linda Taormina, Office Secretary. The visitor list is attached.

Minutes: It was moved by Blough and seconded by Huff to accept the Minutes from the January 7, 2013 re-organizational meeting. Roll call: Tvardzik – yes, Huff – yes; Blough - yes.

Bill List: The bill list was read by Taormina. Motion by Tvardzik and seconded by Blough to pay those bills. Roll Call: Huff – yes; Tvardzik – yes; Blough – yes.
PA One Call bill was questioned. Isn't there a flat one time a year fee for PA One Call? Answer: no. The Township is billed on a per call basis.

Police Report: The December, 2012, the January 2013 and the 2012 Annual Police Reports are attached. Copies of the police reports were made after the meeting because they were not available prior to the meeting to put in the packets.

A letter from the Somerset County 911 Department of Emergency Services was presented by Chief Skiles concerning the replacement of equipment at the 911 center. It was decided that Chief Skiles will complete the letter of support and send it in. According to the Chief's report the County will apply for grants and loans for the upgrades.

Old Business: None presented at this time.

New Business:

1. Motion by Tvardzik and seconded by Huff to approve Yvonne Miller to fill the elected auditor position that the resignation of Michael McCracken has left vacant. Ms. Miller will complete Mr. McCracken's term until December 31, 2013. A thank-you is extended to Ms. Miller for volunteering to take on this position. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.
2. Motion by Tvardzik and seconded by Blough to approve placing a School Resource Officer (SRO) in the Windber Area School District as per the agreement signed on January 31, 2013 for the remainder of school year 2012-2013. Comments: Chairman Huff: According to the solicitor the Township had 60 days to bring this matter to a meeting for a vote. The SRO started in the school on February 4, 2013. The vehicle expense is not included in the MOU, but is a necessary expense to the Township as the SRO will need a way to get to the school and the car will be available if that officer would have to respond to an emergency. Comment from the public: won't everyone know which school the SRO is in when they see the patrol car sitting there? Chief Skiles responded that the details of the assignment will not be discussed other than to say the officer will be at the school for 8 hour shifts. Roll Call: Huff – yes; Tvardzik – yes; Blough - yes.
3. Motion by Blough and seconded by Tvardzik to approve payment of the 2013 PSAT dues for Paint Township. Roll call: Huff – yes; Blough – yes; Tvardzik – yes.
4. Motion by Huff and seconded by Tvardzik to have a sign placed aboard the USS Somerset representing Paint Township (Paint Township Drive) at a cost of \$30.25. Roll call: Huff – yes; Blough – yes; Tvardzik – yes.

5. Motion by Tvardzik and seconded by Blough to endorse a letter of intent for DCED to conduct a study for a possible regional police department. Comments by Chief Skiles: the letter of intent is to explore the possibilities DCED study and a joint venture. The letter must be returned to be included in the study. Conemaugh Township requested that 2 studies be done; one study would include them and one would not. There is the possibility of \$100,000.00 in grant money that would be spread over the first 3 years of operation. A commission would be formed with representatives from each of the participating municipalities to run the Regional department. There would be 5 year contracts between the Regional Force and the participating municipalities. The study would benefit all of the municipalities by giving better financial guidelines concerning the cost for police service. The study would be completed in 90 days. Comment by Paul Henger: he doesn't want the police department to totally disband and depending on cost, a regional force could be a good thing for Paint Township. Roll call: Huff – yes; Blough – yes; Tvardzik – yes.
6. Note that the Conemaugh Township Municipal Authority has adopted a rate increase at their meeting on November 26, 2012 for the hydrant rental fee. The Township received notice of this increase in a letter dated January 25, 2013 after the Township budget had been adopted. The fee went from \$31.25/hydrant to \$43.75/hydrant per quarter. Paint Township pays for six hydrants per quarter.
7. Note that all Supervisors were given financial statements for January and February 2013 for all Township accounts. Note also that the \$350,000.00 loan was received by the Township and the outstanding bills have been paid along with the overdue 2012 Tax Anticipation Note with Slovenian Savings and Loan. Also, the outstanding amount (\$26,500.00) has been replaced in the Sewer Tap Fee Account. Funds remaining from the loan are \$98,400.50.
8. Note that the Somerset County convention will be held on May 2, 2013 at 9:00am at the Oakhurst Tea Room on route 31 in Somerset. All who wish to attend may do so.
9. The following people have been submitted by the EADS Group for approval as Sewer Enforcement officers: Jared Bowers, Danielle L. Kalp, and F. Scott Rugh. The 2013 fee schedule has also been submitted for approval. Chairman Huff compared the 2013 fee schedule to the 2012 fee schedule noting any increases. Blough commented that a lot of these fees were previously reimbursed by the state (Act 537), now the applicant must be charged these fees. Motion by Tvardzik and seconded by Blough to approve both of the above. Roll call: Huff – yes; Blough – yes; Tvardzik – yes.
10. Please note that John Saracena of BarnesSaly has required the following shortfall for the Paint Township Police Department for January, 2013, in the amount of \$25,662.35 be noted in the minutes as a matter of record. This shortfall is above the monthly income for the police department (\$69,480.06 including fines) and has been covered by Paint Township. The Township expects to be paid back.
11. Note that the Right of Way Agreement and Connection Fee Agreement for the sewer extension for the Industrial Park on Verla Drive have been executed and acknowledged by the Somerset County Economic Development Authority.
12. The following purchase orders were approved: Harvey's Supply: \$18.47; Centre Communication: \$555.00; ESRI: \$400.00; Staples: \$19.05; Carman's Wholesale: \$372.60; Overhead Door Co.: \$333.46; Harvey's Supply: \$146.17. Additionally Purchase Order # 674 was approved for Emergency Mgmt. utilizing anonymously donated money to that department.

Correspondence: The township received a letter concerning the State Liquid Fuels Fund and Equipment Fund balances which were found to be correct and no areas of concern were noted.

Open Forum:

1. Sharon Pruchnic: asked for an explanation of the difference from the 2012 budget at approximately 1.9 million dollars and the 2013 budget at approximately 1.4 million dollars. Chairman Huff responded that without a copy of the 2012 budget in front of him it was difficult to give an explanation for the difference, except to say that cuts had been made. Huff would get back to Sharon on this issue. Sharon also brought forward the newspaper article concerning the adjustments that have been made in neighboring Richland Township to increase the part time police officers pay scale. Sharon's point was that even with the increase, Richland will be paying their part time officers less than Paint Township is paying. Also, Richland has a much larger budget, 19 full-time officers, 6 part-time officers, and only 1 clerk.
2. Paul Henger: voiced concerns about the residents that have not yet tapped into the sewer system. He felt the Township was not being fair to those residents that had followed the guidelines and due dates set forth by the Township. He wanted to know the penalty for being tapped in on time. Chairman Huff responded that the ones not tapped in would receive a 60 day extension to be followed by a daily \$300.00 fine. Paul also stated that he felt Paint Township employees should be paying a portion of the hospitalization bill.
3. Lou Clark: had been asked by resident Bonnie Ott to make a statement on her behalf concerning the installation of the sewer line on her property. Lou stated that Bonnie's attorney had sent pictures and a letter and this would be an easy fix if the Township Supervisors would take the initiative. It was also stated that none of the supervisors had been in touch with Bonnie in spite of repeated requests. Supervisor Blough responded that he had been to the property and had spoken with Bonnie Ott and thought the problem had been resolved. Second, Lou had budget concerns: a. the 1999 budget had a 2 mil increase for equipment purchase. b. the 2011 audit showed that the police department was \$220,000.00 in arrears, but yet in 2012 the Supervisors added 4 new full-time officers. Also, overtime, transportation were not accounted for. c. Lou also made a suggestion concerning the Chief's annual salary. He suggested that the Chief be paid in salary half of his current salary and the other half be an incentive bonus for the chief if the department stays on budget. Chief Skiles responded that the amount of his salary was a combination of his wages in Windber Borough where he was full-time and Paint Township where he was part-time. He was approached in 2006 to run the Paint Township police department when Wilbert Bailey resigned. Chief also stressed that he has been on voluntary lay-off since September, 2012. Lou wanted to make the supervisors aware that there have been many conversations in the area concerning Paint Township and the Supervisors reputations are at stake. e. Lou's bottom line is that the Supervisors should have backup plans to cover the Township – definitely a Plan 2 and Plan 3 to back up Plan 1.
4. Roy Shaffer: would like to have a copy of the paperwork that states the Township is the owner of the grinder pumps. Also, Roy questioned the amount of the tax millage increase that will be set aside for debt payments. This amount will be withheld from every check issued by the tax collector to the Township and deposited in an account set up at First Summit Bank for the sole purpose of paying the debt payments. Roy also questioned whether the maintenance fees collected by the water authority and deposited in the Sewer Tap Fee account are enough on a monthly basis to make the loan payment and still put some back for sewer repairs. Chairman Huff replied that he would look into this and get back to Roy.
5. Joanne Wright asked if the \$75,000.00 lease loan was also paid off with the loan from 1st

Summit Bank? Answered:the lease/loan is part of the millage increase that will be set aside for debt service and was not paid off with the loan monies.

6. Eric Farabaugh: when will the budget be posted on-line? Answer: as soon as possible in March.

Adjournment: Motion by Huff and seconded by Tvardzik to adjourn. Meeting adjourned at 7:00pm.
Roll call: Tvardzik – yes; Huff – yes; Blough - yes.

Next Township meeting is on March 19, 2013 at 6:30pm.

David Blough, Secretary/Treasurer

MINUTES

March 19, 2013

Paint Township 1741 Basin Drive Windber, PA 15963

Chairman Huff called the meeting to order at 6:30pm and led the board in the “Pledge of Allegiance”. Other board members present were Blough and Tvardzik. Also present were Chief Richard Skiles and Linda Taormina, Office Secretary. The visitor list is attached.

Minutes: It was moved by Huff and seconded by Blough to accept the Minutes from the February 19, 2013 meeting with the following amendment: Item #4 under open forum for Roy Shaffer should read that Joe Huff would look into the paperwork for the grinder pumps and get a copy to Roy. A copy of this paperwork was sent to Roy following the February 19, 2013 meeting. Roll call: Tvardzik – yes, Huff – yes; Blough - yes.

