

Union Township Board of Supervisors
Regular Board Meeting
October 14, 2013

The Board of Supervisors Meeting was called to order by Chairperson Linda Evans-Boren at 7:00 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.

Public Comment

There was no public comment on Agenda Items.

Departmental Report

dan | Ed Frye, Road Superintendent, delivered the Road **Superintendent Report**. Block was delivered for the Salt Shed and the canopy has been ordered by the contractor. He provided quotes for 12 replacement tires for the Township trucks. Six different treads were researched, and the one selected, Michelin XDS2, has been used on two trucks last year and was determined to be proven.

Motion to purchase the tires from K&R tires at COSTARS government pricing for \$3,754.56. Motion by Steve Parish, Second by Brenda Cushey
Roll call vote: Parish-yes, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

The Road Superintendent and Treasurer reported that Victor Paving gave a new start date of November 1, 2013, and have been backed up on projects due to the poor weather and rain this summer. The Treasurer said that Victor Paving told her that they would perform within the parameters of Liquid Fuels and will make sure it is warm enough when they pave the roads.

The Road Superintendent also reported that West Penn Power, as a customer outreach effort, installed two new poles at no charge as gate posts to Brownsville Park. He also said that he didn't have sufficient time to prepare the written Fall Road Inspection report, but that the review of the roads was completed and a report will be provided at the next meeting.

Motion to approve the general fund bills as presented by the Treasurer for October 14, 2013, in the sum of 64,865.56, subject to being true and correct.
Motion by Brenda Cushey, Second by Larry Spahr
Roll call vote: Parish-yes, but abstaining from anything having to do with Finleyville Airport, Spahr-yes, Evans-Boren-yes, Tullai-yes, Cushey-yes. Motion carried.

Board Approved: October 28, 2013 with revisions as noted.

dan
Mr. Spahr made note that half of the amount spent for General Fund bills went to the ~~Finleville~~ Finleyville and Elrama Volunteer Firefighters Relief Association.

dan
~~The Chairperson said that before the Board was the official Change Order from Swede Construction Revise the Motion of previous Minutes to Change Order No. 1 for the Salt Shed.~~ The Chairperson noted that the Township engineer had supplied the official change order from Swede Construction in regard to the Motion made at a prior meeting approving additional purchase of block for the salt shed so that the block walls could be staggered. This official Change Order for the salt shed construction is Change Order No. 1.

Mr. Makel asked the staff to ask his office for a new copy of the EQT Heavy Hauling Agreement so that the amount can be typed in, instead of handwritten which will require obtaining a new signature from EQT.

Motion to approve the EQT Heavy Hauling Agreement.

Motion by Andrew Tullai, Second by Brenda Cushey

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

Mr. Cook, legal representation for Finleyville Airport, provided the contact information for the inspectors from the Penn Dot Department of Transportation, Bureau of Aviation. The Secretary will provide this information and the contact information for Jim Kirk and Bob Usnick, of the Finleyville Airport Board, to Carl DeiCas, Township Engineer, as requested.

The quote from Konica on a new lease for a color copier to replace the current B&W only BizHub model was discussed. According to the sales representative, the difference between the two leases is only \$6.25 per month. Mr. Tullai had a question as to whether the machine would work with our operating system as this was not documented in the literature provided. The Treasurer will verify the specifications.

Motion to approve the lease the new Konica Minolta C284 color copier printing system per the specifications provided.

Motion by Steve Parish, Second by Andrew Tullai

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

The Road Inspection report will be post-poned until next meeting. The Dust Ordinance was put on hold until the October 28, 2013, for Board Review.

The Township received a letter from Mr. and Mrs. Frahlich who put in an application for a Holding Tank Agreement. Their septic system failed and had to be replaced immediately and there was insufficient property for installation of a new system. They complained that the \$2000 the Township requests in escrow was too much in light of the amount just spent for the emergency replacement. The Board discussed the options under the Ordinance and requested the solicitor's opinion who said that the requirement could not be waived.

Board Approved: October 28, 2013 with revisions as noted.

Motion to authorize the solicitor to write a letter to the Frahlich's in regard to the \$2,000 escrow which is required by Ordinance for a Holding Tank Agreement.

Motion by Larry Spahr, Second by Brenda Cushey

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

Public Comment

Ms. Nagy, Frye Avenue, asked whether an Engineer was coming to inspect the installation of the new pipe on her property. She was told that it was decided that the Township Engineer and Road Superintendent could not be authorized to enter onto private property for that inspection.

Joe Raposky, 155 Lobbs Run Road, said that he had not been contacted for the Vibration Demonstration. The Board apologized for the oversight as it was thought everyone who signed the form to be contacted at the Seismic Testing Workshop had been contacted. Also he had a road issue which was brought to the Road Foreman's attention which he indicated was never resolved.


Mr. Breinig, Finley Avenue, commented on the work continuing at Tomko in the early morning hours at 6:30 a.m., and continuing issues with noise and dust which prevents residents from fully utilizing their property. He also said that Tomko is not just mining a wall like they said. He said the trucks are moving from the front to the back. Mr. Makel said he was told by Tomko that an underground facility for diesel fuel is being damaged and they are working to repair that problem. The solicitor also said that he is moving forward with the injunction which was filed. He said that he plans to present the Motion Friday or Monday and that Mr. Brienig can attend if he so desires. Mr. Breinig also said that one resident, Ms. Pasquenele, is having a lung transplant and has not been able to come out of her house for a very long time due to the dust and smoke. He said that Tomko burns tires and all kinds of rubbish every day.

There was no Executive Session.

Motion to adjourn at 7:45 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