

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

Board of Supervisors

October 13, 2014

Pledge of Allegiance

Roll Call

Dave Buchewicz presiding. Board members Walt Sackinsky and Ed Snee were present. Also in attendance were: Karen Fosbaugh, Township Manager; Chief Dennis McDonough; and Paul J. Gitnik, Esq., Township Solicitor.

Two or more members of the Board of Supervisors were together on the following occasions which may or may not qualify as an administrative action(s), conference(s) and/or executive sessions(s):

Monday, September 8, 2014 – After the regular meeting to address personnel matters.

Thursday, September 11, 2014 – Possibly during the September 11th Ceremony.

Monday, October 6, 2014 – Meeting with HRG to discuss 2015 sewer issues for budgeting purposes.

Monday, October 6, 2014 – Meeting with the members of the contributing communities and Pleasant Hills Authority regarding the upgrade to the Pleasant Hills Treatment Plant.

Monday, October 13, 2014 – Prior to the regular meeting to address personnel matters.

PLEASE BE ADVISED THAT ANY ACTION APPROVED AND/OR DECISION RENDERED BY THE BOARD OF SUPERVISORS AT THIS MEETING CAN BE APPEALED TO THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA, WITHIN THIRTY (30) DAYS AFTER THE DATE AND/OR THE DECISION IS RENDERED.

**Official Public
Statement**

South Park Township wishes to address a letter recently published in the October edition of the Park News, regarding a lawsuit filed by Southersby Development Corporation over a dispute involving a land development project. The Township issued no comment prior to the publication in the newspaper; therefore, Township officials

are issuing a statement at this time. The Township's land development ordinances and the Municipalities Planning code are procedures and guidelines every developer must comply with, including Southersby Development Corporation, which was treated in accordance with these established standards. The Township cannot comment specifically to the allegations as it involves pending litigation; however, the accusations contained within the federal complaint are inaccurate and contain incomplete information. Maintaining a safe, thriving community with the highest degree of ethical principles has been and will continue to be of the utmost importance to South Park Township officials and the Township's personnel.

Call on the People

Nancy Barylak, 1976 Hertford Drive – Ms. Barylak asked if any further development was going to be done on the Southersby Land Development during the lawsuit proceedings. She stated that the Developers have completely vacated the property. Mr. Gitnik explained that the lawsuit has no affect on the development itself, and the Township expects the development to proceed forward. He stated that the Developer's should be seeking final approval of Phase I, and they have the ability to go through the process for Phase II, after submitting the proper documentation. The Township is in no way preventing the Developer from proceeding with the development process.

Ms. Barylak – Ms. Barylak asked if there has been any formal or informal discussion relative to the South Park Police Department taking over the police activities in the County Park, if they go to the park ranger system. Chief McDonough replied that South Park Township Police Department has not been contacted either formally or informally by anyone in the County of Allegheny relative to the police protection in the County Park. Ms. Barylak asked if the Supervisors have taken any position on this matter. Mr. Snee replied that the Supervisors would review any documentation sent by the County, if any documents are sent. He stated that the Board of Supervisors will do whatever is best for the Township of South Park. Ms. Barylak inquired as to whether an article will be placed in the Park News if this matter becomes an issue. Mrs. Fosbaugh replied that the Township would make the residents aware of any matter concerning this issue. Ms. Barylak discussed an accident that involved her husband which was located on the border of the County Park, South Park, and Baldwin Borough. She discussed her confusion over all three jurisdictions responding. Mrs. Fosbaugh stated that the Police protection and public safety is the biggest expenditure out of any municipal budget, and we are happy to spend whatever is needed to protect our residents. Mr. Sackinsky stated that until the matter is brought up by the County, South Park Township cannot speculate on our position. He explained that any

concerns involving the County Park would have to be addressed to County officials.

