

**Union Township Board of Supervisors
Non-Legislative Meeting
August 12, 2020
5:00 p.m.**

The Union Township Board of Supervisors meeting was called to order by Chairperson, Heather Daerr at 5:00p.m.

The pledge of allegiance was recited.

A moment of prayer was offered by Pastor Glenn.

Attendees at meeting were: Heather Daerr, Chairperson; Charles Trax, Vice Chairperson; Richard Lawson, Supervisor/Treasurer; Frank Massari, Supervisor/Roadmaster; Roberta Singer, Secretary/Ass't. Treasurer; Linda Roach, Code & Zoning Officer; Gary Sweat, Solicitor; Jessica Stiner, Harshman CE Group, Engineer; Frank Palermo, Palermo/Kissinger Associates, CPA.

We also had several residents attend in person at the Township Building.

Public Comment on Agenda Items:

Public Attendees who signed in:

George Powell
Richard Kriston

Insert public comments

George Powell – 4297 Finleyville Elrama Road, Finleyville, PA 15332
Re: nailing signs, posters, etc. onto telephone poles. Is it permitted?

Richard Kriston – 4498 Finleyville Elrama Road, Finleyville, PA 15332
Neighbor house, Estate of Hoey, weeds, broken down vehicles, abandoned vehicles, nobody stepping up to clean up and handle the house.

Frank Palermo of Palermo/Kissinger & Associates – gave his quarterly financial report and the financial status of the Township.

Presentation by David Hommrich re: MicroGrid Solar Energy Project and its benefits. Supervisor Lawson and Attorney Sweat to visit one of Mr. Hommrich's site and inquire further into benefits and process.

Executive Sessions were held on July 24, 2020 and August 11, 2020 regarding personnel and litigation matters.

Motion to Approve payroll for 7/24/2020 in the amount of \$5,520.81 for 2 admin personnel, 1 road crew.

Motion: Lawson

Second: Massari

Roll Call: Daerr – yes Trax – yes Lawson – yes Massari – yes

Motion Passed

Motion to Approve payroll for 8/07/2020 in the amount of \$5,583.89 for 2 admin personnel, 1 road crew and Tax Collector Payment this period.

Motion: Lawson

Second: Massari

Roll Call: Daerr – yes Trax – yes Lawson – yes Massari – yes

Motion Passed

Solicitor Sweat – gave his written report/update on various subjects in the Township. He would weigh in on other matters as they come up throughout the meeting. Update on Payne vs. WESA.

Engineer Jessica Stiner – gave her report/update on various projects throughout the Township. She would weigh in on other matters as they come up throughout the meeting. Update on bathroom project. Closed on PennVest loan and construction to begin week of 8/24/2020. 13 Mingo Circle – getting quotes for mold removal for \$4,000.00 (may also be waterproofing project). \$14,000.00 water removal quote as well as mold removal. And various other quotes and what makes sense putting money into house with these problems and corresponding with Sweat Law Offices regarding what makes more sense. Various other items on Agenda and will be discussed during meeting.

City of Monongahela Police Department – Sgt. Ryan Lenzi gave monthly report for July 2020.

SEREMS: Doug Pascoe gave his monthly report for July 2020. 55 details in Union Township. Average time was 9.5 minutes.

Unfinished Business: Vacant seat on Board of Supervisors. Applications/resumes are being accepted at Township Building for vacant Supervisor position.

Discussion regarding releasing the Installation and Maintenance Agreement for Small Flow Treatment Facility dated 3/24/2014 and the Holding Tank Agreement dated 3/10/2014 for Parcel No. 640-001-01-02-0008-00 / Owner is McLain.

Motion to approve releasing Installation and Maintenance Agreement for Small Flow Treatment Facility dated 3/24/2014 for Parcel No. 640-001-01-02-0008-00 and for Sweat Law Offices to follow through with communication and correspondence.

Motion: Daerr

Second: Trax

Roll Call: Daerr – yes Trax – yes Lawson – yes Massari – yes

Motion Carried

Discuss releasing the escrow accounts 200.501 and 200.510 established 2/27/2014 from the referenced Small Flow Treatment Facility and Holding Tank Agreements for Parcel No. 640-001-01-02-0008-00, since neither sewage system was ever installed. Address: 60 Library Road; Owner: McLain

Motion to approve releasing escrow for Small Flow Treatment Facility dated 3/24/2014 for Parcel No. 640-001-01-02-0008-00.

Motion: Daerr

Second: Lawson

Roll Call: Daerr – yes Trax – yes Lawson – yes Massari – yes

Motion Carried

Approve reordering dye test for 3984 Finleyville Elrama Road which was done on 8/5/2020 without Township present. Results do not match previous results and appear to be faulty. Parcel No. 640-005-02-00-0007-00 with Owner being listed as Bronder.

