

Robinson Township
Board of Supervisors
Regular Meeting and Public Hearings
October 14, 2019
Beginning at 5:30 p.m.

CALL TO ORDER and PLEDGE OF ALLEGIANCE

The Robinson Township Board of Supervisors met in regular session on Monday, October 14, 2019. Chairman Kendall called the first Hearing to order at 5:30p.m.

Pledge of Allegiance to the flag was conducted.

Present at the meeting were Chairman Rodger Kendall, Vice Chair Mary Donaldson, Supervisor David Foley, Manager/Secretary Crystal Brown, Solicitor Alan Shuckrow, Township Engineer Keith Straight, and Zoning Officer Mark Dorsey.

PUBLIC DISCUSSION The Chairman asked if anyone wished to speak on agenda items only. There were no speakers. Chairman turned the proceedings over to Solicitor at this time. Court Reporter Kim Strnisa was present to document this Hearing and administered the Oath of any potential speakers of the evening.

CONDITIONAL USE HEARING

Solicitor Shuckrow announced receipt of a letter from attorney Tammy Ribar, representing the Westport Project Conditional Use application (via Imperial Land Corporation). Ms. Ribar requests a general continuance of the Hearing and waives any time constraints under the MPC. Tysen Miller of KU Resources was present at the meeting to personally confirm this request on the record. Brian Temple, representing Imperial Land Corp. read Ms. Ribar's letter aloud. At approximately 5:35 p.m., Solicitor formally closed the Hearing.

Kendall made a motion to continue the Conditional Use Hearing of applicant Imperial Land Corporation / Westport Development Project. Seconded by Foley.
RCV: Kendall – Yes, Donaldson – Yes, Foley – Yes

APPROVAL OF MINUTES

Chairman Kendall made announcement of Executive Session which took place on September 20, 2019 at 10:00 a.m. to discuss pending legal matter of Rita Drive status, with Solicitor.

Donaldson made a motion to approve the minutes from the Regular Meeting held September 9, 2019. Motion was seconded by Foley.
RCV: Kendall – Yes, Donaldson – Yes, Foley – Yes

BILLS AND PAYROLL Donaldson made a motion to authorize payment of the September bills and payroll. Seconded by Foley.
RCV: Kendall – Yes, Donaldson – Yes, Foley - Yes

CORRESPONDENCE Donaldson made a motion to accept correspondence for September. Seconded by Foley.
RCV: Kendall – Yes, Donaldson – Yes, Foley – Yes

REPORTS Reports on file: **Fire Department**-Midway 29 calls, McDonald not received.
Police-on file, read by Officer Kubacki

Zoning-on file

Animal Control-12 calls

Supervisors-Donaldson reported on staff and Board's attendance of LGA training course on Planning.

Solicitor-Alan Shuckrow reported on the Rita Drive proceedings, awaiting decision, upcoming validity challenge hearing, and notified of working on day to day matters with Township office

Public Works-Kendall explained repair made to Fourth Street at very low cost to the Township utilizing stockpiled materials.

Engineer- on file

Manager – reported on administrative tasks

Donaldson made a motion to accept reports, Seconded by Foley.

RCV: Kendall-Yes, Donaldson-Yes, Foley-Yes.

OLD BUSINESS

Donaldson made a motion to approve the sale of 2004 International truck with attachments, to winning bidder on Municibid with a sale price of \$21,100.00. Seconded by Foley.

RCV: Kendall – Yes, Donaldson – Yes, Foley – Yes

Kendall made a motion to advertise Preliminary 2020 Budget, with possible adoption at regular meeting of December 9, 2019. Seconded by Foley.

RCV: Kendall – Yes, Donaldson – Yes, Foley – Yes

Donaldson made a motion to hire supplemental part-time employee Renee Szymanski at a salary of \$17.00/hour. Seconded by Foley.

RCV: Kendall – Yes, Donaldson – Yes, Foley – Yes

Kendall made a motion to purchase new bucket truck for tree trimming from Altec Industries, Inc. at CoStars-set price. Seconded by Foley. Kendall provided additional details on the specs and use of the truck.

