

**Minutes of the Regular Meeting
of the South Park Township**

Board of Supervisors

October 10, 2022

Pledge of Allegiance

Roll Call

Walt Sackinsky presiding. Board members Edward Snee and Brian Lucot were present. Also in attendance were Karen Fosbaugh, Township Manager; Tom Bonidie, Code Enforcement Officer; Aaron Laughlin, Director of Public Works; and Irv Firman, Solicitor. Absent: Chief Dennis McDonough.

Two or more members of the Board of Supervisors were together on the following occasions which were executive sessions, informational meetings, or Township-related events:

Monday, September 12, 2022 – After the regular meeting to discuss employee issues.

Saturday, September 17, 2022 – Community Day.

Monday, October 12, 2022 – Prior to the regular meeting to address personnel issues.

PLEASE BE INFORMED THAT THE TOWNSHIP OF SOUTH PARK RECORDS ALL PUBLIC MEETINGS AS PART OF THE MEETING MINUTES PROCESS.

ANYONE SPEAKING THIS EVENING IS REQUESTED NOT TO REPEAT THE SAME POINTS ADDRESSED AT A PRIOR MEETING. RESIDENTS ARE REMINDED THAT THE BOARD OF SUPERVISORS IS REGULATED TO ADHERE TO EXISTING ORDINANCES.

THE AUDIENCE AGENDA WAS PLACED ONLINE FOR RESIDENTS WHO MAY WISH TO OFFER PUBLIC COMMENT OR ASK A QUESTION WHICH WILL BE ENTERED INTO THE RECORD AT THE MEETING THIS EVENING. COMMENTS/QUESTIONS WERE TO BE SUBMITTED NO LATER THAN 4:30 P.M. TODAY.

Mrs. Fosbaugh stated for the record that an email was received dated October 10, 2022, at 1:29 p.m., from Tom Barkand. His question is in regard to the Township Zoning Ordinance. Mrs. Fosbaugh requested that the question be deferred to the “Call on the People” portion of the meeting.

**Presentation of
Proclamation – Alma
Gilliam**

Mr. Sackinsky read and presented a Proclamation to Mrs. Alma Gilliam, recognizing her dedication to South Park Township through Shiloh Baptist Church, Shiloh Food Bank and Tabitha Ministries. Afterward, pictures were taken.

Call on the People

Tom Barkand, 2867 Amy Drive - Mrs. Fosbaugh read aloud from the email sent by Mr. Barkand inquiring as to whether Ordinance #703, Section 2014, applies to hotels, motels, boarding houses, or short-term rentals. Mr. Bonidie replied that prior to the 2021 short term rental amendment, boarding houses were referenced within the second sentence of the Township dwelling definition. That particular term falls under comparable uses (d), Uses by Special Exception of the BP Business Park District, subject to section 1903.12. Motels/Hotels, and therefore short-term rentals, are permissible within the BP Zoning District. Section 2014 is specifically applicable to short term rentals. For anything over 30 days, the Township Rental Property Ordinance, Chapter 104, would become applicable. Mr. Barkand thanked the Board of Supervisors for approving Ordinance No. 703. He explained that the house at 2871 Amy Drive was being rented on a nightly basis, which included parties, etc. Since the passage of Ordinance No. 703, the problem has been greatly reduced. Mr. Barkand commented that although the house is no longer being advertised as a nightly rental, it is still be leased on a six-month base lease as more of a boarding house. There are a group of unrelated individuals living in the house, possibly renting out individual rooms. Each individual has their own vehicle, and all the vehicles (approximately six) do not fit on the property. They come and go throughout the night, which is disturbing and disruptive. He believes that this particular house is violating Ordinance No. 703, such as parking, noise, vibrations, smoke and odors. Mr. Lucot asked if Mr. Barkand had spoken to any of the occupants, and he replied that he has not.

Kenneth Thompson, 2874 Amy Drive – Mr. Thompson read aloud a letter from Cortney Sweeny, who resides next door to 2871 Amy Drive. The letter reiterated the issues that Mr. Barkand spoke of and added that the occupants are constantly smoking marijuana. She also addressed the parking issue which makes it difficult to safely exit her driveway. Mr. Thompson added that there are 7 or 8 cars parked at the house, with license plates from various states.

