

Chairman, Mark Petros, on Wednesday, May 20, 2020 at 7:00pm, called the Regular Meeting of the Sewickley Township Board of Supervisors to order as advertised in the Tribune Review on Friday, December 27, 2019. The members of the Board of Supervisors present were Mark Petros, Brian Merdian, and Linda Harvey. Also attending the meeting were Mary Ann Stevens, Jay Stevens, Carol Hevia, Carol Totaro, Linda Pihonsky, Tom Mignogna, Solicitor Hamilton, and Susan Leukhardt. This meeting was held by way of teleconference.

Mark Petros led those present in the Pledge of Allegiance.

An Executive Session was held on April 23, 2020 at 4:30pm to discuss the 2020 Township Property Discount Period due to COVID 19 and May 19, 2020 at 5:00pm to discuss legal matters.

Report from Public Works Director, Tom Mignogna

We are still sanitizing the building and practicing social distancing daily. We watched an Amtrust Insurance video on flagger safety while following group restriction requirements. Our new safety equipment for tree work is here and already put into service. The boom truck was inspected last month. We had 56 requests from One Call for us to locate and mark our storm water cross pipes. We finished cleaning up and separating the large rock at Keystone. The large rock worked well on the washed out areas of our roadways. We opened Slaughter Hollow. A rise was put in the road to direct the water to the pipe. A sign was put up to advise drivers. Signage was put up on Creek Road. We replaced a storm water pipe on Shaner Road at Rodebaugh Road. We have pipes on Evanstown Road, Chestnut Street, and Sulfur Springs that are on our list for replacement. At the Park and Pool, we replaced the inlet pipe, storm drain, and the lake's inlet wall. A crew has been out removing large tree pieces and debris from the road berms ahead of the mowing tractor. The mowing tractor has been out almost daily. Every chance we get, a crew is out with cold patch. We keep a watch on weather. In the event of a storm, we split up and make sure to get out and clear any catch basin grates that need attention. The Loader, Backhoe, and Gradall were each given a major service and some with new tires. The plow had some damage from the winter and was taken in for repair. We're getting ready to replace the deck on the trailer that moves equipment from job to job. We are anticipating millings from Route 70. Mr. Petros commented that Keystone Yard looks the best its ever looked.

Report from Recreation Director, Janet Schork – read by Mark Petros

- Crabapple Pool will be *closed* this summer due to continuing COVID-19 restrictions issued by the CDC and PA Department of Health regarding mass gatherings.
- The following will remain *closed* during the Yellow Phase due to continuing COVID-19 restrictions:
 - Sewickley Township Playgrounds
 - Sewickley Township Athletic Fields and open spaces for organized sports
 - Sewickley Township Recreation Center
- Crabapple Lake & Park is open to the public with continued adherence to social distancing guidelines.
- Crabapple Park Pavilion rentals resume but renters and guests must follow the social distancing and mass gathering (maximum group size of 25) guidelines as issued by the CDC and PA Department of Health during the Yellow Phase.
- Crabapple Park Spring maintenance continues. To date, all park flower beds have been weeded, edged, and mulched. Bruno Sign has been weeded. Lowber and Crabapple Playgrounds have been weeded with Hutchinson Playground to be completed next week. All playgrounds will be mulched next week or the first week in June weather dependent.
- Even though we are unable to open Crabapple Pool to the public, we will be performing preventative maintenance (draining, cleaning, filling, chlorinating, running pump). This is essential as part of public safety/sanitation to prevent irreparable staining to our new pool liner and to keep pump operational.
- Thank you to Alan Fossi for helping weed at Crabapple Park and Recreation Center/Library and Matt Yarkovich for helping with the weeding at Crabapple Memorial flower bed.
- All our Parks & Recreation closures are in observance of federal, state, and local guidelines, the Governor's color-phased re-opening plan, the NRPA (National Recreation and Parks Association) and the PRPS (Pennsylvania Recreation and Park Society) social distancing and gathering guideline recommendations.

