

Union Township Board of Supervisors
Legislative Meeting
November 24, 2020
5:00 p.m.

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

Pledge of Allegiance

Proof of Publication confirmed

Moment of Prayer by Pastor Glenn

Attendees at meeting were: Heather Daerr, Chairperson; Richard Lawson, Supervisor/Treasurer; Hal D. Breinig, Supervisor/Roadmaster; David A. Esken, Supervisor

Also in attendance were: Roberta Singer, Secretary/Ass't. Treasurer; Linda Roach, Code & Zoning Officer; Gary Sweat, Solicitor, Sweat Law Offices; Frank Palermo, Palermo / Kissinger & Associates.

PUBLIC COMMENT

None

Presentation of Union Township Donation to Elrama Volunteer Fire Department in the amount of \$10,000.00.

Presentation of Union Township Donation to Finleyville Volunteer Fire Department in the amount of \$10,000.00.

Presentation of Union Township Donation to SEREMS in the amount of \$3,000.00.

Supervisor Lawson made statement about various grants for Volunteer Fire Departments.

Solicitor Sweat made statement and discussion ensued about PLGIT accounts and Mr. Larry Spahr comments regarding same.

Chairperson Daerr brought to light question as to whether the information received should have been obtained by a Right to Know request. Mr. Sweat acknowledged that it should have been obtained through a Right to Know.

Ms. Daerr also brought to light about an article / audit that was done in 2010 that there is no record in any minutes that has ever been mentioned or motioned for or a formal vote to make the expense for a formal audit to be disclosed and its findings. A picture was taken with the Board and donation recipients.

Mention of Vacant Positions:

1 – Board of Auditors

Executive Sessions:

Friday, November 20, 2020 – personnel and litigation

Motion to approve payroll dated 11/27/2020 in the amount of \$7,716.17 which included 2 admin personnel and 2 road crew.

Motion: Daerr

Second: Lawson

Roll Call: Daerr – yes Trax – absent Lawson – yes Breinig – yes Esken – yes

Motion Carried

Motion to approve award 2020 Drainage Improvements Program to JR Contracting, LLC for \$80,613.00 for Drusbasky stormwater work on Mingo Circle, French drain near 78 Mingo Circle Drive and stormwater pipe across the driveway at 6705 Highland Avenue.

Motion: Lawson

Second: Breinig

Roll Call: Daerr – yes Trax – absent Lawson – yes Breinig – yes Esken – yes

Motion Carried

Motion to approve award 2020 Drainage Improvements Program Add Alternate A to JR Contracting, LLC for \$7,906.00 for 2' x 2' inlet near 5006 Meadow Avenue.

Motion: Daerr

Second: Breinig

Roll Call: Daerr – yes Trax – absent Lawson – yes Breinig – yes Esken – yes

Motion Carried

Motion to approve award 2020 Drainage Improvements Program Add Alternate B to JR Contracting, LLC for \$5,700.00 for 60 linear feet of 15 8LCPP at 6420 Union Avenue.

Motion: Lawson

Second: Daerr

Roll Call: Daerr – yes Trax – absent Lawson – yes Breinig – yes Esken – yes

Motion Carried

Motion to Approve authorization of payment of \$192,103.20 from RACW to M. O'Herron for the Overlook Sewer Project Pay Application #1 and Pay Application #2, minus the 10% retainage.

Motion: Lawson

Second: Esken

Roll Call: Daerr – yes Trax – absent Lawson – yes Breinig – yes Esken – yes

Motion Carried

Motion to Approve Cooperation Agreement with the Redevelopment Authority of the County of Washington (RACW) for the \$500,000.00 LSA Grant awarded to Union Township for the Mingo Circle Sewage Project.

Motion: Breinig

Second: Daerr

Roll Call: Daerr – yes Trax – absent Lawson – yes Breinig – yes Esken – yes

Motion Carried

Motion to Approve EQT Mingo Well Site Grading Permit Request for exception from §135-5.B.(2) & (3) – Request for waiver from placement of name and address of the applicant and landowner on the plans.

Motion: Lawson

Second: Esken

Roll Call: Daerr – yes Trax – absent Lawson – yes Breinig – yes Esken – yes

Motion Carried

Motion to Approve EQT Mingo Well Site Grading Permit Request for exception from §135-5.A.(2)(b) - Request for waiver from showing location of all trees with trunks over eight inches in diameter.