Ms. Barylak - Ms. Barylak discussed hunting in the County Park and stated that the County permits archery hunting throughout the Park, including the areas located in South Park. Mr. Sackinsky stated that South Park does not permit any hunting within the South Park boundary. Ms. Barylak replied that the Game Commission approved her neighbor to archery hunt in the South Park area, and she has witnessed archery hunters in the boy scout camp and the theater areas. Mr. Sackinsky explained that around 1996, Bethel Park approved archery hunting, but South Park Township elected not to allow hunting. Mr. Sackinsky stated that perhaps the Township will need to discuss this matter with the Game Warden.

Action on Minutes

Motion by Mr. Sackinsky, seconded by Mr. Snee to approve the minutes of the regular meeting of the Board of Supervisors held on September 8, 2014. All members voted aye. Motion carried.

Action on Invoices

Motion by Mr. Sackinsky, seconded by Mr. Snee to approve the invoices for the month of September, 2014. All members voted aye. Motion carried.

**Action on Minor
Land Development –
Piney Fork Sewage
Treatment Plant –
3100 Piney Fork
Road**

Motion made by Mr. Sackinsky, seconded by Mr. Snee to approve the preliminary and final approval on the minor land development identified as the Bethel Park Municipal Authority 2014 Waste Water Treatment Plant Upgrade Phase II, as submitted by the Developer, the Bethel Park Municipal Authority, for the project to be located at 3100 Piney Fork Road, as recommended by the Planning Commission, Planning Consultant and Township Engineer, with the following conditions:

- A. South Park township is to be provided with a copy of the required Water Quality Management Part II permit for the waste water treatment outfall prior to the onset of any construction activities.
- B. South Park Township must be provided with a copy of the required NPDES permit for the storm water outfall prior to the onset of any construction activities.
- C. South Park Township must be provided with a fully executed Developer's Agreement accompanied by the appropriate bonds and fees prior to the onset of any construction activities.

All members voted aye. Motion carried.

Action on Refund of

Motion by Mr. Sackinsky, seconded by Mr. Snee to approve the

Road Bond – Wallace Road Borrow Site – Grading Permit – T & R Properties request submitted by Ron Sabatino of Scioto Construction/T & R Properties, the Developer of the Hidden Ridge Condominium Complex, for the refund of the cash bond in the amount of \$12,500.00 posted to guarantee the integrity of Wallace Road during the grading phase of the Hidden ridge Condominium Complex project, as recommended by the Public Works Director. All members voted aye. Motion carried.

Action on Engineering Proposal – Abandoned Properties Demolition Project Motion by Mr. Sackinsky, seconded by Mr. Snee to approve the proposal submitted by the firm Herbert, Rowland & Grubic, Inc. to conduct inspections of the following abandoned structures located in South Park Township: 3904 Brownsville Road and 3607 Edgewood Street, and to prepare a structural analysis report for each property at a total cost of \$3,000, and authorizing the appropriate Township officials to execute said Proposal. All members voted aye. Motion carried.

Action on Resolution No. 13-14 Motion by Mr. Sackinsky, seconded by Mr. Snee to adopt Resolution No. 13-14. A RESOLUTION OF THE TOWNSHIP OF SOUTH PARK, ALLEGHENY COUNTY, ADOPTING THE PETERS CREEK REGIONAL ACT 537 PLAN DATED JULY 2014, IN CONJUNCTION WITH THE PARTICIPATING MUNICIPALITIES, WHICH WILL BE SUBMITTED BY CLAIRTON MUNICIPAL AUTHORITY TO THE DEPARTMENT OF ENVIRONMENTAL PROTECTION. All members voted aye. Motion carried.

Action on Change Order – 2014 Restoration of McElheny Road Bridge Motion by Mr. Sackinsky, seconded by Mr. Snee to approve Change Order No. SP7381-C01 in the amount of \$1,860.00, which provides for the repair of the deteriorated concrete located on the top of the eastern abutment, for the project identified as the 2014 Restoration of the McElheny Road Bridge, as authorized by the Project Engineer, with the costs to be equally shared with the Borough of Jefferson Hills. All members voted aye. Motion carried.

