

MINUTES OF MEETING OF TOWNSHIP OF PINE BOARD OF SUPERVISORS

Monday, May 3, 2010

Township of Pine Municipal Building

This meeting of the Township of Pine Board of Supervisors was called to order at 6:30 p.m. by Michael J. Dennehy, Chair of the Board of Supervisors.

Members in attendance were: Michael J. Dennehy, Chair; Philip D. Henry, Vice-Chair; Edward J. Holdcroft; Edward J. Owen; and Frank J. Spagnolo. Also in attendance were: Gary J. Gushard, Solicitor; Cheryl N. Fischer, Township Manager; Scott D. Anderson, Assistant Manager; Larry Kurpakus, Director of Code Administration and Land Development; Jack Fasick, Director of Public Works; Pasquale Avolio, Planning Commission Chair; and Kevin Brett, Lennon Smith Souleret Engineering.

There were approximately fifteen visitors present.

PLEDGE OF ALLEGIANCE

CORRESPONDENCE TO BOARD OF SUPERVISORS

Mrs. Fischer noted that bid tabulations were distributed that evening for the contracts on the meeting agenda.

PUBLIC COMMENT

1765 Old State Road

Mr. Robert Bergdahl, 1765 Old State Road, reported that the Dominion natural gas line runs parallel to his property and dirt bikes and quads are creating a terrible nuisance for him. He expressed his frustration with the Northern Regional Police as they have stated there is nothing they can do. Mr. Bergdahl advised that he previously communicated with Mr. Kurpakus on this issue and the Township subsequently installed fence at Old State Road, but the vehicles "skirt" the fencing. Mr. Bergdahl expressed his opinion that Dominion Gas should address the situation.

Mr. Spagnolo recommended that Mr. Bergdahl contact Dominion and request that they install additional fencing.

Mr. Owen suggested that the Township add their support to Mr. Bergdahl.

Mr. Gushard counseled that the situation appears to be Dominion's responsibility to address.

Mr. Owen recommended that Mr. Bergdahl first call and then write to Dominion Gas, attaching a letter of support the Supervisors will prepare. He suggested that a copy of the Township's correspondence be provided to the police department.

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Mr. Henry expressed his intent to address the issue with the police department.

APPROVAL OF MINUTES

Motion was made by Mr. Henry and seconded by Mr. Spagnolo to approve the minutes of the April 5, 2010 Board of Supervisors meeting. The aye vote on the motion was unanimous. Motion carried.

FINANCIAL REPORT – March 2010

Motion was made by Mr. Spagnolo and seconded by Mr. Henry to accept the Financial Report for the month of March 2010 and ratify the payment of bills to those vendors listed thereon. The aye vote on the motion was unanimous. Motion carried.

Mr. Owen questioned why the Local Services Tax revenue is lower than expected.

Mrs. Fischer stated she will review that issue and report back.

UNFINISHED BUSINESS - None

NEW BUSINESS

PINE COMMUNITY CENTER – Drainage Improvements

Mr. Brett recommended rejecting all the bids for the Community Center drainage improvements, as the low bidder withdrew his bid due to mathematical errors and all bids exceeded the engineer's estimate. He recommended adding the contract as an "add alternate" to the paving contract, as an addendum.

Motion was made by Mr. Spagnolo and seconded by Mr. Owen to reject all bids for Contract 10-ST01 and add the project, as an add alternate, to the paving contract. The aye vote on the motion was unanimous. Motion carried.

MUNICIPAL BUILDING – Emergency Generator

Mr. Brett referred to the bid report for Contract 10-E01, an emergency generator for the Municipal Building, and recommended awarding the base bid to Current Waves in the amount of \$67,220.00. He advised that a separate contract must be bid to remove the existing generator and install it in the Public Works Department, as Current Waves had not bid that part of the project.

Motion was made by Mr. Spagnolo and seconded by Mr. Henry to award Contract 10-E01, for replacement of the Municipal Building emergency generator, to Current Waves in the amount of

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\$67,220.00 and authorize re-bidding of the removal of the existing emergency generator and re-installing it in the municipal garage. The aye vote on the motion was unanimous. Motion carried.

NEW BUSINESS

2010 CRACK SEALING

Mr. Brett referred to the bid report for Contract 10-R02: Road Maintenance – Crack Sealing, and recommended that the contract be awarded to Axtells, Inc., conditioned upon favorable references.