Donna Lassige, 2870 Amy Drive – Ms. Lassige commented that she has spoken to the owner of 2871 Amy Drive who told her that he had just signed a six-month lease with a gentlemen named Daniel. If she has any problems with him, she is to contact the owner and he will be evicted. Ms. Lassige stated that the tenants are continually blocking her and her neighbor's mailboxes. When confronting the tenant about the issue, the conversation turned into an altercation. Since then, she has notified the Police when her mailbox is blocked. Ms. Lassige has also spoken to a woman who stays at the house frequently and was told she resided in

Moon Township. The tenant accused her of calling the Police for loud music and explained that they were making a music video. Ms. Lassige stated that she has pictures of the parking situation, and the Police are welcome to them. Mrs. Fosbaugh asked if Ms. Lassige ever complained to the owner, and she replied that she has never complained to him. Ms. Lassige added that the owner was very cordial. When she inquired about his high grass, he stated that he needed someone to mow his yard. Ms. Lassige gave him her nephew's name, and her nephew mowed the yard twice approximately one month ago. Mr. Snee inquired about the number of times the Police have responded to calls relative to 2871 Amy Drive. She replied that they were called twice in one night last week. Mr. Snee stated that the Police cannot cite for parking in front of a mailbox; it is the responsibility of the Post Office. Ms. Lassige added that the post office mail carrier had provided the owner of the house with a letter, relative to blocking the mailbox. Mr. Sackinsky and Mr. Snee encouraged the neighbors to call the Police when any issues occur.

Barbara Rogers, 2877 Amy Drive – Ms. Rogers commented that she's lived at her current location for 45 years, and she expressed her concern for the unsafe parking situation due to the many vehicles often parked on both sides of the road.

Mr. Sackinsky and Mr. Snee encouraged the residents to call 911 when there is a problem concerning 2871 Amy Drive.

- | | |
|--|--|
| Action on Minutes | Motion by Mr. Snee, seconded by Mr. Lucot, to approve the minutes of the Public Hearing held on September 12, 2022, to receive public comment on Ordinance No. 709 (requirements pertaining to beverage distributor). All members voted aye. Motion carried. |
| Action on Minutes | Motion by Mr. Snee, seconded by Mr. Lucot, to approve the minutes of the Regular Meeting of the Board of Supervisors held on September 12, 2022. All members voted aye. Motion carried. |
| Action on Invoices | Motion by Mr. Snee, seconded by Mr. Lucot, to approve the payment of invoices for the month of August, 2022. All members voted aye. Motion carried. |
| Action on Invoices | Motion by Mr. Snee, seconded by Mr. Lucot, to approve the payment of invoices for the month of September, 2022. All members voted aye. Motion carried. |
| Action on Minor Land Development – South Park School District – Additions and Alterations to the South Park | Motion by Mr. Snee, seconded by Mr. Lucot, to approve granting preliminary and final approval to the minor land development identified as the Additions and Alterations to the South Park Elementary Center located at 2001 Eagle Pride Lane, as submitted by the Developer, South Park School District, with the following contingencies: |

**Elementary Center –
Preliminary and
Final Approval**

A. A fully executed Developer’s Agreement must be in place prior to the onset of construction activities, accompanied by the appropriate bonds and fees;

B. Fully executed Stormwater Maintenance Agreements must be in place prior to the onset of construction activities, accompanied by the appropriate bonds and fees;

C. The proposed retaining wall design must be submitted for review and approval by the Township Engineer, prior to the onset of construction activities; and

D. The request for an exemption from Sewage Planning is under review by the Township Engineer;

as recommended by the Township Engineer, Planning Consultant and Planning Commission members. All members voted aye. Motion carried.