Bill List: The bill list was read by Taormina. Motion by Tvardzik and seconded by Blough to pay those bills. Roll Call: Huff – yes; Tvardzik – yes; Blough – yes.

Police Report: The February 2013 report was read by Joe Huff. Copies of the police reports were made after the meeting because they were not available prior to the meeting to put in the packets.

Old Business: None presented at this time.

New Business:

1. Motion by Blough and seconded by Huff to provide the police service to the Miners memorial Day Weekend Festival scheduled for June 13, 14, 15, 2013. This is what the Township has done in years past. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.
2. Note that all Supervisors have been given Financial statements from all Township accounts and funds currently available from the loan from 1st Summit Bank stand at \$88,942.02.
3. Please note that John Saracena of BarnesSaly has required the following shortfall from the Paint Township Police Department in the amount of \$13,897.82 for February 2013 be noted in these minutes. This shortfall is above the monthly income for the police department(\$46,091.25 including fines) and has been covered by Paint Township. The Township expects to be paid back.
4. Motion by Blough and seconded by Tvardzik to change the Township titles for the supervisors on the Act 600 Pension Plan paperwork so the titles are in accordance with the changes made at the September 18, 2012 township meeting. Motion passed.

5. Motion by Tvardzik and seconded by Blough to approve the following purchase orders:
 - a. Township: #691 – US Postal Service, \$284.30 for pre-stamped envelopes.
#687 – Staples, \$1,308.94 for all in one printer fax for main office.
 - b. Road Dept.: #688 – Cumberland Truck Co., \$150.98
#689 – Cumberland Truck Co., \$48.35
#692 – W.W. Engine , \$359.73
#693 – Chemung Supply, \$1,657.15
#690 – Cover Chevrolet, \$287.61
 - c. Police Dept.: #694 – Zimmermans, \$373.95
#695 – Zimmermans, \$37.95
#696 – Zimmermans, \$250.00
- Roll call: Huff – yes, Blough – yes, Tvardzik – yes.

Correspondence: none at this time.

Before Open Forum Chief Skiles requested time to give an update on the progress of the Regional Police Force. The following points were made:

1. the letters of intent were sent to DCED and the surveys were sent to each of the municipalities for completion.
2. When the surveys are returned to DCED then 2 representatives from DCED will come and start the study.

Lew Clark asked if any municipality declined to be involved? Chief Skiles answered no.

Open Forum:

1. Lew Clark: a. Asked if there is a bond on Basin Drive? Response by Dave Blough that utilities are basically exempt from having to bond a road and that the Kukurin Construction company would do repair work when the water line project is complete. b. Asked if Brian Weaver was paid separately for the new sewer tap for the new house on Camp Drive? Response is yes. c. commented that issues concerning Bonnie Ott's sewer line that Lew had brought up at a previous meeting have not yet been resolved. d. Asked what the school is being billed per hour for the School Resource Officer? Response was \$27.66/hour. Insurances, hospitalization, clothing allowance, etc. have been figured into that amount. The car that is used and the police department building expenses were not figured into that amount. Comment by John Rugg that the building expense also needs to be included. If the SRO is sick, what other coverage is there for the School District? Chief Skiles responded that the School District took steps to hire a substitute from a private security company. e. Asked if the Township has been paying on the loan for the PennVest project? Taormina responded that the Township has been paying payments on that loan since September, 2012. The loan payment is currently \$5,633.71 until closing takes place for the project. Supervisor Blough added that the last phase is not quite complete and closing will take place when all done. The loan payment will be adjusted at that time. There are 6 properties in the last phase.
2. Dave Waltimire then proceeded with the following questions:
Dave Blough; where do you work? Response by Blough; I am hired as a working roadmaster for the Township. Joe Huff; you work at Eastern Elevator full-time? Response by Huff; yes. Andy; did you take a paycheck home every 2 weeks? Response by Tvardzik; No, I did not take a paycheck home every 2 weeks. Question: why wasn't Dave Blough hired as the township consultant for the PennVest project as he was already here at the building full-time? Response

by Blough: because he was already a working roadmaster he could not be paid as a consultant for the PennVest project and time was also a factor. Why didn't the Board act on the petitions presented by the Township people requesting Supervisor Tvardzik's resignation and Windber Borough also asked for same resignation. Response was that the Board cannot act on a petition like that. It is an individual decision that must be made by the individual supervisor. Huff also added that Paint Township won't allow another municipality to dictate what Paint Township does on their board.

3. Jason Hunter explained that he owned property on Old Hoffman Lane and that the road had been given to the Township years before. Who owns the unpaved portion of that road?
Response: municipal services came in and it was determined that Paint Township does own the road. The road is a 40 foot right of way.
4. Sharon Pruchnic: asked that the information in the recent article in the Tribune-Democrat be clarified. First, Paint Township has taken 2 loans for a total of \$425,000.00, not just the loan for \$350,000.00. With recent loans to this amount the Township cannot possibly be in the black. Second, the Paint Township Police Department is not a regional police force. It is a purchase for service department and the responsibility for the police department falls entirely on Paint Township. Supervisor Huff responded that he did not say the check book was balanced and did not say the Township was in the black as stated in said article.
5. Paul Henger: asked how many grinder pumps were not tapped in? An exact number was not available. How often is the pump station checked? Brian Weaver answered that he was set up to receive an automatic call if something would be wrong.

Adjournment: Motion by Huff and seconded by Tvardzik to adjourn. Meeting adjourned at 7:10pm.
Roll call: Tvardzik – yes; Huff – yes; Blough - yes.

Next Township meeting is on April 16, 2013 at 6:30pm.

David Blough, Secretary/Treasurer

MINUTES

April 16, 2013

Paint Township 1741 Basin Drive Windber, PA 15963

Chairman Huff called the meeting to order at 6:30pm and led the board in the “Pledge of Allegiance”. Other board members present were Blough. Also present were Chief Richard Skiles and Linda Taormina, Office Secretary. The visitor list is attached.

Minutes: It was moved by Huff and seconded by Blough to accept the Minutes from the March 19, 2013 meeting. Roll call: Huff – yes; Blough - yes.

Bill List: The bill list was read by Taormina. Motion by Blough and seconded by Huff to pay those bills. Roll Call: Huff – yes; Tvardzik – yes; Blough – yes. In addition, a motion by Huff and seconded by Blough was made to pay the 1st payment on the \$75,000.00 lease loan. This payment is \$27,526.91 and due by May 1, 2013. Motion passed.

Police Report: The March 2013 report was submitted to the Board for review. Motion by Huff and seconded by Blough to accept the March police report. Motion passed. Copies of the police reports were made after the meeting because they were not available prior to the meeting to put in the packets. Chief Skiles reported that all of the paperwork requested by DCED for the Regional Police study has been submitted to him, including Shade Township. Motion by Huff and seconded by Blough to submit

this paperwork to DCED. Motion passed.

Chief Skiles presented the following PO's for approval:

#00017 – BFMC, \$312.52; #18 – Zimmerman's, #350.00; #19 – Witmer Associates, \$1271.94; #20 – Zimmerman's, \$1400.00; #21 – Zimmerman's, \$37.95. Motion by Blough and seconded by Huff to approve said purchase orders. Motion passed.

At 6:40pm, at Chief Skiles request, the Board went into executive session concerning a personnel issue. The Board returned at 6:44pm and the general meeting resumed . No comment concerning the executive session.

Old Business: None presented at this time.

New Business:

1. Motion by Blough and seconded by Huff to reschedule the May 21, 2013 meeting to Wednesday, May 22, 2013 due to the primary election date. Motion passed.
2. Motion by Huff and seconded by Blough to set the Spring Clean-up date for June 1, 2013 and the cost at \$40.00. Motion passed.
3. Note that financial reports from all Township accounts have been given to the Supervisors. Funds currently available from the loan from 1st Summit Bank stand at \$88,991.51.
4. Note that the Police Department March 2013 report shows an asset of \$165.54 and is duly recorded in these minutes.
5. Motion by Blough and seconded by Huff to approve the following purchase orders:
 - a. Township: #702 – QuickBooks 2013 3 user pack, \$407.99.
 - b. Road Dept.: #698 – hydraulic fittings, \$70.75
#699 – Foster Wineland, \$2,584.73
#701 – Napa Supply, \$98.00
#704 – Napa Supply, \$35.88
#700 – Cover Chevrolet, 1,769.25
 - c. Sewer Acct.: #1 – mobile mapper, \$430.00
#2 – memory cards, \$56.00
#3 – green marking flags, \$35.92Motion passed.

Correspondence: none at this time.

Open Forum:

1. Lew Clark: a. Concerning the current construction projects taking place in the Township: Has notification been made to the Township, Emergency Mgmt., and the police department when they are going to close roads? Randy Huston responded that Kukurin Construction has a steel plate that can be placed across the ditch for the water line that they are replacing in case of emergency and the construction company can hold traffic for up for 15 minutes. b. Asked if the police department would expand the police report to include how many cruisers responded to each call. c. Comments concerning the police cruisers. Chief responded that 5 of the 8 cruisers have over 100,000 miles. The police department cannot consider purchasing a new cruiser until August or September when the study is complete for the Regional Police Department. In 2014, if purchase of service is still in effect, Windber Borough is obligated to purchase the department a new cruiser. Chief Skiles verified that the new cruiser currently parked in the garage does

- belong to Paint Township. d. Chief Skiles verified that the police department does have a Policies and Procedures manual.
2. Paul Henger: a. discussion about the Emergency Mgmt. Coordinator no longer receiving any pay from Windber Borough. It was verified by Huff that the EMC is no longer in the police department budget. He is continuing to perform IT work for the police department but when Windber Borough has an IT issue they will have to contract services. The supervisors are looking at an intergovernmental agreement. b. Questioned the number of letters sent to those who have not paid the tap-in fee or not tapped into the main line yet. 41 letters have been sent to those not in compliance. 3 letters were returned to the office and there have been 16 responses to date. Huff commented that the those not in compliance will be dealt with. Various comments were made concerning the amount of time that has passed before the Township sending these letters. Huff responded that because of the township's debt, the money was not there to spend. c. concerning the Bill List, Paul wanted it verified that vehicle fuel is the Lockard Company. It is.
 3. Eric Farabaugh: asked the following questions. a. when will the annual audit start? Response – the audit is usually started in May. An extension is asked for in order that the CPA can finish up with tax returns. b. could the 2013 Budget be posted on the website? Yes. Comment: the repairs on the vehicles will become unreasonable. Increases for the 2014 budget will have to be made on every line item. Zoning in the township would be a possible way to bring in business revenue. Huff response: the zoning for the township is completed but there is no money to put zoning in place. Farabaugh commented that he looked into the gas drilling and Paint Township is in a “dry gas” area and that is not favorable.
 4. Roy Shaffer asked that a General Fund balance be provided. Commented that he would like to see the amounts from the tax increase and how soon could the taxes be lowered. Comment by Dave Blough: a ½ mill increase was approved to purchase trucks for the Road Department years before the 1st Summit debt service account was set up. When those trucks are paid off this year that ½ mill should go to upgrading the equipment in the Road Department. An Equipment Fund is a set amount of dollars set aside for equipment and that ½ mill could be used to start that fund up again.
 5. Bill Sabo reported that he has been in contact with the Somerset Redevelopment Authority concerning grant money that will be distributed to those involved in the PennVest sewer project for reimbursement of the cost of installing the lateral hook-ups to the main line. There will be a meeting for the public on April 30, 2013 at 6:30pm at the Windber Area High School.

