

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

Board of Supervisors

July 12, 2021

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; Dennis McDonough, Chief of Police; Tom Bonidie, Code Enforcement Officer; Aaron Laughlin, Director of Public Works; Dan Deiseroth, Township Engineer; and Kate Beers, Tucker Arensberg.

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, June 14, 2021 – After the regular meeting to discuss employee issues.

Monday, July 12, 2021 – Prior to the regular meeting to discuss potential issues of litigation.

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 4:00 P.M. TODAY.

Mrs. Fosbaugh stated for the record that no emails or comments were received.

Call on the People

Fran Ketter, 3799 Snowden Road – Mr. Ketter stated that he lives across the street from the new Villas of South Park development, and he expressed his concern regarding water runoff. He explained that there is a spring in that area that used to be a pond. The developer filled in the pond and diverted the spring down to the road. Recently, he has noticed bubbling water running down through his yard. He inquired about the legality of allowing a spring to run onto the road. It runs down the road and into the storm sewer. Mr. Ketter predicts ice will build up on the road during the winter. He requested that Township officials visit the site to witness the offensive odor coming from the site. Mr. Deiseroth explained that the developer temporarily, until they are able to install the storm sewer, diverted the water to allow the material to dry out on the site. Once the storm sewer is constructed, they will connect it so that it no longer drains onto the road. Mr. Ketter asked about a white pipe sticking out of the hillside, and Mr. Deiseroth replied that it is also temporary and will be tied into the storm sewer system. Mr. Ketter inquired about the unusual looking water running across his yard. Mr. Deiseroth replied that he will send one of his engineers to inspect his property and determine the cause of the odor. Mr. Ketter provided his address and cell phone number.

Larry Legeza, 3795 Snowden Road – Mr. Legeza commented that two weeks ago while it was raining, water was coming out of the hillside like a waterfall. He called the police who told him there was nothing they could do. He had a conference call with Gary and other Township employees, but no one came to look at the water damage on his property. He called to speak to Gary but was told that he does not work for the Township. Mr. Legeza expressed his anger regarding the amount of water runoff from the new development site. He commented that his backyard is a swamp due to bubbling, brown water coming up from the ground, and he is unable to mow the grass. He added that the water looks toxic, and he fears for his health. He reiterated that no one from the conference call came to inspect his property. Mrs. Fosbaugh commented that she was not part of the conference call, and Mr. Bonidie stated that he was also not part of the call. Mr. Legeza responded that he spoke with both Mr. Bonidie and Gary regarding loud noise from a chipper/shredder, which was over 115 decibels. Mr. Bonidie commented that he has never received any complaints relative to the chipper. Mr. Deiseroth commented that Stuart Rulnick came to Mr. Legeza's house the next day after he called. He explained that Mr. Rulnick is a representative from Gateway Engineers, who is the engineering firm representing the Township. Mr. Rulnick reviewed the water situation and had the contractor make some adjustments to the other side of the road. Mr. Deiseroth remarked that we had two inches of rain in a short period of time, and there is not perfect drainage on Snowden Road. There is only a couple of catch basins as it approaches the site. Currently, the development site is in a temporary construction phase, and as soon as the storm water system is in place, everything will stay on the site and not

run onto Mr. Legeza's yard. Mr. Rulnick investigated the surface water issue but has not tested the water on Mr. Legeza's property. Mr. Deiseroth commented that Mr. Rulnick is his representative in the field, and he is an expert at construction. He addressed the issues with the contractor that was causing some surface water coming off the site with stone and mulch. The water from the site should not be an issue anymore. Mr. Legeza replied that the water flooded there on Friday. Mr. Deiseroth remarked that it is not related to the site; there is water coming off Snowden Road. Mr. Legeza commented that he has videos of water coming off the development site and running onto his property. Mr. Sackinsky stated that Mr. Rulnick will contact Mr. Legeza and investigate the situation, as well as take water samples. He will then provide the Board with his findings, and the Township will be in touch with Mr. Legeza.

Action on Minutes Motion by Mr. Snee, seconded by Mr. Lucot, to approve the minutes of the Public Hearing held on June 14, 2021, regarding Ordinance No. 703 (short-term rentals). 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 June 14, 2021. 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 June, 2021. All members voted aye. Motion carried.

Action to Reschedule Public Hearing – Proposed Ordinance Regulating Food Trucks in South Park Township Motion by Mr. Snee, seconded by Mr. Lucot, to approve rescheduling the Public Hearing to receive public comment on the proposed amendment to the Zoning Ordinance, being Ordinance No. 704, regulating food trucks in South Park Township, from Monday, August 9, 2021, at 6:45 p.m. to Monday, September 13, 2021, at 6:45 p.m. All members voted aye. Motion carried.

