

Union Township Board of Supervisors
Regular Monthly Meeting
June 8, 2009

The Board of Supervisors Meeting was called to order by Chairman Steve Parish at 7:03 p.m. 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 were Steve Parish, Scott Tkach, Larry Spahr and Linda Evans. Also in attendance: Harold Ivery-Building Code Official, Donald Bucich-Zoning/Code Enforcement Officer, Dennis Makel-Solicitor, Carl Dei Cas-Engineer, Joe Ferrero-Elrama Sewage Project Engineer, Judith Taylor-Secretary/Treasurer.

Public Comment

None

Mr. Parish reported that the Board of Supervisors had an emergency executive session on May 27, 2009 at 6:30 p.m. to discuss personnel issues in reference to police officers. The session lasted approximately 45 minutes.

Motion to approve the minutes of the May 11, 2009 regular Board meeting, subject to being true and correct

Motion by Scott Tkach, Second by Larry Spahr

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

Mr. Bucich reported on a property maintenance issue at 19 Jefferson Street that had been ongoing for some years. There are piles of debris, construction materials, etc on the property. The Board agreed to proceed to Magisterial District Court as necessary.

Mr. Ivery reported that he had resolved the Uniform Construction Code accessibility inspection issue raised by the Bureau of Labor and Industry during its recent review of the Township's inspection process.

The road crew foreman informed the Board that the Township needed a new weed whacker. He had priced an industrial grade model at Vaccari for \$495.

Motion to authorize the road foreman to purchase a new industrial-grade weed whacker from Vaccari for \$495

Motion by Larry Spahr, Second by Scott Tkach

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

He also reported that on an emergency basis, according to oral permission of the Board, he had ordered a new hydraulic pump for the tractor as the cost was less to buy a new one than to rebuild the old pump.

Motion to authorize the road foreman to initiate emergency purchase of a hydraulic pump for the tractor as per previous oral permission of the Board

Motion by Scott Tkach, Second by Larry Spahr

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

The Board directed the secretary to contact the state police to have a parked car removed that is extending into the roadway causing a hazard. The car was hit while parked at 5120 Chevy Chase Street.

Mr. Dei Cas reported to the Board on the slide on McChain Road. The resident is willing to meet with the Township and the engineer to discuss performing the work necessary to correct the problem. In the meantime, the Board authorized the road crew to clean the current slide off the road and to continue doing so if necessary until a permanent solution is in place. Mr. Bucich will take pictures of the slide before and after the cleanup.

Mr. Dei Cas also reported that the bids for the CDBG project for paving the streets in Elrama will be opened on July 10, 2009. He will have comments on the Inter-municipal Agreement for the Joint Comprehensive Plan for the next meeting.

Jonathan Madaras, Lieutenant/Information Specialist, Elrama Fire Company, presented the monthly activity report for May, 2009.

Motion to approve payroll #10 dated May 15, 2009 in the amount of \$13,874.94, as presented by the Secretary/Treasurer, subject to being true and correct
Motion by Larry Spahr, Second by Linda Evans
Roll Call Vote: Parish-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

Motion to approve payroll #11 dated May 29, 2009 in the amount of \$8,409.61, as presented by the Secretary/Treasurer, subject to being true and correct
Motion by Larry Spahr, Second by Linda Evans
Roll Call Vote: Parish-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

Motion to approve payment of general fund invoices in the amount of \$34,710.56 as of June 8, 2009 as presented by the Secretary/Treasurer, subject to being true and correct
Motion by Scott Tkach, Second by Larry Spahr
Roll Call Vote: Parish-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.
Mr. Parish abstained from voting on those items pertaining to the Finleyville airport.

Motion to approve Partial Payment Estimate #6 for Guyer Brothers, Inc. in the amount of \$161,172.49 for the Elrama Sewage Project
Motion by Larry Spahr, Second by Scott Tkach
Roll call Vote: Parish-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

Motion to approve payment to Makel & Associates, LLC in the amount of \$5,382.88 for the Elrama Sewage Project
Motion by Larry Spahr, Second by Linda Evans
Roll Call Vote: Parish-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

Motion to approve payment of Invoice #14 for KAG Engineering Inc. in the amount of \$28,365.20 for the Elrama Sewage Project
Motion by Scott Tkach, Second by Larry Spahr
Roll Call Vote: Parish-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

Motion to approve Change Order No. 3, which replaces Change Order No. 2, for M B & R Piping Contractors, in the amount of \$45,959.30, resulting in a net increase of \$13,019.30 for installation of roadway and waterline for the pump station for the Elrama Sewage Project
Motion by Larry Spahr, Second by Linda Evans
Roll Call Vote: Parish-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

Motion to approve the addendum to the easements requested by Larry Jones, 4383 Finley-Elrama Road, and Chad Jones, 4387 Finley-Elrama Road, resulting from the changed location of the sewage line to include the John Neidermeyer house in the Elrama Sewage Project
Motion by Linda Evans, Second by Larry Spahr
Roll Call Vote: Parish-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

The Board opened the one bid received from Lane Construction, 1 Rutgers Road, Pittsburgh PA in response to the second bid advertisement for bituminous stockpile patching material. No bid bond was included resulting in the bid being considered non-responsive thus null and void. As this was the second bid advertisement with no responsible bidders, the Township can purchase as needed.

