

Union Township Board of Supervisors  
Regular Monthly Meeting  
August 11, 2008

The Board of Supervisors Meeting was called to order by Chairman Steve Parish at 7:05 pm. The meeting was held at the Union Township Municipal Building, 3904 Finley-Elrama Road, Finleyville, PA. The pledge of allegiance was recited. Board Members in Attendance by roll call were Steve Parish, George Cheplic, Scott Tkach, Larry Spahr and Linda Evans. Also in attendance: Scott Groomes representing Carl Dei Cas-Township Engineer, Dennis Makel-Solicitor, Judith L. Taylor-Secretary/Treasurer.

Public Comment

None

Chairman Parish requested a moment of silence in memory of Robert Bickerton, a longtime member of the Township road department who recently passed away.

Amendments were made to the July 14, 2008 minutes as follows: page 3, paragraph 4: Mr. Parish voted no; page 4, paragraph 2: add the words "at the solicitor's recommendation."

**Motion** to approve the minutes of July 14, 2008, as amended, subject to being true and correct  
Motion by Scott Tkach, Second by Larry Spahr

Roll Call Vote: Parish-yes, Cheplic-abstain, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

**Motion** to approve the minutes of the July 16, 2008 public hearing on the Trax rezoning request, subject to being true and correct and review of official transcript

Motion by Larry Spahr, Second by Scott Tkach

Roll Call Vote: Parish-yes, Cheplic-abstain, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

**Motion** to approve the minutes of the reconvened regular meeting of July 14, 2008 on July 21, 2008, subject to being true and correct

Motion by Scott Tkach, Second by Linda Evans

Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

**Motion** to approve the minutes of the special meeting of July 24, 2008, subject to being true and correct

Motion by George Cheplic, Second by Scott Tkach

Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

The minutes of the reconvened special meeting of July 24, 2008 on August 6, 2008 were amended as follows: paragraph 3, identify the representative of the Finleyville Airport as Bob Usick; paragraph 4, Mr. Cheplic excused himself from the meeting at 8:00 p.m.; paragraph 5, change to "Mr. Tkach questioned whether Penndot Bureau of Aviation"; paragraph 7, Mr. Cheplic did not vote.

**Motion** to approve the minutes of the reconvened special meeting of July 24, 2008 on August 6, 2008, as amended subject to being true and correct

Motion by Larry Spahr, Second by Scott Tkach

Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

**Motion** to amend the minutes of the June 9, 2008 regular meeting as follows: page 2, paragraph 9, to read "adopt Ordinance No. 2008-6" subject to being true and correct. The Board to receive a copy of the amended minutes.

Motion by Scott Tkach, Second by Larry Spahr

Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

Steve Cypher and Cheryl Rockovich of Cypher & Cypher presented the 2007 audit report.

**Motion** to accept the 2007 audit as prepared by Cypher & Cypher

Motion by Scott Tkach, Second by Larry Spahr

Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

**Motion** to have repairs made to the Case tractor Alamo mower as quoted by Walter Long Manufacturing Co for a total of \$925 for material and labor

Motion by Larry Spahr, Second by Scott Tkach

Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

**Motion** to authorize the Township to sell the old salt spreader for the best scrap price available

Motion by Larry Spahr, Second by Scott Tkach

Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

Mr. Parish reported that Victor Paving should complete the paving project within the week.

The project cost will be substantially more than the bid price due to the increase in oil prices as reflected in the Bituminous Price Index. The road foreman will take pictures of the newly paved roads to submit to the Union Finley Messenger.

Mr. Parish reported that he and Mr. Dei Cas, township engineer, met with Robert Scheib, PA DEP, concerning the municipal storm sewer management requirements of the MS-4 permit.

Kim Gales will examine her files for the work on the application she performed in 2004 including an inventory of the storm drains in the Township. Mr. Dei Cas will be asked to supply a copy of Rostraver Township's storm water ordinance for the September board meeting.

**Motion** to approve Payroll #15 dated July 25, 2008 in the amount of \$8,352.49 presented by the Secretary/Treasurer subject to being true and correct.

Motion by Larry Spahr, Second by George Cheplic

Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

**Motion** to approve Payroll #16 dated August 8, 2008 in the amount of \$7,510.62 as presented by the Secretary/Treasurer subject to being true and correct.

Motion by Larry Spahr, Second by Scott Tkach

Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

**Motion** to pay outstanding bills totaling \$35,134.38 from General Fund as of August 11, 2008 as presented by the Secretary/Treasurer subject to being true and correct

Motion by Larry Spahr, Second by Scott Tkach

Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

Mr. Parish abstained from voting on those items pertaining to the Finleyville airport.

Three bids received for used guiderail to be installed for approximately 1100 feet on Gilmore Road, 400 feet on Pleasantview Road and 325 feet at Brownsville Park and double swing pipe gates for the park were opened and read as follows:

Penn Line Service Inc	\$16,080.00
Green Acres Contracting Co Inc	20,653.00
Interstate Enterprises Inc	22,962.50

**Motion** to award bid for used guiderail to be installed for approximately 1100 feet on Gilmore Road, 400 feet on Pleasantview Road and 325 feet at Brownsville Park and double swing pipe gates for the park to lowest bidder Penn Line Service Inc for \$16,080.00

Motion by Scott Tkach, Second by Larry Spahr

Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

Mr. Parish notified the Board that a letter had been sent to Rep. Levdansky to request grant funds in the amount of \$12,000 for the used guiderail installation and security cameras at the park.

