

**UNION TOWNSHIP
3904 FINLEYVILLE-ELRAMA ROAD
FINLEYVILLE, PENNSYLVANIA 15332**

Heather Daerr, Chairman
Charles Trax, Vice-Chairman
Paul Chasko, Supervisor
Richard Lawson, Supervisor
Robert Dooley, Supervisor

Nicole Wright, Secretary/Treasurer
Joan Carmen, Asst. Secretary/Treasurer

**AGENDA
UNION TOWNSHIP BOARD OF SUPERVISORS
LEGISLATIVE MEETING
May 22, 2019
7:00 pm**

The Union Township Board of Supervisors meeting was called to order by Vice Chairperson, Charles Trax at 7:00 pm. The pledge of allegiance was recited. Pastor Ken Barner, from Crossroads Ministries, delivered a moment of prayer.

Board members in attendance by roll call were Richard Lawson, Charles Trax, Paul Chasko and Robert Dooley. Heather Daerr was absent.

Also, in attendance, Gary Sweat-Solicitor, Joan Carmen – Asst. Secretary/Treasurer and Jessica Baringer-Engineer

Public Comment on Agenda Items:

Joe and Larry, President and Vice President of the Shire Plan: Stated that pond one was finished, and they sent their pictures in. Larry explained that they started the repairs for pond two by cutting the grass and cutting all the trees down. Larry further explained pond two's repairs were non-completed because they have been waiting about six weeks now for a response from Union Township about pond one and if the Township felt it was up to code. Larry stated had to take a vacation day to go to a hearing at the magistrates that was postponed until July 8th. Larry continued to explain that he met with Code Enforcement Officer, Jarrod D'Amico at that time and he assured him that he would get in touch with the road crew to get in touch with them to confirm the pond was done correctly. Larry called Joe back after the meeting was over and they email the roadcrew all the pictures. Engineer, Jessica Barringer informed the Board that this all fell between the time that Tom left and Road Superintendent, Ken Puglisi getting up to speed. Supervisor Charles Trax informed Joe and Larry from the Shire Plan that he would send Ken out to look at the ponds. Larry stated they used the letter they received from Union Township with the instructions on it as a guide to getting pond one up to code. Supervisor, Richard Lawson asked for the letter to give Mr. Puglisi to also use as a guide when he inspects pond one.

Approval of Minutes February 5, 2019, Special Meeting

Motion to approve minutes dated February 5, 2019.

Motion by: Charles Trax

Second by: Paul Chasko

Roll Call: Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES.

Motion Carried

Approval of Minutes April 10, 2019, Non-Legislative Meeting

Motion to approve minutes dated April 10, 2019

Motion by: Charles Trax

Second by: Paul Chasko

Roll Call: Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES.

Motion Carried

Approval of Payroll # 10 Dated May 3, 2019, in the amount of \$14,583.48.

Motion to approve payroll # 10 dated May 3, 2019, in the amount of \$14,583.48.

Motion by: Charles Trax

Second by: Robert Dooley

Roll Call: Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES.

Motion Carried

Approval of Payroll # 11 Dated May 17, 2019, in the amount of \$16,756.93

Motion to approve payroll # 11 dated May 17, 2019, in the amount of \$16,756.93

Motion by: Charles Trax

Second by: Robert Dooley

Roll Call: Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES.

Motion Carried

Solicitor's Report Update:

Solicitor Gary Sweat stated he provided the Board with a Supplemental Solicitors Report that covers some items that his office was involved in since the last meeting. Mr. Sweat gave an update on the Robert Balogh mediations that he attended; Mr. Sweat identified the issues that were discussed and a potential settlement of the issues. Mr. Sweat request a brief Executive Session to review that with the Board. Mr. Sweat also went over the most recent draft between the Township and the Teamsters and suggested talking about that in an Executive Session to address some questions that were addressed at the last meeting. Mr. Sweat also informed the Board that he spoke to the Solicitor or Monongahela regarding the extension agreement with the musical police services and informed the board the only change they requested was item number six. Item six deals with a police vehicle being within Union Township when there is an emergency or when the officer on duty in Union is called to be a back up to another officer. The officers would like in these incidences they don't want to be penalized for leaving. They want it understood that they can leave. They would like this provision to become effective immediately because they are dealing with this issue every week, and they don't want to wait until December 31st. Mr. Sweat stated he made that change to that paragraph, making it to come into effect immediately.

Engineer's Report Update:

Engineer, Jessica stated all her updated are in the agenda and will comment on them when they get to them.

