

The Regular Monthly Meeting of the Blair Township Water and Sewer Authority
 377 Cedarcrest Drive
 Duncansville, PA 16635

Wednesday, February 7, 2024

The Regular Monthly Meeting of the Blair Township Water and Sewer Authority, held on Wednesday, February 7, 2024, was called to order at 7:00 p.m. by Chairperson Robin Cadwallader.

In attendance were 4 Authority Members as follows: Robin Cadwallader, Edward Silveti, Rodney Patterson, and Ted Ventre. (Brendan Peterson arrived late to the meeting as noted below.)

Also in attendance were Tim M^cGaw, Manager; Katie M^cGaw, Administrative Assistant; Pat Fanelli, Solicitor; Dave Cunningham, Engineer.

VISITORS: Richard Heininger Paul Amigh
 Connie Heininger Tom Hickey

Motion was made to approve the Minutes of the Reorganization Meeting of January 3, 2024. MOTION: Ventre SECOND: Patterson VOTE: 4 Yes.

Motion was made to approve the Minutes of the Regular Monthly Meeting of January 3, 2024. MOTION: Silveti SECOND: Ventre VOTE: 4 Yes.

Motion was made to approve the Payroll & Bills for January 2024. MOTION: Silveti SECOND: Patterson VOTE: 4 Yes.

Brendan Peterson entered the meeting at 7:06 p.m.

Robin Cadwallader, Chairperson, called upon the Visitors to speak. Tom Hickey stepped to the podium and introduced himself as the owner of a parcel of land that BTWSA needs to acquire to erect a Pump Station in the Reservoir Road Sewer Expansion Project area. He does not trust us and offered a couple examples to support his claim.

Dave Cunningham summarized that BTWSA received a \$2.51 million dollar grant from the Commonwealth Financing Authority for the Reservoir Road Sewer Expansion Project, and that the Blair Township Supervisors recently authorized Trina Illig to apply to the state for \$3.8 million in Community Development Block Grant (CDBG) money. Hopefully we will hear the results of that application in June or July. Moving forward, we will go to PennVEST for the remaining funds needed. PennVEST will offer us a combination Low Interest Loan/Grant offer which will help BTWSA determine what portion of the Project is feasible. If all goes smoothly, we should be advertising for Bids in the Fall of 2024 and starting construction in January 2025.

Dave stated that he has been working with Pat Fanelli, Solicitor, to attain some sample Point of Sale Ordinances which will be provided to the Authority at next month's meeting.

Tim McGaw stated that he would like to buy a 2024 Dump Truck to replace our aging 1992 Peterbilt. The COSTARS price for a 2024 Ford F-600 4x4 Super Duty Cab with

RESOLUTION 1-2024

RESOLUTION APPROPRIATING REAL PROPERTY INTERESTS
LOCATED IN BLAIR TOWNSHIP, BLAIR COUNTY, PENNSYLVANIA,
FOR CONDEMNATION, AND AUTHORIZING THE BLAIR TOWNSHIP
WATER & SEWER AUTHORITY TO INSTITUTE CONDEMNATION
PROCEEDINGS FOR THE ACQUISITION THEREOF.

WHEREAS, the Blair Township Water & Sewer Authority (“Authority”) is a Pennsylvania municipality organized and existing pursuant to the Pennsylvania Municipality Authorities Act; and

WHEREAS, Authority has begun the planning and design for a major sewer main line extension project in the Authority’s service area (the “Project”); and

WHEREAS, the Project involves the construction of various pump stations, among numerous other improvements; and

WHEREAS, Authority has identified appropriate and necessary locations for the pump stations; and

WHEREAS, Authority representatives have engaged in discussions with the owners of the various parcels where the pump stations could or should be located; and

WHEREAS, the Authority has negotiated sales agreements with the owners of at least some of the properties selected for the placement of these pump stations, but has been unable to secure signed agreements from all of the owners; and

WHEREAS, it has become necessary to consider the exercise of the power of eminent domain to acquire the land needed for one of the proposed pump stations; and

WHEREAS, it is the conclusion of the Authority that it is serves a beneficial public purpose for the Authority to own the title to the property identified herein in order to place one of the necessary pump stations; and

WHEREAS, to accomplish this valuable public purpose, and in order to be able to complete the Project appropriately, the Authority seeks to acquire title to the identified property;

WHEREAS, Authority hereby expresses its willingness to pursue a signed sales agreement for the purchase of the property, to the extent the owner of the parcel would be willing to enter into an acceptable agreement for a voluntary transfer of the property; and

WHEREAS, accordingly, given that the owner has not currently indicated a willingness to sign such an agreement, it is the sense of the Authority that it should proceed with condemnation to acquire the necessary property interests;

NOW, THEREFORE, BE IT RESOLVED that the Authority condemn and acquire fee simple title to the premises located on East View Street, in Blair Township, Blair County, PA, identified as Blair County Tax Parcel ID 4-5-82, currently owned by Thomas J. Hickey, or any other person claiming title to same; and

BE IT FURTHER RESOLVED that the Authority Chairperson, Solicitor, Engineer, and other proper officials and staff are directed to begin carrying out the eminent domain action authorized by this Resolution; and

BE IT FURTHER RESOLVED that the Authority Solicitor, Engineer, and other proper officials are directed to work with the owner of this parcel, to the extent the owner

is willing to enter into a sales agreement on terms acceptable to the Authority, in order to obtain a signed sales agreement and deed for this property; and

BE IT FURTHER RESOLVED that the proper officers of the Authority are herewith authorized to cause to be prepared and filed in the Court of Common Pleas of Blair County, Pennsylvania, the appropriate Declaration of Taking for said premises and to execute and file such Bond or other security as may be necessary in connection with said condemnation proceedings (although the Authority does not hereby acknowledge that any such bond is necessary) and to prosecute said proceeding to conclusion; and

BE IT FURTHER RESOLVED that the damages which may be awarded to any condemnee or agreed to between the Authority and condemnee shall be paid from funds of the Authority; and

BE IT FURTHER RESOLVED that the Chairperson or Vice Chairperson of the Authority be and hereby are authorized to execute on behalf of the Authority the necessary Declaration of Taking, Bond and other documents to be executed in connection with the carrying out of the purposes of this Resolution.

Blair Township Water & Sewer Authority

By: Robin L. Cadwallader
Chairperson

Attest:

[Signature]

Secretary

Dated: February 7, 2024

