

**BOARD OF SUPERVISORS
PUBLIC MEETING MINUTES
April 13, 2022 5:30 p.m.**

The Union Township Board of Supervisors meeting was called to order by Chairperson, Heather Daerr at 5:30 p.m.

Pledge of Allegiance: Recited

Moment of Prayer by Pastor Ken

Roll Call:

Attendees were: Heather Daerr, Chairperson; Charles Trax, Vice Chairman/Road Master and David Esken, Supervisor/Road Master
Richard Lawson, Supervisor/Treasurer; Michalle Dupree, Supervisor/Road Master

Also, in attendance was: Roberta Singer, Secretary/Ass't Treasurer; Terri Gladus, Project Manager; Gary Sweat, Solicitor, Sweat Law Offices; Sean O'Dell, Engineer, Harshman CE Group, LLC; Sarah Scott, Esq. Sweat Law Offices.

Proof of Publication: Confirmed

Public Comment:

Lori Kenavey – 6088 Brownsville Rd Ext – commented on 19 Cedar Lane item, hiring Gladus as project manager, a right to know request that she submitted and the right to know process.

Linda Evans Boren – 22 Parkvue Drive – comment regarding a right to know request she submitted, the right to inquire, attend and speak at public meetings.

Kevin Daerr – 6187 State Route 88 – commented on his right to know experience with other agencies

The Township right to know officers responded to the public comments regarding the right to know issues presented.

Daerr responded about Braebender Cox questions and asked Sweat to weigh in.

Executive Sessions: none

Department Reports:

Solicitor's Report – in packet and will comment as relevant agenda items come up

Engineer's Report – responded to right to know comment question as it pertained to an item in his report, and the report is in packet, and he will comment as relevant agenda items come up.

Chairperson's Report - none

Animal Control Report – in packet

Road Crew Report – in packet

Building Permits Report – in packet

Code/Zoning Report – in packet

Police Report – in packet and read by Office Chase Taylor

Vacancies:

Parks and Recreation Board

SEREMS Representative

Board of Auditors

Planning Department Alternate

Action Items:

Motion to approve Gladus and O'Dell sending a letter to the contractors to get Elrama Park construction completed and make it available to the public

Motion: Daerr

Second: Esken

Deliberation: none

Roll Call: Daerr- yes Esken- yes Dupree- yes Lawson- yes Trax- yes

Motion carried

Gladus asked it to be tabled because litigation updates were not added yet.

Motion to table the Spring Newsletter be mailed to residents and distributed electronically to allow time for a thorough legal update to be included

Motion: Daerr

Second: Lawson

Deliberation: none

Roll Call: Lawson- yes Esken- yes Trax- yes Dupree- yes Daerr- yes

Motion tabled

Motion to approve removing Harold D. Breinig from all accounts as a signatory

Motion: Daerr

Second: Lawson

Deliberation: Dupree asked if this is common Sweat said first he has seen it but he was working off emails provided to him from banks.

Roll Call: Lawson- yes Daerr- yes Esken- yes Trax- yes Dupree- yes

Motion Carried

Motion to deny Supervisor Dupree as a signatory on any and all bank accounts or pension funds due to the fact that he has seen a lot of emails going back and forth but he does not have enough information as to information that needs to be provided to the bank

Motion: Esken

Second: Trax

Deliberation: conversation ensued as to the legality of this motion, why the staff added this to the agenda and why the motion to deny was brought to the table.

Motion to rescind the motion to deny Supervisor Dupree as a signatory on any and all bank accounts or pension funds due to the fact that he has seen a lot of emails going back and forth but he does not have enough information as to information that needs to be provided to the bank

Motion: Esken

Second: Trax

Deliberation: Dupree asked there is a reason she cannot be on the accounts regardless of the votes. Sweat said she should go to the bank and deal with it through them.

Dupree stated she needs the message on letterhead.

Roll Call:

Motion Rescinded.

Motion to table Supervisor Dupree any and all bank accounts or pension funds due to the fact that he has seen a lot of emails going back and forth but he does not have enough information as to information that needs to be provided to the bank.