Adjournment: Motion by Huff and seconded by Blough to adjourn. Meeting adjourned at 7:30pm.
Roll call: Huff – yes; Blough - yes.

Next Township meeting is on May 22, 2013 at 6:30pm.

David Blough, Secretary/Treasurer

MINUTES
Paint Township 1741 Basin Drive Windber, PA 15963
May 28, 2013, 6:30 pm

Chairman Huff called the meeting to order at 6:30 pm and led the board in the "Pledge of Allegiance". Other board members present were Tvardzik, Vice-Chairman and Blough, Secretary-Treasurer. Also present were Wendy Senior, Office Secretary. The visitor list is attached.

It was moved by Tvardzik and seconded by Blough to approve the minutes of the April 16, 2013 meeting as presented. Roll Call: Huff – yes, Tvardzik – yes, Blough – yes.

The bill list was read aloud by Senior. It was moved by Tvardzik and seconded by Blough to pay the bills as presented. Roll call: Huff – yes, Tvardzik – yes, Blough – yes. Roy Shaffer requested that his comment be entered into the minutes regarding payment to Mark Walker. Shaffer stated that Walker should not be paid until he provides Shaffer with a copy of his sanitary sewer inspection certification. Huff stated that he spoke with Walker regarding this matter and that Shaffer was to provide additional installation information to him (Walker) before Walker would send Shaffer his certification. Shaffer stated that was not the case. Huff stated he would follow up with Walker.

POLICE REPORT: The April 2013 report was presented. Sharon Pruchnic asked Chairman Huff why total calls are not reported for Paint Township and Windber Borough. Huff explained that is due to the fact that Paint Township and Windber Borough receive 24 hours, 7 days per week coverage.

OLD BUSINESS: At this time Chairman Huff requested a moment of silence in memory of Officer William Gephart who passed away on April 25, 2013.

NEW BUSINESS: It is noted that all financial reports have been given to each Supervisor from all Township accounts. Funds currently available from the loan from 1st Summit Bank stand at \$88,873.73. Interest earned to 4-30-13 is \$178.46. The amount in the debt service account is \$127,200.49.

The Paint Township Supervisors are noting the following asset regarding the Paint Township Police Department for the month of April in the amount of \$10,983.92. The full report is included in all meeting packets. Huff stated this is a positive amount.

It was moved by Blough and seconded by Tvardzik to approve the Verostick subdivision (land merger). Roll call: Huff – yes, Tvardzik – yes, Blough – yes. It was moved by Huff and seconded by Tvardzik to approve the Tallion/Snyder, (property lot line change) subdivision. Roll call: Huff – yes, Tvardzik – yes, Blough – yes.

Chairman Huff read resolution #2013-3 resolution aloud. It was moved by Tvardzik and seconded by Blough to approve Resolution #2013-3 to restore the Glass-Steagall Act. PSATS is asking for support from all municipalities for the restoration of said act. Roll call: Huff – yes, Tvardzik – yes, Blough – yes. Resolution is attached.

Purchase orders for the road department: It was moved by Huff and seconded by Blough to approve, #718 J&J Truck Equipment, \$1,125.20, #722 J&J Truck Equipment \$392.00 plus shipping, #723 Windber Agway, \$254.73, and #724 Pristow's Sales and Service \$1,762.48. Roll call: Huff – yes, Tvardzik – yes, Blough – yes. Lew Clark asked if the purchase orders were generated in house. Huff stated yes. Sewer account: No purchase orders. Township office: #721 Synology High Performance Servers, \$1,029.96. It was moved by Blough and seconded by Huff to approve the purchase order. Roll call: Huff – yes, Tvardzik – yes, Blough – yes. Police Department: #26 American Legal Services \$1,129.44 #24 Zimmerman's \$317.95, #27 Zimmerman's \$37.95, #28 Zimmerman's for an additional \$37.95 and #29 Witmer Associates \$229.70. It was moved by Huff and seconded by Tvardzik to approve the purchase orders. Roll call: Huff – yes, Tvardzik – yes, Blough – yes.

Pg. 2 minutes, May 28, 2013, 6:30 pm.

CORRESPONDENCE: None at this time.

OPEN FORUM: Lew Clark asked if the township has a sewer fund in place currently, the board stated yes. The monthly maintenance fees have and continue to be deposited into that account for maintenance of the township sewer lines. Discussion was held on old bank accounts that the township had established and in use approximately 15 years ago (sewer, equipment). Blough stated that the equipment account was part of the general fund and not a separate account. Clark asked the board who negotiated the current police union contract and the expiration date. Tvardzik stated that he was the supervisor who negotiated the current union contract. The contract expires in the year 2016. Blough stated that the current board was also aware of the terms of the police contract. Clark held discussion with the board regarding the status of the residents who have applied for reimbursement for their lateral connection through the Somerset County Redevelopment Authority program. The board stated that approximately 20 residents have worked with the Redevelopment Authority and applied for reimbursement. Clark also suggested that the township have on stock spare parts for grinder pump repairs should the need arise. The board stated that spare parts are on hand at the township municipal building. No action required by the board of supervisors.

Frank Tallyen asked the board of supervisors what the penalty is going to be for those residents who have not connected into the PennVEST sanitary sewer project. The board stated that there are approximately 13 residents who have not responded to the township. Huff stated that Attorney Stofko will be notified for his direction and the township will provide him with all the necessary information. No action required by the board of supervisors.

Phyllis Anderson held discussion with the board regarding the "Big Foot" article that appeared in the Somerset Daily American, and did the Paint Township Police Department have to investigate using taxpayer dollars for such a call. Huff stated yes, the department must respond to all calls to make sure that it is not an emergency for liability purposes. Anderson also discussed the department traveling to Greensburg to conduct a polygraph test. Blough stated that is normal practice and the department have always had to travel to Greensburg to have that service completed. Discussion continued with the audience on the police service contracts, the status of the regional police study and what options the township has regarding the Paint Township Police Department. Huff stated that no information has been received from the regional study and that no discussions have taken place in regards to the regional study. Decisions may be contingent on the results of that study. Sharon Pruchnic stated that it is time for the township to opt out on the police services contracts for financial reasons. Tvardzik stated that the township must provide the police service contracts until the end of 2013. Huff stated that a decision needs to be made prior to September 2013 on that particular issue and that the options for the township are to stay with the purchase of service contract agreements, the regional police force, the Pennsylvania State Police or to reestablish its own police department. No action required by the board of supervisors.

There being no further business motion was made by Huff and seconded by Tvardzik to adjourn. The meeting was adjourned at 7:05 pm. Roll call: Huff – yes, Tvardzik – yes, Blough – yes. The next township meeting is scheduled for July 18th at 6:30 pm.

David Blough
Secretary-Treasurer

MINUTES

June 18, 2013

Paint Township 1741 Basin Drive Windber, PA 15963

Chairman Huff called the meeting to order at 6:30pm and led the board in the “Pledge of Allegiance”.

Other board members present were Blough. Also present was Linda Taormina, Office Secretary. The visitor list is attached.

Minutes: It was moved by Tvardzik and seconded by Blough to accept the Minutes from the May 28, 2013 meeting. Roll call: Huff – yes; Blough – yes; Tvardzik - yes.

Bill List: The bill list was read by Taormina. Motion by Blough and seconded by Tvardzik to pay those bills. Roll Call: Huff – yes; Tvardzik – yes; Blough – yes. Questions by Lew Clark on the bills were Shaffer Oil is the diesel fuel supplier? And the bills for W.W. Engine Co. were repairs to the trucks? Yes to both questions.

Police Report: The May 2013 report was submitted to the Board for review. Report read by Chairman Huff. Motion by Blough and seconded by Huff to accept the May police report. Motion passed.

Old Business: Note That Dave Blough has been making inquiries concerning the pipe replacement on Basin Drive.

New Business:

1. Note that financial reports from all Township accounts have been given to the Supervisors. Funds currently available from the loan from 1st Summit Bank stand at \$88,873.73; interest earned to 5/31/2013 is \$288.08; amount in debt service is \$128,089.38.
2. Note that the Police Department May 2013 report shows an asset of \$16,796.09 and for the year 2013 to May 31 the Department has a total \$21,380.29 deficit.
3. Note that Yonish Disposal reduced the fee to the Township for the annual spring clean-up from \$2400.00 to \$1440.00 due to the low response. This bill has been paid in full.
4. Motion by Huff and seconded by Tvardzik to approve lot 57B for Winchester Estates pending approval of the Planning Commission. Huff stated that the Planning Commission will schedule a special meeting and that John Rugg will pay the advertising costs for that meeting. Roll call: Huff – yes; Blough – yes; Tvardzik – yes.
5. Motion by Blough and seconded by Tvardzik to approve the subdivision for Appalachian Timber pending signatures and payment of subdivision fee. This subdivision was approved by the Planning Commission at their meeting June 12, 2013. Roll call: Huff – yes; Blough – yes; Tvardzik – yes.
6. Motion by Huff and seconded by Blough to approve the continuation of the School Resource Officer position in the Windber Area School District for the

2013-2014 school year pending approval of a Memorandum of Understanding to be written by the Township's solicitor. Huff added that the Memorandum will state the agreement will be on a month to month basis due to the uncertainty of the police department. Roll call: Huff – yes; Blough – yes; Tvardzik – yes.

