

Chairman Brian Merdian on Wednesday, July 19, 2017 at 7:00pm in the Meeting Room of the Municipal Building called the Regular Meeting of the Sewickley Township Board of Supervisors to order as advertised in the Tribune Review on Tuesday, December 27, 2016. The members of the Board of Supervisors present were Brian Merdian, Joseph Kerber, and Alan Fossi. Also attending the meeting were Kristin Janzef, Robert Janzef, Sandy Dull, Linda R Harvey, Lori Jones, Ruth Lucov, Mary Ann Stevens, Jay Stevens, Connie Crossen Bosko, John Seanor, Dan Augustine, Marianne Errett, Mike Slivensky, Victoria Slivensky, Charles Wackenhuth, Margaret Sensue, Mark Petros, Brianna Merdian, Tom Lord, Carol Hevia, Gregory Hazuza, Sean Luty, Lily Bencloski, Attorney Kansler, Janet Schork, Debi Pils and Erika Horvat.

Mr. Merdian led those present in the Pledge of Allegiance.

#### **Report from Roadmaster, Joe Kerber**

The crew has been out for about four days patching potholes. The street sweeping is complete. We did a storm pipe replacement in Hutchinson with a catch box. The mowing tractor has been out most of the month cutting the country roads. It has been broke down the last two weeks but we should be getting the parts and the end of this week. We have been out trimming trees. We are now prepping to pave on Harris. A resident asked when we will be starting work on Pinewood. Mr. Kerber stated that we have a job to finish now and we are moving on to the library next because their summer program is over. Some repairs are needed on Limerick and then I plan on starting on Pinewood.

#### **Report from Ordinance Officer, Nick Newcaster**

All of the following information has taken place since the last Board of Supervisors Meeting on 06/21/17: Eight (8) warning letters were mailed, which pertained to Junk Motor Vehicles, High Grass, Rubbish, Garbage, and Storage issues, as well as dangerous structures. Some warning letters will come due next week for compliance. If compliance has not been met, the required time frame will have expired and complaints will be filed with Magistrate Christner. I have also spoken with a few people on the telephone in reference to violations, which resulted in compliance, without having to mail letters. Nine (9) vehicles have been tagged in the Township. Six (6) were in Herminie, with five (5) being voluntarily removed. The remaining one is pending voluntary removal within a week. Two (2) are outside of Sutersville and the owner still has time to remove them. One vehicle was in Rillton and was voluntarily removed. Animal Control (AC) was requested to spot check a residence in Herminie, after I received a complaint about dogs. AC responded to the scene and did a license check. Two citations were issued for licensing and rabies. Supervisor Kerber and I checked the gas line right of way in Crabapple Park after receiving a complaint of people possibly living in the woods on Township property. The area was checked and there was no sign of anyone living there. There was a County Land Bank meeting on 07/11/17; multiple properties were discussed. The properties are located in Herminie, Hutchinson, and Lowber.

#### **Report from Recreation Director, Janet Schork**

##### **Crabapple Pool:**

- It's been a very busy pool season so far. Everything is going well and everyone is doing a great job.
- Swim Lesson Session 2 started on Monday and we have 15 participants. Classes continue every Tuesday through August 15<sup>th</sup>.
- Total swim lesson registrations for this year are 24.

##### **Pirate Bus Trip:**

- The recreation board is hosting a Pirate Family Night on Saturday, September 23rd.
- The board will set the price of the trip at their next meeting on August 1st. Cost will include the game ticket, all you can eat seats, free t-shirt and transportation.
- I will announce the details at next month's meeting.

Joe Kerber made a motion, seconded by Alan Fossi to approve the minutes of the Sewickley Township Board of Supervisors Regular Meeting held on June 21, 2017 as reviewed. Voting: Mr. Merdian, Mr. Kerber, Mr. Fossi; yes. Motion carried unanimously.

### **Public Comment**

Kristin Janzef asked if we knew of a timeline when Sunoco will be finishing up. Mr. Kerber stated that we do not. Ms. Janzef stated it seems they are constantly going back and forth. Mr. Merdian stated that they mentioned to him that they will be done the end of August, beginning of September when we meet with them a while back.