Motion: Esken

Second: Daerr

Deliberation: none

Roll Call: Daerr- yes Esken- yes Dupree- abstain Lawson- yes Trax- yes

Motion Carried

Motion to approve the Konton Subdivision / Consolidation Plan

Motion: Daerr

Second: Lawson

Deliberation: none

Roll Call: Dupree- yes Lawson- yes Daerr- yes Esken- yes Trax- yes

Motion carried

Motion to approve the payment of invoice No. 28815 to Ten Mile Paving, LLC in the amount of \$18,513.47 for the Coal Bluff Drainage Project (2021 Road Program)

Motion: Daerr

Second: Lawson

Deliberation: none

Roll Call: Dupree- yes Lawson- yes Esken- yes Trax- yes Daerr- yes

Motion carried

Motion to approve terminating the contract and project to repair the driveway of 19 Cedar Lane that was awarded to Slusarczyk Excavating for \$12,250.00 at the October 13, 2021, board meeting due to the contractor backing out and having Supervisor Esken coordinate fixing this with road crew.

Motion: Daerr

Second: Esken

Deliberation: O'Dell elaborated as to why this is to be a road crew project rather than bid out

Roll Call: Trax- yes Daerr- yes Dupree- yes Esken- yes Lawson-yes

Motion carried

Motion to approve executing the developers' agreements between EQT Production Company and Union Township for the access road construction of the Sarah Well Site as it relates to the travel and access over public improvements in the area

Motion: Esken

Second: Lawson

Deliberation: none

Roll Call: Lawson- yes Daerr- yes Trax- yes Esken- yes Dupree- yes

Motion carried

Motion to approve TBI Contracting Inc. Payment application no. 2 for the Elrama Central Park Phase 1, Contract 1. This payment amounts to \$14,094.00.

Motion: Daerr

Second: Lawson

Deliberation: none

Roll Call: Daerr- yes Esken- yes Trax- yes Dupree- yes Lawson- yes

Motion Carried

Motion to approve Plavchak Construction Co. Inc. Payment application #1 for Veterans Memorial Park. This payment application amounts to \$101,430.00

Motion: Lawson

Second: Esken

Deliberation: Lawson commented on the landscaping and parking lot

Roll Call: Esken- yes Trax- yes Daerr- yes Dupree- yes Lawson- yes

Motion carried

Discussion regarding Ten Mile Paving's request per letter dated March 28th, 2022, from Lawrence Maiello requesting the maintenance bond be waived. A representative from Ten Mile spoke on the matter.

Motion to approve Ten Mile Paving LLC's request to waive the maintenance bond per a letter dated March 28, 2022, on condition that the contractor will correct any failures or defects that have occurred per Harshman's final review.

Motion: Daerr

Second: Lawson

Deliberation: This was recommended by Sweat and Dupree asked clarifying question

Roll Call: Esken- yes Dupree- yes Daerr- yes Lawson- yes Trax- yes

Motion Carried

Motion to approve Ten Mile Paving LLC's payment application #3 for the 2020 Road Program. This payment application amounts to \$64,368.00 and includes the \$9,669.50 for the double seal coat work performed on Trax Road in October of 2021 and \$44,699.20 which is a release of retainage that was held on payment application #1.

Motion: Daerr

Second: Lawson

Deliberation: this was recommended by Sweat

Roll Call: Esken- yes Lawson- yes Trax- yes Dupree- yes Daerr- yes

Motion

Motion to approve Terri Gladus and the full-time Project Manager at a compensation rate of \$75,000 per year effective May 1, 2022.

Motion: Daerr

Second: Lawson

Deliberation: Daerr commented that this was budgeted on and that she will not receive some benefits until September. Dupree confirmed that she spoke to Palermo and confirmed that it was budgeted for and the difference in actual vs budgeted was minimal

Roll Call: Lawson- yes Dupree- yes Esken- yes Trax- yes Daerr- yes

Motion Carried

Motion to approve hiring a summer intern effective June 1, 2022, through August 31, 2022, at the rate of \$15.00/hour and will be tasked with GIS and MS4 projects.

