

MT. PLEASANT TWP. BOARD OF SUPERVISORS' MEETING OF JANUARY 27, 2010

The meeting of January 27, 2010, was called to order at 6:31 p.m. by Chairman Dinsmore with the Pledge of Allegiance to the Flag. Those present were: William L. Dinsmore, Chairman (WD), Larry H. Grimm, Vice-Chairman (LG), Arden B. McCartney (AM), William A. Johnson, Solicitor (WJ) was absent, Larry Chome, Zoning Officer (LC), Mary Ann Stevenson, Manager / Secretary (MS), and those citizens listed on the attached sheet.

Public Comments:

1.) Rebecca Skirpan (RS), Avella Rd., Hickory. RS presented the Observer Reporter article on Robinson Twp. Zoning Hearing Board with respect to Williams. The supervisors stated that they had seen and read the article. RS then asked if the township found out what the residual waste trucks were on Main Street and LG stated that it was investigated and it was mud removal from Mark West while digging and laying the pipeline. RS then asked if the township would be applying for federal stimulus money to extend the water project to those that didn't get public water. LG stated that to his knowledge it was not for water project but possibly sewage projects. Paul Battista, Municipal Authority Chairman agreed with LG. RS then stated that she feels Williams Plant should be shut down due to the noise and odor. There was a brief discussion on mercaptin odors around Route 50.

2.) Paul Battista (PB), 28 Johnson Road stated that he received an e-mail late in the day regarding an EPA Tipline called Eyes on Drilling Hotline whereby people can call in concerns on gas well drilling activity. Joanne Wagner stated that she would like to see that information posted on the township's website. PB gave a report on the Municipal Authority stating that the Act 537 Plan was finally approved and the MA is still working on a multi-municipal venture with Chartiers and Cecil Townships and wanted to know if Mount Pleasant was still interested. LG & WD stated definitely if there was funding available. PB added that they are looking into funding sources such as PennVest, RUS and H2O grants. He added that he is working with Kim Nielson from Jesse White's office to find funding also.

3.) Dencil Backus (DB), ZAC Chairman gave a short report stating that the 14 members of the committee are still working to put together a comprehensive draft ordinance for the supervisors regarding midstream activities. He added that they are getting sample ordinances from PA and other states. DB added that the most difficult part so far has been trying to put together a draft that is suitable for the legal needs of the Township and the safety concerns of the residents as well as the needs of the industry. DB said they should soon have a list of the experts needed to finalize the document for the Supervisors. WD added that a concern he has was closing the gaps in our ordinances and DB agreed about the loopholes and that is where outside expertise is needed. There was a brief discussion on an outside company performing independent air quality testing with respects to legal issues and Dept. of Energy issues. DB mentioned NETL, The National Environmental Technology Laboratories which would be at no cost to the Township. It was stated by the committee that this could be looked at as scientific research but that nothing has been arranged at this point. DB concluded by stating the committee will continue to work and plans on having a draft to the Supervisors by the February meeting as well as a list of expertise that will be needed along with the costs associated to finish the proposed ordinance. AM asked if there was a difference in the ZAC draft and the one being done by Lycoming County and DB stated that the township's is shorter but he has not compared them. Joanne Wagner added that a big difference is that Lycoming's is based off of dry gas where the township's is wet and they do not address the midstream process. PB stated that he went to the Penn State Summit on the Gas Industry and that half of those in attendance were lawyers and that possibly Penn State could provide some attorneys who could help the ZAC.

4.) Joanne Wagner, ZAC member, gave a short presentation detailing how Texas has evolved over time and how PA can look to them as a model of what and what not to do and how to learn from them since this will be going on for many years to come. Some areas were the many ordinance amendments that take place every couple of years to address zoning and water issues. WD hopes to continue in the same fashion and agrees there will need to be amendments from time to time. LG added that as court cases are heard, those determinations will determine what takes place.

5.) Linda Carnevali, 4002 Lakeview Lane, Cherry Valley asked the BOS to remember to keep the idea of requiring the facilities to be located in the M-1 District as previously mentioned in other meetings.

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Reports

The following reports, if any, were submitted for the Board's review and are on file at the Municipal Office:

- Zoning Officer's Report – Since last meeting
- Public Safety Report – 12/15/09 – 1/27/10
- Public Works Report – Since last meeting
- Planning Commission Minutes – 12/7/09
- Parks & Recreation Report – None
- Municipal Authority Minutes – 11/19/09
- Midway Sewage Minutes – 12/1/09
- Cross Creek Valley Region Minutes - None
- Washington County Sewage Council Report - None
- MPT Volunteer Fire Dept. Report - Dec. 2009 & 2009 Year End Reports
- Wilbur Smith – Revitalize Main Street Project Minutes – None
- Treasurer's Report - December, 2009
- Correspondence for the period of - 12/16/09 – 1/26/10

► LG motioned to accept the reports as given and WD seconded the motion. The motion carried unanimously.