Action on Payment Request No. 2 – 2014 Restoration of Various Streets Motion by Mr. Sackinsky, seconded by Mr. Snee to approve Payment Request No. 2 as submitted by Victor Paving & Construction in the amount of \$158,178.69, for the project identified as the 2014 Restoration of Various Streets, as recommended by the Project Engineer. All members voted aye. Motion carried.

Action on Engineering Proposal – Stormwater Calculations – Sebolt Road Storm Drain – Benchmark Engineering Motion by Mr. Sackinsky, seconded by Mr. Snee to approve the Proposal submitted by the firm Benchmark Engineering to determine if an existing retention basin located at the intersection of Parkridge Place and Sebolt Road has sufficient capacity to retain and control additional stormwater to be collected along Brownsville Road Extension near the intersection of Southern Drive, at a cost not to exceed \$3,168.00. All members voted aye. Motion carried.

**Action of Resolution
No. 14-14**

Motion by Mr. Sackinsky, seconded by Mr. Snee to adopt Resolution No. 14-14. A RESOLUTION OF THE TOWNSHIP OF SOUTH PARK, ALLEGHENY COUNTY, PENNSYLVANIA, DESIGNATING THE CHAIRMAN OF THE BOARD OF SUPERVISORS AS THE APPROPRIATE SIGNATURE PARTY TO EXECUTE THE MUNICIPAL SNOW AGREEMENT ON BEHALF OF THE TOWNSHIP OF SOUTH PARK WITH THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION FOR THE WINTER SERVICE OF CERTAIN STATE HIGHWAYS. All members voted aye. Motion carried.

**Action on Municipal
5-Year Winter
Services Agreement –
Commonwealth of
Pennsylvania –
Department of
Transportation**

Motion by Mr. Sackinsky, seconded by Mr. Snee to approve the Municipal 5-Year Winter Traffic Services Agreement by and between the Commonwealth of Pennsylvania, acting through the Department of Transportation (PennDOT), and the township of south Park, which outlines the terms and conditions whereby the Municipality shall conduct winter traffic services on roads located within said Municipality under the control and ownership of PennDOT, for the period 2014-2015. Said services shall be reimbursed at the agreed upon rate as indicated in the Agreement with the stipulation that South Park Township may cancel the Agreement pending the appropriate notification to PennDOT by September 15th of the subsequent year. All members voted aye. Motion carried.

**2015 Minimum
Municipal Obligation**

Motion by Mr. Sackinsky, seconded by Mr. Snee to ratify the Minimum Municipal Obligation (MMO) for the year 2015, as prepared by Mockenhaupt Benefits Group relative to the Service Employees' Pension Plan and the Police Pension Plan, and to further ratify the certification of said documents by the Chief Administrative Officer. All members voted aye. Motion carried.

**Action to Schedule
Nuisance Hearing –
3904 Brownsville
Road**

Motion by Mr. Sackinsky, seconded by Mr. Snee to schedule a Public Hearing on November 10, 2014, at 6:45 p.m. for the purpose of determining if the following property should be declared a public nuisance and subject to the appropriate abatement procedure and/or fines and penalties as outlined in the Code of the Township of South Park:

Owner(s):

Irene/Patrick J. Lucciola

Location:

3904 Brownsville Road
South Park, PA 15129
Lot/Block No. 1009-A-140

All members voted aye. Motion carried.

Action on Disbursement of Volunteer Fire Relief Association Funds – 2014 Commonwealth of Pennsylvania Allocation

Motion by Mr. Sackinsky, seconded by Mr. Snee to authorize the equal distribution of the 2014 Commonwealth of Pennsylvania Allocation in the amount of \$73,517.78 designated to support the two (2) Volunteer Fire Relief Associations located within the confines of South Park Township: Broughton Volunteer Fire Department (\$36,758.89), and Library Volunteer Fire Company (\$36,758.89). All members voted aye. Motion carried.

