

**Donegal Township  
Supervisors Monthly Meeting Minutes  
Thursday, April 14, 2022  
7:00 P. M.**

The meeting of the Board of Supervisors of Donegal Township was called to order by Chairman, James Bauer Jr at 7:06 p.m. The meeting was held at the West Alexander Fire Department. The meeting was held as an in-person meeting. Board members in attendance by Roll Call; James Bauer Jr., Edward Shingle, and Randy Polan (7:18). Also in attendance: James McGraw - Solicitor, Heather Wood - Secretary/Treasurer. Prayer was given by Travis Crouse. The Pledge of Allegiance to the Flag was recited. Chairman Bauer announced the meeting was being recorded.

Announcement of Executive Session held on March 17, 2022 from 4:00 pm to 7:15 pm with Kevin Pomian, all pending litigations; PIRMA insurance

Announcement of Executive Session held on April 1, 2022 from 3:00 pm to 5:15 pm - outside labor council

Announcement of Executive Session held on April 5, 2022 from 10:00 am to 12:15 pm - auditor surcharge case docket #2020-7052 and 2020-7051 - personnel and labor contract

Announcement of Special Meeting held April 1, 2022 at 727 Old National Pike at 10:00 am

Mr. Shingle made a motion to adopt the agenda giving the chair the privilege to adjust. Mr. Bauer seconded the motion.

VOTES:                      3 - YES                      0 - NO                      Motion carried

**PUBLIC COMMENT:**

Kathleen Gilmore questioned the solicitor bill in excess of \$7K and wants to know what the bill entailed.

Kathy Wright-Croft states the minutes from the March 10, 2022 and the section that talks about Mr. Riggle stated he would comment on his comment but he's not allowed to talk at the meetings and Mrs. Fiddler asked why not he is a tax payer, so the question that she has is without corrections and things like this, it looks like the Township is discriminating and I do not believe that they were. She wasn't sure if the Police wages are being paid out of ACT 13. On #4 on the agenda it just says interiums and I wasn't sure as there is no explanation and wasn't sure what interims is. Jim stated that was interim taxes. Wright-Croft states the pension audit says move to an approved pension plan and she didn't know if there was one specified or you sorta random under new business #1 and I would ask the Township; knows the previous auditors were in the surcharge case they had the insurance company attorney representing them and





Vreeland was representing them and now the Township is involved and she doesn't know if there is a reason to pay Vreeland and the Township attorney and she saying she would like to see the Township drop Vreeland but also not sure if you can or not, I know it was in December there was a motion made to Vreeland would represent the old auditors but there is a lot of lawyers for a case.

JD Martin says we discussed at the agenda meeting the mess up on Lake Rd, the back up and flooding and I thought you were gonna ask the Secretary to send a letter and contact the Conservation District and didn't see anything on the agenda so didn't know if action was taken. Some time ago he thinks Mr. Fidler and Mrs. Iams was in charge of setting up a town hall meeting with the mine and it's a public service and thinks the residents should be well informed and know what is going on and it needs to be addressed; they should be brought in; spokesman come next meeting and do an informational meeting. Mrs. Iams stated that she did ask them to come and they declined; no reason but has an email. JD asked her to forward to Heather to have on file. Mr. Shingle says when he talked to them, you as a resident call or stop down there and they say they are open to that; that's what they told him.

Mr. Bauer states the elected officials sitting up here have a fiduciary commitment to the Township to do what's best in the interest of the Township which is why whenever there are any situations that may have any ramifications that we run it through the solicitor's office and we will continue to do that if there is a chance it will cost the Township money we will run it through the solicitor's office first. As you saw we had an executive session with PIRMA and a little bit of information from that: in 2020 are liability insurance was \$40,368.00 in 2021 it went to \$70,978.00 and in 2022 are estimated premium is \$105,000.00 with the first \$20,000 of any claim being a deductible to the Township. Up to this point, claims paid in insurance company with outstanding litigations, open claims the insurance company has paid \$441,438.45 and the Township will spend \$35,843.19 (not been billed yet) in those numbers were 2 attempts to overturn the election that the residents voted on, the insurance company paid \$47,466.26 to represent that and that will be an expense to the Township of \$11,866.57. Mr. Polan and I climbed on this ship in January and it was a sinking ship, the 3 of us have done the best we can the last 3 months to fill the holes and plug the holes in the ship but there seems to be a group that wants to keep shooting holes in the ship, until that stops we are not going to get this Township moving in the right direction that it needs to, everyone says they care about the Township, it's time we start showing that and acting that way instead of causing unnecessary expenses to the Township.