Motion to reorder dye test for 3984 Finleyville Elrama Road at Township expense due to failure and smell of raw sewage and failed dye test Parcel No. 640-005-02-00-0007-00.

Motion: Daerr

Second: Lawson

Roll Call: Daerr – yes Trax – yes Lawson – yes Massari – yes

Motion Carried

Approve dye testing for the following parcels along Finleyville Elrama Road due to the present of raw sewage:

Parcel No. 640-005-01-00-0015-00 / 3997 Finleyville Elrama Road / Blakeway-Herzo

Parcel No. 640-005-01-00-0014-00 / 3993 Finleyville Elrama Road / Williams

Parcel No. 640-005-01-00-0013-00 / 3991 Finleyville Elrama Road / Moore Curry Brandes

Parcel No. 640-005-01-00-0011-00 / 26 Robb Lane / Nebel

Parcel No. 640-005-01-00-0010-00 / 30 Robb Lane / Maggs

Parcel No. 640-005-01-00-0009-00 / 9 Robb Lane / Hogya

Parcel No. 640-005-01-00-0009-01 / 3985 Finleyville Elrama Road / Shaffer

**Last 2 items listed above are listed as Approve/Deny in this Non-Legislative Meeting because they are public health emergencies and need to be addressed immediately.

Motion: Daerr

Second: Lawson

Roll Call: Daerr – yes Trax – yes Lawson – yes Massari – yes
Motion Carried

Discussion regarding Washington County Sewage Council. Engineer Stiner spoke and mostly related to the dye testing process and the existence of raw sewage on Finleyville Elrama Road. Also spoke about concerns and for the Township's problems with sewage council in the past. They requested list and they would look into same. Looking for possible options and awaiting list for benefits vs. cons regarding dealing with sewage council and have our own SEO and not have to deal with Washington County Sewage Council. Definite issues with enforcement at the Council.

Discussion regarding Jubic's request to issue waiver for consolidation of two parcels they currently own into one parcel, without complying with UT Code Chapter 242-14. Unable to accommodate request as it will set a bad precedent for the Township as we have made other residents do subdivision plans. Not able to approve at this meeting so this will be moved to the Legislative Meeting on August 26, 2020.

Discuss rescind the Sewage Facilities Plan Revision associated with Massari/Viscuso Plan of Subdivision. Not going to do subdivision but using whole parcel and therefore no sewage planning for 2 separate lots. To be moved to Legislative Meeting Agenda for approve / deny.

Approve bid documents for Pleasant Stream and Veterans Memorial Parks. Supervisor Lawson would like to review prior to approve.

Motion to table bid documents until further review.

Motion: Daerr

Second: Trax

Roll Call: Daerr – yes Trax – yes Lawson – yes Massari – yes

Motion Tabled

Discussion regarding Estate of James Keith Hoey (Parcel No. 640-007-06-00-0019-00) 4490 Finleyville Elrama Road, Finleyville, PA 15332
Already had discussion and Attorney Sweat is moving forward with same.

Discuss utility company road opening permits. Engineer Stiner gave update regarding doing work on our roads without property permits. Trying to contact all utility companies regarding blanket escrow, blanket bonding, permit procedures, etc.

Discussion regarding RAYSA using VMP for youth soccer. Will be moved to Legislative Meeting for approve / deny request for use of the field.

Discussion regarding moving c-can from Nike Site to Township Building property. Vandalism and theft have occurred. Police report filed. Camera installed, bringing in state police for fingerprinting, review of cameras, etc. Discussion ensued regarding preparation of site ad location of same. If individuals can be identified, criminal charges will be filed.

Prices for movement of c-can by Bujanowski at \$150.00 per hour. Placement would be best if placed between shop and Township Building.

Motion to approve movement of c-can from Nike Site to Township Building vicinity not to exceed \$500.00 for movement.

Motion: Daerr

Second: Lawson

Roll Call: Daerr – yes Trax – yes Lawson – yes Massari – yes

Motion Carried

Discussion ambulance service. We had workshop last week (8/5/2020) to discuss ambulance services and what is best for the Township. Board can deliberate and express their thoughts or comments. Supervisor Lawson wants to look into it more. Mr. Pascoe to work up cost estimate to move back into Union Township. Voting seat still available on Board of Directors. Discussions regarding financial stability. Mr. Lawson is questioning financial stability of the ambulance service. We are to call around for EMS Consultant and/or Financial Consultant.

