

## DEER CREEK DRAINAGE BASIN AUTHORITY

### Regular Meeting January 19, 2015

The Regular Meeting of the Deer Creek Drainage Basin Authority was held at 7:10 p.m. at the Authority office located at 945 Little Deer Creek Road, Russellton, Pennsylvania.

#### **Call Meeting to Order and Roll Call**

Mrs. Pastura called the meeting to order and asked Mr. Jenkins to call the roll. Board members present: Mr. Hammerman, Mr. Sutter, Mrs. Pastura, Mr. Simonetti, Mrs. Lesic, Mrs. Bieniek, Mrs. Biery and Mr. Drischler. Board member absent: Mr. Trocki. Also present: Mr. Schmitt, Mr. Brown, Mr. Vancheri and Mr. Jenkins.

#### **Crown Castle**

A representative from Crown Castle was present to discuss the lease that his company wished to enter into with the Authority for the construction of a cell phone tower on Authority property.

#### **Flag Salute**

The Board rose and recited the Pledge of Allegiance to the Flag.

#### **Reading and Approval of Minutes**

##### *Workshop Meeting of January 14, 2015*

MOTION was made by Mrs. Lesic and seconded by Mr. Drischler to approve the minutes of the Workshop Meeting of January 14, 2015. Motion carried unanimously.

#### **Accountant's Report**

Mr. Vancheri presented the Accountant's Report, a copy of which was distributed to the Board.

#### **Treasurer's Report**

There were no tap or assessment payments since the December Regular Meeting.

MOTION was made by Mr. Hammerman and seconded by Mr. Drischler to approve the Treasurer's Report and paid bills for the month of December. Motion carried unanimously.

#### **Solicitor's Report**

##### *Executive Session*

MOTION was made by Mrs. Lesic and seconded by Mr. Drischler to move the meeting into Executive Session at 7:33 p.m. Motion

carried unanimously.

Mrs. Pastura reconvened the meeting at 7:50 p.m. and said the Session concerned condemnations and easements issues.

*Resolution 1-2015*

MOTION was made by Mr. Hammerman and seconded by Mr. Simonetti to approve Resolution 1-2015, which reads as follows:

**Resolution 1 of 2015**

WHEREAS, it is the intent of the Deer Creek Drainage Basin Authority (the "Authority") to construct and maintain a sanitary sewer line extension and related improvements in the vicinity of the Gibsonia Road area in the Township of Indiana; and

WHEREAS, the Commonwealth of Pennsylvania as authorized by the Municipality Authorities Act of 2001, as amended, authorizes the boards of Municipal authorities to construct sanitary sewer lines; and

WHEREAS, the Commonwealth has further authorized the boards of municipal authorities to secure by condemnation and the power of eminent domain all easements and rights-of-way necessary for the construction of sanitary sewers; and

WHEREAS, the properties upon which the Authority proposes to exercise the power of eminent domain are all situated in the Authority's service area; and

WHEREAS, the Board of the Authority desires to secure the necessary rights-of-way and easements across the properties enumerated below to allow for the construction and maintenance of sanitary sewers.

NOW, THEREFORE, be it resolved by the Board of the Deer Creek Drainage Basin Authority that pursuant to the powers vested in it by law and be it so hereby resolved that:

1. The Deer Creek Drainage Basin Authority hereby exercises the power of eminent domain to secure the necessary easements of rights-of-way across the properties of the following named persons and the Deer Creek Drainage Basin Authority is hereby directed to forthwith file declarations of taking to secure the necessary easements across the properties of the following named persons, more particularly described in Exhibit "A" attached hereto:

N&G Partnership  
Joseph M. Ritchey and Page Ritchey

Giovanni Provenzano and Carol J. Provenzano  
Indiana Township  
Allegheny County, Pennsylvania

2. The proper Officers of the Authority be and they are hereby authorized to do all necessary acts and requirements of law to effect the foregoing provisions.
3. That any Resolution or parts thereof conflicting with the provisions of this Resolution be and the same are hereby repealed insofar as much conflicting provisions exit.

THIS RESOLUTION, ORDAINED AND ADOPTED THIS 19<sup>TH</sup> DAY OF JANUARY, 2015.

Motion carried unanimously.

**Engineer's Report**

*Medrad Stream Bank Stabilization*

Mr. Schmitt reported his office has received the permit for this project and the stream bank stabilization project should begin soon.

**Manager's Report**

Mr. Jenkins said he had nothing new to report since the Workshop Meeting.

**Chairperson's Report**

Mrs. Pastura referred the Board to the notice received from PMAA regarding new Board member training sessions.

**Old Business**

None.

**New Business**

None.

**Adjournment**

MOTION was made by Mr. Drischler and seconded by Mr. Hammerman to adjourn the meeting at 8:00 p.m. Motion carried unanimously.

Respectfully submitted:

Read and Approved:

3/11/15

Susan M. Pastura

