

**Union Township Board of Supervisors
Legislative Meeting
December 19, 2018
6:30 pm**

The Union Township Board of Supervisors Legislative meeting was called to order at 6:40 pm by Chairperson, Heather Daerr. The pledge of allegiance was recited. Pastor Glenn McClelland, from Mingo Creek Presbyterian Church delivered a moment of prayer.

Board members in attendance by roll call were Richard Lawson, Paul Chasko, Charles Trax and Heather Daerr. Deborah Sargent was absent.

Also, in attendance Gary Sweat-Solicitor, Nicole Dooley-Secretary/Treasurer, Joan Carmen-Asst. Secretary/Treasurer, James Harshman-Engineer, and Jarrod D'Amico-Zoning/Code Enforcement Officer.

Public Comment on Agenda Items:

Pete Guido: 125 Viareggio Way, Finleyville PA. Mr. Guido asked the Board to consider Tuscan Estates use of the meeting room on January 8, 2019 at 6:30 pm.

Joe Gigulotti: 57 Hobbit Lane, Finleyville PA. Mr. Gigulotti questioned the Board of Supervisors regarding the laterals for both the Caton and Garvin Well Pads.

Motion to approve minutes for November 28, 2018 Legislative meeting.

Motion by Heather Daerr, Second by Richard Lawson

Roll Call Vote: Richard Lawson-YES, Paul Chasko-YES, Charles Trax-YES, Heather Daerr-YES.

Motion Carried.

Motion to approve minutes for December 12, 2018 Non-Legislative meeting.

Motion by Paul Chasko, Second by Richard Lawson

Roll Call Vote: Richard Lawson-YES, Paul Chasko-YES, Charles Trax-YES, Heather Daerr-YES.

Motion Carried.

Motion to approve payroll # 24 dated November 30, 2018 in the amount of \$13,901.00 presented by the Secretary/Treasurer subject to being true and correct.

Motion by Charles Trax, Second by Heather Daerr

Roll Call Vote: Richard Lawson-YES, Paul Chasko-YES, Charles Trax-YES, Heather Daerr-YES.

Motion Carried.

Motion to approve payroll # 25 dated December 14, 2018 in the amount of \$18,016.87 presented by the Secretary/Treasurer in the amount of \$18,016.87 presented by the Secretary/Treasurer subject to being true and correct.

Motion by Heather Daerr, Second by Paul Chasko

Roll Call Vote: Richard Lawson-YES, Paul Chasko-YES, Charles Trax-YES, Heather Daerr-YES.

Motion Carried.

Solicitor, Gary Sweat noted at the direction of the Board of Supervisors, he has sent letter to the Elrama Volunteer Fire Company, and Finleyville Fire Department regarding the completion of the Volunteer Fireman Exposure Form to the Pennsylvania Compensation Rating Bureau. Next, Mr. Sweat stated the Board of Supervisors, Solicitor, and Engineer have been in discussions with counsel from EQT regarding Conditional Use Application for the Garvin Well pad and Garvin Road. Mr. Sweat stated Union

Township is working on a proposed decision with conditions that address. He noted it is a working document. Mr. Sweat reported EQT has agreed to extend the time limit for rendering a decision until the January 2019 Legislative meeting. Lastly, Scott Dunlap is representing Union Township, in the Rob Balogh case. He has entered his appearance and been given an extension until the end of January to file a response. He would like to meet with the Board of Supervisors at the earliest convenience.

Supervisor, Richard Lawson would like the professional services to cc the Board on every email regarding the Garvin Well Pad.

Engineer, James Harshman stated he is recommending withholding \$10,000.00 for the final payment of the 2018 Paving Project to A. Folino. Supervisor, Richard Lawson interjected and asked if Folino has committed to making repairs. Mr. Harshman stated A. Folino has said they will make the corrections. Supervisor, Richard Lawson stated he is worried that Engineering and Legal costs may exceed the \$10,000.00 withheld if Folino does not return to make corrections. Engineer, Harshman noted most of the payment should be closed out on 2018 finances. Next, Mr. Harshman stated via email he has received reports and photos from Tomko's Geotechnical Engineer, they are making good progress with regards to the installation of key ways and drainage. Supervisor, Richard Lawson noted he is concerned with Tomko using a drum roller. Engineer, James Harshman agreed. He stated Tomko's Geotech Engineer has made past recommendations of using a sheep's foot roller. Mr. Harshman stated he will follow up with Tomko's engineer regarding the concerns. Moving forward, Mr. Harshman reported he has recent conversations with Senate Engineering, regarding the Act 537 Plan for Mingo Circle Sewerage. Senate has provided nine scenarios including budgets. Engineer Harshman, stated it is what is called an alternatives analysis. He also stated Senate has not turned in a task activity report to the DEP. Mr. Harshman stated it is in their contract to complete the task activity report, and he wants it done. It is important part of the record because that is the DEP's approval of the Townships planning target. It also has the potential to open a funding reimbursement in the future. The 537 plans still have a policy in place where you can get fifty percent of your investment back. However, it has not been funded in a few years. If the task activity report is approved Union Township will possibly eligible to receive some funding back. Mr. Harshman stated Senate is supposed to be sending an itemized cost breakdown of all the alternatives. He stated Supervisors have received via email PDF files of the nine alternatives form Senate.