Motion: Daerr

Second: Lawson

Roll Call: Daerr – yes Trax – absent Lawson – yes Breinig – yes Esken – yes

Motion Carried

Motion to Approve EQT Mingo Well Site Grading Permit Request for exception from §135-16.B - Request for waiver from fencing being required at the top of all cut/fill slopes in excess of 6 or more vertical feet and 1:5:1 slope.

Motion: Breinig

Second: Lawson

Roll Call: Daerr – yes Trax – absent Lawson – yes Breinig – yes Esken – yes

Motion Carried

Charles Trax arrived at 5:35 p.m. and joined meeting.

Motion to Approve ratification of phone vote taken on Friday, November 20, 2020 approving Change Order #6 of the 2020 Road Program in the amount of \$29,031.60 for the purchase of and installation of 4 signs, flashing lights, and 30 reflective barriers to be installed on Cardox Road notifying motorist of the narrowing road near 65 Cardox Road.

Motion: Daerr

Second: Lawson

Roll Call: Daerr – yes Trax – yes Lawson – yes Breinig – yes Esken – yes

Motion Carried

Discussion regarding 2021 Road Paving Project. Roads includes Coal Bluff & Pleasantview. If both roads done, cost would be around \$850,000.00. Discussed in budget meetings as well. A lot depends upon tax revenue received and COVID-19 status. Coal Bluff to have 2 bids – one for drainage and one for paving whereas Pleasantview – 2 slides.

Motion to Approve 2021 proposed Road Paving Project – Pleasantview 2 slides (bid as one and also as 2 separate; Coal Bluff bid as 1 with drainage and paving and then 2 separate bids for drainage and paving.

Motion: Lawson

Second: Breinig

Roll Call: Daerr – yes Trax – yes Lawson – yes Breinig – yes Esken – yes

Motion Carried

Motion to Approve on advertising for CPA for fiscal year 2021

Motion: Lawson

Second: Daerr

Roll Call: Daerr – yes Trax – yes Lawson – yes Breinig – yes Esken – yes

Motion Carried

Motion to Table Advertising Budget for 2021

Motion: Daerr

Second: Lawson

Roll Call: Daerr – yes Trax – yes Lawson – yes Breinig – yes Esken – yes

Motion Tabled

Motion to Rescind tabling advertising budget for 2021

Motion: Daerr

Second: Lawson

Roll Call: Daerr – yes Trax – yes Lawson – yes Breinig – yes Esken – yes

Motion Tabled

Motion to advertise 2021 fiscal budget.

Motion: Daerr

Second: Lawson

Roll Call: Daerr – yes Trax – yes Lawson – yes Breinig – yes Esken – yes

Motion Carried

Motion to Approve Road Foreman to initiate and assemble the requested (per Cardox Road resident petition) Radar/Enforcement speed sign by December 11, 2020.

Motion: Daerr

Second: Lawson

Roll Call: Daerr – yes Trax – yes Lawson – yes Breinig – yes Esken – yes

Motion Carried

Motion to Approve instructing road foreman to recertify himself and Mr. Lovrich for flagging certification by end of January 2021.

Motion: Breinig

Second: Lawson

Roll Call: Daerr – yes Trax – absent Lawson – yes Breinig – yes Esken – yes

Motion Carried

Motion to Approve instructing road foreman to find solution for installation and removal yearly of banners following all state, federal and OSHA guidelines. Report back to the Board of Supervisors by January 31, 2021, how to get Veteran's Banners up and down annually.

Motion: Lawson

Second: Esken

Roll Call: Daerr – yes Trax – yes Lawson – yes Breinig – yes Esken – yes

Motion Carried

Motion to Approve adding Sarah Scott from Sweat Law Offices as the official Right to Know Officer.

Motion: Trax

Second: Lawson

Roll Call: Daerr – yes Trax – yes Lawson – yes Breinig – yes Esken – yes

Motion Carried

Discussion regarding removing Veteran's Banners

Motion to approve Ms. Singer call and get 3 quotes to get Veteran's Banners down with amount not to exceed \$3,000.00.

Motion: Daerr

Second: Breinig

Roll Call: Daerr – yes Trax – yes Lawson – yes Breinig – yes Esken – yes

Motion Carried

Discussion regarding ambulance workshop

Motion to table EMS Consultant presentation / workshop until after middle of January, 2021.