The Board agreed to table award of the contract until the references are investigated.

Motion was made by Mr. Spagnolo and seconded by Mr. Holdcroft to table award of Contract 10-R02: Road Maintenance – Crack Sealing. The aye vote on the motion was unanimous. Motion carried.

OLD BUSINESS

PINE-RICHLAND HIGH SCHOOL

Mr. Kurpakus reported that the Planning Commission recommended approval of the Pine-Richland School District Land Development Plan with the following conditions: 1) Subject to the Wooster & Associates traffic impact study dated February 2010 with subsequent review and approval of the Township traffic engineer. 2) Compliance with the April 12, 2010 review letter of Lennon Smith Souleret Engineering. 3) Submitted geo-technical report to be sealed by a licensed engineer. 4) Execution of a developer's agreement.

Mr. Anderson summarized the May 3, 2010 HRG traffic impact study review for the proposed school campus expansion. He began with Warrendale Road and the high school entrance, noting the high school's funding the design and construction of an auxiliary right-turn lane with 275 feet of storage for eastbound Warrendale Road, installation of a traffic sign with protected/permitted westbound left turn and a northbound right turn overlap, and removal of the existing reduced speed school zone along Warrendale Road.

Mr. Spagnolo questioned why the reduced speed school zone would be removed, as he has observed students from East Ridge walking to school.

Mr. Owen added his belief that several students living in Oak Park also walk.

Mr. Anderson expressed his intent to review the issue, although it appears that to be in compliance with the PennDOT District 11-0, April 15, 2010 review letter, the Township will need to request, in writing, to cancel the current reduced speed school zone.

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Mr. Daniel Gramc, Goehring Rutter Boehm, explained that PennDOT feels that traffic movement will be improved with removal of that zone in conjunction with the proposed

OLD BUSINESS

PINE-RICHLAND HIGH SCHOOL (Continued)

improvements. Mr. Gramc added that he did not believe there are students who regularly walk to the high school.

Pine-Richland School District Superintendent, Dr. Mary Bucci, stated that bus transportation is provided for all students.

Mr. Anderson then continued that at the Babcock Boulevard and Warrendale Road intersection, the school district will construct an auxiliary right turn lane with 225 feet of storage for eastbound Warrendale Road, an auxiliary northbound left turn lane with 325 feet of vehicle storage on the northbound Babcock Boulevard intersection approach, and a traffic signal with protected/permitted northbound left turn and an eastbound right turn overlap. Mr. Anderson suggested there be consideration of a southbound right turn lane on Babcock Boulevard to accommodate the heavy right turn movement during peak periods.

Mr. Gramc expressed the school board's opinion that although there is no engineering reasoning for the southbound right turn lane on Babcock Boulevard, they are agreeable to providing it if it can be done within the existing right-of-way. Mr. Gramc explained that the school district is not agreeable to relocating the utility pole or acquiring right-of-way or adding fill.

Mr. Anderson then continued with HRG's traffic review, referring to the intersection of Babcock Boulevard and Bakerstown Road and noted that no mitigation is recommended as there is no low cost improvement apparent. He then referred to the Babcock Boulevard and Logan Road intersection and advised that the school will perform traffic studies periodically and will install multi-way stop control or a traffic signal in the future, if PENNDOT warrants are met.

Mr. Gramc reiterated that the school district will install a traffic signal at that location, when the counts indicate the need.

Mr. Spagnolo questioned if activity will be occurring at the rear of the school, as his East Ridge neighbors have questioned him if additional buffering will be provided.

Dr. Bucci advised that the school district has not acquired additional property, so activity at this location will be on existing school property.