Report from the Treasurer, Susan Leukhardt – April 1, 2020 to April 30, 2020

Account	Beginning Balance	Deposits	Payments	Ending Balance
FNB General Fund	\$ 23,613.06	\$ 224,272.83	\$ 179,178.86	\$ 68,707.03
PLGIT General Fund	\$ 121,627.69	\$ 33,746.27	\$ 50,000.00	\$ 105,373.96
FNB Reserve Account	\$ 47,893.75	\$ 41.33	-0-	\$ 47,935.08

Linda Harvey made a motion, seconded by Brian Merdian, to approve the minutes of the Sewickley Township Board of Supervisors Regular Meeting held on April 15, 2020. Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Public Comment

Mary Ann Stevens asked when Wineberry Ridge Court is the road going to be started. Solicitor Hamilton stated that the only paperwork that we did not have at that time was the actual conditional release and we have received that within the last week. We have signed it and we had to amend the language so that if there's any cost overruns beyond the approximate \$74,000.00 bid that we have to do the road, it'll still be covered up to the amount of the bond which is 85,000.00. That has been signed. I would guess the check comes to us within the next week to ten (10) days. A letter has been drafted to the two (2) bidders, Derry Construction being the one that is going to be doing the road telling them we intend to move forward with their bid and we are requiring a Performance Bond on that. We want to be put on their schedule to begin work as soon as possible. Mrs. Stevens then asked if the work included the guiderails down at the bottom of the hill. Will that also be done by Derry Construction? Solicitor Hamilton that is part of the second contract that came in that made it a total of about \$11,000.00 short of that \$85,000.00. That's the second part of the contract which has been approved under the bond. Mrs. Stevens asked that with the original Performance Bond, there was a Maintenance Bond that went into effect last June or July and it was for 18 months. Mr. Kansler had made the comment that the Maintenance Bond doesn't really kick into effect until after the road is done. Mrs. Stevens asked if there will be a Maintenance Bond put in place and if so, is it 18 months or for 24 months. Solicitor Hamilton stated he will look into it. Mrs. Stevens asked if Mr. Serakowski could recoup his money back or could the Township take charge of those monies and call in the Maintenance Bond and use that towards your road project as well. Solicitor Hamilton stated he would have to look into an existence of a Maintenance Bond because the Bond that he is referring to is a Performance Bond. Solicitor Hamilton stated that he did not see the Developer getting any money back.

Jay Stevens asked if anybody else has been in contact with Mr. Serakowski concerning the probably half dozen, at least, problems that still appear from the engineer's report from last August. For instance, yard drains, the grates on top of the ponds, and the erosion at the bottom of the ponds. Solicitor Hamilton stated that from his perspective, there has been no contact with him. Mr. Stevens asked about from the Supervisors' aspect. Mr. Petros and Mr. Merdian stated that we have not heard from him. Mr. Merdian stated that he does know of the issues that Mr. Stevens is referring to fall back to Chris from the Westmoreland County Conservation District who in turn engaged the regional office of DEP out of Pittsburgh. They are still working on a very limited basis. He has not heard of any new correspondence from Chris or Tom Sullivan. We can certainly follow up with them at some point here soon. Mr. Stevens stated that some of the items are not under the Conservation District's coverage. The yard drains are not. Residents can't use their yards because when it rains it's wet for probably a week at least. That's not one of the items that is covered under the Conservation District along with the erosion on the Creek going to the ponds. The problem is that this has been known since September and here we are ten months later still nowhere. We have heard a number of times from different people on the Board and Mr. Kansler that we should contact legal representation on our own. The only problem with that is the residents of Wineberry Ridge do not have any contract

with Mr. Serakowski on any of these problems. The only one that has that is Sewickley Township. If we get legal counsel, that would be to sue Sewickley Township. Solicitor Hamilton stated that it is a private development. It's not a development by Sewickley Township and I think some of these problems fall on the list of a private litigation between the residents and the private developer. Mr. Stevens stated that Sewickley Township has the Build Agreement and Mr. Serakowski has to live by that Build Agreement and he has not. Sewickley Township is the only one that has the authority to enforce this. Mr. Stevens stated that Sewickley Township should be the one to force him to get this done. Solicitor Hamilton said he will promise an update no later than June meeting. He will take a look at the Agreement between Mr. Serakowski and Sewickley Township to see if it basically laid the basis for what you're talking about.

Carol Hevia asked Mr. Merdian if he got authorization or a response from the electric company about a light by our mailboxes. Mr. Merdian stated that he has been in communication with West Penn Power/FirstEnergy. The issue there is similar unfortunately to where we're at with the Conservation District and DEP. They have reduced their staffing. I have been in contact with the lady who is in charge of Municipal Relations here in our Township and I have repeatedly asked where this is at over the past six weeks. I'm continuing to be told that it is under their review, but she is waiting for their upper management to get back with some type of an answer along with what the cost would be. Ms. Hevia stated that it is completely dark where those mailboxes are. Mr. Merdian stated that he has explained that and has actually been by there, made notes, took photographs, and showed them where he thinks the light should be placed.