7. Note that the Red Cross trailer will have a permanent parking place in one of the parking spaces next to the police building. Comment concerning the contents of the trailer. Huff stated that there are first aid supplies in the trailer but no drugs.
8. Motion by Tvardzik and seconded by Blough to allow the refund of Earned Income Tax to residents of other states that have reciprocal agreements with Pennsylvania. These residents worked in PA but reside outside of PA's borders. The states with reciprocal agreements with PA are Indiana, Maryland, New Jersey, Ohio, Virginia, and West Virginia. Taormina gave a brief explanation that this was the policy of the former Windber Area Tax Collection Bureau and has been the policy of Capital Tax Collection Bureau, and the policy of the reciprocal agreement states. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.
9. Note in these minutes that the Township is going to repair a section of the sanitary sewer line in Baumgardner Heights (Fern Avenue). Motion by Huff and seconded by Blough to accept Weaver plumbing's estimate for this repair. This will be paid for out of the Sewer Account. Motion passed. Question by John Rugg: is the money that Windber Borough receives from tap-in fees in a separate fund? Reply by Huff: can't speak for Windber Borough but the money that Paint Township receives is in a separate fund. Comment that Windber Borough would be responsible for the repairs to the lines that they own.
10. Motion by Blough and seconded by Tvardzik to approve the following township main office purchase orders:
 - Township: #733 – CAT 5 Patch cables, \$32.00
 - #734 – APC replacement battery, \$44.99
 - #735 – Staples (envelopes), \$63.98Motion by Tvardzik and seconded by Huff to approve the following Road dept. purchase orders:
 - Road Dept.: #730 – Hines Equipment, \$77.55
 - #729 – Lowe's, \$269.58
 - #731 – Pristow's Sales and Service, \$156.00
 - #725 – W.W. Engine Co, \$2940.88
 - #729 – W.W. Engine Co, \$97.35Motion by Tvardzik and seconded by Blough to approve the following Sewer purchase orders:
 - Sewer Acct.: #5 – L/B Water service, Inc., \$4100.00Motion by Huff and seconded by Tvardzik to approve the following purchase orders for the police department:
 - #30 – Trapuzzano's Uniform Supply, \$107.50
 - #31 – Zimmerman's, \$57.95

#34 – Zimmerman's, \$220.00

#35 – Zimmerman's, \$52.95

Motion by Huff and seconded by Tvardzik to approve the following
Emergency Mgmt. purchase orders:

#732 – Harbor Freight, \$45.00

All motions passed.

11. Motion by Tvardzik and seconded by Blough to pay Kukurin Construction \$102,058.48 for pay request #11 for contract #3 Rummel Area. Roll Call: Blough – yes; Huff – yes; Tvardzik – yes.

Correspondence: none at this time.

Open Forum:

1. Dennis Manculich had a packet of information to present to the Supervisors concerning problems on his property. He left the packet to be reviewed by the Supervisors and left the meeting after elaborating on the contents of the packet.
2. Lew Clark: questioned the restoration of Morningland Drive after the Water Authority project. Blough responded that he had talked to Denny Mash from the Authority and the restoration crew would be back in. Blough also stated that he would be back to work full-time on July 1, 2013. Lew also asked about signs for the pipe that needs replaced on Basin Drive. Response was that the signs that had been placed there were stolen and the township does not have any at this time to replace them.
3. Eric Farabaugh: expressed concerns that the recent newspaper article in the Tribune Democrat indicated that Windber Borough is getting nervous and looking at alternate plans for police service. Question: what is the alternate plan for Paint township? Response by Huff: Paint Township is also exploring options. There are 3 possibilities: a. continue purchase of service agreements with increased costs added to the new contracts; b. go back to a police department that services only paint Township; c. go to State police services. A regional police department will most likely be more expensive. Question: would Windber Borough or Scalp Level Borough be receptive to an increase? Response: Scalp Level Borough has said that they can't afford anymore. Comment by Farabaugh that Paint Township does hold the upper hand in all of this. Either the other municipalities want the purchase of service or they don't. Comment by Huff that he was disappointed in the turnout for the meeting to update the purchase of service municipalities.
4. Joseph Cominsky: Question: if the Township has over \$400,000.00 in the police building what upper hand does the Township really have when the township has a building that it doesn't really need? Comment by Mr. Cominsky that the amount paid out for the building payments isn't taken off Paint Township's share and therefore paint Township hosts the police department.
5. Bill Sabo: question: who voted for the police building? Huff and Tvardzik replied that they each voted for the building. Blough replied that he voted no because there wasn't a tax increase put in place to pay for the building.
6. Comments:
 - E. Farabaugh: the deficit in the police department is ongoing.
 - J. Wright: if the Chief is recalled July 1 then add the cost of the Chief to the deficit

because he hadn't worked yet in 2013.

L. Clark: the school resource officer will also be back on the regular patrol for the summer with no reimbursement from the school district.

J. Rugg: overhead for the building should be included in the new SRO agreement with the school district. This should be pro-rated in the amount charged to the school.

E. Farabaugh: building overhead was not included in any of the purchase of service agreements. Response by Huff that that statement is correct.

R. Shaffer: having difficulty in getting his contractor (for Roy's sewer laterals) to sign the paperwork for the inspection certificate.

L. Clark: complaints about the amount of information required by the Somerset County Redevelopment Authority for the grant money disbursement. Response by Huff that the Township has no control or say in what information is required. A short discussion followed.

7. Announcement by Huff that on July 10, 2013 a representative from DCED would have a meeting with the participating municipalities at 10:00am.

Adjournment: Motion by Huff and seconded by Blough to adjourn. Roll call: Huff – yes; Blough – yes; Tvardzik - yes.

Next Township meeting is on July 16, 2013 at 6:30pm.

Joseph Huff, Secretary/Treasurer

MINUTES

July 16, 2013

Paint Township 1741 Basin Drive Windber, PA 15963

Chairman Blough called the meeting to order at 6:30pm and led the board in the “Pledge of Allegiance”.

Other board members present were Huff, Tvardzik. Also present was Chief Skiles and Linda Taormina, Office Secretary. The visitor list is attached.

Minutes: It was moved by Tvardzik and seconded by Huff to accept the Minutes from the July 1, 2013 special meeting. Roll call: Huff – yes; Blough – yes; Tvardzik - yes. Moved by Huff and seconded by Tvardzik to accept the minutes from the June 18, 2013 meeting. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.

Bill List: The bill list was read by Taormina. Motion by Tvardzik and seconded by Blough to pay those bills. Roll Call: Huff – yes; Tvardzik – yes; Blough – yes. Question on the bond payment made to Hollern & Koontz Insurance. Answered by Taormina that this is the bond for Secretary-Treasurer Joe Huff.

Police Report: Motion to approve the June 2013 report by Blough and seconded by Huff. Motion passed.

Old Business: None at this time.

New Business:

1. Note that financial reports from all Township accounts have been given to the Supervisors. Funds currently available from the loan from 1st Summit Bank stand at \$88,873.73; interest earned to 5/31/2013 is \$386.84; amount in debt service is \$99,835.20.
2. Motion by Huff and seconded by Blough to approve the Myron Shaffer land dispersal that was approved by the Planning Commission at its July 10, 2013 meeting. This plan consists of a property line change. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.
3. Motion by Tvardzik and seconded by Huff to approve the payment of the dues in the amount of \$195.00 to the Central Westmoreland COG. Roll call: Blough – yes; Huff – yes; Tvardzik – yes. Comment: the Townships participation in this enables the Township to buy cost effective materials for the winter maintenance of the roads.
4. Motion by Tvardzik and seconded by Blough to approve consent to DCED of the Commonwealth of PA to go forward with the study for a Regional Police department. Roll call: Huff – yes; Blough – yes; Tvardzik – yes.
5. Motion by Tvardzik and seconded by Huff to approve the submission of the MS4 Annual Report by the EADS Group. This is the Township's annual stormwater report. Roll call: Huff – yes; Blough – yes; Tvardzik – yes.
6. Motion by Tvardzik and seconded by Blough to approve the following purchase orders:
 - a. Township: #736 – antivirus. \$50.00
 - b. Road Dept.: #737 – J&J Truck Equipment, \$1,772.27
 - c. Sewer Acct.: #7 – Lowe's, \$60.00
 - d. Police Dept.: #38 – Zimmerman's, \$140.00; #37 – Zimmerman's, \$125.00; #36 – Zimmerman's, \$37.95.
 - e. Emergency Mgmt.: #738 – WASD Band Boosters, \$30.00; internet purchase (computer), \$2,354.66 (\$1,757.64 from donated money). Motion passed.

Correspondence: none at this time.

Open Forum:

1. Dennis Manculich had comments about the inspection of the laterals to hook into the sanitary sewer system. He expressed the opinion that the inspections were not thorough enough because the inspection was only on the current work done by each homeowner's contractor. The inspections were not whole house inspections which would include any drains that were not hooked up to sanitary sewer. What is to stop someone from hooking a toilet or shower to an old drain. No instruction was given by the inspector to cement these drains shut. Question: isn't a whole house inspection necessary? Huff replied that it was made very clear by the EADS Group at the sewer meetings that those floor drains could stay and there are laws in place if someone would hook a toilet up to a wildcat sewer drain after being hooked to sanitary sewer.
2. Sharon Pruchnic: a. Question: There has been a number of articles in the newspapers concerning the police department and Paint Township's financial condition and back-up plans if the purchase of service department no longer exists. What is Paint Township's

plan B? Reply by Huff: We are currently running numbers but our plan B is not available to the public yet because we are looking at the different scenarios and the cost of each. b. Who owns the police cruiser that was recently donated to the police department? Reply by Skiles that Paint Township owns said cruiser. c. When will the audit be available? Reply by Taormina that the Township had just received notice that the audit draft will be available later that week or early the next for the Supervisors to review. When the audit is received the advertisement will be placed in the newspaper that it is ready for review by the general public.