Motion: Lawson

Second: Daerr

Roll Call: Daerr – yes Trax – yes Lawson – yes Breinig – yes Esken – yes

Motion Carried

Motion to approve bill pay list:

Brentwood Bank – General Fund in the amount of \$24,380.82

Motion: Daerr

Second: Lawson

Roll Call: Daerr – yes Trax – yes Lawson – yes Breinig – yes Esken - yes

Motion Carried

Solicitor Sweat spoke about PCSA Injunction regarding Clairton Municipal Authority – they have hired Philadelphia law firm and they have made contact with Mr. Sweat. Successfully entered into settlement regarding costs, etc.

Correspondence – None

Remarks from Supervisors / Staff – None

Public Comment –

JR Contracting Owner – thank you for your approval.

Kevin Daerr – 6187 State Route 88 – at Letter H on Agenda, think there was missing a roll call vote. Verified that roll call was done. Also about Mr. Spahr contacted PLGIT in his official capacity as being on the Board of Auditors. He obtained a report for various bank accounts and different financial information and said obtained in official capacity and report is about 56 pages and spoke about tonight and I will be filing a right to know to get copies of that report.

Mr. Spahr spoke about 56-page report which was an outline on how PLGIT conducts their business and anybody can look at same. It outlines how PLGIT invests their funds in their course of business.

Mr. Daerr stated he wanted the copy that was sent to Mr. Spahr.

Mr. Spahr stated that it was sent to him on his e-mail.

George Powell spoke 4297 Finleyville Elrama Road – about 2 trucks out for repair, loader with broken windshield, road workers not certified as flaggers. We had gentleman who was road foreman here all summer and why was this stuff not taken care of during the summer. Not just walk around and push a lawn mower and not take care of this stuff.

Larry Spahr, 181 McChain Road – there were gentlemen on the road crew who went to school to be flaggers – check the record – they were certified.

Mr. Spahr was informed by Mr. Sweat and Ms. Singer that their certifications for flaggers expired in September of 2020.

Kevin Daerr – 6187 State Route 88 – In case anybody is wondering and can't find it. The handicapped parking space is outside the door – to the right – and there are spots there.

Michalle Dupree – 6178 State Route 88 – handicapped parking space comment directed at me but since one of the Board of Supervisors needs the handicapped spot, consider putting in 2nd spot and in the middle of a Right to Know with the Township. Continue with the meeting minute issue with Sarah of Sweat Law Offices.

Hal Breinig – handicapped parking space issue being handled. Second spot to be placed within the next week or so.

Richard Lawson – road crew was instructed to add additional sign back in March or April and they refused – went to arbitration and Union said it was ridiculous and threw it out. A second sign will be installed as soon as they are delivered.

Also, accounting seems to be a hot subject, commend Jessica Stiner on her thoroughness on the Applications for Payment – it has everything it is supposed to. Most Boards are this diligent – AIA with certified and happy being a Supervisor and Treasurer when things are run this way.

Ms. Daerr's Comments:

Mr. Sweat attempt to get a copy of Libcom's report from PCSA. Ms. Daerr requested through a right to know and was denied.

Went back into minutes from 2010 and touched on it at budget meeting and there was talk in 2010 concern in 2011 regarding infiltration of water into Elrama Sewer System and the concern of overflow of pump system in Elrama. We were under impression there were 2 pumps but only 1 pump was working. No documentation that dye testing was done since 2011 has been done. This needs to be addressed. Was added on to budget as potential expense.

Prior Board – back in 2010 or 2011 – bought a wood chopper for \$42,000.00 – is woodchipper being used. Mr. Lawson and Mr. Trax confirmed only 20 some hours on machine. Value of woodchipper and obviously it is not being used – it is under cover? It is sitting at Nike Site. Would it be an idea to sell it or would we be upside down. It is brand name and yellow in color. We could possibly get ½ of cost. Let's put funds elsewhere useful.

Motion to Adjourn @ 6:55 p.m.

Motion: Daerr

Second: Trax

Roll Call: Daerr – yes Trax – yes Lawson – yes Breinig – yes Esken - yes

Motion Carried


ROBERTA J. SINGER, Secretary

