

Board Approved: January 26, 2014 with amendments on pages 1 and 3 as noted

Union Township Board of Supervisors
Regular Board Meeting
January 12, 2015

The Board of Supervisors Meeting was called to order by Chairperson Larry Spahr at 7:03 p.m. The meeting was held at the Union Township Municipal Building, 3904 Finleyville-Elrama Road, Finleyville, PA. The pledge of allegiance was recited.

Board Members in Attendance by roll call were Stephen Parish, Larry Spahr, Charles Trax, Paul Chasko, and Edward Frye. Also in attendance, Dennis Makel-Solicitor, Judy Taylor-Treasurer, Debra Nigon-Secretary, and Harold Ivery-Building Code Official. Peter Grieb-Code Enforcement Officer and Mr. Carl DeiCas-Township Engineer did not attend

Public Comment

Hal Brienig, 44 Finley Avenue, commented on the good job with snow removal.

Gary Baumgardner, 47 Cardox Road, commented on noise as well as water and air quality at the Trax well pad site near his home. Mr. Spahr described a visit to the site made with Mr. Trax ~~and his father~~ while the well was in full frack mode which he described as sounding very much like a huge hissing fan. Also, he saw smoke or fog raising off the well site which dissipated once it got past the sound wall. The proposal of the independent contractor which the Board was considering was provided to Mr. Baumgardner for his review.

Departmental Reports

Police Report. The officer read the statistics to the Board regarding the coverage provided to Union Township in December.

Road Report: Mr. Banahasky commented on the fact that he they had removed deer from Township roads. Mr. Brienig, was asked by the Board to comment on whether he still removes deer from state roads. He does not. He was aware that Penn Dot had hired a contractor at one time but does not know if that continued. Regarding guard rail on McChain, Mr. Banahasky said that Interstate went out and measured for the installation and will be providing a quote. Since he had not been able to get through to Penn Line or Green Acres, he was instructed to continue to try to obtain a quote using whatever specs he was given. Mr. Frye asked about whether Jake Brake signs were ordered, which they were not. Mr. Banahasky has questions on the language for the signs and whether an Ordinance Number was required. He was instructed to check Publication 226 or 236 which will tell him what has to be put on the sign. Also, permission will be required from the state to place any signs on state roads. The Treasurer will call Penn Dot. Mr. Banahasky and Mr. Frye provided their opinion on jake braking being permissible on Finleyville-Elrama Road.

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Motion to approve general fund bills in the sum of \$92,363.51, as of January 12, 2015, as presented by the Treasurer, subject to being true and correct.

Motion by Steve Parish, Second by Charles Trax

Roll call vote: Parish-yes, abstaining from anything having to do with Finleyville Airport, Spahr-yes, Trax-yes, Chasko-yes, Frye-yes. Motion carried.

Motion to approve use of the Board Room by Tuscany Estates on January 21, February 18, March 18, April 15, May 20, June 17, July 15, August 19, September 16, October 21, November 18, and December 16 with all meetings to be held at 7:00 p.m.

Motion by Steve Parish, Second by Charles Trax

Roll call vote: Parish-yes, Spahr-yes, Trax-yes, Chasko-yes, Frye-yes. Motion carried.

In regard to issues at Tuscany Estates, Mr. Makel said the attorney for Mr. Danielson requested a 30 day extension. During this extension period, the developer's attorney will meet with Mr. Danielson and then with both Mr. Makel and Mr. Danielson to see if they can come to some resolution outside of litigation. He will keep residents in the loop as to what transpires.

The agenda item on the Road Superintendent was held for Executive Session.

In regard to the item on the EQT site near Cardox Road, Mr. Spahr said that the Board has a copy of a proposal from an independent testing company. The testing will be over a three day period which will be selected at random. The estimated cost is \$8015. Mr. Baumgardner offered to supply electricity to the contractor who had requested a source be supplied. It was noted that in the body of the contractor's proposal an escort was requested who can provide access to all facilities. This means EQT must be notified so that an escort can be arranged for water testing of the water impoundment, but notification will not be required for any other test. Mrs. Baumgardner inquired whether it would be possible to request the contractor to come at a particular date or time. Mr. Makel suggested a meeting with the independent contractor should the Board wish to proceed with contracting the company.

Motion to enter into an Agreement with PSI in the sum of \$8,015.00 for air, water, and sound studies on the condition that the studies be done outside of the normal 8-5 business hours.

Motion by Steve Parish, Second by Ed Frye

Roll call vote: Parish-yes, Spahr-yes, Trax-abstain, Chasko-yes, Frye-yes. Motion carried.

On January 22, 2015, at 10:30 a.m. a meeting will be held in South Park regarding the Overlook sewage issue. Emily Shade will attend.

Mr. Chasko updated the Board regarding the advertisements which ran January 10th and 13th for the Airport Zoning District Tree Hazard Removal Project. A Bidders Meeting will be held on Friday Jan 16th and Saturday January 17th at 10:00 a.m. so that the bidders can see for themselves the work that is to be done prior to bidding. The Airport confirmed that their office will be available those dates. Mr. Chasko informed the other Board members that the property owners had been sent a letter informing them of the Township's plan for removal along with an indemnification agreement. Should the indemnification not be returned, the owners were informed that removal would be their sole responsibility.

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The Treasurer reviewed documents supplied to the Board regarding a sewage issue at 4402 Finleyville-Elrama Road. The resident reported having raw sewage on his property. The sanitation officer dye test two homes, one passed and one failed, and another did not cooperate which will be a deemed failure. The gentleman who lodged the complaint has public sewer through Peters Creek. The Treasurer said the Township could ask Peters Creek if these other individuals could tap into the same line. Mr. Parish suggested that Ms. Shade be asked to view the area when they see her at South Park for the Overlook problem. The Board directed the Treasurer to call Peters Creek and ask Mr. Kovach to look at it and to give the Board a preliminary report that could be discussed with Ms. Shade.

In regard to the tax deputy bonding questions resulting from the new legislation, Mr. Makel will review the specificities of Act 164 which imposes requirements regarding certification requirements, continuing education, and appointment of a deputy tax collector. Mr. Makel will call the surety company relative to the bonding of the deputy. The Treasurer is to supply the contact information for the surety company to Mr. Makel. Ms. Speer explained that the deputy will perform duties if she becomes incapacitated. Prior to this legislation, she said her family would have had to have taken the responsibility for tax collection and would not have been trained.

Motion to go to Executive Session for personnel and litigation at 7:57 p.m.

Motion by Steve Parish, Second by Ed Frye

Roll call vote: Parish-yes, Spahr-yes, Trax-yes, Chasko-yes, Frye-yes. Motion carried.

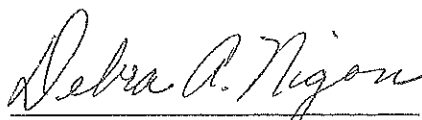
Am Pete Grieb was requested to enter into Executive Session with the Board for a short period, as also were Harold Ivery, Frank LaTorre, Hal Breinig, and Judy Taylor.

The Board returned from Executive Session at 9:10 p.m. The solicitor said that they discussed items involving personnel and items pertaining to litigation involving Tomko.

Motion to adjourn at 9:18 p.m.

Motion by Steve Parish, Second by Charles Trax

Roll call vote: Parish-yes, Spahr-yes, Trax-yes, Chasko-yes, Frye-yes. Motion carried.


Debra A. Nigon, Secretary