Action Items:

1. **Bills:** WD motioned to authorize payment of the invoices for the period of 12/16/09 – 1/26/10 as presented and LG seconded the motion. The motion carried unanimously.
2. **Minutes:** LG motioned to approve the minutes of the December 16, 2009 regular board meeting and AM seconded the motion. The motion carried unanimously.
3. **Minutes:** WD motioned to approve the minutes of the January 4, 2010 Re-Organization Meeting and LG seconded the motion. The motion carried unanimously.
4. **MPT VFC Agreement:** LG motioned to enter into a reimbursement agreement with the MPT VFC for 2010 with the same conditions as in the 2009 agreement in which the Fire Dept. has already approved and signed this agreement and AM seconded the motion. The motion carried unanimously.
5. **Resolution 2010 - E:** AM motioned to adopt Resolution 2010 – E, a Resolution declaring a snow & ice emergency called by Roadmaster Bill Dinsmore on 12/19 and 12/28, 2009 and on Jan. 4, 5, 7, 8, 11 and 12, 2010 and LG seconded the motion. The motion carried unanimously.
6. **Tax Collector Hours:** AM motioned to approve the tax Collector hours for 2010 as follows: Saturdays from 9am – 11am March 20th – May 15th and August 21st – Dec. 18th and special hours of 5:30pm – 7pm May 4,6,11 & 13 and Oct. 5,7,12 and 15. All other hours are by appointment only. LG seconded the motion. The motion carried unanimously.
7. **Pension Trustee Name Changes:** WD motioned to officially remove former Supervisor Shane Maga's name as a trustee of the Township's Pension Plan and to add Supervisor Arden McCartney's name as a trustee and LG seconded the motion. AM abstained. The motion carried.

Discussion Items: *(board members may elect to discuss items presented to them since the last meeting)*

None.

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Unfinished Business:

1. Range Resources Meter Pad Subdivision on Lynn Portal Rd. – Subdivision was tabled at the 9/23/09 BOS meeting pending further information. The Subdivision was rejected at the 10/28/09 BOS meeting until corrections are made and re-submitted. A rejection letter was sent to Range Resources by the Township Zoning Officer. There have not been any revised drawings re-submitted to date.
2. Nancy Stewart Subdivision on Caldwell Rd. – Subdivision was tabled at the 11/18/09 BOS meeting as there were changes that needed done per the Township Engineer. There were no revised drawings re-submitted to date. LC stated as of 1/27/10 revised drawings have been submitted.
3. Motion to approve the Advisory Council's request to have the Solicitor attend the Advisory Council's Workshop(s) at his current hourly rate (which is \$120 per hour) with the next meeting being Monday, January 11, 2010 at 6:30 pm. *Tabled from the 1/4/10 Re-org. meeting.*
4. Motion to approve the Advisory Council's request to have HMT & Assoc. attend the Advisory Council's next workshop at their current hourly rate (rate depends on who attends) on Monday, January 11, 2010 at 6:30 pm. *Tabled from the 1/4/10 Re-org. meeting.*
5. Motion to approve entering into an agreement to hire an expert for the drafting of ordinances relating to the gas well industry at a cost of \$100 per hour plus travel expenses. *Tabled from the 1/4/10 Re-org. meeting.*
6. AM made a motion to invite the Dept. of Energy / NETL to do an air quality test at no cost to the Township and LG seconded the motion. The motion carried unanimously. *This item was tabled from the 1/4/10 Re-org. meeting.* PB stated he would like to see a COG (Council of Governments) be formed with its own legal council to address the industry. DB agreed this sounded like a good idea. WD told DB and the ZAC to add this item to their list of things to accomplish. DB agreed.

Action for items 1 and 3-5 died for lack of any motions.

There was a brief discussion on the trailers that Range has on the gas well sites. It was determined that they are in violation of the Township's Zoning Ordinance. The BOS unanimously directed Larry Chome to issue citations against Range Resources for the trailers that are housing employees and to investigate how to proceed with them (the employees in the trailers) in the interim while citations are being filed.

Adjournment: WD motioned to adjourn the meeting at 7:43 PM and LG seconded the motion. The motion carried unanimously.

Respectfully submitted,

Mary Ann Stevenson
Township Secretary
Mount Pleasant Township
Board of Supervisors