RCV: Kendall – Yes, Donaldson – Yes, Foley – Yes

TEMPORARILY RECESS MEETING

Kendall made a motion to temporarily recess Regular Meeting at 6:20 p.m.

PUBLIC HEARING TO CONSIDER FINAL LAND DEVELOPMENT APPLICATION OF ROBINSON POWER COMPANY

The Public Hearing commenced as advertised at 6:30 p.m. Alan Shuckrow introduced the subject of the Hearing and explained the exhibits. Acknowledgement was made of the swearing-in of potential speakers that took place earlier in the evening. Court Reporter resumed her documentation of discussion.

Legal counsel and representatives of the Beech Hollow Energy Project / Robinson Power Company described their progress and ongoing permitting matters, response to Township Engineer's comments and displayed multiple exhibits illustrating various aspects of their project.

Township Engineer Keith Straight gave his assessment of the compliance of the applicant to Township SALDO and indicated no significant unaddressed concerns.

Various members of the public gave their opinion on the potential development.

NOTE: COMPLETE TRANSCRIPT WILL BE PUBLISHED BY COURT REPORTER, AND NOTES ON INDIVIDUAL SPEAKERS WILL NOT APPEAR IN THESE MINUTES.

Vice-Chair Donaldson clarified several points with developer, including confirming emergency management consultation with Township coordinator Doug Baird.

Alan Shuckrow confirmed with Alice Mitinger, counsel for the developer, on the record that the Board has until December 22 to take action on the pending final land development plan.

With no further speakers identified, Alan Shuckrow closed the Hearing at 7:20 p.m. and the Regular Meeting resumed.

EXECUTIVE SESSION

The Board recessed into Executive Session for approximately 10 minutes. Upon their return,

A MOTION TO APPROVE THE FINAL LAND DEVELOPMENT APPLICATION OF ROBINSON POWER COMPANY, LLC. FOR BEECH HOLLOW ENERGY PROJECT WAS TABLED.

PUBLIC DISCUSSION OF OTHER MATTERS None.

ADJOURNMENT

With no further business to come before the Board, Chairman Kendall made announcement of upcoming office closure and meeting, and made a motion to adjourn the meeting at 7:30 p.m. which was seconded by Donaldson.

RCV: Kendall – Yes, Donaldson – Yes, Foley – Yes

Respectfully submitted:

Crystal Brown, Manager



Houston Harbaugh

ATTORNEYS AT LAW

WRITER'S DIRECT DIAL:
412-288-5018
ribartl@hh-law.com

File # 38389-0022

October 14, 2019

VIA E-MAIL: ashuckrow@smgglaw.com

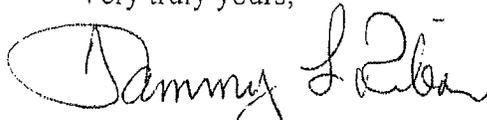
Alan Shuckrow, Solicitor, Robinson Township
Strassburger McKenna Gutnick & Gefsky
444 Liberty Avenue
Suite 2200
Pittsburgh, PA 15222

RE: Imperial Land Corporation ("Applicant") Westport Project Conditional Use Application

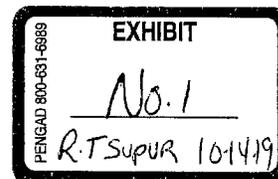
Dear Mr. Shuckrow:

Per our conversation this morning, I am writing to request a general continuance of the hearing scheduled before the Robinson Township Board of Supervisors this evening for the above-referenced conditional use application. Applicant waives any timing constraints imposed under the MPC with regard to this request for a continuance. Applicant shall request another hearing date or withdraw the application within ninety (90) days of today's date. If Applicant requests another hearing date, Applicant acknowledges that the Township shall have sixty (60) days from the date of such request to hold a rescheduled hearing. Tysen Miller of KU Resources will attend the hearing tonight to confirm this request on the record. Let me know if you need anything further. Thank you.

Very truly yours,


Tammy L. Ribar

TLR/mb



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