Connie Bosko asked if Seventh Street will be getting fixed this year. Mr. Kerber stated that there is a good likely hood. The plan that you came up with is not going to work. We will need to go back to the drawing board. Mrs. Bosko would like to know as soon as possible. Mr. Kerber stated that he did discuss with you how to fix this. Mrs. Bosko stated that you are the Roadmaster, you know how to fix it, not me. Mr. Kerber stated that I made the suggestion that you pay for the asphalt for against your building and I would pave it the whole way down to keep the water away from your building. Mrs. Bosko asked why would you want me to pay for the asphalt. Mr. Kerber stated because it is private property. Mrs. Bosko stated that for twenty years the storm water that you are to be in charge of ran down the road, why is that my fault. Mr. Kerber stated I can pave down there and put a curb in but you will have water behind the curb and yet create another problem for you. Mrs. Bosko states she doesn't feel she is responsible for the storm water runoff because it's never been handled properly. Mr. Kerber stated he can do it on our right of way but it won't solve the issue of the water along your building. Mrs. Bosko stated that if it's done right we shouldn't have an issue. Mr. Kerber stated that the road water will have to be taken care of also. Mrs. Bosko stated that I own the downspouts and I have to take care of that. I would just like to know what you are doing. I would like to know when you are coming. Mr. Kerber stated that I cannot give you an exact time that I will try to get there before the asphalt plant closes in November.

Mary and Jay Stevens are moving into the Wineberry Ridge complex and are trying to get an idea of when the developer submitted a building permit and if there is a timeline for the road to be put in. Right now we were supposed to be in there by December 31, 2016. And we still do not have access to the house and there are no utilities. We are starting to pay the taxes on the property. Mr. Merdian stated that he was over there and it appears that all the utilities are there. Is it an issue of connections not being done? Mr. Stevens stated that anything that is there so far is sewage. We are all the way at the top of the hill and there is nothing there. Mr. Stevens asked if there is a timeline on the bond? Has he submitted any plans for the road? Mr. Merdian and Mr. Kansler, Township Solicitor, explained that he submitted his land development plans and it went through the proper process. Mr. Merdian stated he did renew his bond. Mr. Stevens stated he was under the impression that someone from the township would be there to monitor the process. Mr. Merdian stated that our consultant engineer is there to monitor the installation. Mr. Merdian asked if they could even occupy the property yet. Mr. Stevens stated no, we don't have electric and the water is to start tomorrow. Mr. Kansler stated we can look into what we can do to put some pressure on him. Mr. Merdian stated we will look into what we can do on our end.

Mike Slivensky has some concerns on how Wineland Acres is being done. I have pictures where the road has actually sunk in four inches. There seems to be no sub base. Has the engineer consultant been called? Mr. Kerber stated no, we do not consult the engineer on Township paving. Mr. Kerber asked if we are speaking of the basecoat repairs that we have done on Harris. Mr. Kerber stated that we are digging up the soft spots and we found a broken pipe. We are putting down four in a half to five inches of base coat in the area that we tore up. We dig it down below that and we put in modified stone and then the base coat. Mr. Slivensky asked how thick is the sub base? Mr. Kerber stated that the patches we put in are 5 and a half to six inches deep. Mr. Slivensky stated that there should be a Geotextile put in first. Mr. Kerber stated for repairing a road no, for a brand new road yes. Mr. Kerber stated that we would have to completely tear that road up to put geotextile in. That road was put in probably twenty two years ago and it wasn't put in with asphalt. Mr. Slivensky asked then why don't we tear it up and do it correctly then. Mr. Kerber stated we are repairing the soft spots. Mr. Slivensky stated that there is water on Mary Street. Mr. Kerber stated that we haven't begun to prep it yet. Mr. Slivensky asked that Harris wasn't done properly to begin with, why not do it right this time to where it doesn't need to be worried about for

sometime. Mr. Kerber stated that a lot of the issues on that road are from when sewage came through. Mr. Slivensky asked if the grange is township property. Mr. Kerber stated it is not, we usually donate \$ 1000.00 and a day of the township crew to the grange every year to help them get started. This year they approached us and asked if they bought the materials would we pave the driveway for them and we agreed to it. Mr. Slivensky asked if we can legally do that using tax payers money and also if our insurance allows us to do it. Mr. Fossi stated that no, our insurance does not. Mr. Kansler along with the Supervisors stated that we will look into this.