Supervisor, Paul Chasko questioned the Solicitor and Engineer regarding the reinstallation of the cross pipe on the Drusbasky property on Mingo Circle. Engineer, James Harshman stated he has a call into the Attorney for the Drusbasky's regarding an easement. The Attorney has not returned any calls.

Unfinished Business:

Agenda items under unfinished business included the following:

- A. Approve/Deny 2019 Union Township Proposed Budget.
- B. Approve/Deny January 7, 2019 Reorganization Meeting at 11:00 am and Advertisement.
- C. Discuss 13 Mingo Circle Future.
- D. Approve/Deny Frank Palermo Quotes.
- E. Approve/Deny 5 Davidson Avenue Quote for Inspection of Sanitary Sewer.
- F. Approve/Deny Richard Lawson Subdivision.
- G. Discuss Rail Road Street Next Steps.

Motion to approve the 2019 Union Township proposed budget.

Motion by Heather Daerr, Second by Richard Lawson

Roll Call Vote: Richard Lawson-YES, Paul Chasko-YES, Charles Trax-YES, Heather Daerr-YES.

Motion Carried.

Motion to approve January 7, 2019 reorganization meeting at 11:00 am and subsequent advertisement.
Motion by Heather Daerr, Second by Richard Lawson
 Roll Call Vote: Richard Lawson-YES, Paul Chasko-YES, Charles Trax-YES, Heather Daerr-YES.
Motion Carried.

Motion to approve Charles Trax to contact Julie Reitz to list the property at 13 Mingo Circle with conditions of a sales agreement worked out through the Solicitor, Gary Sweat
Motion by Charles Trax, Second by Paul Chasko
 Roll Call Vote: Richard Lawson-YES, Paul Chasko-YES, Charles Trax-YES, Heather Daerr-YES.
Motion Carried.

Motion to table Frank Palermo quotes.
Motion by Heather Daerr, Second by Charles Trax
 Roll Call Vote: Richard Lawson-YES, Paul Chasko-YES, Charles Trax-YES, Heather Daerr-YES.
Motion Carried.

Motion to approve quote from plumber Harry Doleno for 5 Davidson Avenue in the amount of \$300.00.
Motion by Heather Daerr, Second by Richard Lawson
 Roll Call Vote: Richard Lawson-YES, Paul Chasko-YES, Charles Trax-YES, Heather Daerr-YES.
Motion Carried.

Motion to approve Richard Lawson Subdivision.
Motion by Heather Daerr, Second by Paul Chasko
 Roll Call Vote: Richard Lawson-ABSTAIN, Paul Chasko-YES, Charles Trax-YES, Heather Daerr-YES.
Motion Carried.

Agenda item G. The Board of Supervisors requested Asst. Secretary/Treasurer, Joan Carmen contact the PUC regarding Railroad Street. Engineer, James Harshman noted he would be able to assist Mrs. Carmen if she has any questions or needs additional help.

New Business:

Agenda items under new business included the following:

- A. Approve/Deny Payment of Lobbs Run Drainage Project to JStewart in the Amount of \$26,080.00.
- B. Approve/ Deny Payment of 2018 Paving Project in the Amount of \$79,667.73 to A.Folino.
- C. Approve/Deny EQT Conditional Use Application for the Garvin Well Pad.
- D. Any Additional Items.

Motion to add and additional agenda item for Tuscany Estates use of the meeting room on January 8, 2019 at 6:30pm.

Motion by Heather Daerr, Second by Charles Trax
 Roll Call Vote: Richard Lawson-YES, Paul Chasko-YES, Charles Trax-YES, Heather Daerr-YES.
Motion Carried.

