

Union Township Board of Supervisors
Monthly Board Meeting
March 25, 2013

The Board of Supervisors Meeting was called to order by Chairperson Linda Evans-Boren at 7:02 p.m. The meeting was held at the Union Township Municipal Building, 3904 Finleyville-Elrama Road, Finleyville, PA. The pledge of allegiance was recited. Board Members in Attendance by roll call were Steve Parish, Larry Spahr, Linda Evans-Boren, Andrew Tullai and Brenda Cushey. Also in attendance, Dennis Makel–Solicitor, Judy Taylor–Treasurer, Debra Nigon–Secretary, Harold Ivery–Building Code Official, and Peter Grieb–Code Enforcement Officer. Mr. Carl DeiCas, Township Engineer, could not attend due to illness.

Public Comment

There was no public comment.

Motion to approve Minutes for February 25, 2013, Regular Board Meeting as presented by the Secretary, subject to being true and correct.

Motion by Andrew Tullai, Second by Larry Spahr

Roll call vote: Parish-yes, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

Motion to approve Minutes for March 11, 2013, Regular Board Meeting, as presented by the Secretary, subject to being true and correct.

Motion by Andrew Tullai, Second by Larry Spahr

Roll call vote: Parish-yes, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

Motion to approve payroll #5 for February 1, 2013, for \$11,336.15 as presented by the Treasurer, subject to being true and correct.

Motion by Larry Spahr , Second by Brenda Cushey

Roll call vote: Parish-yes, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

Motion to approve payroll #6 for February 15, 2013, for \$12,124.03 as presented by the Treasurer, subject to being true and correct.

Motion by Brenda Cushey , Second by Andrew Tullai

Roll call vote: Parish-yes, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

Departmental Reports

SWRPD provided a written report earlier and no officer was present.

Mr. Ivery provided the Zoning / Code Enforcement Report. He reported on his meeting with Sunoco on the Mariner East Pipeline Project planned in Union Township. The BCO explained

that they will be pushing liquid gas through Union to the Houston plant and then to Delmont. The four Sunoco representatives who met with him and Peter Grieb said that the resident on Mingo Church who complained has been contacted and that they will provide a list of affected property owners to the Township. They also said that they will provide an 800 number for residents to call if they have questions about their property involvement. Sunoco provided a general map and a blow-up map of the Union Township area only. The representatives indicated that a compressor station will not be required. They also said that they will be turning in a plan profile of each road crossing to be submitted with a road bore application, heavy hauling and pipeline easement agreement.. Ms. Evans-Boren asked for a key to the map they supplied.

On other matters, the BCO said that three violation notices were sent out to residents on Stone Brae and Stonebridge. One of the individuals seemed to think the problem was the Township's responsibility. Mr. Ivery requested that the Township Engineer give him an opinion as to whether this is the Township's or homeowner's responsibility.

Motion to have the Township Engineer review the situation on Stonebridge Road.

Motion by Andrew Tullai, Second Brenda Cushey

Roll call vote: Parish-yes, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried

The engineer provided a written report.

The Recreation Board discussed a walking trail that they proposed. Jason Jaki explained that the trail would be a nature trail and that the Recreation Board would perform the work themselves. Mr. Parish suggested a pipe instead of a bridge over the creek. Mr. Spahr wanted to know if there would be proper compaction for footing for the elderly or disabled. The Board suggested that Mr. Jaki have the Township Engineer review his plan and get his recommendations to prevent any liability issues.

Motion to authorize the Township Engineer to meet with Jason Jaki to review the plan in terms of any liability to the Township.

Motion by Brenda Cushey, Second by Andrew Tullai

Roll call vote: Parish-yes, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

Motion to approve the Recreation Board's Walking Trail Proposal if approved by the Township Engineer provided a written report is provided.

Motion by Brenda Cushey, Second by Andrew Tullai

Roll call vote: Parish-yes, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

Motion to approve general fund bills in the sum of \$18,632.21, as presented by the Treasurer

Motion by Larry Spahr, Second by Brenda Cushey

Roll call vote: Parish-yes but abstaining from anything having to do with the Finleyville airport, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

Board Approved with revisions as noted: April 22, 2013

The bids were opened for the tractors which were advertised for sale by bid. A bid was received in the sum of \$560.00 from George Powell with a 10% bid bond for the 1958 International 340. A bid in the sum of \$10,100 was received by Albert H. Powell with a 10% bid bond for the CX80 Tractor.