Action to Authorize the Preparation and Advertisement of Ordinance – Code of the Township of South Park – Vehicles and Traffic Motion by Mr. Snee, seconded by Mr. Lucot, to approve authorizing the preparation and advertisement of an Ordinance amending Chapter 131 of the Code of the Township of South Park, specifically, "Vehicles and Traffic," with action on said Ordinance anticipated to take place at the regular meeting of the Board of Supervisors scheduled for Monday, September 13, 2021. All members voted aye. Motion carried.

Action on Non-Exclusive License Agreement – 1064 Old Post Road – Benjamin E. Ritter Motion by Mr. Snee, seconded by Mr. Lucot, to approve the Non-Exclusive License Agreement by and between the Township of South Park (Grantor), and Benjamin E. Ritter (Grantee), to permit the construction of a four-foot (4') fence over a sanitary sewer easement located on Lot No. 44 of the Hickory Hills Plan of Lots No. 1, Lot & Block No. 771-E-84, being 1064 Old Post Road, as recommended by the

Director of Public Works, and further authorizing the appropriate Township officials to execute said Agreement. The Grantee(s) are to understand and acknowledge that by executing the Agreement, they agree that South Park Township has the right to access the easement for repair and/or maintenance purposes. The Grantee(s) further understand and acknowledge that access to the easement by South Park Township may necessitate the removal of the encroachment by the Grantee(s) at their cost, and that South Park Township will not be responsible for any and all repairs, damages or replacement of said encroachment. All members voted aye. Motion carried.

Action on Payment Request No. 1 – 2021 Township-Wide Sanitary Sewer Program – Jet Jack Inc.

Motion by Mr. Snee, seconded by Mr. Lucot, to approve Payment Request No. 1 in the amount of \$138,608.61, as submitted by Jet Jack Inc., for the work completed to date on the project identified as the 2021 Township-Wide Sanitary Sewer Program, as recommended by the Project Engineer. All members voted aye. Motion carried.

Action on Payment Request No. 1 and Final – CD 46 7.5 – Brownsville Road Sanitary Sewer Rehabilitation Project – Jet Jack Inc.

Motion by Mr. Snee, seconded by Mr. Lucot, to approve Payment Request No. 1 and Final in the amount of \$33,869.20, as submitted by Jet Jack, Inc., for the work completed to date on the project identified as CD 46 7.5, Brownsville Road Sanitary Sewer Rehabilitation Project, with 100% of the project costs being funded through the federal economic stimulus package, and as recommended by the Project Engineer. All members voted aye. Motion carried.

Action to Accept Grant Funding – Victory Drive and Highland Avenue Sanitary Sewer Project

Motion by Mr. Snee, seconded by Mr. Lucot, to accept Community Development grant funding in the amount of \$20,000.00 or fifty (50%) percent of the construction costs, whichever is less, for the project identified as the Victory Drive and Highland Avenue Sanitary Sewer Project, being CD 47 7.5, which will be administered through the South Hills Area Council of Governments. All members voted aye. Motion carried.

Action on Resolution No. 7-21

Motion by Mr. Snee, seconded by Mr. Lucot, to approve Resolution No. 7-21: A RESOLUTION OF THE TOWNSHIP OF SOUTH PARK, COMMONWEALTH OF PENNSYLVANIA, APPROVING PARTICIPATION IN THE LAW ENFORCEMENT ASSISTED DIVERSION (LEAD) PROGRAM; DIRECTING THE CHIEF OF POLICE, OR OTHER DESIGNEE, OF THE SOUTH PARK TOWNSHIP POLICE DEPARTMENT TO ESTABLISH PROTOCOLS CONSISTENT WITH THE PROGRAM; AND APPROVING PARTICIPATION WITHIN A COHORT OF CONTIGUOUS MUNICIPALITIES TO FURTHER ADVANCE THE PURPOSES AND GOALS OF THE LEAD PROGRAM. All members voted aye. Motion carried.

Mr. Snee asked Chief McDonough to explain the program. Chief McDonough explained that statistical data has shown that in the past, the criminal justice system has not had the means to help people with alcohol and drug problems. Therefore, South Park Township Police Department is teaming up with Jefferson Hills Police Department and Pleasant Hills Police Department to participate in the LEAD Program. We have received two grants that will carry the program for the next two years, which will enable the municipalities to hire two case workers. If a police officer should come across someone with a dependency problem, the case workers will be available 24 hours a day, 7 days a week. The case workers will help facilitate the person into a more formal and regimented program to receive the help they need. Chief McDonough added that arrests will still be made. In between the process of making the arrest, night court, and preliminary hearings, these people will be getting the needed help in a program prior to incarceration. Mr. Lucot asked if the Township had the option to discontinue the program after two years, based upon our voluntary participation, and Chief McDonough replied that that is correct.

