

Minutes of the Regular Meeting

of the South Park Township

Board of Supervisors

August 12, 2013

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; Deputy Chief Dennis M. McDonough, Jordanna Lehman, Administrative Assistant; 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 executive sessions:

Saturday, July 13, 2013 – Possibly during the ribbon cutting ceremony for the new section of the Montour Trail.

Thursday, July 18, 2013 – Possibly during the SHACOG Golf Outing.

Tuesday, July 22, 2013 – Meeting with Waste Management personnel with regard to trash collection deficiencies.

Thursday, July 25, 2013 – Personnel issues.

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 OF THE ACTION AND/OR THE DECISION IS RENDERED.

Call on the People No comments.

Action on Minutes Motion by Mr. Sackinsky, seconded by Mr. Snee to approve the minutes of the regular meeting held on July 8, 2013. All members voted aye. Motion carried.

Action on Invoices Motion by Mr. Sackinsky, seconded by Mr. Snee to approve the invoices for July, 2013. All members voted aye. Motion carried.

Ordinance No. 665 Motion by Mr. Sackinsky, seconded by Mr. Snee to adopt Ordinance No. 665 - AN ORDINANCE OF THE TOWNSHIP OF SOUTH PARK, ALLEGHENY COUNTY, PENNSYLVANIA, AMENDING ORDINANCE NO. 556, AS AMENDED, ENTITLED "SOUTH PARK TOWNSHIP ZONING ORDINANCE" TO: (1) ADD DEFINITIONS FOR AGRICULTURE, APICULTURE, FARM AND HOBBY FARM; (2) AUTHORIZE FARM AND HOBBY FARM AS USES BY SPECIAL EXCEPTION IN THE R-1 DISTRICT; AND (3) ADD EXPRESS STANDARDS AND CRITERIA FOR FARMS AND HOBBY FARMS. All members voted aye. Motion carried.

Action on Non-Exclusive License Agreement – Anthony and Renee Nolla, Jr. – 937 Hurl Drive Motion by Mr. Sackinsky, seconded by Mr. Snee to approve the Non-Exclusive License Agreement by and between the Township of South Park (Grantor), and Anthony and Renee Nolla, Jr. (Grantees), to permit the construction of a Versa Lock wall, fill material and pavers over a storm sewer easement located on Lot No. 1 of the Brunetti Plan of Lots, Lot and Block No. 564-M-202, being 937 Hurl Drive, and to authorize the appropriate Township officials to execute said Agreement. All members voted aye. Motion carried.

Mr. Sackinsky asked the Grantees if they read the agreement and understood that if the Public Works Department has to go in and repair the storm sewer, they can tear down the wall to access the storm sewer at the property owner's expense. Mr. Nolla said they understood. Mr. Sackinsky stated that he has always stressed this in the past to those who were requesting an Easement Agreement. Mr. Sackinsky said the Township has been liberal with granting these requests, but it must be understood that when and if a problem occurs, the Township has the right and will remove whatever is blocking access to the storm sewer. Mr. Sackinsky stressed that he wants to make sure this is understood. Mr. Nolla said he fully understands.

Action on Waiver Request – Saddlebrook Farms Phase 4 – Major Subdivision Motion by Mr. Sackinsky, seconded by Mr. Snee to approve the request submitted by the Developer, Brian Homes, to waive Chapter 118, Section 118.17.1.1, of the Code of the Township of South Park which requires separate actions for preliminary and final approval of a major subdivision, and allow for the development identified as Saddlebrook Farms Plan No. 4 to be approved as preliminary and final in one motion, as recommended

by the Township Engineer and Planning Consultant. All members voted aye. Motion carried.

**Action on
Preliminary and
Final Approval –
Saddlebrook Farms
Phase 4 – Major
Subdivision**

Motion by Mr. Sackinsky, seconded by Mr. Snee to approve granting preliminary and final approval to the major subdivision identified as Saddlebrook Farms Phase 4, with the condition that a Subdivision/Land Development Agreement be executed and the appropriate bonds and fees posted prior to the onset of any construction activities, as recommended by the Township Engineer, Planning Consultant and Planning Commission members. All members voted aye. Motion carried.