Motion to accept the bid for \$560 for the 1958 International 340 tractor.

Motion by Larry Spahr, Second by Brenda Cushey

Roll call vote: Parish-yes, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

Motion to accept the bid for \$10,100 for the Case International CX80 with a boom mower.

Motion by Larry Spahr, Second by Brenda Cushey

Roll call vote: Parish-yes, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

The Letter of Interest of Frank R. Culver P.E. for Planning Commission Membership was reviewed.

Motion to appoint Frank R. Culver, 22 Scott Road, to the Planning Commission for a four-year term retroactive to March 1, 2013 until March 1, 2017.

Motion by Brenda Cushey, Second by Larry Spahr

Roll call vote: Parish-yes, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

The Union Township Amusement Tax Ordinance was discussed. The Ordinance will need to be advertised for three weeks, three times in succession, and once after that. Mr. Tullai assured those present that no charities would be charged an Amusement Tax and the tax did not apply to concerts at the schools.

Motion to advertise the Union Township Amusement Tax Ordinance for three weeks, three times in succession, and once after that.

Motion by Brenda Cushey, Second by Larry Spahr

Roll call vote: Parish-no, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

The quote from Penn Power was over \$700 to replace one generator battery including installation.

Motion to purchase two generator batteries for \$286.58 from CarQuest and to contact a certified electrician to perform the installation.

Motion by Larry Spahr, Second by Brenda Cushey

During Mr. Parish's opportunity to vote, he posed questions on the warranty of the batteries which could not be answered quickly without delay of the meeting. The roll call vote was not taken.

Motion to table the Motion on the generator batteries for further review.

Motion by Steve Parish, Second by Brenda Cushey

Roll call vote: Parish-yes, Spahr-yes, Evans-Boren-yes, Tullai-no, Cushey-yes. Motion carried.

Motion to Approve a Resolution for Plan Revision for New Land Development for the Buczynski Plan of Lots with the consideration of the recommendation of the Township Code Enforcement Officer.

Motion by Larry Spahr, Second by Brenda Cushey

Roll call vote: Parish-yes, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

Motion to approve a Sewage Planning Module for the Buczynski Plan of Lots

Motion by Brenda Cushey, Second by Larry Spahr

Roll call vote: Parish-yes, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

Seismic testing which is to be conducted by Cougar Land Services was discussed. The solicitor said that it is important for the Township to make sure that its roads are properly bonded and agreements must be put in place to protect the Township.

Motion to advertise a Special Meeting on April 8 at 6:00 p.m. for a seismic testing presentation by Cougar Land Services.

Motion by Brenda Cushey, Second by Larry Spahr

Roll call vote: Parish-yes, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

Public Comment

Mr. Chasko, 3875 Finleyville-Elrama Road, requested that a copy of the seismic testing ordinance be made available to residents at the Special Meeting for the Cougar Land Services presentation so that residents know they have a right to refuse seismic testing.

Ms. Daer, 6187 Route 88, asked about the Amusement Tax Ordinance. Since it was mentioned during discussion that the tax would be important to have if a venue such as "Star Lake" or "The Washington Wild Things" were to move to the area, she asked if it wouldn't be more prudent to wait until that occurred and negotiate terms instead of revising the Amusement Tax Ordinance now. The Board and solicitor explained the reasons why it would be more difficult to create a new Ordinance later and that the codification process required updating or deleting the Ordinance during the review by General Code. Ms. Evans-Boren assured residents that the updated Ordinance would only be enforced as needed.

Motion to go to Executive Session at 8:07 p.m. for purposes of discussing personnel and potential litigation.

Motion by Brenda Cushey, Second by Larry Spahr

Roll call vote: Parish-yes, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

Board Approved with revisions as noted: April 22, 2013

Steve Parish left Executive Session at 8:35 p.m.

The Board returned from Executive Session at 8:44 p.m.

The solicitor stated that they discussed personnel issues and the Finleyville Airport and that Mr. Parish did not attend the discussion on Finleyville Airport.

Motion to adjourn at 8:45 p.m.

Motion by , Larry Spahr, Second by Brenda Cushey

Roll call vote: Parish-yes, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

Debra A. Nigon, Secretary