UNFINISHED BUSINESS

A. Approve/Deny Accounting Action Recommendations

Supervisor, Charles Trax suggested putting this on hold until the next meeting so Frank Palermo can review addition information

B. Approve/Deny Pleasant View Slide Repair.

Engineer, Jessica Barringer suggested record concerning the slide repairs, grant funding and suggested the Board review looking into some grant funding while fixing one of the slides. Supervisor, Richard Lawson questioned if there was a cost for perusing a grant. Supervisor, Richard Lawson asked that Engineer, Jessica

Barringer to submit something with the cost for the core borings and what Harshman cost would be. Engineer, Jessica Barringer stated that she would get quotes for the Board of Supervisors to review. Mr. Lawson stated he wants everything in writing before he makes any decisions on slides. Mr. Lawson stated that no motion is needed to have Road Superintendent, Ken Puglisi fix slides since that is a part of his daily work. Supervisor, Charles Trax put this item on hold until Engineer, Jessica Barringer gets all the information to Supervisor, Richard Lawson with regards to the cost and in the meantime Road Superintendent, Ken Puglisi move forward to have the upper slide taken care of.

C. Approve/Deny Coal Bluff Slide Repair

There was discussion on record with Supervisor, Richard Lawson, Supervisor, Charles Trax, Road Superintendent, Ken Puglisi, and a decision was made that this was a part of Road Superintendent, Ken Puglisi's daily work and no motion was needed at this time. There will be PO's and additional items that will need approval at a later dates.

D. Approve/Deny Window Cleaning Quote for Municipal Building.

Motion to let the office staff choose what window cleaning company to use.

Motion by: Richard Lawson

Second by: Charles Trax

Roll Call: Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES.

Motion Carried

E. Approve/Deny Employee Comp Time.

Supervisor, Charles Trax wants to keep this on the agenda until the next meeting.

F. Approve/Deny Lobbs Run Road Slide Repair

Solicitor Gary Sweat recommended that the Road Superintendent just needs a sign off on purchase orders from one of the Assistant Road Superintendents

Motion to amend our policy to authorize the Road Superintendent to only need a sign off from an Assistant Road Superintendent on PO's as long as it is under \$11,000.00.

Motion by: Charles Trax

Second by: Richard Lawson

Roll Call: Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES

Motion Carried.

G. Approve/Deny Release of Vero/Mader 65 Cardox Road Escrow Release

Motion to approve \$100 to be taken out of the Vero Escrow for administrative fees.

Motion by: Charles Trax

Second by: Robert Dooley

Roll Call: Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES.

Motion Carried

Motion to approve releasing the check to Mr. Vero from the escrow account.

Motion by: Charles Trax

Second by: Richard Dooley

Roll Call: Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES.

Motion Carried

H. Approve/Deny Police Contract Extension

Motion to approve

Motion by: Charles Trax

Second by: Richard Lawson

Roll Call: Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES.

Motion Carried

I. Approve/Deny Employee Handbook

Supervisor, Paul Chasko stated he needed a week or two to proofread the employee handbook. Supervisor Charles Trax suggested keeping this on the agenda until the Supervisors get a chance to proofread it.

J. Approve/Deny Sound Engineer Quote

Supervisor Charles Trax is keeping the on the agenda until the Supervisors get to meet the with Sound Engineers to interview them separately.

K. Approve/Deny Quality of Life door hanger and tickets

Motion to approve Quality of Life Door Hangers and Tickets

Motion by: Charles Trax

Second by: Robert Dooley

Roll Call: Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES.

Motion Carried

L. Discuss 2019 Paving Project Status

Engineer, Jessica Barringer informed the Board of the funds that were in our Liquid Fuels account. Supervisor, Richard Lawson asked that Engineer, Jessica Barringer get the bid package together for the Board to review to decide on it at the next meeting.

M. Discuss Next Steps Regarding Senate Engineering

Solicitor Gary Sweat doesn't feel there is a next step. Mr. Sweat felt that the DEP wanted Harshman to run with it and suggest that Harshman run with it since we already agreed to this at the last meeting. Mr. Sweat will write a letter to Senate regarding the Townships decision.

N. Discuss Moving Forward on Uncollected Tap Fees for Elrama Sewerage

A decision was made to keep this on the agenda until we talk to Frank Palermo

O. Discuss Ed Frye/WESA Board

Mr. Frye agreed to supply Union Township with WESA notes along with their comments. There was a discussion on record regarding the WESA rate increase

P. Discuss Park Cleaning

Supervisor Richard Lawson asked that Road Superintendent Ken Puglisi to get the Road Crew to clean the park until Union Township finds someone to clean it.

Q. Discuss Vacation of Gilmore Road

There was a discussion on record between Engineer, Jessica Barringer and the Supervisors regarding the procedures to vacate Gilmore Road and the decision to vacate the Gilmore Road was placed on hold until the Township figures out the correct procedures.