**Action on
Proposal –
Creative
Enterprises
Corporation –
Emergency Repair
of Storm Sewer
Line – Stagecoach
Drive**

Motion by Mr. Sackinsky, seconded by Mr. Snee to approve the Proposal submitted by Creative Enterprises Corporation in the amount of \$17,500.00 to address the necessary emergency restoration of the damaged storm sewer line located on Stagecoach Drive, the repair of which is in the best interests of the public health, safety and general welfare of the residents and landowners of the area, with the contingency an insurance certificate shall be provided by the Contractor naming South Park Township as an Additional Insured, and in accordance with the terms of the Proposal dated July 21, 2013. All members voted aye. Motion carried.

**Action to Ratify
Resignation –
Anthony Andronas**

Motion by Mr. Sackinsky, seconded by Mr. Snee to ratify the resignation of Anthony Andronas from his position as an officer with the South Park Township Police Department, retroactive to July 24, 2013, at the close of the business day. All members voted aye. Motion carried.

**Action on
Southwest
Allegheny County
Tax Collection
District
Confidentiality
Agreement and
Authorization**

Motion by Mr. Sackinsky, seconded by Mr. Snee to ratify the Confidentiality Agreement and Authorization by and between Jordan Tax Service, Inc. (Jordan) and South Park Township (PSD), which outlines and defines the terms and conditions for the provision of confidential tax information by Jordan to the PSD. All members voted aye. Motion carried.

**Action to Appoint
Delinquent Tax
Collector for 2011
Taxes**

Motion by Mr. Sackinsky, seconded by Mr. Snee pursuant to Section 515 (b) (3) of the Local Tax Enabling Act, Karen F. Fosbaugh, Township Manager, is hereby appointed delinquent tax collector for the Township of South Park for residents of the Township of South Park for delinquent earned income taxes for taxes due for the year 2011, ending December 31, 2011. All members voted aye. Motion carried.

**Action to Sale of
Township-Owned
Vehicle – 1989
International
Dump Truck**

Motion by Mr. Sackinsky, seconded by Mr. Snee to authorize the sale of the following Township-owned vehicle:

One (1) 1989 International Dump Truck, VIN 1HTLCCFN6K662715, (as is – where is). The minimum bid for the vehicle is \$5,000.00;

and to schedule the bid opening for Thursday, September 5, 2013, at 10:00 a.m., with the bid award anticipated to take place at the regular meeting of the Board of Supervisors scheduled for September 9, 2013. All members voted aye. Motion carried.

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

Motion by Mr. Sackinsky, seconded by Mr. Snee to authorize the attendance of the following officers to a training session entitled, “Basic Patrol Response to Active Shooter” which will be held at Baldwin Borough:

<u>Officer Name:</u>	<u>Date:</u>
Ptln. Joseph Leonetti	September 18-19, 2013
Sgt. Sean Costa	September 23-24, 2013
Ptln. James Skalican	September 25-26, 2013
Ptln. Joseph Pantuso	September 30-October 1, 2013
Ptln. Richard Griffith	September 30-October 1, 2013
Ptln. Brian Rucienski	October 3-4, 2013

at a total cost to the Township of \$72.00. All members voted aye. Motion carried.

**Action on
Training
Request –
Quota-Free
Police
Productivity
System**

Motion by Mr. Sackinsky, seconded by Mr. Snee to authorize the attendance of Deputy Chief Dennis M. McDonough to a training session sponsored by Van Meter & Associates, Inc. entitled, “Quota-Free Police Productivity System,” which will be held in Castle Shannon, PA, on August 28, 2013, at a total cost of \$146.00. All members voted aye. Motion carried.