Brian Merdian made a motion, seconded by Linda Harvey, to ratify the extension of the Disaster Emergency in Sewickley Township through May 31, 2020. Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Mark Petros made a motion, seconded by Linda Harvey, to ratify extending the 2020 Township property tax discount period through August 31, 2020. The 2020 Township property tax penalty period will be eliminated through December 31, 2020. From September 1st through December 31st, Township property taxes will be collected at Face. Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Brian Merdian made a motion, seconded by Mark Petros, to disburse 2019 EMS Tax funds on behalf of Lowber Volunteer Fire Department as follows:

S & T Bank – mortgage payoff	\$ 3,972.93
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Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Mark Petros made a motion, seconded by Brian Merdian, to disburse 2019 EMS Tax funds on behalf of Rillton Volunteer Fire Department as follows:

Murray Auto Electric & Radio – light tower on tanker / pumper (2 invoices)	\$ 8,684.48
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Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Brian Merdian made a motion, seconded by Mark Petros, to disburse 2019 EMS Tax funds on behalf of Herminie Volunteer Fire Department as follows:

Webb's Service Center – repairs to engine	\$ 2,035.50
HC Global – radio repairs	\$ 107.50

Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Brian Merdian made a motion, seconded by Mark Petros, to disburse 2019 EMS Tax funds on behalf of Sewickley Township Emergency Management as follows:

Comcast – monthly EOC phone & internet	\$ 226.11
Bearcom – monthly maintenance on portable radios	\$ 92.00
FNB Commercial Credit Card – EOC supplies	\$ 67.76
Comcast – monthly EOC phone & internet	\$ 226.16

Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Brian Merdian made a motion, seconded by Linda Harvey, to award the Hutchinson Storm Sewer/Paving Project to Tresco Paving Corp. in the amount of \$ 603,685.25, Base Bid 3.

	Tresco Paving Corp.	A. Liberoni, Inc.	Derry Construction	El Grande Industries
Item A Paving Lower Hutchinson	\$ 168,931.00	\$ 180,682.81	\$ 181,102.00	\$ 226,921.00
Item B Storm Sewers for Upper Hutchinson	\$ 250,360.00	\$ 425,050.55	\$ 314,143.75	\$ 372,422.25
Item C Paving Upper Hutchinson	\$ 184,394.25	\$ 190,400.06	\$ 197,647.25	\$ 227,344.25
BASE BID 1 (ITEM A)	\$ 168,931.00	\$ 180,682.81	\$ 181,102.00	\$ 226,921.00
BASE BID 2 (ITEM A AND ITEM C)	\$ 353,325.25	\$ 371,082.87	\$ 378,749.25	\$ 454,265.25
BASE BID 3 (ITEM A, ITEM B, AND ITEM C)	\$ 603,685.25	\$ 796,133.42	\$ 692,893.00	\$ 826,687.50

Board Comments: Mrs. Harvey wants to look at where the money is coming from separately. The Supervisors approve of awarding the bid. Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Linda Harvey made a motion, seconded by Brian Merdian, to award the Herminie Storm Sewer/Paving Project to Tresco Paving Corp. in the amount of \$187,370.00. This project will be paid by CDBG Grant funds.

Tresco Paving Corp.	Derry Construction	El Grande Industries	Mele & Mele & Sons
\$ 187,370.00	\$ 192,136.25	\$ 238,920.75	\$ 273,370.00

Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Mark Petros made a motion, seconded by Linda Harvey, to purchase road millings from Golden Triangle Construction for \$5.00 per ton. Written bids were also received from Derry Construction and Tresco Paving. Prices were from \$15.00 to \$18.00 per ton. Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Brian Merdian made a motion, seconded by Mark Petros, to approve the Frye Subdivision located on Cody Road in Herminie. It subdivides Lot 3 containing 1.0056 acres from the residual 5.5139 acres. This plan was approved by the Planning Commission. Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Brian Merdian made a motion, seconded by Mark Petros, to approve the Lord Subdivision #9 and Sewage Planning Module for property located on Clay Pike between Rillton and Herminie. Lot 1 containing 9.14 acres is being subdivided from the residual Lot 2 with 18.4 acres. This plan was approved by the Planning Commission. Board Comments: Mrs. Harvey asked if the Sewage Planning Module is reviewed by Mike Stack. Mr. Merdian answered yes. If it's public sewage, the public sewage entity reviews it (MAWC or SSMSA). If it's on-lot or private sewage, it goes to Mike Stack for review. Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Linda Harvey made a motion, seconded by Mark Petros, to approve the James Shaffer Plan located on Hickory Street in Rillton. The plan subdivides Lot 2 containing 14,284 sq ft from Lot 1 with 14,591 sq ft. This plan was approved by the Planning Commission. Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Mark Petros made a motion, seconded by Linda Harvey, to approve Resolution 24-2020 authorizing Gibson-Thomas Engineering to submit a grant application for Crabapple Lake Park Improvements through the Greenways, Trails, and Recreation Program Grant. Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Linda Harvey made a motion, seconded by Brian Merdian, to change the address for Basic Carbide Corporation to 900 Main Street, Lowber, PA 15660. Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Linda Harvey made a motion, seconded by Brian Merdian, to keep Crabapple Pool closed this season due to COVID-19 restrictions issued by the CDC and PA Department of Health regarding mass gatherings. Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Linda Harvey made a motion, seconded by Mark Petros, to keep the following closed during the Yellow Phase of the COVID-19 restrictions:

- Sewickley Township Playgrounds
- Sewickley Township Athletic Fields and open spaces for organized sports
- Sewickley Township Recreation Center

Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Brian Merdian made a motion, seconded Mark Petros, by to authorize Herminie Boy Scout Troop 259 use of the Large Pavilion at Crabapple Park at no cost each Thursday evening from May 28, 2020 through September 3, 2020. The Boy Scouts and leaders will not exceed the maximum allowable group size of 25 and will follow all social distancing guidelines while using the pavilion. If our area is returned to a "Red" Classification, this use of the pavilion will have to cease. Board Comments: Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Mark Petros made a motion, seconded by Linda Harvey, to ratify Janet Schork to work over her allotted hours on the payroll date of May 22, 2020. Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Linda Harvey made a motion, seconded by Brian Merdian, to ratify Clint Strosko to work over his allotted hours on the payroll date of April 24, 2020. Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Brian Merdian made a motion, seconded by Linda Harvey, to ratify the use of Act 13 Impact Fee Funds to pay the following invoices:

Hei-Way, LLC – 23.42 ton cold patch	\$ 2,090.70
Lehigh Hanson – stone stockpile (2 invoices)	\$ 14,660.04
Lehigh Hanson – stone stockpile (2 invoices)	\$ 8,482.10

Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Brian Merdian made a motion, seconded by Mark Petros, to approve the following bills for payment:

General Fund:

Checks 11117 to 11125 - \$ 62,304.20 (4/22/20)
 Checks 11126 to 11141 - \$ 7,644.03 (4/30/20)
 Checks 11142 to 11153 - \$ 9,480.71 (5/7/20)
 Checks 11154 to 11172 - \$ 13,720.51 (5/13/20)
 Checks 11173 to 11174 - \$ 5,241.76 (5/14/20)

ACH Payments: First Energy - \$ 338.01 (4/23/20)
 First Energy - \$ 49.94 (4/23/20)
 First Energy - \$ 12.29 (4/23/20)
 First Energy - \$ 10.16 (4/23/20)
 Columbia Gas - \$ 145.51 (5/4/20)
 MAWC - \$ 62.79 (5/8/20)

Crabapple:

Check 4789 - \$ 10.16 (4/30/20)
 Checks 4790 to 4791 - \$ 168.55 (5/7/20)
 Check 4792 - \$ 36.91 (5/13/20)

ACH Payments: First Energy - \$ 38.83 (4/23/20)
 First Energy - \$ 20.52 (4/23/20)
 First Energy - \$ 137.33 (5/6/20)
 First Energy - \$ 112.79 (5/6/20)

MSATS Sale Account:

Check 1001 - \$ 5,160.00 (4/28/20)

Payroll Invoices:

Check 6303 - \$ 397.45 (4/17/20)
 Checks 6304 to 6305 - \$ 2,195.15 (4/23/20)

