

Union Township Board of Supervisors  
Monthly Board Meeting  
April 8, 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.

Departmental Reports

A written report was provided by the Road Superintendent who could not attend due to a severe weather class that he was scheduled to attend on behalf of the Township which conflicted with the Board meeting schedule.

Mr. Parish asked about Airport Road. He said that Airport Road had been open trench cut and that he believed there was an Ordinance that should have been followed regarding road cuts.

**Motion** to go to Executive Session at 7:05 to discuss the Finleyville Airport.

Motion by Brenda Cushey, Second by Andrew Tullai

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

Mr. Parish did not attend Executive Session.

The Board returned from Executive Session at 7:17p.m.

Mr. Makel said that they discussed the Finleyville Airport.

Mr. Spahr had questions concerning the last page of the Road Report which outlined the proposal from PAWC in regard to the paving on Airport Road. Mr. Ivery is to research our Ordinance to see whether our Ordinance covers cuts that run parallel instead of perpendicular to the road. The engineer will be asked for his report regarding PAWC's proposal on the road.

**Motion** to approve general fund bills in the sum of \$47,006.08, as presented by the Treasurer  
Motion by Andrew Tullai, Second by Brenda Cushey  
Roll call vote: Parish-yes but abstaining from the amount paid to Goldberg, Kamin & Garvin  
LLP to be held in escrow for the cutting of the trees and invoices for Makel & Associates, P.C.  
involving airport litigation and anything having to do with the Finleyville airport, Spahr-yes,  
Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

Mr. Tullai presented his research on the generator batteries. His recommendation was to purchase the Carquest batteries, with an electrician hired to perform installation. Mr. Tullai also said that it would cost \$17 dollars additional for Mr. Tullai to download the service manual to provide to the electrician.

**Motion** to purchase two NAPA batteries from Carquest in the approximate sum of \$290.00 with an estimated installation cost of \$175.00 each for the municipal building and the Elrama pump station.  
Motion by Andrew Tullai, Second by Brenda Cushey  
Roll call vote: Parish-yes, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

**Motion** to approve the Settlement Agreement by and between Mary Parish and Union Township with a sum of \$12,000 being placed in escrow with Goldberg, Kamin & Garvin LLP for purposes of cutting the designated trees subject to the tentative Settlement Agreement between Mary Parish and Union Township which is to be signed by all parties.  
Motion by Andrew Tullai, Second by Brenda Cushey  
Roll call vote: Parish-abstain, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

**Motion** to approve the Spencer subdivision with lot one being 12,642 square feet and lot 2 being 14,526.9 square feet with all the appropriate approvals being providing by the Planning Commission, Washington County Planning Commission for recording purposes only, and subject to all fees being paid.  
Motion by Steve Parish, Second by Larry Spahr  
Roll call vote: Parish-yes, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

Mr. Tullai had questions on the shed and garage which do not appear to be at least 15 feet from the property line. The Building Code Official explained that the buildings that are there are grandfathered in and that there are special exceptions for property on Belmont Avenue.

Ms. Evans-Boren made an announcement regarding tree-trimming and removal, brush clearing, and herbicide application as needed along electrical rights away by West Penn Power with notices being mailed to residents. Wood chips will be available.

The Second Annual County Used Tire Collection sponsored by Washington County was Announced. The collection will be on Saturday, May 11, 2013 from 10:00 a.m. to 2:00 p.m. at the Washington County Fairgrounds in the field (parking lot) across from the Trolley Museum.

**Motion** to authorize the Road Superintendent and Township Engineer to perform the Spring Road Inspection together with all available Supervisors who wish to attend.

Motion by Brenda Cushey, Second by Larry Spahr

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

**Motion** to advertise for gasoline bids to be received by May 13, 2013, at 3:30 p.m. and to be opened at the May 13<sup>th</sup> meeting.

Motion by Steve Parish, Second by Brenda Cushey

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

**Motion** to retain Michelle Fitterer of Jefferson Hills Real Estate to perform the condemnation appraisals for the Township.

Motion by Steve Parish, Second by Brenda Cushey

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

#### Public Comment

There was no public comment.

**Motion** to go to Executive Session at 7:47 p.m. for purposes of discussing personnel and potential litigation.

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 Board returned from Executive Session at 8:15 p.m.

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

**Motion** to approve the bill submitted by Mary Wagner, 42 Scott Road, for \$160.87 to replace her mailbox which was damaged by the snow plow.

Motion Larry Spahr, Second, Brenda Cushey

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

Ms. Evans-Boren asked the Board for suggested dates to meet with the Township Engineer to discuss the Garage Addition project and general fact finding. The Board agreed to meet at 6:00 p.m. on the 22<sup>nd</sup> of April prior to the Regular Board Meeting, requesting a copy of the engineering that is already done.

Mr. David Spinnenwebber asked to address the Board regarding his property on 5114 Union Street next to the Elementary School. There is a paper alley going through his property. He

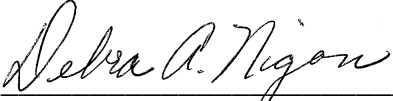
asked that a Resolution by the Board be made that he could attach to his Quiet Title petition vacating any claim the Township has to that road. There is another house in the plan which is using the paper road near their property as a driveway. The solicitor instructed him that he is beginning an involved process and Mr. Spinnenwebber would also be required to send a Notice to all the property owners in the plan of lots who, by virtue of being in the same plan, currently have rights to that road. The solicitor agreed to review the details of Mr. Spinnenwebber's lot and give his recommendation to the Board. Mr. Spinnenwebber asked that he be notified by mail of his decision.

Ms. Evans-Boren reviewed for the meeting attendees, a summary of the meeting that was held with Rep. Tim Murphy the week before regarding the Nike Site and the Army Corps of Engineers. She said that it appears that conveyance of the Nike Site may be coming to fruition now, and it is expected that by the end of the year the Township will have ownership of that property. Ms. Evans-Boren commended Congressman Murphy for his efforts in getting in touch with the appropriate individuals, bringing in four of his staff for a conference call, and his progressive support in getting this situation resolved.

**Motion** to adjourn at 8:37 p.m.

Motion by Brenda Cushey, Second by Larry Spahr

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

  
Debra A. Nigon, Secretary