**Motion** to adopt a resolution to request that Pennvest grant pre-approval for construction to begin on the Elrama Sewage Project prior to Pennvest closing, and submit appropriate paperwork to Pennvest

Motion by Larry Spahr, Second by Scott Tkach

Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

**Motion** to approve a resolution to adopt a schedule of fees as previously agreed to on November 27, 2000 with Ferrero & Associates and with KAG Engineering as his successor for a finite fee of \$441,500, subject to appropriate invoices detailing time actually spent with no guarantee of total fees amounting to \$441,500

Motion by Larry Spahr, Second by George Cheplic

Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

Mr. Parish reported that he had attended the Pennsylvania Turnpike Commission hearing on its Agricultural Lands Condemnation Approval Board on August 6, 2008. Several hours of testimony were taken.

**Motion** to approve National City financing proposal for the purchase of two F-450 dump trucks using the tax exempt rate of 5.25% subject to confirmation that there is no prepayment penalty

Motion by Scott Tkach, Second by Larry Spahr

Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

Mr. Ivery notified the Board that the Washington County Sewage Council was reluctant to respond in writing to the complaint at 275 Courtney Hill Road. Mr. Spahr will discuss the matter with Tom Wright, WCSC.

The Board asked Carl Dei Cas to discuss with Joe Ferrero whether the large tree at 12 Circle Avenue, Elrama PA is in the Township right-of-way. Mr. Parish mentioned other trees which may need to be removed; he will obtain prices for professional tree removal services.

The Board discussed Mr. George Cheplic's renewal of a grading permit and overweight vehicle permit from several years ago. Ordinance No. 72 states that a grading permit expires after

one year, therefore, he will need to complete a new application instead of a renewal. He will need to submit a site plan as well since over 100 cubic yards of dirt is being moved. He will also need to pay a \$25 fee and register each truck hauling dirt according to the overweight vehicle permit. His previous overweight vehicle road bond remains in effect. To eliminate confusion in the future, the grading application will be changed to reflect expiration after one year and the approved permit will have the expiration date noted. The work site will have video and pictures taken before and after completion of the work.

Mr. Parish reported that he, Mr. Dei Cas, and Mr. Scheib, PA DEP, and a representative from Peters Creek Sanitary Authority, examined the Paul Laur drainage problem at 5118 Chevy Chase Drive. PCSA bought a utility easement through the property from Mr. Kriston, a former owner, and recently did some work which may have damaged the pipe which was installed by Mr. Kriston. PCSA will put a camera through the pipe to check for damage. Mr. Dei Cas will research the purchase of the utility right-of-way at the Washington County Recorder of Deeds office.

**Motion** to approve the Crown Atlantic subdivision parcel #3 of 16.033 acres to be conveyed to Trax Farms, Inc, for recording purposes only and subject to all fees being paid  
Motion by Scott Tkach, Second by Larry Spahr  
Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

**Motion** to approve the Library Baptist Church subdivision parcel A of 10.670 acres, Lot 1 of 0.711 acres, a dedicated 17-ft right-of-way of 0.165 acres, for recording purposes only and all fees being paid, and subject to notation on the mylar that Bloxom Lane is a private right-of-way with appropriate references to deed book/instrument number  
Motion by Larry Spahr, Second by George Cheplic  
Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

**Motion** to approve refund of balance of Chernicky Land Development escrow account in the amount of \$773.12  
Motion by Larry Spahr, Second by Scott Tkach  
Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

**Motion** to adopt Resolution No. 2008-8 approving a tap-in fee of \$1000 for those residents included in the Elrama Sewage Project  
Motion by Larry Spahr, Second by Scott Tkach  
Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

The secretary will contact the Southwest Regional Police Department for available dates in September for a presentation of their services to the Board.

**Motion** to advertise for requests for proposals for grant writing services according to the requirements provided to the Board by Mr. Tkach to be received by 5:00 p.m. September 8, 2008  
Motion by Scott Tkach, Second by Larry Spahr  
Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

*Subject to Board Approval 9/8/08*

**Motion** to authorize the Board to send a letter to Rep. Levdansky and Sen. Barry Stout about the poor condition of the railroad crossings on Finley-Elrama and Stone Church Roads in Gastonville.

Motion by Scott Tkach, Second by Linda Evans

Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

Mr. Tkach commented to the Board that he had spoken to Rep. Levdansky concerning the possibility of municipalities to join together to form larger groups for health insurance purposes.

Public Comment

Mr. Chuck Wilson commented on township expenditures and future budget requirements. He also asked the status of the codification of the Township's ordinances.

**Motion** to go to executive session for reasons of possible litigation at 10:45 p.m.

Motion by Larry Spahr, Second by Scott Tkach

Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

Returned from executive session at 10:55 p.m.

Mr. Makel stated that the Board discussed litigation concerning the airport.

**Motion** to advertise a workshop on Tuesday, August 19, 2008 at 7:00 p.m. to discuss the airport zoning ordinance.

Motion by Scott Tkach, Second by Larry Spahr

Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

**Motion** to adjourn the meeting (11:00 p.m.)

Motion by Scott Tkach, Second by Larry Spahr

Roll Call Vote: Parish-yes, Cheplic-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

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Judith L. Taylor, Secretary