Mr. Rob Schaffer, of HHS Architects, for the South Park Elementary Center project, commented that on September 12th he submitted a letter to Mr. Bonidie explaining that per the PA School Code, all contractors are required to provide 100% of the contract amount, labor and material and payment bond, as well as 100% of the contract amount for the maintenance bond. The maintenance bond starts at one year after the date of final payment. Since these bond requirements are included in the contract documents, the contractor includes this cost in their bonds for the bids. South Park School District is requesting that the Township bonding requirements for the Developer’s Agreement and Stormwater Management Agreement be waived, since these bonds are already in the contract and would be a duplication in cost. Mr. Schaffer referred to a letter dated December 14, 1998, when the Elementary Center was originally constructed, indicating that the Township had waived those fees. Mrs. Fosbaugh explained that back in 1998, there was not a stormwater management bond required or perpetual maintenance bond. However, the school district did post the appropriate bond for the revamping of the stadium. Mr. Firman stated that he will review the requirement for the Developer’s Agreement and will contact Mr. Schaffer with his finding.

**Action on Proposal –
Strnisha Excavation
Inc. – Storm Sewer
Line Replacement**

Motion by Mr. Snee, seconded by Mr. Lucot, to approve the Proposal submitted by Strnisha Excavation Inc. in the amount of \$7,944.00 which provides for the replacement of 65 feet of 15” SLCPP that is severely deteriorated with 18” SLCPP and one endwall, for a storm sewer line owned by South Park Township located off of Brownsville Road, as recommended by the Township Engineer. All members voted aye. Motion carried.

Action on Agreement – South Hills Area Council of Governments (SHACOG) and the Township of South Park – CD 48 7.5 – Sebolt/Brownsville Road Sanitary Sewer Project

Motion by Mr. Snee, seconded by Mr. Lucot, to approve the Agreement by and between the South Hills Area Council of Governments (SHACOG) and the Township of South Park, which defines the terms and conditions for the administration of grant funds in the amount of \$20,000, awarded under the Community Development program identified as CD 48 7.5 – Sebolt/Brownsville Road Sanitary Sewer Project, and authorizing the appropriate Township officials to execute said Agreement. All members voted aye. Motion carried.

Action on Letter of Agreement – Reclassification of Parcel 769-R-125 – 700 Cochran Mill Road

Motion by Mr. Snee, seconded by Mr. Lucot, to approve authorizing the Township Solicitor to execute the Letter of Agreement by and between South Park Township and the Borough of Jefferson Hills, allowing for the reclassification of Parcel No. 769-R-125 as situated in the Borough of Jefferson Hills for real estate tax billing purposes, due to mapping errors made by Allegheny County. All members voted aye. Motion carried.

Action on Agreement – Allegheny County and the Township of South Park – Grant of American Rescue Plan Act (ARPA) Funds for Police Officer Body Worn Cameras and Related Technology

Motion by Mr. Snee, seconded by Mr. Lucot, to approve the Agreement by and between Allegheny County and the Township of South Park – Grant of American Rescue Plan Act (ARPA) Funds for Police Officer Body Worn Cameras and Related Technology, which defines the terms and conditions for the administration of funding to police departments in Allegheny County, specifically South Park Township, that provides for the purchase of body-worn cameras and related technology for police officers, and further authorizing the appropriate Township official to execute said Agreement. All members voted aye. Motion carried.

Action to Authorize Purchase – Motorola Solutions – body-Worn Cameras and Related Technology

Motion by Mr. Snee, seconded by Mr. Lucot, to approve the purchase of body-worn cameras and related technology in the amount of \$67,770.25, in accordance with the proposal submitted by Motorola Solutions dated September 13, 2022, under the Commonwealth of Pennsylvania’s cooperative purchasing program (COSTARS). All members voted aye. Motion carried.