The bids received for the 2009 paving project were opened and read as follows:

TA Robinson Asphalt	\$ 36,687.20
El Grande Industries Inc	\$118,733.00
Victor Paving and Construction Inc	\$121,852.00
Morgan Excavating	\$128,854.50
Ellis Asphalt Paving Inc	\$134,127.00
A. Folino Construction Inc	\$134,894.00
Donegal Construction Corporation	\$139,861.50
Glenn Johnston	\$188,940.00

Motion to table bids for the 2009 Paving Project for review by the engineer and Rick Skovensky, Penndot Municipal Services
Motion by Scott Tkach, Second by Larry Spahr
Roll Call Vote: Parish-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

The bids received for the Solid Waste and Recycling bid were opened and read as follows:

Waste Management of Pennsylvania	Year 1: July 1, 2009—June 30, 2010	\$37.17/qtr
	Year 2: July 1, 2010—June 30, 2011	\$38.28/qtr
	Year 3: July 1, 2011—June 30, 2012	\$39.45/qtr
Fayette Waste LLC	Year 1: July 1, 2009—June 30, 2010	\$41.85/qtr
	Year 2: July 1, 2010—June 30, 2011	\$43.14/qtr
	Year 3: July 1, 2011—June 30, 2012	\$44.47/qtr

Motion to award the bid for the Solid Waste and Recycling contract to Waste Management of Pennsylvania as the lowest responsible bidder
Motion by Larry Spahr, Second by Scott Tkach
Roll call Vote: Parish-yes, Tkach-yes, Spahr-yes, Evans-yes. Motion carried.

Motion to approve Ordinance No. 2009-3 Traffic Ordinance of 2009

Motion by Scott Tkach, Second by Larry Spahr

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

The Board agreed to meet with Jefferson Hills Borough representatives to discuss the proposed tap-in agreement on June 30, 2009 at 9:00 a.m. at the Borough offices.

Motion to approve the agreement between Union Township and Municipal Consulting Services (Harold Ivery) to perform Building Code Official services as a qualified third party with compensation in accordance with Exhibit A

Motion by Scott Tkach, Second by Larry Spahr

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

Mr. Tkach reported that a proposal for a new Minolta copier would be presented in a few weeks. He also commented on the need to schedule a workshop on grant writing. Mr. Tkach agreed to attend the Mon Valley Progress Council dinner meeting on June 15, 2009 at 5:30 p.m.

Motion to accept the resignation with regret of David Stoehr from the Zoning Hearing Board effective immediately

Motion by Larry Spahr, Second by Scott Tkach

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

Motion to appoint Paul Chasko, effective immediately, as a permanent member of the Zoning Hearing Board to fulfill the unexpired term of David Stoehr, a three-year term to expire January 1, 2010

Motion by Larry Spahr, Second by Scott Tkach

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

Motion to appoint Millicent Powell as an alternate to the Zoning Hearing Board, effective June 8, 2009, retroactive to January 1, 2009, a three-year term expiring January 1, 2012

Motion by Larry Spahr, Second by Scott Tkach

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

Mr. Tullai questioned whether Mrs. Powell's membership on the Agricultural Security Area Committee would prohibit her from also sitting on the Zoning Hearing Board. Mr. Makel reviewed case law and found no court decision at the appellate level on the issue of Agricultural Security Area Committee member conflicting with Zoning Hearing Board appointment.

Motion to approve the request for a fireworks display on July 24, 2009 from the Finleyville Fire Department during the Fireman's Carnival, subject to an insurance certificate with the Township as an additional insured being supplied

Motion by Larry Spahr, Second by Linda Evans

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

Motion to approve the purchase of approved-product playground mulch for use at both Township parks at a cost of \$28.75 per square yard

Motion by Larry Spahr, Second by Scott Tkach

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

Public Comment

Millicent Powell requested the Township change several road name signs that do not reflect the historical spelling of the property owners for whom the roads were originally named.

Motion to go into executive session for reasons of personnel and possible litigation at 9:45 p.m.

Motion by Larry Spahr, Second by Scott Tkach

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

The Board returned from executive session at 10:20 p.m. Mr. Makel stated the discussion involved personnel issues regarding the employee handbook and hiring practices, the Marflak and Kingsfield litigation.

Motion to authorize the solicitor to update the Township's hiring practices, employee handbook and employment application including Act 34 and Act 151 clearances dealing with criminal records checks

Motion by Scott Tkach, Second by Larry Spahr

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

Motion to adjourn the meeting at 10:23 p.m.

Motion by Larry Spahr, Second by Scott Tkach

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

Judith L. Taylor, Secretary