NEW BUSINESS

- A. Approve/Deny Boy Scouts Request to use Veterans Memorial Park for a Movie Night, Friday, September 13, 2019, Free of Charge.**

Motion to Approve Boy Scouts Request to use Veterans Memorial Park for a Movie Night, Friday, September 13, 2019, Free of Charge

Motion by: Charles Trax

Second by: Richard Lawson

Roll Call: Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES.

Motion Carried.

- B. Approve/Deny Pipe Cleaning Company Contracted by PCSA to use Nike Site for a Staging Area for Trucks.**

There was a discussion on record between Road Superintendent, Ken Puglisi and Supervisor, Charles Trax regarding pipes that Ken needed cleaned and if the Township could exchange cleaning the pipes for using the Nick Site as a staging area. Supervisors, Charles Trax asked that Mr. Puglisi get a list together of the pipes that needed clean to negotiate. Supervisor, Charles Trax suggested leaving this on the agenda for the next meeting.

- C. Approve/Deny Harshman CE Group, LLC. Request to purchase old Township copier.**

Motion to Deny

Motion by: Robert Dooley

Second by: Charles Trax

Roll Call: Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES.

Motion Carried

Motion to get a cost from Advent to have the old copier hooked up to be used as a back up for Union Township.

Motion by: Richard Lawson

Second by: Charles Trax

Roll Call: Heather Daerr – YES, Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES.

Motion Carried

- D. Approve/Deny PO 2019-13 GL412 Laser Level in the amount of \$2,049.00 from Knickerbocker.**

Motion to approve PO 2019-13 GL412 Laser Level in the amount of \$2049.00 from Knickerbocker

Motion by: Heather Daerr

Second by: Richard Lawson

Roll Call: Heather Daerr – YES, Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES

Motion Carried

E. Approve/Deny Extension of Caton Well Pad Conditional Use Application.

Motion to approve extension of Caton Well Pad Conditional Use Application

Motion by: Charles Trax

Second by: Heather Daerr

Roll Call: Heather Daerr – YES, Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES.

Motion Carried

F. Approve/Deny PSATS Basic Training for Municipal Secretary for Joan Carmen on 8/13/2019. Cost, for course, is \$125.00.

Motion to approve PSATS Basic Training for Municipal Secretary for Joan Carmen on 8/13/2019. Cost for course is \$125.00

Motion by: Heather Daerr

Second by: Richard Lawson

Roll Call: Heather Daerr – YES, Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES.

Motion Carried

G. Approve/Deny PO 2019-14 in the Amount of \$2,900.00 for M2 Jumping Jack from KLD Construction.

Motion to put in abeyance until we get two addition bids. Road Superintendent, Ken Puglisi will give Secretary/ Treasurer Nichole Wright and Asst. Secretary/Treasurer Joan Carmen numbers to call for the bids.

Motion by: Charles Trax

Second by: Heather Daerr

Roll Call: Heather Daerr – YES, Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES.

Motion Carried

H. Approve/Deny PO 2019-15 to not exceed \$1,900.00 for Cool Springs

Motion to approve PO 2019-15 not to exceed \$1900.00 for Cool Springs

Motion by: Robert Dooley

Second by: Charles Trax

Roll Call: Heather Daerr – YES, Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES.

Motion Carried

I. Discuss Payment for Zoning Hearing Board Members

There was a discussion on record between Supervisor, Heather Daerr, Supervisor, Charles Trax and Solicitor, Gary Swear regarding having a resolution for this action. Ms. Daerr stated that the prior Board

did create a resolution, and the present Board just continued to follow it. Ms. Daerr ask that Asst. Secretary, Joan Carmen look up and print out the minutes for our next meeting and to keep this item on the agenda.

J. Discuss Drusbasky Complaint

Supervisor, Heather Daerr informed the Board that this issue is concerning a signature. Solicitor, Gary Sweat stated we need a varication from an official of the township stating to the best of our knowledge the allegations contained in the pleading are correct.

K. Discuss PennVest DocuSign

Supervisor Heather Daerr informed the Board that the Township received email from PennVest requesting Ms. Daerr sign an electronic document which would be a new amortization schedule that PennVest has worked out for the Township for the Elrama Sewage Project Loan. Ms. Daerr asked the Board if any other Supervisor received any correspondence from PennVest. (none have) Ms. Daerr informed the Board that she contacted PennVest today and spoke with a Paralegal named Heather Myers informing her that this is a new Board that wasn't around when this agreement was made. Heather Myers informed Ms. Daerr that the loan payment will be going down. Ms. Daerr is not sure how or why this is happening and would like to turn this over to Frank Palermo to have him look at it. Ms. Daerr continued to explain that in 2008 until 2010, the Township was paying interest only. In 2010 principal and interest payments started coming out. Ms. Daerr will tell Secretary/Treasurer, Nichole, tomorrow to contact Frank Palermo to review the PennVest Loan.