Motion: Daerr

Second: Esken

Deliberation: Gladus provided update and information and that she has an individual interviewed and the work that he will contribute to and Dupree asked clarifying questions

Roll Call: Dupree- yes Esken- yes Trax- yes Daerr- yes Lawson- yes

Motion

Discussion Items:

Discussion regarding the Operational Assessment Ordinance recommendation list.

Discussion regarding RAYSA contract and keeping up with bathrooms and bathrooms cleanup and note that this came to the agenda due to reports to staff from road crew.

Discussion regarding updates on the blocked pipe under Route 88.

Discussion regarding PCSA mediation transcript from Judge Lucas as well as clarification of our motion to approve the mediation settlement for the record. Conversation also occurred surrounding ethics commission requests as to who can participate.

Supervisor Dupree left the meeting at 7:02 PM.

Mike Barna- 4042 Finleyville Elrama Rd – commented on the sewage system and how he needs it done as soon as possible. He is on public sewage.

Kevin Daerr- 6187 State Route 88 – commented on Supervisor Dupree's comments

Discussion regarding Equitrans vs. EQT and contact procedure for public knowledge.

Darla Savko – 68 Aber Road – suggested handheld air monitors for first responders

Discussion regarding the status of construction at Veteran' Park and Elrama Park

Discussion regarding Lobbs Run flooding and possible contributing factors and a visit to the station

Discussion regarding Cardox Road trail cams

Discussion regarding 2022 fund drive (donation request) for Elrama Volunteer fire Department and amount for donation

Discussion regarding active shooter training (4/8/22) to complete safety inspection requirements. Session was administered by Chief Kevin Harris and Sgt. Ryan Lenzi.

Discussion regarding Elrama manhole inspections by road crew

Discussion regarding CDL license for new road crew employee

Discussion regarding Clairton Municipal Authority Phase II

Discussion regarding 541 Mingo Church Road, which has no sewage or septic and is incomplete inside but the attorney is requesting a lien letter regardless.

Bill Pay List:

Motion to approve payroll dated April 1, 2022, in the amount of \$12,105.79 for 2 administration, 3 road crew and 1 tax collector

Motion: Daerr

Second: Lawson

Deliberation: none

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

Motion Carried

Motion to approve payroll dated March 31st, 2022, in the amount of \$2,691.24 for 1st quarter supervisor pays – 4 Supervisors were paid

Motion: Daerr

Second: Lawson

Deliberation: none

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

Motion carried

Motion to approve the bill pay list for the Brentwood Bank General Account in the amount of \$145,687.67

Motion: Lawson

Second: Esken

Deliberation: none

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

Motion Carried

Motion to approve the bill pay list for the Brentwood Bank Elrama Sewage Account in the amount of \$207.49

Motion: Esken

Second: Lawson

Deliberation: none

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

Motion carried

Correspondence:

People's Natural Gas – Goodwin and Tombaugh system gas line replacement project
PA Turnpike engineer department's annual reminder regarding encroachments or incursions onto commission property.

E-mail from Monongahela City Resident regarding Mitchell Station and AMD redevelopment concept for same
Correspondence from Core Environmental Service inc. Regarding Act 14 notification for plan approval application to construct, modify or reactivate an air contamination source and/or install an air cleaning device regarding W. G. Tomko, inc.
E-mail regarding speeding on McChain and installing speed humps.

Supervisor/Staff Remarks-

Esken stated why he denied Supervisor Dupree being a signatory and he should have tabled it.

Daerr stated she wants staff to revisit the audit that has been a topic of concern, right to know request, the sewage on Finleyville Elrama Road, .

Public Comment -

Mike Barna – 4042 Finleyville Elrama Rd – thanked the board for working with him on the sewage issue and in favor of the hiring of Gladus

Kevin Daerr – 6187 State Route 88 – asked a question about the speed limit on Cardox Rd.

Motion to adjourn the meeting at 7:55PM

Motion: Daerr

Second: Trax

Deliberation: none

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

Motion carried



Roberta J. Singer, Secretary