Motion to approve Tuscany Estates use of meeting room on January 8, 2019 at 6:30 pm.
Motion by Heather Daerr, Second by Charles Trax
 Roll Call Vote: Richard Lawson-YES, Paul Chasko-YES, Charles Trax-YES, Heather Daerr-YES.
Motion Carried.

Motion to approve payment of Lobbs Run Drainage project to JStewart in the amount of \$26,080.00.
Motion by Heather Daerr, Second by Richard Lawson
 Roll Call Vote: Richard Lawson-YES, Paul Chasko-YES, Charles Trax-YES, Heather Daerr-YES.
Motion Carried.

Motion to approve payment of the 2018 Paving Project in the amount of \$69,667.73 to A. Folino.
Motion by Heather Daerr, Second by Richard Lawson
 Roll Call Vote: Richard Lawson-YES, Paul Chasko-YES, Charles Trax-YES, Heather Daerr-YES.
Motion Carried.

Public Comment:

Robert Dooley: 1003 Marwood Lane, Finleyville, PA. Mr. Dooley expressed his concerns regarding EQT upgrading the lower half of Garvin Road. Mr. Dooley expressed his concerns regarding the lower half of Garvin Road turning into another road like Pleasantview, Gilmore, and Coal Bluff with regards to slides, and the Township having to constantly make costly repairs. Mr. Dooley also questioned the Board of Supervisors regarding the garbage and dilapidated shed left behind on the property located at the end of McChain Road and Brownsville Road Ext. after the Township using CDBG funds to tear down the house.

Pete Guido: 125 Viareggio Way, Finleyville PA. Mr. Guido questioned the Board of Supervisors and Solicitor regarding the status of Tuscany Estates.

Jennifer Salmon: (No Address Given) Mrs. Salmon expressed her opinion regarding EQT moving the entrance to the Garvin Well Pad. Mrs. Salmon questioned the Solicitor if the Board of Supervisors legally permitted to ask EQT to move the entrance.

George Powell: (No Address Given) Mr. Powell expressed his concerns regarding the lower portion of Pleasantview Road.

Ivan Rostosky: Mingo Church Road, Finleyville PA. Mr. Rostosky expressed his opinion regarding EQT already paying to relocate utility poles located on Garvin Road. Mr. Rostosky expressed his opinion regarding Mr. Leco needing a highway occupancy permit from the Township.

Hal Breinig: 44 Finley Avenue, Finleyville PA. Mr. Breinig expressed his concerns regarding a residence on Boyka Drive with a pipe coming out on to the roadway causing icy conditions. Mr. Breinig expressed his opinion regarding residents experiencing inconveniences and nuisances within the Township. Mr. Breinig questioned the Board of Supervisors when the steering committee can arrange another meeting.

Supervisor, Richard Lawson questioned if the Township has received any documents regarding a maintenance agreement between WESA and Union Township. Mr. Lawson questioned if anything has been done to investigate the septic holding tanks at the Brownsville Park. Next, Mr. Lawson expressed his opinion regarding restoration of electrical service at the Nike Site.

Supervisor, Heather Daerr reported State Representatives have reached out to Mr. Castor regarding a dedication of the newly named bridge in Finleyville by Bobs Tavern. Representatives want the Board of Supervisors to participate in a bridge dedication ceremony.

Motion to got to executive session at 8:09 pm.
Motion by Heather Daerr, Second by Charles Trax
 Roll Call Vote: Richard Lawson-YES, Paul Chasko-YES, Charles Trax-YES, Heather Daerr-YES.
Motion Carried.

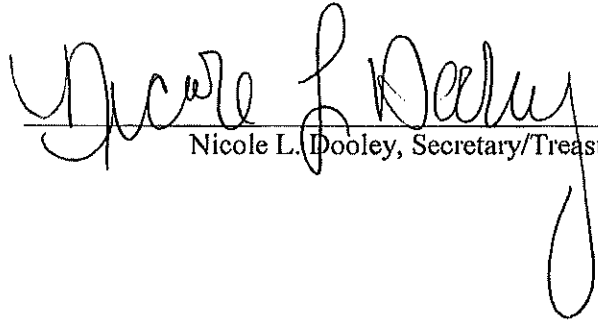
The Union Township Board of Supervisors returned from executive session at 8:32 pm. Supervisor, Heather Daerr stated the Board discussed personnel matters.

Motion to Adjourn at 8:32 pm.

Motion by Heather Daerr, Second by Paul Chasko

Roll Call Vote: Richard Lawson-YES, Paul Chasko-YES, Charles Trax-YES, Heather Daerr-YES.

Motion Carried.



Nicole L. Dooley, Secretary/Treasurer