Action to Authorize the Preparation and Advertisement of Bids – Evans Park Restrooms – Evans Park Complex

Motion by Mr. Snee, seconded by Mr. Lucot, to approve the preparation and advertisement of bids for the project identified as Evans Park Restrooms to be constructed at Evans Park Complex, and scheduling the bid opening for Tuesday, September 28, 2021, at 10:00 a.m., with action on said bids anticipated to take place at the regular meeting of the Board of Supervisors scheduled for October 11, 2021, at 7:00 p.m. All members voted aye. Motion carried.

Action to Ratify Employment – Part-Time Intern – Alex Romeo

Motion by Mr. Snee, seconded by Mr. Lucot, to ratify the employment of Alex Romeo as a part-time intern with South Park Township at the rate of \$13.50 per hour, for the purpose of assisting with the ESRI/GIS mapping project and related matters. All members voted aye. Motion carried.

Action on Resolution No. 8-21

Motion by Mr. Snee, seconded by Mr. Lucot, to approve Resolution No. 8-21: A RESOLUTION OF THE TOWNSHIP OF SOUTH PARK, ALLEGHENY COUNTY, COMMONWEALTH OF PENNSYLVANIA, APPROVING THE PURSUIT OF A MULTIMODAL TRANSPORTATION FUND GRANT THROUGH THE COMMONWEALTH FINANCING AUTHORITY. All members voted aye. Motion carried.

Action on MS4 Report

Mrs. Fosbaugh stated that the following is the MS4 Report for June, dated July 12, 2021. She explained that MS4 is an acronym for Municipal Separate Storm Sewer System, and it is an edict from PA Department of Environmental Protection that has been imposed upon all communities in Pennsylvania. The purpose is to protect the freshwater systems throughout the state. As the years have progressed, these edicts have become more expensive and restrictive.

1. The part-time litter collection employee continued with his duties on Township streets to prevent trash from impacting the function of the stormwater inlets.
2. The Public Works Department rebuilt four inlets in June.
3. The inlet inspections have been added to the ESRI data base for tracking purposes. The annual inlet inspection is completed. A new, part-time intern has been hired to assist with the work.
4. Jet Jack, Inc., the contractor for the 2021 Township-Wide Sanitary Sewer Program, continues on with the contract work which is approximately 90% completed. Included in the project scope is approximately 250 l.ft. of 15” storm sewer line in the vicinity of Ridge Road and Chris Drive, as well as another 50’ section on Wilson Road.
5. As noted on the agenda this evening, the Township received grant funding in the amount of \$20,000 or 50% of the project costs, whichever is less, for the Community Development Year 47 Project identified as the Victory Drive/Highland Avenue sanitary sewer. The total project costs are estimated to be \$40,000+. A second Community Development project in the vicinity of Brownsville Road, which involved additional relining activities, was completed earlier in the year. The project costs of \$33,000 were paid entirely by economic stimulus funding, which means the Township was not required to contribute any tax dollars to the project. This is being mentioned under MS4 because the infiltration of fresh water is being eliminated once the projects are completed.
6. The Public Works Department rebuilt an inlet on Wilson Road that also involved approximately 20 feet of 30” storm pipe and two additional 16” lines to accommodate rainwater draining from the Windover Hills Plan.
7. Gateway Engineers has been authorized by the Township to stake-out the proposed pond to be located in the rear of the Allegheny County golf course. Park officials are concerned about tree removal associated with the project and wish to view the scope in the field.

Motion by Mr. Snee, seconded by Mr. Lucot, to approve the MS4 Report for the month of June, 2021. All members voted aye. Motion carried.

Police Chief's Report The Police Chief's report for the month of June, 2021:

Calls for Service	739
Arrests	4
Traffic Citations	75
Warnings Issued	54
Reportable Accidents	4
Non-Reportable Accidents	8
Fire Calls	9
Emergency Medical Assists to Tri-Community EMS	73
Deer Struck By Vehicle	3

Motion by Mr. Snee, seconded by Mr. Lucot, to accept the Police Chief's report for the month of June, 2021. All members voted aye. Motion carried.

Supervisors' Comments

Mr. Lucot – Mr. Lucot thanked everyone for attending and bringing the various issues to their attention. They will do their best to rectify the problems.

Mr. Snee – Mr. Snee thanked Mrs. Fosbaugh for working on the Community Development Grant for the sanitary sewer project on Victory Drive and Highland Avenue. He mentioned that he is happy to be moving ahead with the Evans Park Restrooms and accepting bids on September 28th. Mr. Snee congratulated the Recreation Director and Recreation Board on the successful Summer Recreation Program. He expressed his appreciation to Mr. Deiseroth for attending the meeting and answering concerns and questions from our residents. He asked that Mr. Deiseroth investigate the issues brought up this evening and report back to the Board.

Mr. Sackinsky – Mr. Sackinsky had no comments.

Adjournment

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

Time: 7:39 p.m.