1. Mr. Polan made a motion to approve the minutes from the Board of Supervisors Regular Monthly Meeting held on February 10, 2022. Mr. Shingle seconded the motion.

VOTES:                      3 - YES                      0 - NO                      Motion carried



2. Mr. Bauer made a motion to approve the minutes from the Board of Supervisors Regular Monthly Meeting held on March 10, 2022. Mr. Polan seconded the motion.

VOTES:                    3 - YES                    0 - NO                    Motion carried

3. Mr. Shingle made a motion to approve the minutes from the Board of Supervisors Special Meeting held on April 1, 2022. Mr. Polan seconded the motion.

VOTES:                    3 - YES                    0 - NO                    Motion carried

#### FINANCIAL BUSINESS:

1. Approve the Treasurer's Report

NO Action

2. Mr. Shingle made a motion to approve the bills listed on the unpaid bill list dated March 31, 2022. Mr. Bauer seconded the motion.

VOTES:                    3 - YES                    0 - NO                    Motion carried

#### OLD BUSINESS:

1. Mr. Polan made a motion to accept the UMPC rates and have the office notify the Broker the same. Mr. Shingle seconded the motion.

VOTES:                    3 - YES                    0 - NO                    Motion carried

2. Mr. Bauer made a motion to adopt Resolution 2022-3; Washington County 2022 Hazard Vulnerability Assessment and Mitigation Plan. Mr. Shingle seconded the motion.

VOTES:                    3 - YES                    0 - NO                    Motion carried

3. Dye test

Mr. Shingle made a motion to table the dye test ordinance. Mr. Polan seconded the motion.

VOTES:                    3 - YES                    0 - NO                    Motion carried

4. Fire hydrant flow test

Mr. Bauer suggests that the Township purchase the equipment in the amount of \$989.98; Mr. Graham said the Fire Department would perform the testing and we would give a donation and save a whole lot of money vs the quote the office received. Directed Secretary to add to the agenda next month





5. Mr. Polan made a motion to purchase the gutters from the Gutter Guy and to pay out of the General Fund. Mr. Shingle seconded the motion.

VOTES:                    3 - YES                    0 - NO                    Motion carried

6. Mr. Bauer made a motion to move forward with the Lafayette sign and once we receive it in, Richy is to install. Mr. Shingle seconded the motion.

VOTES:                    3 - YES                    0 - NO                    Motion carried

#### NEW BUSINESS:

1. Mr. Shingle made a motion to table moving the pension audit findings to an approved pension plan and returning money back to the Commonwealth. Mr. Bauer seconded the motion.

VOTES:                    3 - YES                    0 - NO                    Motion carried

2. Mr. Polan made a motion to approve Mitcheltree Bos heavy hauling renewal permit on Wilhelm Rd for .25 mile; agreement, application, insurance certificate and fees (bond and escrow) have been received; and to be videoed by the Engineer. Mr. Bauer seconded the motion.

VOTES:                    3 - YES                    0 - NO                    Motion carried

3. Mr. Shingle made a motion to proceed with the engineer for design of Bar Screen and submit to the Redevelopment Authority as this project was approved and the funds are available. Mr. Polan seconded the motion.

VOTES:                    3 - YES                    0 - NO                    Motion carried

4. Mr. Bauer made a motion to direct Susanne Dorsey, tax collector to collect the interim taxes when necessary. Mr. Polan seconded the motion

VOTES:                    2 - YES                    1 - NO - Shingle                    Motion carried

5. Mr. Bauer made a motion for the Secretary/Treasurer to register and proceed with HandS application and for the road crew to hold monthly safety meetings. Mr. Shingle seconded the motion.