Margaret Sensue stated that it has been six months since the court of common pleas denied the appeal of the violator of the three seriously junked areas. That means he has completely violated the Township Health and Safety code. I checked the three areas today, there is no improvement and two actually got worse. Mr. Kansler stated that he was there today and we will be filing something in the near future with the Court of Common Pleas.

Mr. Wackenhuth also has concerns with the property off of Limerick Hill. He has stated that he has been fighting this for 20 years, since 2009. I have had the DEP involved and the state police involved. He will not quit dumping. I am tired of paying taxes and having to look at this. This is a safety risk. He has been belligerent with me and with the state police. This is something we need to get done.

Mr. and Mrs. Hazuza stated that their neighbor has planted shrubs on their property. It is growing over onto our property and he gets upset when we cut them. Mr. Kansler stated that we cannot get involved with a neighbor to neighbor dispute. What he suggested them to do is to contact an attorney and look into a Quiet Title Action and also a Trespass Action. Mrs. Hazuza asked if there is an ordinance with regards to planting shrubs along the property line. Mr. Kansler stated that we do not have an ordinance for that but if shrubbery would grow onto your property you do have a right to trim that shrubbery.

Joe Kerber made a motion, seconded by Alan Fossi to disburse 2016 EMS Tax funds on behalf of Lowber Volunteer Fire Company as follows:

S & T Bank – mortgage payment	\$ 602.25
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Voting: Mr. Merdian, Mr. Kerber, Mr. Fossi; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to disburse 2016 EMS Tax funds on behalf of Rillton Volunteer Fire Company as follows:

Schulte's Enterprise – annual inspection and repairs	\$ 5,912.64
Webb's Service Center – window repair on squirt	\$ 1,147.46
	<b>\$ 7,060.10</b>

Voting: Mr. Merdian, Mr. Kerber, Mr. Fossi; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to disburse 2016 EMS Tax funds on behalf of Sewickley Township Emergency Management as follows:

Comcast – monthly phone, cable, internet	\$ 173.22
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Voting: Mr. Merdian, Mr. Kerber, Mr. Fossi; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to approve the Miller-Huffman Plan of Lots located on Curry Road. This plan adds approximately ten feet to the rear of the property and adds twenty feet to the side of the property. This adds .16 acres to Lot 3. The property is zoned A-1 and has on lot septic and public water. The plan was approved by the Planning Commission 4-0. Voting: Mr. Merdian, Mr. Kerber, Mr. Fossi; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to advertise for Bridge Inspection proposals. The proposals will require Statements of Interest and Qualifications from consulting engineers licensed in Pennsylvania and designated as a PENNDOT ECMS Business Partner to perform National Bridge Inventory System Bridge Inspections in Sewickley Township. Voting: Mr. Merdian, Mr. Kerber, Mr. Fossi; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to adopt Resolution No. 25-2017 authorizing the execution of a Hold Harmless Agreement between The Township of Sewickley and Chevron. This is in regards to the Highway Occupancy Permit needed at the Sinay Pad location. Voting: Mr. Merdian, Mr. Kerber, Mr. Fossi; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to adopt Resolution No. 26-2017 authorizing Gibson-Thomas to prepare an Act 537 Plan Revision which provides for sewage facilities in the MAWC service areas. Voting: Mr. Merdian, Mr. Kerber, Mr. Fossi; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to authorize the solicitor to prepare and advertise ordinances to combat blight, including without limitation an Act 90 Ordinance and a Property Maintenance Code Ordinance. Voting: Mr. Merdian, Mr. Kerber, Mr. Fossi; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Brian Merdian to adopt Resolution No. 27-2017 approving Nick Newcaster's increase in compensation of \$ 14.00 per hour effective July 20, 2017. Voting: Mr. Merdian; yes, Mr. Kerber; yes, Mr. Fossi; no. Motion carried.

Joe Kerber made a motion, seconded by Alan Fossi to ratify Janet Schork to work over her allotted hours on the payroll date of June 30, 2017. Voting: Mr. Merdian, Mr. Kerber, Mr. Fossi; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to approve the following bills for payment.