L. Any additional items.

Paul Chasko informed the board of a telephone call he had into Terry Fox but has not received a call back relative to the CDBG grant that we had for 2019 in the amount of 66,400.00 to modify our existing restrooms in this building to better meet the requirements for handicap access. The access grant funds would run over to abandoned homes that need torn down. Supervisor, Paul Chasko is hoping to get a call back so he could ask where the money is so the Township can get started on these project.

Solicitor Gary Sweat stated that the Environment Covenant for the Chrome Shop has been approved by the DEP. Mr. Sweat will be recording it and that is completed. Solicitor, Gary Sweat also updated the Board about getting a call from a developer who is interested in building a series of storage unit on property located off Cardox Road. Supervisor, Charles stated the property he is talking about is located in South Park Township.

Ms. Daerr informed the Board that Nichole is requesting May 23, 2019, off and asked the Board if anyone was opposed to that. None of the Supervisors were opposed.

There was discussion on record with all the Supervisors regarding 13 Mingo Circle. Supervisor, Heather Daerr suggested holding on to it since it should have sewage in a year which would up the value of the home.

Supervisor, Richard Lawson asked if some of the funds for tearing down houses from the CDBG funds could be used to tear down the buildings on the Nike Site.

Supervisor, Heather Daerr would like a copy of the May 2018 grading permit. Ms. Daerr asked that Engineer, Jessica Barringer or Solicitors, Gary Sweats office find that for her. Supervisor Heather Daerr

requested Asst. Secretary/Treasurer find the settlement agreement and that Engineer, Jessica Barringer send her the Grading Permit

Supervisor Heather Daerr suggested forming a Citizens action commit to resolve some of the complaints we are receiving form the residents about Tomko. Tomko wants to work things out with the Citizens Action Committee.

Motion to have Bob Dooley, Heather Daerr and Joan Carmen form the Citizens Action Committee to try to resolve conflict with Tomko

Motion by: Heather Daerr

Second by: Charles Trax

Roll Call: Heather Daerr – YES, Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES

Motion Carried

Approval of Bill Pay in the amount of **\$100,466.07**

Motion to approve the bill pay in the amount of \$100,466.07

Motion by: Heather Daerr

Second by: Richard Lawson

Roll Call: Heather Daerr – YES, Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES

Motion Carried

There was a discussion on record regarding Robert Mehock, litigation and bonds between the Supervisors and Solicitor, Gary Sweat.

Mr. Blegneck presented Dolley Subdivision. Engineer, Jessica Barringer stated that the whole plan meets the ordinance requirements. Solicitor, Gary Sweat question if the sewer modal meets the requirements and Engineer, Jessica Barringer assured Mr. Sweat that it did.

Motion to Deny

Motion by: Heather Daerr

Second by: Charles Trax

Roll Call: Heather Daerr – YES, Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES.

Motion Carried

Executive Session

Motion to go to an Executive Session

Motion by: Charles Trax

Second by: Heather Daerr

Roll Call: Heather Daerr – YES, Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES.

Motion Carried

The Board of Supervisors along with Solicitor, Gary Sweat returned from Executive Session where they discussed litigation at 9:25 pm

Motion to approve the settlement that was reached in the Balogh mediation without any terms just the settlement

Motion by: Charles Trax

Second by: Heather Daerr

Roll Call: Heather Daerr – YES, Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES.

Motion Carried

Motion approve the finalized Collective Bargaining Agreement between the Union and Union Township, the contract beginning January 1, 2019 – December 31, 2019.

Motion by: Heather Daerr

Second by: Paul Chasko

Roll Call: Heather Daerr – YES, Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES.

Motion Carried

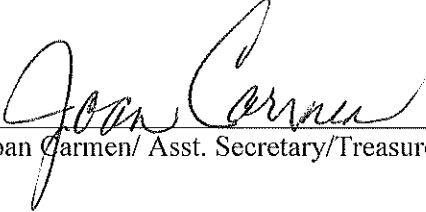
Motion to Adjourn at 9:40 pm.

Motion by: Charles Trax

Second by: Heather Daerr

Roll Call: Heather Daerr – YES, Charles Trax – YES, Paul Chasko – YES, Robert Dooley – YES, Richard Lawson – YES

Motion Carried


Joan Carmen/ Asst. Secretary/Treasurer