Payroll Liabilities - \$ 2,333.00 (4/17/20)
 Payroll Liabilities - \$ 647.92 (4/20/20)
 Payroll Liabilities - \$ 2,429.16 (4/24/20)
 Payroll Liabilities - \$ 79.96 (4/29/20)

ACH Payments: Payroll Liabilities - \$ 4,064.16 (4/30/20)
 Payroll Liabilities - \$ 1,373.24 (4/30/20)
 Payroll Liabilities - \$ 171.00 (4/30/20)
 Payroll Liabilities - \$ 2,396.14 (5/1/20)
 Payroll Liabilities - \$ 578.55 (5/5/20)
 Payroll Liabilities - \$ 2,445.70 (5/8/20)
 Payroll Liabilities - \$ 2,422.30 (5/15/20)
 Payroll Liabilities - \$ 889.17 (5/20/20)

Recreation:

Check 2880 - \$ 175.63 (4/22/20)
 Check 2881 - \$ 67.35 (5/13/20)

ACH Payments: MAWC - \$ 123.90 (4/17/20)
 MAWC - \$ 39.54 (4/17/20)
 First Energy - \$ 378.76 (4/23/20)
 First Energy - \$ 20.03 (4/23/20)
 First Energy - \$ 16.36 (4/23/20)
 Columbia Gas - \$ 33.56 (5/5/20)
 MAWC - \$ 123.90 (5/19/20)
 MAWC - \$ 30.97 (5/19/20)

Street Light / Fire Hydrant:

ACH Payments: First Energy - \$ 2,467.99 (5/4/20)
 First Energy - \$ 675.26 (5/4/20)
 First Energy - \$ 424.66 (5/4/20)

Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Mark Petros made a motion, seconded by Linda Harvey, to approve the following payrolls for payment:

Employees Payroll:	4/24/20 - \$ 10,399.76
	5/1/20 - \$ 10,344.11
	5/8/20 - \$ 10,527.64
	5/15/20 - \$ 10,423.84
	5/22/20 - \$ 10,462.35

Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

New / Old Business

Mark Petros made a motion, seconded by Linda Harvey, to amend the agenda. Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Brian Merdian made a motion, seconded by Linda Harvey, to advertise for a new part-time Ordinance Officer. No Public Comment. Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously.

Update on the HW Good ARLE Grant. Brian Merdian stated the contract was returned due to a typographical error in the contract. It was corrected and the contract needs to be executed and sent back to Gibson-Thomas. The Contractor will then start shop drawing submittals for the equipment and for the pieces they will be installing. Once Gibson-Thomas approves the shop drawings, the materials will then be ordered. A jobsite mobilization date will then be set. There may be a delay in getting the material to the site because of the shut-downs due to COVID-19.

Crabapple Lake and Park is open to the public with continued adherence to social distancing guidelines.

Crabapple Park Pavilion rentals resume with renters and guests following the social distancing and mass gathering (maximum group size of 25) guidelines as issued by the CDC and PA Department of Health.

Brian Merdian made a comment about the 2 mil tax dollars the Township receives. When the Township receives the 2 mil proceeds from the Tax Collector, they are split equally among six (6) entities within the Township. Those six (6) entities are the four (4) fire departments, the ambulance service, and the Emergency Management Association. Each one of these six (6) entities get the exact amount to the penny. When these tax dollars are given to the entities for their use, the Township maintains the custodianship of those funds. These entities submit invoices to the Township who then pays those invoices out of Township checks as part of what is approved here at the monthly meetings. Those proceeds do not go to any of these six entities directly. They send the bills to the Township. The Township approves payment and pays them. Once their quota for tax allotment for that 2 mil money is reached every year, then there is no more money given to them from that revenue for that 2 mil tax for the year. As a follow-up to that, kudos to Lowber for they are paying off their final mortgage payment for their garage through their portion of the 2 mil tax money. The Township is the custodian of the funds and writes the checks for the invoices asked to be paid out of these entity's money. Linda Harvey and Mark Petros agreed that this did need to be addressed.

Brian Merdian urges residents to fill out the 2020 Census and spread the word so funding can be made accordingly for our Township.

With no further business to come before the Board, Linda Harvey made a motion to adjourn, seconded by Mark Petros. Voting: Mr. Merdian, Mrs. Harvey, Mr. Petros; yes. Motion carried unanimously. Meeting adjourned at 7:57pm.

Susan D. Leukhardt
Secretary-Treasurer