VOTES:                    3 - YES                    0 - NO                    Motion carried





6. Mr. Bauer made a motion to approve Resolution 2022-5, America250PA; celebrating the 250th Birthday of the United States in 2026 and Pennsylvania's role in commemorating this event. Mr. Polan seconded the motion.

VOTES:                      3 - YES                                      0 - NO                                      Motion carried

7. Amendment to Resolution 2022-4 - NO ACTION

8. Mr. Shingle made a motion to reapprove the Danna Subdivision as there were changes to the plan; sewage main has been received, with a contingency of DEP approval. M. Polan seconded the motion.

VOTES:                                      3 - YES                                      0 - NO                                      Motion carried

9. Mr. Shingle made a motion to adopt Resolution 2022-6; naming of Fair Lane. Mr. Bauer seconded the motion.

VOTES:                                      3 - YES                                      0 - NO                                      Motion carried

10. Mr. Bauer made a motion to hold Clean up days on May 6, 2022 (6:30 am to 2 pm) and May 7, 2022 (7:00 am to 2 pm), getting 5 dumpsters and 2 scrap, to publicize on the website, marquee and facebook, and to be paid out of ACT 13. Mr. Shingle seconded the motion.

VOTES:                                      3 - YES                                      0 - NO                                      Motion carried

11. Mr. Shingle made a motion to reimburse Jim Bauer in the amount of \$1500.00 as Mr. Bauer paid Camco on check #3179 to cover invoice #64294. Mr. Polan seconded the motion.

VOTES:                                      3 - YES                                      0 - NO                                      Motion carried

12. Surveillance Cameras

Directed Heather to reach out to a couple of companies for both buildings and supervisors to be involved when the security companies can come and evaluate.

13. Printer for Secretary

Directed Heather to research and bring back to the Board and add to the agenda next month.

14. Mr. Polan made a motion to hire Penn Sweeping at \$200 mobilization and \$130 p/hour and to be paid out of ACT 13, notify the residents; posting cars and poles, not to exceed 24 hours. Mr. Bauer seconded the motion.

VOTES:                                      3 - YES                                      0 - NO                                      Motion carried



15. Mr. Polan made a motion to award the tar and chip in-place bid to Youngblood Paving in the amount of \$264,082.50; to be paid out of Liquid Fuels, direct Secretary to notify Youngblood, contingent on performance bond and follow-up paperwork. Mr. Bauer seconded the motion.

VOTES:                    2 - YES                    1 - NO - Shingle                    Motion carried

16. Mr. Bauer made a motion to table legal representation for the Board of Auditors. Mr. Shingle seconded the motion.

VOTES:                    3 - YES                    0 - NO                    Motion carried

17. Mr. Shingle made a motion to enter into executive session for personnel issues. Mr. Polan seconded the motion.

VOTES:                    3 - YES                    0 - NO                    Motion carried

Entered into executive session at 9:09 pm

Returned from executive session at 9:54 pm

18. Mr. Bauer made a motion to add to the agenda a motion to redesignate the Secretary/Treasurer to a confidential employee and secondly to amend the Secretary/Treasurer job description. Mr. Shingle seconded the motion.

VOTES:                    3 - YES                    0 - NO                    Motion carried

Mr. Bauer read "The Township has typically designated a confidential employee. Historically that designation has been the given to the Township Secretary/Treasurer, which is in line with the function under the second class township code. Neither the Supervisor, Solicitor or anyone else identified in action taken by the prior Board is an employee of this Township and none are appropriate designees as the Township confidential employee. Therefore, I move that the Township Secretary/Treasurer be re-designated as the confidential employee.

19. Mr. Bauer made a motion to redesignate the Township secretary/treasurer to confidential employee and secondly a motion to amend secretary/treasurer job description. Mr. Polan seconded the motion.

Votes:                    3 - YES                    0 - NO

20. Mr. Bauer made a motion to amend job description for the Secretary/Treasurer to accurately reflect the duties of that position: adding the following items.





- Votes: 3 – YES 0 – NO Motion carried

VOTES:      3 - YES                  0 - NO                                  Motion carried

Heather Wood

Secretary/Treasurer

