

Minutes of the Regular Meeting

of the South Park Township

Board of Supervisors

May 11, 2015

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):

Thursday, April 23, 2015 – Possibly during the mediation.

Saturday, April 25, 2015 – Possibly during Environmental Day and the subsequent Shiloh Baptist Church Community Forum.

Monday, May 11, 2015 – Prior to the regular Board of Supervisors Meeting.

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.

Presentation of Proclamation – Tri-Community South EMS – Recognizing EMS Week

Mr. Snee read and presented a proclamation to representatives of Tri-Community South EMS, designating May 17-23, 2015 as Emergency Medical Services Week.

Kyle Hendrick, Tri-Community EMS Representative - Mr. Hendrick commented that Tri-Community EMS appreciates the Board of Supervisors' recognition of their service. He also mentioned that during EMS week they will be starting a Distracted Driving Campaign, where they will be emphasizing the dangers of driving while distracted. It will be a year-long campaign with programs for the schools and various organizations.

National Police Week Mr. Buchewicz commented that this week, May 10-16, 2015, is recognized as National Police Week, and encourages Township residents to show their appreciation to our Police Officers.

Call on the People Cindy Atchison, 3121 Southern Drive – Mrs. Atchison discussed her displeasure with vehicles speeding along Southern Drive, which has been going on for almost two months. She mentioned that a neighbor suggested to one of our police officers that they should park in the driveway of the vacant home on Southern Drive, and the officer replied that he was not permitted. Mrs. Atchison stated that a vehicle driving to a rental property on Southern Drive was speeding and nearly hit her granddaughter. When told to slow down, they responded with profanity. Mr. Buchewicz inquired as to the license plate number, and Mrs. Atchison replied that she did not get the number. At that time, she called the Police and informed the officer of the incident. She stated that she has been keeping records, and the majority of vehicles are visiting the rental property between 9:30 p.m. through 3:00 a.m. She stated that her husband got the license plate number of a vehicle that parked in front of their house. Four or five occupants went to the rental property for only a few minutes and then came back to their car. The same thing happened at 3:00 a.m. On Tuesdays, Wednesdays and Saturdays, the vehicles are at the rental property from 10:29 to 10:33 and 12:25 to 12:29. She realizes an officer is parked at the corner of Shortlee Drive, but the speeders need to be caught along the straight-of-way between the two hills. She mentioned that she attended a meeting back in October, when she had asked for a “No Thru-Way Sign” to deter vehicles from using Southern Drive to access Evans Park. Mrs. Atchison inquired as to who paid for the house that was demolished on Southern Drive. Mrs. Fosbaugh replied that the Township did not pay to have it demolished; the bank was responsible. Mrs. Atchison commented that she was pleased to see it demolished. She stated that she does not want to see the house next to her home sit vacant for years. She mentioned that there is a junk vehicle parked behind one of the houses on Southern Drive, which is very easy to see from street level. She complained that she was cited for having a junk vehicle parked in her driveway for only a month, waiting for shocks to be delivered, and another junk vehicle has been parked in the rear of a house on Southern Drive for years. Mrs. Atchison complained about a dilapidated swimming pool in the rear of a property on Southern Drive. Mr. Wargo asked that Mrs. Atchison contact him regarding the property addresses of all the violations that she mentioned. Mr. Wargo stated that the vacant house next to her house is in the process of being sold. Mrs. Atchison continued complaining about properties on Library Road and Sebolt Road. She explained that she does not understand why the Township lets structures remain vacant and deteriorated for years. She inquired as to the codes which allow people to buy and then vacate their