General Fund:	Check 8751 - \$ 69.23 (6/22/17) Checks 8752 to 8765 - \$ 9,632.72 (6/23/17) Checks 8766 to 8778 - \$ 7,433.70 (6/28/17) Check 8779 - \$ 11,000.00 (6/29/17) Checks 8780 to 8800 - \$ 12,274.30 (7/7/17) Checks 8801 to 8816 - \$ 20,559.30 (7/14/17) ACH Payments: S&T Loan - \$ 5,252.37 (6/15/17) First Energy - \$ 284.26 (6/29/17) S&T Loan - \$ 2,487.28 (6/30/17) First Energy - \$ 482.30 (7/3/17) Columbia Gas - \$ 25.29 (7/5/17)
Light/Hydrants:	ACH Payments: First Energy - \$ 3,638.72 (7/3/17) MAWC - \$ 2,639.50 (7/17/17)
Crabapple:	Checks 4469 to 4471 - \$ 1,803.87 (6/23/17) Checks 4472 to 4473 - \$ 191.16 (6/28/17) Checks 4474 to 4477 - \$ 3,057.04 (7/6/17) Checks 4479 to 4482 - \$ 5,877.18 (7/12/17) Checks 4457 to 4463 - \$ 3,393.43 (6/9/17) Checks 4464 to 4468 - \$ 5,961.08 (6/15/17) ACH Payments: MSATS - \$ 58.95 (6/20/17) First Energy - \$ 182.98 (6/29/17) First Energy - \$ 254.89 (7/11/17)
Recreation:	ACH Payments: Columbia Gas - \$ 39.64 (6/5/17) First Energy - \$ 340.13 (6/29/17) MSATS - \$ 58.95 (7/20/17) Columbia Gas - \$ 32.45 (7/5/17)

Payroll Invoices:           Check 4976 to 4978 - \$ 2,438.07 (6/28/17)  
                                  Check 5004 - \$ 32.40 (7/6/17)  
                                  Check 4962 - \$ 32.40 (6/23/17)  
                                  Checks 5031 to 5032 - \$ 329.92 (7/12/17)  
                                  ACH Payments: Payroll Liabilities \$ 3,270.22 (6/16/17)  
  Payroll Liabilities \$ 714.87 (6/21/17)  
  Payroll Liabilities \$ 2,918.48 (6/23/17)  
  Payroll Liabilities \$ 2,279.32 (6/30/17)  
  Payroll Liabilities \$ 2,986.86 (7/7/17)

Voting: Mr. Merdian, Mr. Kerber, Mr. Fossi; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to approve the following payrolls for payment.

Employees Payroll:       (twp) 6/23/17 - \$ 8,925.20  
                                  (pool) 6/23/17 - \$ 4,230.30  
                                  (twp) 6/28/17 - \$ 8,297.63  
                                  (pool) 6/28/17 - \$ 1,560.23  
                                  (twp) 7/7/17 - \$ 9,824.31  
                                  (pool) 7/7/17 - \$ 3,459.37  
                                  (twp) 7/14/17 - \$ 13,937.77  
                                  (pool) 7/14/17 - \$ 3,307.23  
                                  (twp) 7/21/17 - \$ 9,869.87  
                                  (pool) 7/21/17 - \$ 2,957.33

Voting: Mr. Merdian, Mr. Kerber, Mr. Fossi; yes. Motion carried unanimously.

### **New / Old Business**

Mr. Fossi stated that we should adopt a hiring policy. We just hired two people. I didn't participate in any of it. I don't think we interviewed them and I don't think we even have applications for them. Mr. Kansler suggested that we can make motion for this now if the Supervisors would like to .

Mr. Fossi made a motion, seconded by Joe Kerber to amend the agenda to record an addendum for the hiring process. Voting: Mr. Merdian, Mr. Kerber, Mr. Fossi; yes. Motion carried unanimously

Mr. Merdian stated that today the 19<sup>th</sup> of July at 6:30pm, the Board of Supervisors went into executive session to discuss ongoing legal matters.

With no further business to come before the Board, Joe Kerber made a motion to adjourn, seconded by Alan Fossi. Voting: Mr. Merdian, Mr. Kerber, Mr. Fossi; yes. Motion carried unanimously. Meeting adjourned at 7:45pm.

Erika Horvat  
Secretary-Treasurer