Discussion regarding historical drainage problem with 78 Mingo Circle Drive (Owner – Borne) (Parcel: 640-011-00-00-00019-01). Also including with this subject is the Drubasky project and their drainage problem. These items will be combined and placed on Legislative meeting agenda for August 26, 2020. These 2 projects will be placed out for bidding. Drubasky project put on hold due to 3 lawsuits and Consent Order. Also paused because of budget restrictions. Also needed DEP's approval to proceed and it was approved. To be placed on Legislative meeting for approve / deny. Supervisors want to see numbers from bids.

Discuss W. G. Tomko Grading Permit 2020 and W. G. Tomko blasting. All documents received and permits renewed. Agreement for Extension to be signed. Incorporate Settlement Agreement that exists. Bonding and escrow accounts up to date. Public meeting was held and went over plan. Boyka Plan residents as well as Stonebridge and Stonebrae residents were to be notified of process. Permit received from DEP/State. Compaction studies and weekly activities received and up to date.

Discussion regarding flooding on State Route 88. Complaints received about ponding of water across the bridge – in front of Giant Eagle. PennDot was contacted and they do not do anything with streams and are not responsible for cleaning of same. It is Townships responsibility to make sure of proper drainage. Residents are responsible to make sure streams are clean and to allow proper flow. Options: Stay as is or send Code Enforcement to send violations to Giant Eagle and a lot of residents to keep the stream clean. Add to Agenda for Legislative Meeting.

Discussion regarding Pa. One Call – Tom Bibby, Operator for Pump Station. Update and upload our system on-line. Suggestion to put plans on-line so everyone would have access to our most current plans uploaded. Need to locate most current plans in c-can and move on from there.

Discussion regarding burning – resident requests to ban all burning during COVID-19 due to health issues. If burning on days not permitted, they need to be cited. A mention could be placed in Messenger again regarding burning. To go back on Agenda at the end of the month.

Discussion regarding safety features at Township building. Get bids regarding safety features for front doors, intercom system, etc.

Discussion regarding Ordinance 01-2019 Quality of Life – referring to §268 – there is no such section in our Code. Ms. Roach to work with Sweat Law Offices revising same.

Motion to Approve and accept resignation of Stefanie Massari from the Board of Auditors.

Motion: Daerr

Second: Lawson

Roll Call: Daerr – yes Trax – yes Lawson – yes Massari – abstain

Motion Carried

Public Comments:

Larry Spahr – questioning about W. G. Tomko blasting. Engineer Stiner advised that Tomko has been asked to notify residents of the Boyka Plan and Stonebridge/Stonebrae. This is a state permit – not a Township permit. Also, what is going on with the roads in the Township. Can we get an answer about the general maintenance of the Township roads? Mrs. Puglisi (Denise Puglisi 4057 Heath Road Finleyville, PA 15332) tried to interfere but Mr. Massari blocked same. Mr. Spahr continued about asphalt and the crew doing same.

George Powell – 4297 Finleyville Elrama Road – We did have an asphalt paver and was not used very much. My understanding is that men refused to use it. Mr. Spahr spoke up and a heated discussion ensued.

Denise Puglisi - 4057 Heath Road Finleyville, PA 15332 – well pads not working – it is a dying thing – not fracking and not working. Engineer Stiner stated we just received conditional use on Mingo Well Pad. Attorney Sweat stated that there is an over abundance of gas in western PA. There is 10,000 wells producing. Mrs. Puglisi said “whatever” and left the meeting.

Tony Pellegrino – temp office on Cardox Road – I am with E-clause, LLC and have copy of policy for Township Officials – made public statement and thank you for serving Finleyville and appreciates the professional behavior. We are basically loss prevention for the U. S. Government, and we are a defense contractor and will give you copy of that policy.

Discussion about making donation to the first responders. Put on Agenda for Legislative Meeting.

Discussion regarding telephone call from Bruce Blednick from PCSA. Call forwarded to Attorney Sweat and Mr. Blednick’s concern was property his son owns, and work being done. Issues with

permitting process. Attorney Sweat to respond to phone call with written answer to address his concerns.

Motion to approve bill pay in the amount of \$25,369.47.

Motion: Daerr

Second: Trax

Roll Call: Daerr – yes Trax – yes Lawson – yes Massari – abstain

Motion Carried

Executive Session starting at 7:24 p.m.

Motion: Daerr

Second: Lawson

Roll Call: Daerr – yes Trax – yes Lawson – yes Massari – yes

Motion Passed

Executive Session ending at 7:35 p.m.

Adjournment of Meeting at 7:40 p.m.

Motion to Adjourn

Motion – Daerr

Second – Massari

Roll Call: Daerr – yes; Trax – yes; Lawson – yes; Massari – yes

Meeting ended 8:40 p.m.


ROBERTA J. SINGER, Secretary