3. Dennis Manculich: presented drawings to support his claim that the sanitary sewer line was placed in the wrong area. He feels that the engineer should have placed the sewer line in front of his home, not in back. This would have been a substantial savings in pipe for the Township and each homeowner in his area. Blough replied that it was an engineering call based on the available data concerning the ground itself and the elevations. Also, the plans had to be approved by DEP, the township, and PennVest. Additional comments and discussion by Mr. Manculich, Joseph Cominsky, and Frank Tallyen.
4. Paul Henger: a. Question: who from Paint Township attended the meeting on July 10th with the representatives from DCED concerning the Regional Police Dept.? Answer: Supervisor Tvardzik attended said meeting. b. Question: why didn't the other 2 supervisors also attend? Blough responded that this meeting was an unadvertised meeting and the Township could not have a quorum in attendance. All of the involved municipalities only sent one representative for the same reason. Huff also added that he had arranged time off work to attend but Supervisor Tvardzik said he was available to attend. c. Comment by Mr. Henger that it is his personal opinion that Windber Borough is going to go back to their own police force and why can't Paint Township talk about their Plan B? Huff responded that several scenarios are being considered and all would depend on the finances. d. Did the new home that was placed on Camp drive pay the sewer tap-in fee. Answer: yes. e. Questioned Weaver Plumbing bid for the repair to be done on Fern Avenue. Response by Blough that the job did not have to be advertised and bid out because it was well under the state requirements and further, Brian Weaber was the one that brought the problem to the Supervisors and also is familiar with the area in order to do the repair. f. Questioned the number of tap-ins and hook-ups not completed for the current sewer project. Huff replied that everything is in the solicitors hands and that liens have been placed for the unpaid tap-in fees. A heated discussion followed that became personal and Chairman Blough asked that the participants cease or remove the discussion to the parking lot.
5. Joseph Cominsky: had no further questions or discussion.

Adjournment: Motion by Blough and seconded by Huff to adjourn. Roll call: Huff – yes; Blough – yes; Tvardzik - yes.

Next Township meeting is on August 20, 2013 at 6:30pm.

Joseph Huff, Secretary/Treasurer

MINUTES

August 20, 2013
Paint Township 1741 Basin Drive Windber, PA 15963

Chairman Blough called the meeting to order at 6:30pm and led the board in the “Pledge of Allegiance”.

Other board members present were Huff, Tvardzik. Also present was Chief Skiles and Linda Taormina, Office Secretary. The visitor list is attached.

Minutes: It was moved by Tvardzik and seconded by Blough to accept the Minutes from the July 16, 2013 meeting. Roll call: Huff – yes; Blough – yes; Tvardzik - yes.

Bill List: The bill list was read by Taormina. Motion by Tvardzik and seconded by Huff to pay those bills. Roll Call: Huff – yes; Tvardzik – yes; Blough – yes.

Police Report: Motion to approve the July 2013 report by Tvardzik and seconded by Blough. Motion passed.

Old Business: None at this time.

New Business:

1. Note that financial reports from all Township accounts have been given to the Supervisors. Funds currently available from the loan from 1st Summit Bank stand at \$88,873.73; interest earned to 7/31/2013 is \$473.96; amount in debt service is \$65,565.96.
2. Noted that the Township received the payment notice from Old National Leasing for the final truck payment. The payment, \$31,015.48, was paid from the debt service Account as scheduled on August 13, 2013.
3. Motion by Huff and seconded by Tvardzik to approve the early pay-off of the Lease/Loan (original amount of \$75,000.00) in full. The pay-off amount is \$54,730.88 to August 30, 2013. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.
4. Call for an executive session by Chairman Blough at 6:36pm. At 6:38 Chief Skiles was asked to join the executive session. At 6:41 chief Skiles returned to the general meeting. At 6:43 the general meeting resumed. Chairman Blough asked Supervisor Huff to give an explanation. Huff explained that the Township had received a letter from Windber Borough opting out of the purchase of service agreement effective December 31, 2013 and a second letter had been received from Paint Borough to do the same. Currently, Scalp Level Borough's purchase of service contract was coming up for renewal with Paint Township. It was known that Scalp Level was also looking to Windber Borough for police service. The following motions were made:
 - a. Motion by Tvardzik and seconded by Huff not to renew the purchase of service agreement with Scalp Level Borough. Paint Township will provide service to December 31, 2013. Comment by J. Cominsky: then Paint Township will stand alone? Response by Huff: that is correct. At a future date when Paint Township is financially stable we could possibly add Central City

Borough and Benson Borough back in at a later date. Roll call: Huff – yes; Blough – yes; Tvardzik – yes.

b. Motion by Blough and seconded by Tvardzik to opt out of the current purchase of service contract with Central City Borough. Paint Township will provide service to December 31, 2013. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.

c. Motion by Tvardzik and seconded by Huff to opt out of the purchase of service agreement with Benson Borough. Paint Township will provide service to December 31, 2013. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.

5. Motion by Tvardzik and seconded by Blough to do scratch patching general road maintenance less than 1 inch. No bidding is required as the scope of the work will be less than the state bid requirement of \$18,900.00. Roll call: Huff – yes; Blough – yes; Tvardzik – yes.
6. Motion by Tvardzik and seconded by Huff to approve the Memorandum of Understanding for the School Resource Officer. This will allow the officer to be in the school district for the last week of August, 2013 and the month of September, 2013. The memorandum allows for approval on a month to month basis to December 31, 2013. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.
7. Noted that getting a quote on the Township's entire insurance package has been tabled for now, though the Township is still seeking a quote on the health insurance for the employees. Huff commented that all the paperwork from the employees had been submitted on time for the health insurance quote.
8. Motion by Huff and seconded by Blough to grant an extension of time to connect to the sanitary sewer system to Mr. Paul Kennedy due to hardship per Ordinance #80, Section 3. Mr. Kennedy's tap fee has been paid. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.
9. Motion by Tvardzik and seconded by Huff to approve payment to the Somerset County Economic Development Council the Per Capita assessment in the amount of \$314.90. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.
10. Motion by Tvardzik and seconded by Huff to approve the subdivision plan submitted by Dwaine and Norma Mowery. The Planning Commission approved this plan at their August 14, 2013 meeting contingent on a sewer plan approved by the Township sewer officer. Brian Weaver researched this and has determined that a second lateral must be installed. The Township is approving this plan giving the Mowerys 365 days to install the second lateral. Huff comment: the Mowerys bought the Thiele property and the sewer line is a private line. A private sewer line cannot be tapped in by 2 separate entities. Brian Weaver will supervise the installation of the second tap and lateral. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.
11. Motion by Tvardzik and seconded by Blough to approve the following purchase orders:
 - a. Road Dept: #741 – West Central Equipment, \$50.00; #742 – Napa Supply, \$22.99; #743 – Harbor Freight, \$16.98; #744 – West Central Equipment, \$3,376.60. Motion passed.
12. Motion by Huff and seconded by Tvardzik to approve the following purchase

orders:

b. Township office: #740 – internet purchase of a battery back-up for the main office computer, \$104.99. Motion passed .

13. Motion by Huff and seconded by Blough to approve the following purchase orders:

c. Police Dept.: #41 – M.T. Uniforms, \$34.97; #42 – Zimmerman's, \$87.95; #43 – Zimmerman's, \$52.95; #44 – Witmer Public Safety Group, \$57.80; #45 – Zimmerman's, \$760.00; #46 – M.T. Uniforms, \$114.96; and #47 – the purchase of an office computer. Chief Skiles will obtain prices from Staples and The Comp Shop for comparison. Motion passed.

e. Emergency Mgmt.:#738 – WASD Band Boosters, \$30.00; internet purchase (computer), \$2,354.66 (\$1,757.64 from donated money). Motion passed.

Correspondence: letters received from Windber Borough and Paint Borough have been addressed in item #4 under new business.

Open Forum:

1. Sharon Pruchnic: comment that the 2011 audit showed the police department to be upside down by \$220,000.00 and the 2012 audit shows the police department to be upside down by \$110,000.00. What is Plan B to prevent this from happening again? Response by Chairman Blough: no final decisions as yet but the supervisors have met with the solicitor concerning costs for the Township's own department and are looking to see what is feasible for the Township to provide for the township in 2014.
2. Lew Clark: a. Question: could the car #'s be provided on the agenda with the appropriate purchase orders for approval in order to track the amount of repairs for each car? Response by Chief Skiles that the car #'s are on each purchase order and repairs are tracked that way. b. Asked if the \$41,000.00 amount in the 2012 audit for Fines and Forfeits rec'd was a factual amount? Response by Taormina that it was a factual rendering of the income received in that category and there was an expense category for the amount that had to be turned over to each of the purchase of service municipalities. c. Was the tax anticipation loan from 2012 paid. Answer: yes that loan was paid in full in February of 2013. d. Are yearly employee evaluations done on police department employees? Chief Skiles replied that evaluations had been done in the past but had not been done recently. L. Clark asked if Chief Skiles had had one. Huff responded No. e. Thanked Blough and the road crew for the yellow line on Louella Drive. Dave responded that there is still a question by PennDot as to whether one or two yellow lines are to be painted on low volume roads. f. Does the Chief have a list of the officers that received letters from Windber Borough? Chief Skiles replied that was up to Windber Borough to send the letters to all former employees. The chief's letter does state that Windber Borough needs a reply by September 1, 2013. f. Who does the Uniform Crimes report? Reply by Chief Skiles that this is an automated report through the computer program used by the department.
3. Angie DeBiase: comments concerning the property on Babcock Park Drive that had been reported to the police. It was Angie's understanding that if a citation was issued it would be up to the Magistrate to issue a fine and order the cleanup of the property. If the cited

person does not clean up within the time limit set by the magistrate will the Township step in? Currently there are several junk cars, tractor trailer beds loaded with junk, and piles of pallets. Blough replied that the Township has only ever done that one other time. The Township has the ordinance in place, but not zoning.