130303

property. Mr. Wargo stated that it is not so much that they are purchasing the properties, but more so that they are vacating the properties. Mrs. Atchison continued discussing various vacant properties on Sebolt Road, including 2828, 2981, 2985, 2960, and 2966. Mr. Wargo replied that the lists of homes on Sebolt Road, that Mrs. Atchison discussed, were all purchased, occupied, and lost by the owners. Mr. Wargo explained that in some instances, the banks went bankrupt. Mr. Gitnik explained that if the bank went bankrupt, someone else had to receive their assets, and there would be a successor. Mr. Gitnik stated that he will work with Mr. Wargo to explain the process of determining the legal owner. Mrs. Atchison asked if the Township could take any legal action if taxes were not paid on vacant property. Mr. Sackinsky replied that homes that have been vacated and not probated are very difficult to locate the owners. In order to demolish a dilapidated structure, the owners need to be notified. Mr. Buchewicz asked that Mrs. Atchison provide Mr. Wargo with a list of properties on Sebolt Road and Library Road. Mr. Snee informed Mrs. Atchison that when she had contacted him regarding the incident involving vehicles exceeding the speed limit, he notified Chief McDonough of the situation on Southern Drive. Sgt. Costa had been posted on the corner of Northern Drive and Southern Drive. Mr. Snee clarified that officers have been informed that they are permitted to park in Mrs. Atchison's driveway or in the Downs' family driveway. He also stated that Chief McDonough is communicating with Public Works Director, Bruce Beaver, to create a sign that would deter vehicular traffic from accessing Evans Park via Southern Drive. Mr. Snee also suggested that the Township erect directional signs for Evans Park, possibly near CoGo's and near Triphammer Road. Chief McDonough stated that the order has been placed for the new signs on Southern Drive. He informed Mrs. Atchison that there is a patrol car placed on Southern Drive for a half hour, during all three shifts, for every officer. As of today, patrol cars have been posted 26 times throughout the day. There were 59 vehicles, and only one that exceeded the speed limit. They will continue to monitor the situation, at least into next week. Mrs. Atchison inquired as to the rental house. Mr. Snee suggested that she meet with Chief McDonough to discuss the situation and provide the license plate numbers and descriptions of vehicles. Mrs. Fosbaugh mentioned that the closure of Triphammer Road Bridge could also be the cause of additional vehicular traffic on Southern Drive. She informed Mrs. Atchison that the bridge should reopen by tomorrow.

Joe Betz, 3581 Falmouth Drive – Mr. Betz discussed vehicles in his plan exceeding the speed limit. He feels that 25 MPH is too fast for his plan, since most vehicles drive at 35 MPH. Mr. Betz was happy to see the potholes on Triphammer Road being repaired and is hoping the Township will repave the road once the bridge is

complete. Mr. Betz complained of vehicles not stopping at the stop signs on Triphammer Road and mentioned that he has seen patrol cars on Radstock Drive and Hill Road.

Action on Minutes

Motion by Mr. Sackinsky, seconded by Mr. Snee to approve the minutes of the Public Hearing held on April 13, 2015 to receive testimony on the Conditional Use Application submitted by South Park School District for the renovations to the South Park Middle School. All members voted aye. Motion carried.

Action on Minutes

Motion by Mr. Sackinsky, seconded by Mr. Snee to approve the minutes of the Public Hearing held on April 13, 2015 to determine if the property located at 1797 Cedaridge Drive, being Lot and Block No. 1008-D-162, should be declared a public nuisance. All members voted aye. Motion carried.

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 April 13, 2015. 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 April, 2015. All members voted aye. Motion carried.

Action on Public Nuisance – N&B Management Company, LLC – 1797 Cedaridge Drive – Lot/Block 1008-D-162

Mr. Wargo provided, for the record, the names of the following entities that were notified of the Public Hearing: Cyprex Services, Nationstar Mortgage Company, N&B Management Company, LLC, and Clyde Dukes.

Motion by Mr. Sackinsky, seconded by Mr. Snee to approve declaring the following property a public nuisance, and proceeding with the abatement of said nuisance and/or the appropriate fines and penalties as outlined in the Code of the Township of South Park:

Owner(s)

N&B Management Company, LLC

Location:

1797 Cedaridge Drive
South Park, PA 15129
Lot/Block No. 1008-D-162

Additionally, the property shall be secured within seven (7) days. The owner of record shall be required to appear at the August 10, 2015, regular meeting of the Board of Supervisors to provide oral comment and written documentation as to the status of ownership and the abatement of said public nuisance.

All members voted aye. Motion carried.

130303

**Action on Ordinance
No. 673**

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) DELETE DEFINITION FOR ESSENTIAL COMMUNICATION FACILITY, (2) ADD DEFINITIONS FOR MONOPOLE, NON-TOWER WIRELESS COMMUNICATIONS FACILITY, RIGHT-OF-WAY, STEALTH TECHNOLOGY, SUBSTANTIALLY CHANGE A WIRELESS TELECOMMUNICATIONS FACILITY, TOWER-BASED WIRELESS COMMUNICATIONS FACILITY, WIRELESS, WIRELESS COMMUNICATIONS FACILITY, WIRELESS COMMUNICATIONS FACILITY APPLICANT AND WIRELESS SUPPORT STRUCTURE, (3) TO REPEAL ARTICLE XIX, SECTION 1903.14 CAPTIONED "ESSENTIAL COMMUNICATIONS FACILITY" AND REPLACE WITH "WIRELESS COMMUNICATIONS FACILITY" AND (4) TO REPEAL ARTICLE XVII, SECTION 1701.C.1.a ESSENTIAL COMMUNICATIONS FACILITY AND REPLACE WITH WIRELESS COMMUNICATIONS FACILITY.