Action on Purchase of Vehicle – South Park Township Police Department

Motion by Mr. Snee, seconded by Mr. Lucot, to approve the purchase of one (1) 2022 Ford Police Utility vehicle with an extended warranty from the dealership Laurel Ford Group, under the umbrella of the SHACOG Purchasing Alliance, as follows:

| | |
|--|--------------------|
| One (1) 2022 Ford Utility Vehicle | \$33,155.00 |
| Extended Warranty – 72 months/100K miles | <u>\$ 2,690.00</u> |
| Total Cost | \$35,845.00 |

All members voted aye. Motion carried.

| | |
|---|---|
| Resolution No. 12-22 | Motion by Mr. Snee, seconded by Mr. Lucot, to approve Resolution No. 12-22: A RESOLUTION OF THE TOWNSHIP OF SOUTH PARK, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA, SETTING FORTH IN FORMAL RESOLUTION FORM THE ALLOCATION OF STATE AID PENSION FUNDS RECEIVED UNDER ACT 205, THE GENERAL MUNICIPAL PENSION SYSTEM STATE AID PROGRAM, AND AUTHORIZING OTHER AND FURTHER ACTION THERETO. All members voted aye. Motion carried. |
| Action on Disbursement of Volunteer Fire Relief Association Funds – 2022 Commonwealth of Pennsylvania Allocation | Motion by Mr. Snee, seconded by Mr. Lucot, to authorize the equal distribution of the Commonwealth of Pennsylvania Allocation in the amount of \$78,571.38 designated to support the two (2) Volunteer Fire Relief Associations located within the confines of South Park Township: Broughton Volunteer Fire Department (\$39,285.69) and Library Volunteer Fire Company (\$39,285.69). All members voted aye. Motion carried. |
| Action on Assessment Change Reimbursements – Lawrence P. Arrigo | Motion by Mr. Snee, seconded by Mr. Lucot, to approve Township real estate tax refunds for the calendar years 2020-2022, as a result of successful appeals at the County level, as requested by Tax collector Lawrence P. Arrigo, in correspondence dated August 31, 2022, and October 6, 2022. All members voted aye. Motion Carried. |
| Action on Training Request – Level 1 Crash Investigation – Pennsylvania State Police – Officer Wyatt Hathaway | Motion by Mr. Snee, seconded by Mr. Lucot, to approve authorizing the attendance of Officer Wyatt Hathaway to a training session sponsored by the Pennsylvania State Police entitled, “Level 1 Crash Investigation,” which will be held at the Peters Township Police Department on November 7-18, 2022, at a total cost to the Township of \$60.00. All members voted aye. Motion carried. |
| Action on Training Request – Basic Patrol Response to Active Shooter Incidents – Officer Wyatt Hathaway | Motion by Mr. Snee, seconded by Mr. Lucot, to approve authorizing the attendance of Officer Wyatt Hathaway to a training session sponsored by the South Hills Area Council of Governments (SHACOG) entitled, “Basic Patrol Response to Active Shooter Incidents,” which will be held at Coraopolis, PA on December 12-13, 2022, at a total cost to the Township of \$12.00. All members voted aye. Motion carried. |
| Action on Training Request – Vehicle Code and Inspections – Officer Wyatt Hathaway | Motion by Mr. Snee, seconded by Mr. Lucot, to approve authorizing the attendance of Officer Wyatt Hathaway to a training session entitled, “Vehicle Code and Inspections,” which will be held at the Allegheny County Police Academy on October 18-19, 2022, at a total cost to the Township of \$12.00. All members voted aye. Motion carried. |
| Action on MS4 Report – September, 2022 | Motion by Mr. Snee, seconded by Mr. Lucot, to approve the MS4 Report for the month of September, 2022. All members voted aye. Motion carried. |

Police Chief's Report Chief McDonough was not in attendance.

Supervisors' Comments **Mr. Lucot** – Mr. Lucot thanked everyone for attending. He expressed his concern for the residents of Amy Drive. He urged the residents to call 911 when there is an issue.

Mr. Snee – Mr. Snee also encouraged the residents to contact the police when a problem occurs.

Mr. Sackinsky – Mr. Sackinsky commented that the Supervisors now have the information they need relative to 2871 Amy Drive. He added that Mr. Bonidie will enforce the code regulations and the Supervisors' will encourage our Police to have more patrols in the area. He is hopeful that the situation will soon be remedied.

Adjournment Motion by Mr. Snee, seconded Mr. Lucot, to adjourn the meeting. All members voted aye. Motion carried.

Time: 7:54 p.m.