4. Anthony DeBiase: extended a thank-you for the police department in Paint Township. Asked if the department was downsizing and for an explanation of the scope of a regional police department. Chief Skiles gave a brief explanation of how a regional department is set up. Mr. DeBiase asked that a few guidelines be given on who to call (the PD non-emergency number or 911) in certain situations. For harassment or intimidation, if it is an immediate threat, call 911. If there is a death, call 911 or a funeral director. To the supervisors, he asked about the apron portion of his driveway as there is a hole where the apron meets the road. Blough responded that if there is a hole the Township would fill it with patch mix and repair.
5. Lew Clark: when the regional police study is completed how will that be communicated? Response that the municipalities involved will be notified and in turn they will take this information to their people.
6. Joe Sedalko: related to the Board that he bought property on Babcock Park Drive and has unlicensed vehicles there for his business. There are other properties in the area with unlicensed vehicles on them. Also, other properties with tires and high grass. Commented that there is no zoning in Paint Township. He gave a recitation on an encounter in Windber concerning his dog. He will provide photos of the other properties mentioned above but would rather not. He would also like to know who filed the complaint against him.
7. Joseph Cominsky: reiterated that the Township has only 3 options available for providing police service to the Township. a. a regional department. b. Paint Township's own department. c. relying on state police. His personal hope is that option b will be the one the supervisors choose. Blough responded that the supervisors were working the numbers to see what the township can provide to the people.

Adjournment: Motion by Blough and seconded by Huff to adjourn. Meeting adjourned at 7:36pm. Roll call: Huff – yes; Blough – yes; Tvardzik - yes.

Next Township meeting is on September 17, 2013 at 6:30pm.

Joseph Huff, Secretary/Treasurer

MINUTES

September 17, 2013

Paint Township 1741 Basin Drive Windber, PA 15963

Chairman Blough called the meeting to order at 6:30pm and led the board in the “Pledge of Allegiance”.

Other board members present were Huff, Tvardzik. Also present was Linda Taormina, Office Secretary. The visitor list is attached.

Minutes: It was moved by Huff and seconded by Tvardzik to accept the Minutes from the

August 20, 2013 meeting with the following addition to Item #10 under New Business: the Mowery's will pay a second tap-in fee for the additional tap. Roll call: Huff – yes; Blough – yes; Tvardzik – yes. Motion by Tvardzik and seconded by Blough to accept the minutes from the special meeting on August 26, 2013 for the opening of bids for the road project. Roll Call: Blough – yes; Huff – yes; Tvardzik – yes.

Bill List: The bill list was read by Taormina. Motion by Tvardzik and seconded by Huff to pay those bills. Roll Call: Huff – yes; Tvardzik – yes; Blough – yes.

Police Report: Motion to approve the August 2013 report by Blough and seconded by Huff. Motion passed.

Old Business: None at this time.

New Business:

1. Note that financial reports from all Township accounts have been given to the Supervisors. Funds currently available from the loan from 1st Summit Bank stand at \$88,873.73; interest earned to 8/31/2013 is \$550.68; amount in debt service is \$61,475.61.
2. Noted that the Township paid the Lease/Loan(original amount \$75,000.00) in full as approved at the august 20, 2013 Township meeting. The titles for the encumbered vehicles have been returned to the Township.
3. Motion by Huff and seconded by Tvardzik to approve an extension to the estate of Thomas Lee to complete the cleanup of the property. The requested extension is to October 15, 2013. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.
4. Motion by Tvardzik and seconded by Blough to accept the MMO's for the Act 600 pension plan (uniform) and the non-uniform pension plan. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.
5. Motion by Blough and seconded by Huff to accept the winter materials bid through Co-Stars Contract # 6810-02. Comment that the bid for ton is usually bid for 500 ton. Roll Call: Blough – yes; Huff – yes; Tvardzik – yes.
6. Motion by Huff and seconded by Tvardzik to place the School Resource Officer in the Windber Area School District for the month of October 2013. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.
7. Note that the Interim loan with First Commonwealth Bank in conjunction with the PennVest sewer project was paid in full in December, 2012 as per the loan agreement. The loan was a 2 year agreement and came due in December 2012.
8. Note that Trick or Treat night has been scheduled for October 31, 2013 from 6 to 8pm for Paint Township, Paint Borough, Windber Borough, and Scalp Level Borough.
9. Motion by Tvardzik and seconded by Blough to approve the final request for payment from Kukurin Construction for the sewer project. The requests are \$2,000.00 for the Rummel Area and \$2,000.00 for Pomroys Corner. Roll Call: Blough – yes; Huff – yes; Tvardzik – yes.

10. Motion by Blough and seconded by Tvardzik to approve the final request for payment from the EADS Group for the sewer project in the amount of \$4,946.35. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.
11. It was noted that the Township sought Attorney Stofko's advice concerning a personnel/payroll issue and is currently following Attorney Stofko's legal direction.
12. Motion by Tvardzik and seconded by Huff to rescind the remainder of Chief Skiles' contract with the Township per Chief Skile's request effective December 31, 2013. Roll Call: Blough – yes; Huff – yes; Tvardzik – yes. Question: will the Township be looking to rehire Chief Skiles on a part-time basis? Response: the Township is looking at that possibility and will probably proceed that way. Comment: why would the Township rehire the man that is part of the problem? Response: none.
13. Motion by Huff and seconded by Blough to approve a 6 month extension according to Ordinance No. 80, Section 3 for Brian Powell to connect to the main sewer line due to hardship. Roll Call: blough – yes; Huff – yes; Tvardzik – yes.
14. Motion by Blough and seconded by Tvardzik to approve a 6 month extension according to Ordinance No. 80, Section 3 for John Sulosky to connect to the main sewer line. Comment: Mr. Sulosky has requested the extension to facilitate the installation of the proper grease trap. Roll Call: Blough – yes; Huff – yes; Tvardzik – yes.
15. Motion by Tvardzik and seconded by Blough to approve the following purchase orders:
 - a. Road Dept: none at this time
 - b. Township office: #747 – Intuit payroll software update, \$429.00; #745 – US Postal Service, prestamped envelopes, \$286.55.
 - c. Police Dept.: #47 – Comp Shop, \$850.00; #48 – Zimmerman's, \$477.00; #49 – Zimmerman's, \$37.95; #50 – Zimmerman's, \$162.95; #51 – M.T. Uniforms, \$344.95; #52 – Zimmerman's, \$37.95; #53 – Zimmerman's, \$272.95; #54 – Carman's Tire, \$210.76.
 - d. Sewer Dept.: #8 – online purchase of batteries for wiring locator, \$35.80.
 - e. Emergency Mgmt.:#746 – PSATS, webinar, \$20.00.

Correspondence: A letter dated August 22, 2013 was received from Scalp Level Borough opting out of the purchase of service agreement when the current contract expires on December 31, 2013. Paint Township had already decided to do this at the Township August 20,2013 meeting.

Open Forum:

1. Angie DeBiase: requested that a warning be issued to the owner of the land on Babcock Park Drive for violation of Township ordinance. Currently there is an old tractor, stacks of pallets, items as an old stereo console and a dump truck loaded with junk. Property values have dropped for the other landowners in the neighborhood. Blough stated that the police will enforce the ordinance and Tvardzik stated that he would put in a call to DEP in Pittsburgh. Mrs. Debiase stated that she would be grateful for any help with the situation and gave the phone numbers where she could be reached.

2. Lew Clark: Question, when the Windber Borough police department was brought to Paint Township, Lew heard that it cost \$9,000.00 to transfer the police records. Who will pay to return the records when Windber Borough starts its own department back up. The Supervisors said they did not know of a cost that high associated with those records but would check into it. Question: What year is the police contract in? Response: the Township is in the third year of a 5 year contract with the Teamsters. Question: has a date been set for the Regional Department update? Response: the meeting has been set for September 23, 2013 at 10:00am here at Paint Township. It is not an advertised meeting so only one supervisor will be attending. Each municipality is to have a representative at this meeting and they will take the information back to their respective boards. Question: An officer returned to work after suffering an injury – did this affect Paint Township financially? Response: No, the injury occurred when the officer was on duty for Windber Borough and Windber Borough's workman's comp covered his time off.
3. Anthony DeBiase offered a thank-you to the Supervisors for taking an interest in the problem on Babcock Park Drive. Question: does the Township pay the EADS Group for anything concerning wetlands enforcement? Response: No, DEP or Soil Conservation with the county would look at issues concerning wetlands. Mr. DeBiase stated that he had appraisal on his home and due to the issue of junk accumulating at a neighbor on Babcock Park Drive, the appraisal did not come close to the amount that Mr. DeBiase has into the house.
4. Ed Blackburn: requesting that action be taken for those who have not yet connected to the new sewer line. Currently 16 in the Pomroys section of the project have not tapped in yet and 14 in the Rummel section. Response: the solicitor is taking care of the appropriate measures for those who have not yet tapped in.
5. Joanie Wright: Question: will the Township have a police department? Response: Yes. The parameters for that department haven't all been worked out. It has to fit in what the Township can afford. Question: does the Township track the necessary repairs for the police vehicles. Response: the purchase orders for repairs list the car # for that repair.
6. Sharon Pruchnic: Question: is the School Resource Officer certified in crisis management? Response: will have to verify this.
7. Dee Chicarell: had questions concerning ditches that have filled in near the elementary school. The ditches are no longer able to handle the water flow after a heavy rain. Response by Blough: PennDot designed the system and the school district put it in. The resident will call PennDot.

Adjournment: Motion by Blough and seconded by Huff to adjourn. Meeting adjourned at 7:18pm. Roll call: Huff – yes; Blough – yes; Tvardzik - yes.

Next Township meeting is on October 15, 2013 at 6:30pm.

Joseph Huff, Secretary/Treasurer

MINUTES

October 15, 2013

Paint Township 1741 Basin Drive Windber, PA 15963

Chairman Blough called the meeting to order at 6:30pm and led the board in the “Pledge of Allegiance”.

Other board members present were Huff, Tvardzik. Also present were Chief Richard Skiles and Linda Taormina, Office Secretary. The visitor list is attached.

Minutes: It was moved by Huff and seconded by Tvardzik to accept the Minutes from the September 16, 2013 meeting. Roll call: Huff – yes; Blough – yes; Tvardzik – yes.

Bill List: The bill list was read by Taormina. Motion by Tvardzik and seconded by Blough to pay those bills. Roll Call: Huff – yes; Tvardzik – yes; Blough – yes.