Motion by Mr. Sackinsky, seconded by Mr. Sneer to adopt Ordinance No. 673. All members voted aye. Motion carried.

**Action on Ordinance
No. 674**

AN ORDINANCE OF THE TOWNSHIP OF SOUTH PARK, ALLEGHENY COUNTY, PENNSYLVANIA, AMENDING ORDINANCE NO. 556, AS AMENDED, ENTITLED "SOUTH PARK TOWNSHIP ZONING ORDINANCE" TO ADD, UPDATE OR REVISE THE DEFINITIONS FOR MASSAGE THERAPY ESTABLISHMENT, MASSAGE FACILITIES, OTHER HEALTH CLUB AND PERSONAL SERVICES AND TO ADD A MASSAGE THERAPY ESTABLISHMENT AS A PERMITTED USE IN A C-1 COMMUNITY COMMERCIAL DISTRICT.

Motion by Mr. Sackinsky, seconded by Mr. Sneer to adopt Ordinance No. 674. All members voted aye. Motion carried.

**Action to Hire Part-
Time Administrative
Clerk – Theresa
Bonetti**

Motion by Mr. Sackinsky, seconded by Mr. Sneer to approve the employment of Theresa Bonetti, Stoltz Road, to fill the part-time position of part-time Administrative Clerk with South Park Township, at a rate of \$11.96 per hour, and a hire date of May 11, 2015. All members voted aye. Motion carried.

**Action on Resolution
No. 4-15**

A RESOLUTION OF THE TOWNSHIP OF SOUTH PARK, ALLEGHENY COUNTY, COMMONWEALTH OF PENNSYLVANIA, OPPOSING HB 864 (PN 1059) WHICH IS LEGISLATION THAT WOULD REDUCE THE TERM OF OFFICE FOR TOWNSHIP SUPERVISOR.

Mr. Buchewicz explained that currently there are three supervisors elected to 6-year terms, and every 2 years there is a supervisor whose term will be expiring. The legislation is proposing to change the term length 2 years. The proposed change would impede the supervisors from doing their job to the fullest extent. Mrs. Fosbaugh continued to explain that there is a period of time where the new supervisor will need to learn the governmental process, and the process generally takes more than 2 years. Mr. Buchewicz added that it takes more than 2 years for the residents to get to know a new supervisor and evaluate how well he is doing his job.

Motion by Mr. Sackinsky, seconded by Mr. Snee to approve Resolution No. 4-15. All members voted aye. Motion carried.

Action on Payment Request No. 1 and Final – Insight Pipe Contracting, L.P. – CD 40 – Grove Road Storm Sewer Phase 2

Motion by Mr. Sackinsky, seconded by Mr. Snee to approve Payment Request No. 1 and Final in the amount of \$61,830.00, as received from the contractor, Insight Pipe Contracting, relative to the project identified as CD 40 3.12.4, with South Park Township’s proportionate share of the costs being \$21,641.00, and the balance of \$40,189.00 being paid with community development grant funding, as recommended by the Township Engineer. All members voted aye. Motion carried.

Action on Payment Request No. 1 – Insight Pipe Contracting, L.P. – 2015 Sanitary Sewer Rehabilitation Project

Motion by Mr. Sackinsky, seconded by Mr. Snee to approve Payment Request No. 1 in the amount of \$43,386.34 as submitted by Insight Pipe Contracting, L.P., for the work completed to date on the project identified as the 2015 Sanitary Sewer Rehabilitation Project, as recommended by the Township Engineer. All members voted aye. Motion carried.

Action on Part-Time Employees – 2015 Summer Recreation Program

Motion by Mr. Sackinsky, seconded by Mr. Snee to approve authorizing the employment of the following individuals in a part-time capacity to fill various positions in the 2015 Summer Recreation Program:

<u>Name:</u>	<u>Hourly Rate</u>	<u>Date of Hire</u>
Gary Gillagan	\$15.00/hour	June 8, 2015
Matt Casfamento	\$15.00/hour	June 8, 2015
Gretchen Klein	\$ 7.25/hour	June 8, 2015
Drew Ohm	\$ 7.25/hour	June 8, 2015
Nicole Evans	\$ 7.25/hour	June 8, 2015
Mikaela Tranter	\$ 7.25/hour	June 8, 2015
Mikaela Ridgeway	\$ 7.25/hour	June 8, 2015
Lynnsey Ohm	\$ 7.25/hour	June 8, 2015
Mitchell Roell	\$ 7.25/hour	June 8, 2015
Kylie Tranter	\$ 7.25/hour	June 8, 2015
Alexis Petrosky	\$ 7.25/hour	June 8, 2015

All members voted aye. Motion carried.