**Deputy Police
Chief’s Report**

Deputy Police Chief’s Report for the month of July, 2013:

Calls for Service	798
Arrests	26
Traffic Citations	34
Parking Citations	2
Warnings Issued	100
Reportable Accidents	7
Non-Reportable Accidents	6

130327

Fire Calls	15
Emergency Medical Assists to Tri-Community EMS	81
Deer Complaints	6

Motion by Mr. Sackinsky, seconded by Mr. Snee to accept the Deputy Police Chief's monthly report for July, 2013. All members voted aye. Motion carried.

**Supervisors'
Comments**

Mr. Snee – No comments.

Mr. Sackinsky - No comments.

Mr. Buchewicz – No comments.

Walter Jackson, 4461 4th Street, Bethel Park, PA – He stated that the streets are terrible on Highland and Overhill. Mr. Jackson said the streets have not been addressed for a couple of years and wanted to know why. Bruce Beaver, Public Works Director, stated that Overhill was paved a couple of years ago. Mr. Buchewicz asked Mr. Beaver to check this out.

Mr. Jackson also questioned why the alley behind Highland was closed. He said he pays taxes on the property and the alley is closed. Mr. Buchewicz said they would check into this also. He also asked Mr. Wargo about this and he said that years ago, there was a lot of debris dumped on the property and that those are paper streets. Mr. Wargo stated there are no homes just lots there. Mr. Jackson said that he was fined for having items on his property and was told he had to move the items. Mr. Jackson also said that he had spoken with Mrs. Fosbaugh regarding hand money for property that he bid on 44 years ago and never received the money back. Mr. Jackson stated that when he spoke with Mrs. Fosbaugh, she said she had to check with the Township Solicitor, and that was a year ago. Mrs. Fosbaugh advised Mr. Jackson that she did talk to him about this, and if she had known he was coming this evening, she would have been prepared with the information. Mrs. Fosbaugh stated that when she spoke with Mr. Jackson a year ago, she advised him that the money had been returned to him. Mr. Jackson said that it was not returned to him. Mrs. Fosbaugh asked Mr. Jackson if he would come back to see her and bring the letter that he received. Mrs. Fosbaugh apologized to Mr. Jackson that she is unable to answer him tonight because she was not aware that he was going to be here and she did not have the information with her.

Mr. Jackson again brought up that attention needs to be given to the alley behind Highland. He said that no parking signs need to be placed there as well. Mr. Jackson stated that no emergency vehicles can access the property if necessary. There are no homes on the property. Mr. Gitnik explained that if a street is accepted, like Overhill and Highland, then it is the Township's responsibility for its upkeep. The alley was not accepted by the Township as a public improvement. Mr. Gitnik said that as landowners, they have the right to open up what is obstructing their use of the alley at their own cost. Mr. Gitnik advised that their tax dollars are not for the alley. The alley is for the property owners ingress and egress to the back of their property.

An unidentified woman also spoke addressing the problem with the alley behind her property. She clarified that she cuts the grass but has no access to the back of the property through the alley because it is all overgrown. Mr. Buchewicz advised that Mrs. Fosbaugh and Mr. Beaver will look at the area in question. The woman also mentioned the property beside her's that belonged to the Carringtons. She said that she has complained about the grass not being cut and the Carringtons said the property does not belong to them. She would like to know who owns the property. Mr. Wargo stated that the property now belongs to a defunct company in Illinois. The woman stated that the high weeds and grass brings animals. This will be checked out also and an explanation will be sent to her.

Mr. Jackson also mentioned a sewer located at the bottom of Overhill that runs past his house. He stated that he takes care of it but believes it belongs to the Township. Mr. Jackson said that he had to rebuild the sewer in the past but believes it does not belong to him but to the Township. Mr. Buchewicz advised Mr. Jackson that they will look at this and to please be there to point out the problems.

Mrs. Fosbaugh advised that she will look into all of the questions raised and will get back to the appropriate people. Mrs. Fosbaugh did get Mr. Jackson's phone number and the number for the woman questioning the old Carrington property ownership.

Adjournment

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

Time: 7:45 p.m.