Police Report: Motion to approve the September 2013 report by Blough and seconded by Huff. Motion passed.

Old Business: the explanation of the bill that was paid to In-Synch to move the records from the Windber Borough Police Department to the Paint Township Police Department was given. Paint Township paid \$1800.00 with check # 22867 on 11/18/2010 to move those records. Windber Borough paid a matching amount as their share of the cost.

New Business:

1. Note that financial reports from all Township accounts have been given to the Supervisors. Funds currently available from the loan from 1st Summit Bank stand at \$88,873.73; interest earned to 8/31/2013 is \$690.27; amount in debt service is \$56,180.63.
2. Noted that the Township complied with the Federal Affordable Care Act and gave the required notifications to all employees on September 25, 2013 (the deadline was October 1, 2013).
3. Note that the Township offered its congratulations to BarnesSaly LLP for having been chosen one of the top 100 accounting firms to work for in the nation. The Township appreciates the work that BarnesSaly performs on the Township's behalf.
4. Motion by Tvardzik and seconded by Huff to opt out of Phase II of the current Regional Police study conducted by DCED. Explanation by Huff: with the current limited financial resources for the Township and the unknown amount of start up cost, the Township has no choice but to pull out. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.
5. Motion by Tvardzik and seconded by Blough to relinquish Dax, the K-9 dog to his current handler. This will release the Township from the financial responsibility of the dog who is now retired. Roll Call: Blough – yes; Huff – yes; Tvardzik – yes.
6. Motion by Huff and seconded by Blough to place the School Resource Officer in the Windber Area School District for the month of November 2013. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.
7. Motion by Huff and seconded by Blough to put the K-9 vehicle up for sale. An ad will be run to accept bids. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.

8. Motion by Huff and seconded by Blough to approve an employment agreement with Chief Skiles for year 2014. Discussion: the contract is for one year. Skiles has been hired in the capacity of part-time chief with a cap on his wages at \$20,000.00. No benefits will be paid and at this time the hours have not been set. This is in the form of a contract. Motion passed.
9. Motion by Tvardzik and seconded by Huff to approve the following budget adjustments to the 2013 budget:
 - a. Move \$30,000.00 from #410.114 Chief's salary to #486.00 Payroll Other.
 - b. Move \$20,000.00 from #410.118 Court Wages to #410.115 Patrolmen Part-time.
 - c. Move \$10,000.00 from 410.200 Supplies to #486.00 Payroll Other.
 - d. move \$41,000.00 from Patrolmen Full-time to #486.00 Payroll Other.
 Roll Call: Blough – yes; Huff – yes; Tvardzik – yes.
10. Note that the Township received its Foreign Fire Insurance allocation from the Commonwealth via an ACH deposit on September 23, 2013. This allocation has been disbursed according to law to Scalp Level-Paint Fire Department, Windber Fire Department, and Hooversville Fire Department.
11. Motion by Tvardzik and seconded by Blough to refund George B. Bush, mailing address at 1024 horn Road, \$678.56 in overpaid taxes for tax years 2011, 2012, 2013. This refund is in accordance with the notification received by the Township from the Somerset County Office of the Chief Assessor. The cause of the overpayment was a posting error and the values have since been recalculated. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.
12. Motion by Blough and seconded by Huff to refund Brian M. and Connie S. Cominsky of 347 Basin Drive, \$215.24 in overpaid taxes for tax year 2013 due to a catastrophic loss at the property. This refund is in accordance with the ruling from the Somerset County Chief Assessors Office. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.
13. Motion by Tvardzik and seconded by Huff to approve the following purchase orders:
 - a. Road Dept: bill list includes tractor repairs
 - b. Township office: #750 – backup battery for phone system, \$19.94; #749 – ink cartridge, 2 pk, \$81.70.
 - c. Police Dept.: #750 – backup battery for phone system, \$19.94; #55 – Auto Glass and Repair, \$135.20; #57 – Zimmerman's, \$57.95; #58 – Zimmerman's, \$57.95; #59 – Zimmerman's, \$20.00; #60 – Zimmerman's, \$37.95; #56 – Carman's Tire, \$427.00.
 - d. Sewer Dept.: none.
 - e. Emergency Mgmt.: none.
 Roll call: Blough – yes; Huff – yes; Tvardzik – yes.

Correspondence: A letter was received from Emergency Mgmt. Coordinator, Will Bailey, asking approval to attend a refresher course in CERT trainer training November 19-21, 2013. So moved by Tvardzik and seconded by Huff. Motion passed.

Open Forum:

1. Lew Clark: What municipality(s) will the Emergency Mgmt. Coordinator work for? Huff responded that as of January 1, 2014 the EMC will work for Paint Township only. Is the labor contract with the Teamsters public information? Yes. Request to Chief Skiles – look at the uniform codes report and answer why was the state police called in for an incident on Arrow Road? Chief response: this isn't the place to discuss this but if you would call me I will be happy to answer your questions privately.
2. Fred Mock: has a complaint with neighbor concerning a property with “ a lot of junk”. Asking that something be done. Mr. Mock is requesting zoning and feels the Township is not upholding its own ordinances. Had a question concerning an ordinance for how many unlicensed vehicles can be on a property. Chief Skiles responded that 2 vehicles are allowed but the ordinance was tested in Central City and the County court threw the case out. A short discussion on zoning which goes beyond the ordinances followed.
3. Paul Henger: where is the police department going to be in 2014? Suggested that all clerks be eliminated in the department and Will Bailey oversee the department and do all of the office work as part of his duties. Tvardzik responded: the Township has spoken to the union and Heather will do the office work in the police department. Chief Skiles added that Shade Township has been notified that they will be fined \$10,000.00/month for improper reporting. Huff also added that it was presented to the union that the Township would prefer to have the officers on the street, not in the office doing paperwork. On the sewer project: summons for the magistrate have been issued. On zoning: the preliminary work has been done but the cost to the Township is prohibitive at this time. Public hearings have to be held, all of the pros and cons have to be discussed before any move is made.
4. Chief Skiles asked that it be noted that the Christmas for Kids program will proceed as scheduled for 2013. Also, there will be an intensive active shooter training at Windber High School October 28, 29, 30, 2013 with over 35 officers participating.
5. Joe Huff asked if the current SRO was certified. Skiles responded that the SRO currently has several certifications including one as a forensic interviewer for child abuse.
6. Lew Clark noted that the construction of the cell tower on Effie Lane was proceeding well.

Adjournment: Motion by Blough and seconded by Huff to adjourn. Meeting adjourned at 7:15pm. Roll call: Huff – yes; Blough – yes; Tvardzik - yes.

Next Township meeting is on November 19, 2013 at 6:30pm.

Joseph Huff, Secretary/Treasurer

MINUTES

November 19, 2013

Paint Township 1741 Basin Drive Windber, PA 15963

Chairman Blough called the meeting to order at 6:30pm and led the board in the “Pledge of Allegiance”.

Other board members present were Huff, Tvardzik. Also present was Linda Taormina, Office Secretary. The visitor list is attached.

Minutes: It was moved by Tvardzik and seconded by Blough to accept the Minutes from the September 16, 2013 meeting with the following addition: Supervisor Tvardzik requested that the minutes reflect that he has entered a “no” vote on Item # 8 on the agenda concerning the hiring of Richard Skiles as a part-time police chief for 2014. Roll call: Huff – yes; Blough – yes; Tvardzik – yes.

Bill List: The bill list was read by Taormina. Motion by Huff and seconded by Blough to pay those bills. Roll Call: Huff – yes; Tvardzik – yes; Blough – yes.

Police Report: Motion to approve the October 2013 report by Blough and seconded by Huff. Motion passed.

Old Business: Supervisor Blough mentioned that a date still had not been set for the PennVest project closing. The engineer had been advised the a date would be set for the walk through by PennVest before the closing date.

New Business:

1. Note that financial reports from all Township accounts have been given to the Supervisors. Funds currently available from the loan from 1st Summit Bank stand at \$88,873.73; interest earned to 10/31/2013 is \$672.15; amount in debt service is \$50,875.96.
2. Attorney Dennis Stofko was not in attendance at this meeting. This matter was tabled.
3. Motion by Tvardzik and seconded by Huff to approve refunding Daniel and Kelly Goncher the sewer tap-in fee submitted to the Township for the property at 138 Falcon Drive. The Gonchers have decided not to build at this location. Motion by Tvardzik and seconded by Huff to refund the Gonchers the cost of the building permit for 138 Falcon Drive minus the township costs for said permit. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.
4. Motion by Huff and seconded by Blough to approve a lot line adjustment for Dorothy Naugle of Blough Road. The Planning Commission had approved the line change at their meeting on November 13, 2013. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.
5. Motion by Huff and seconded by Blough to place the School resource Officer in the Windber Area School District for the month of December 2013. Roll Call: Blough – yes; Huff – yes; Tvardzik – yes.
6. Motion by Blough and seconded by Tvardzik to approve payment to Brian Weaver for the additional sewer work at Fern and Baumgardner Avenues. The total cost of the project was \$12,450.00, well below the limit for the bidding process. Roll call: Blough – yes; Huff – yes; Tvardzik – yes.
7. Note that the 2013 longevity obligation has been paid to the Police department on the November 6, 2013 payroll. The total amount paid was \$8,593.82. This not a budgeted item on the 2013 budget. Only one longevity payment was budgeted for in the 2013 budget and the Township also had to pay the Police

- Department for the 2012 longevity payment in 2013.
8. Motion by Tvardzik and seconded by Blough to pay all expenses pertaining to the ending of the purchase of service police department by the final payroll December 18, 2013. All associated expenses will then reflect on budget year 2013 and not on the 2014 budget. Roll Call: Blough – yes; Huff – yes; Tvardzik – yes.
 9. Note the structure for the 2014 Paint Township Police department will be as follows: 2 full-time officers, 2 part-time officers, 1 part-time chief and 1 full-time clerk. State Police will be utilized as needed. Huff: the clerk will remain full-time as he wants the officers out on the streets of paint Township as much as possible, not in the office doing paperwork.
 10. Motion by Tvardzik and seconded by Blough to tentatively approve the 2014 budget. Roll Call: Blough – yes; Huff – yes; Tvardzik – yes. The budget will be advertised in the Tribune Democrat and will be available for review in the Township office.
 11. Motion by Blough and seconded by Huff to approve the following purchase orders:
 - a. Road Dept: bill list includes vehicle repairs
 - b. Township office: #752 –Staples for office supplies, \$176.69;
 - c. Police Dept.: #61 – Zimmerman's, \$172.95; #62 – Zimmerman's, \$537.95; – Zimmerman's, \$57.95; #58 – Zimmerman's, \$57.95; #59 – Zimmerman's, \$20.00; #60 – Zimmerman's, \$37.95; #56 – Carman's Tire, \$427.00.
 - d. Sewer Dept.: #9 – Spory's Locksmith (spare locks for the grinder pumps), \$47.94.
 - e. Emergency Mgmt.: #753 – Zimmerman's (inspection and routine maintenance of the Tahoe), \$70.95.Roll call: Blough – yes; Huff – yes; Tvardzik – yes.
 12. Motion by Huff and seconded by Blough to approve the Township having 2 meetings per month. These meetings will be held the 1st Tuesday at 3:30pm and the 3rd Tuesday at 6:30pm.