Action on Training Request – Basic Patrol Response to Active Shooter Incidents

Motion by Mr. Sackinsky, seconded by Mr. Snee to authorize the attendance of Officer William Stewart to a seminar sponsored by the South Hills Area Council of Governments entitled, “Basic Patrol Response to Active Shooter Incidents,” which will be held on November 5-6, 2014, at McDowell Regional School, at a total cost of \$12.00. All members voted aye. Motion carried.

Action on Training Request – Various Classes

Motion by Mr. Sackinsky, seconded by Mr. Snee to authorize the attendance of Officer Jon Booth to the following classes:

- A. Handling Anger Interviews and Traffic Stops – November 17, 2014.
- B. Interviewing Juveniles – November 18, 2014.
- C. Interviewing Victims and Witnesses – November 19, 2014.
- D. Prescription Medicine Drug Abuse – November 20, 2014.

which will be held at the Allegheny County Police Academy, at a total cost of \$24.00. All members voted aye. Motion carried.

Action on Training Request – Incident Command & Active Shooter Training

Motion by Mr. Sackinsky, seconded by Mr. Snee to authorize the attendance of Officer Joseph Pantuso to a seminar entitled, “Incident Command & Active Shooter Training,” which will be held on October 21-22, 2014, at Upper St. Clair Township, at a total cost to the Township of \$12.00. All members voted aye. Motion carried.

Action on 2014 Assessment Change Reimbursements – Lawrence P. Arrigo, Property Tax Collector

Motion by Mr. Sackinsky, seconded by Mr. Snee to authorize assessment change reimbursements for 2014 due to successful appeals at the County level, as requested by Lawrence P. Arrigo, Tax Collector, in correspondence dated September 18, 2014. All members voted aye. Motion carried.

Action to Reschedule Meeting Time – December Board of Supervisors Meeting

Motion by Mr. Sackinsky, seconded by Mr. Snee to change the time of the regular meeting of the Board of Supervisors scheduled for December 8, 2014, from 7:00 p.m. to 7:30 p.m., due to the annual Light-Up Ceremony scheduled for the same evening. All members voted aye. Motion carried.

Resolution No. 15-14

Motion by Mr. Sackinsky, seconded by Mr. Snee to adopt Resolution No. 15-14. 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 to Establish Halloween

Motion by Mr. Sackinsky, seconded by Mr. Snee to establish Friday, October 31, 2014, from 6:00 p.m. to 8:00 p.m. as the official date and time for the Halloween Celebration throughout the Township of South Park. All members voted aye. Motion carried.

Police Chief's Report

Police Chief's Report for the month of September, 2014:

Calls for Service	758
Arrests	18
Traffic Citations	15
Parking Citations	1
Warnings Issued	55
Reportable Accidents	3
Non-Reportable Accidents	3
Fire Calls	8
Emergency Medical Assists to Tri-Community EMS	68
Deer Complaints	2

On September 27, 2014, we held a Drug Take Back program. We collected and properly disposed of 240 pounds of prescription medicines.

Motion by Mr. Sackinsky, seconded by Mr. Snee to accept Police Chief's monthly report for September, 2014. All members voted aye. Motion was carried.

Supervisors' Comments

Mr. Snee – Mr. Snee informed the audience that on Saturday, October 18th, at 9:00 a.m., the Township will have their annual clean-up day. Hot dogs will be provided for all volunteers. He also informed the audience that on Sunday, October 26th, at 1:00 p.m., the annual Halloween Party and parade will be held. The parade assembles at Bavarian Village and ends at the Community Center for the Halloween Party, where prizes and snacks will be provided to the children participating. Mr. Snee also reminded the audience that Halloween will be celebrated on October 31st, from 6:00 p.m. to 8:00 p.m. At that time, the Police and Fire Departments will be at various intersections to assist the residents.

Mr. Sackinsky – Mr. Sackinsky reminded the audience that McElheny Road Bridge is closed while under construction, and starting tomorrow, Triphammer Road Bridge will be closed for

repairs.

Mr. Buchewicz – Mr. Buchewicz thanked South Park High School Interact Club for the great job they did cleaning up Ridge Road, Snowden Road and various other streets.

Adjournment

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

Time: 7:25 p.m.