**Authorize Sale of
Vehicle – City of
Monongahela – 2010
Crown Victoria**

Motion by Mr. Sackinsky, seconded by Mr. Snee to authorize the sale of a demolished 2010 Crown Victoria, VIN 2FABP7BV9AX124525 – as is-where is, which is owned by South Park Township, to the City of Monongahela in the amount of \$1,000.00, in accordance with the proposal submitted on April 15, 2015. All members voted aye. Motion carried.

**Action to Ratify
Acceptance of
Proposal –
Environmental
Planning & Design –
Courtyard Re-Design**

Motion by Mr. Sackinsky, seconded by Mr. Snee to ratify the Proposal submitted by Environmental Planning & Design (EPD) in the amount of \$4,360.00, for the project identified as the Courtyard Re-Design at the South Park Township Municipal Complex. All members voted aye. Motion carried.

**Action to Reschedule
Public Hearing –
Amendment of
Ordinance
Governing Oil and
Gas Activities**

Motion by Mr. Sackinsky, seconded by Mr. Snee to reschedule the Public Hearing with regard to the preparation of an Ordinance amending Ordinance No. 556, “Zoning,” as it pertains to Ordinance Nos. 652 and 654, addressing Oil and Gas activities, from Monday, June 8, 2015, at 6:45 p.m., to July 13, 2015, at 6:45 p.m. All members voted aye. Motion carried.

**Action on Training
Request – Proactively
Meeting the
Challenge of Social
Media – Sgt. David
Starzynski**

Motion by Mr. Sackinsky, seconded by Mr. Snee to authorize the attendance of Sgt. David Starzynski to a training course entitled, “Proactively Meeting the Challenge of Social Media,” which will be held in Moon Township, PA on June 2-3, 2015, at a total cost of \$12.00. All members voted aye. Motion carried.

**Action on Conference
Attendance – Chief
Dennis M.
McDonough**

Motion by Mr. Sackinsky, seconded by Mr. Snee to authorize the attendance of Chief Dennis M. McDonough to the annual Pennsylvania Chiefs of Police Association and Training Conference to be held July 13-17, 2015, in Lancaster, PA, at a total cost of \$1,301.22. All members voted aye. Motion carried.

**Action on Assessment
Change
Reimbursements –
Various Tax Years –
Lawrence P. Arrigo,
Property Tax
Collector**

Motion by Mr. Sackinsky, seconded by Mr. Snee to authorize assessment change reimbursements for various tax years due to successful appeals at the County level, as requested by Lawrence P. Arrigo, Tax Collector, in correspondence dated April 22, 2015. All members voted aye. Motion carried.

**Action on Settlement
Agreement and
Release – Southersby**

Motion by Mr. Sackinsky, seconded by Mr. Snee to approve the Settlement Agreement by and between Southersby Development Corporation and the Township of South Park as presented. All

**Development
Corporation**

members voted aye. Motion carried.

Police Chief's Report

Police Chief's Report for the month of April 2015:

Calls for Service	788
Arrests	9
Traffic Citations	39
Parking Citations	3
Warnings Issued	87
Reportable Accidents	4
Non-Reportable Accidents	9
Fire Calls	12
Emergency Medical Assists to Tri-Community EMS	66
Deer Complaints	3

Chief McDonough reminded the audience that through PennDOT, all municipal police departments will be taking part in the Click-It or Ticket Program which runs from May 18-31, 2015. The police departments will be enforcing the seat belt law both during the day and through the night time hours. Chief McDonough added that the enforcement will continue throughout the summer.

Chief McDonough mentioned that the week of May 10-16, 2015 is designated National Police Week. He added that with the loss of the 2 Mississippi police officers, there are now a total of 40 police fatalities this year.

Motion by Mr. Sackinsky, seconded by Mr. Snee to accept the Police Chief's monthly report for April 2015. All members voted aye. Motion was carried.

**Supervisors'
Comments**

Mr. Snee – Mr. Snee recognized and thanked Manager Karen Fosbaugh for her diligent work in obtaining a grant for the reconstruction of the McElheny Road Bridge and working with Jefferson Hills Borough officials in completing the project.

Mr. Sackinsky – Mr. Sackinsky had no comments.

Mr. Buchewicz – Mr. Buchewicz had no comments.

Adjournment

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

Time: 7:48 p.m.