Correspondence: A letter was received from Emergency Mgmt. Coordinator, Will Bailey, asking approval to attend a refresher course in CERT trainer training November 19-21, 2013. So moved by Tvardzik and seconded by Huff. Motion passed.

Open Forum:

1. Lew Clark: a. On Morningland Drive there is a blue marker on the edge of the manhole and the concern is that the plow truck will hit it as there is not a lot of room to maneuver. Supervisor Blough said that he will look into this with the water authority. b. Are there any openers in the police contract? Yes, there is a wage opener in 2014 for the remaining 2 years of the contract (2015, 2016).
2. Paul Henger: Are the repairs for the cruisers tracked? Yes, each bill contains the car # that the repairs are for. Lew Clark: What is the transfer date to return the cruisers that go back to Windber? January 1, 2014.
3. Joseph Sedalko : he is using the land on Babcock Park Drive for his business and has some issues with some of the other land owners in the neighborhood whose property also

looks bad. He has spoken with DEP about the water problem. There is a spring leaking onto his property and is asking for a drainage ditch to be dug by the Township to divert the water off his property. Supervisor Blough said he will look into it but the Township can't really do anything because the water is running off the road not onto the road.

4. Joseph Cominsky had no comment.
5. Dave Zeglin: a. will the part-time police officers for 2014 receive benefits? No hospitalization benefits are paid to part-time employees. b. does the school district reimburse the Township for the School Resource Officer? Yes, the hours that the SRO is in the school are reimbursed.
6. An executive session for personnel reasons was requested by Ed Porada, Rick Keller and Bob Davis of the Teamster Union. Chairman Blough called the executive session at 7:04pm. Returned at 7:23pm. Blough said that after further discussion he was making the motion to opt back into the Regional Police study being conducted by DCED as long as there was no additional cost to the Township. The township can opt back out if needed. Motion seconded by Huff. Roll Call: Blough – yes; Huff – yes; Tvardzik – yes.
7. Paul Henger: was this decision made based on the executive session? Blough – yes, but all three supervisors have been thinking about opting back into the study.
8. Roy Shaffer: until a Regional Police Department would kick in is the Township still sticking to a department of 2 full time and 2 part time officers? Huff – yes.

Adjournment: Motion by Blough and seconded by Tvardzik to adjourn. Meeting adjourned at 7:27pm. Roll call: Huff – yes; Blough – yes; Tvardzik - yes.

Next Township meeting is on December 17, 2013 at 6:30pm.

Joseph Huff, Secretary/Treasurer

MINUTES

December 17, 2013

Paint Township 1741 Basin Drive Windber, PA 15963

Chairman Blough called the meeting to order at 6:30pm and led the board in the “Pledge of Allegiance”.

Other board members present were Huff, Tvardzik. Also present was Linda Taormina, Office Secretary. The visitor list is attached.

Minutes: It was moved by Huff and seconded by Tvardzik to accept the Minutes from the November 19, 2013 meeting. Roll call: Huff – yes; Blough – yes; Tvardzik – yes.

Bill List: The bill list was read by Taormina. Motion by Tvardzik and seconded by Huff to pay those bills. Roll Call: Huff – yes; Tvardzik – yes; Blough – yes.

Police Report: Motion to approve the November 2013 report by Huff and seconded by Blough. Motion passed. It was noted that Keith Swaltek , a part-time police officer is no longer employed by Paint Township. He has not worked any hours in 2013.

Old Business: RE: item number 9 on the November, 2013 minutes. An update concerning the structure of the Paint Township Police Department for 2014 was given by supervisor Huff. Huff had met with the Teamsters union on Sunday, December 15, 2013 and it was decided by the Teamsters that because part time officers must be laid off before full time officers, the Township would not be able to utilize part time officers on its force in 2014. The budget does not allow enough to have a third full time officer. The 2 full time officers will be rotated over a 7 day a week schedule so no one gets used to when a Township officer is on duty and when the state police are covering a shift.

Comments: Sharon Pruchnic – when the current contract is up, could the Township go non-union for the police force? This would have to be renegotiated. Supervisor Tvardzik – all of the officers have been laid off. Roy Shaffer – can't the Township reorganize the police department at the re organizational meeting in January and do what they want? Supervisor Huff – no, the current contract must be honored.

New Business:

1. Noted that financial reports from all Township accounts have been given to the Supervisors. Funds currently available from the loan from 1st Summit Bank stand at \$88,873.73; interest earned to 11/30/2013 is \$736.47; amount in debt service is \$80,081.20. It was noted that the biannual payment (\$38,960.62) to 1st Summit Bank on the \$350,000.00 loan is due by December 30, 2013.
2. Noted that the Township received check #112 from Andrew Tvardzik in the amount of \$3,500.00 in accordance with the State Ethics investigation, per Order No. 1623, file docket 13-002. the State Ethics report will remain on file with the Township. This check is to be deposited in the Equipment Fund for the Road Department.
3. Noted that the Township has been notified that a civil rights violation law suit has been filed in federal district court (Johnstown). The Docket No. is 3:13-CV-00235. The case is in litigation and the Township has no comment at this time.
4. Motion by Tvardzik and seconded by Blough to approve the 2014 budget with the following change: under Public Safety, category 410.14 Service Bonus for Chief, \$2,800.00 will be moved to category 410.122 Police Building Maintenance (cleaning). Roll Call: Blough – yes; Huff – yes; Tvardzik – yes.
5. Motion by Huff and seconded by Tvardzik end paint Township's participation in providing a School Resource Officer to the Windber Area School District effective midnight, December 31, 2013. Roll Call: Blough – yes; Huff – yes; Tvardzik – yes. A letter will be sent to the school district and copied to Windber Borough.
6. Noted that Chief Skiles part time position for fiscal year 2014 will average approximately 15 hours per week and the time sheets submitted will reflect the exact times and dates he is working for Paint Township.
7. Noted that letters have been sent to the state police notifying them of the structure of the 2014 Paint Township Police Department and the help needed from the state police.
8. Motion by Tvardzik and seconded by Huff to approve the contract with the

IAMAW Local 2171 for the Township employees. This is a 5 year contract with a wage opener for the last 2 years of the contract. Roll Call: Blough – yes; Huff – yes; Tvardzik – yes.

9. Noted that the engagement letter for the 2013 audit has been received by the Township and will be signed and returned as soon as possible to BarnesSaly.
10. Motion by Huff and seconded by Blough to approve the following extensions to connect to the sewer line: James Shaffer of 400 Dobson Street, Sean Gahagen for 318 Spruce Street, Lester Stevenson for Pomroys Corner store and gas station, Glenn Spickler of 3731 Graham Avenue, William Kist for 42 Clearview Heights, Joseph Cominsky of 735 Dark Shade Drive, Daniel Beabes of 85 Spruce Street, James Klucik of 312 Camp Drive, and John Findish of 505 Spring Street. Roll Call: Blough – yes; Huff – yes; Tvardzik – yes.
11. Motion by Tvardzik and seconded by Blough to approve the following purchase orders:
 - a. Road Dept: bill list includes vehicle repairs
 - b. Township office: none
 - c. Police Dept.: #63 – Comp Shop, \$209.98; #65 – Zimmerman's, \$57.95; #66 - Zimmerman's, \$202.95; #67 – Carman's Tire, \$560.00; #68 – Zimmerman's, \$195.00.
 - d. Sewer Dept.: none
 - e. Emergency Mgmt.: noneRoll call: Blough – yes; Huff – yes; Tvardzik – yes.

Correspondence: the Area Agency on Aging of Somerset County requested by letter the services of Wilbert Bailey as Emergency Management Co-ordinator to speak to the citizens at the Senior Center on “Senior Emergency Preparedness”. This was given the go ahead by the Supervisors and took place on December 4, 2013.

Open Forum:

1. Roy Shaffer: would like an accounting of each month's income made available at each meeting. A short discussion followed concerning the budget, the audit and the projected income and expenditures for each year. It was noted by Taormina that the lease loan pay off and the truck loan payoff were noted in the meeting minutes for the months in which those payoffs occurred.
2. Angie DeBiase: extended a thank-you to Supervisor Tvardzik for providing the contact information to get DEP involved in the complaint about the property on Babcock Park Drive. Questioned whether business owners in Paint Township had to get any type of business license directly from Paint Township. No licenses come directly from the Township. Mrs. DeBiase also wanted the Township and the police to know that Mr. Sedalko had not complied with removing the vehicles for which he was cited and in addition, has pulled in a large RV that is supposed to be a “summer home”. Waste disposal is now an additional consideration. Supervisor Huff replied that he would follow up with the police on the removal of the vehicles. Mrs. DeBiase also noted that the neighbor that Mr. Sedalko had complained about had had his leg amputated and was having his home remodeled to accommodate his handicap.

Adjournment: Motion by Blough and seconded by Huff to adjourn. Meeting adjourned at 7:04pm. Roll call: Huff – yes; Blough – yes; Tvardzik - yes.

Next Township meeting is on January 6, 2014 at 6:30pm. This is the Township's re-organizational meeting held on the first Monday after January 1 in accordance with state law.

Joseph Huff, Secretary/Treasurer