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Motion was made by Mr. Spagnolo and seconded by Mr. Holdcroft to grant preliminary and final approval of the Pine-Richland School District Land Development Plan, pursuant to Drawings C000, C001, C100, C101, C,102, C200, C201, C202, C203, C204, C205, C300, C301, C302, C400, C401, C50, C501, C800, C801, C802, C803, C900, C901, C902, C903, C904,

OLD BUSINESS

PINE-RICHLAND HIGH SCHOOL (Continued)

C905, C906, C907, L100, L101, L102, L103, all drawn February 15, 2010 and revised April 5, 2010, and all prepared by CEC, Inc.; and Drawings ES100, ES101, ES102, P114, P116, P117, P118, and SP3-1, all dated February 15, 2010; and Drawings A-1, A-2, A-3, A-5, all dated February 12, 2010, and L-2, dated October 30, 2000, all prepared by Eckles Architecture, with the following conditions: 1) Subject to the Wooster & Associates traffic impact study dated February 2010 and the subsequent May 4, 2010 review of Herbert Rowland Grubic, with the exception of requiring utility relocation or acquiring right-of-way or excessive fill to accomplish the southbound right-turn lane on Babcock Boulevard at Warrendale Road. 2) Compliance with the April 12, 2010 review letter of Lennon Smith Souleret Engineering. 3) Submitted geo-technical report to be sealed by a licensed engineer. 4) Execution of a developer's agreement. The aye vote on the motion was unanimous. Motion carried.

NEW BUSINESS

THE VILLAGE AT PINE – Phase IV Developer's Agreement

Mr. Kurpakus reported that The Village at Pine developer has requested authorization to begin Phase 4B and is therefore requesting that permits be issued for construction of 69 townhomes, prior to construction of the road connection to Route 910.

Mr. Gushard reminded that the developer's agreement permitted the issuance of only the 49 construction permits for Phase 4A, before the connection to Route 910 is constructed.

Mr. Daniel Gramc, Goehring Rutter Boehm, stated that timing is the developer's issue.

Mr. Kurpakus suggested that requiring the developer's bonding could provide security for the road improvements.

Mr. Avolio agreed that a solution could be their bonding of the culvert and traffic signal. He also suggested that the developer establish a timeline and it be submitted to PennDOT.

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Motion was made by Mr. Spagnolo and seconded by Mr. Holdcroft to table the issue to obtain additional information regarding the developer's timeline. The aye vote on the motion was unanimous. Motion carried.

RESOLUTION 820

Motion was made by Mr. Owen and seconded by Mr. Spagnolo to authorize the Township Manager to complete all documents for the purpose of obtaining financial assistance for the February 2010 snowstorm. The aye vote on the motion was unanimous. Motion carried.

NEW BUSINESS

PURCHASE OF CODE ENFORCEMENT VEHICLE & SALE OF 2000 JEEP CHEROKEE

Motion was made by Mr. Holdcroft and seconded by Mr. Spagnolo to authorize advertisement for bids for the purchase of a Code Enforcement vehicle and sale of the 2000 Jeep Cherokee. The aye vote on the motion was unanimous. Motion carried.

EARTH DAY CELEBRATION

Motion was made by Mr. Spagnolo and seconded by Mr. Owen to authorize staff and volunteers to participate in an Earth Day celebration on April 24, 2010. The aye vote on the motion was unanimous. Motion carried.

SIGNAGE

Mr. Holdcroft observed that sandwich board signs and banners on Route 19 are becoming a nuisance. He acknowledged that the Board was relatively lax on signage for new businesses, but he felt that the need for enforcement is now necessary.

Mr. Anderson advised that he recently provided the Solicitor with a draft Code revision that will address the sandwich board sign issue.

The Board agreed that enforcement is needed.

Mr. Gushard expressed his intent to consult with Mr. Anderson and Mr. Kurpakus to prepare a draft amendment to the Code, for the Board's review.

Mr. Henry asked that the Board receive copies of correspondence.

WIND TURBINE

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Mr. Dennehy announced that the Supervisors met, in a conference session prior to the meeting, with Vox Energy Solutions, to hear Vox address the wind turbine. He advised that one of their proposals is to conduct a wind study.

Mr. Holdcroft remarked that the wind turbine must become more efficient, if it is to remain a Township asset. He expressed his opinion that a wind study is necessary.

Mr. Spagnolo felt it is more feasible to not incur any additional expenses and Mr. Owen agreed.

Mr. Anderson was asked to investigate what would be involved in having a wind study performed.

NEW BUSINESS

ENERGY AUDIT

Mr. Spagnolo suggested that the company that designed the Community Center HVAC system be asked to perform a complete check of the system, due to extremely high electric charges.

Ms. Patsko advised that Tower Engineering designed the HVAC system and she would consult them on the issue. She added that she would provide the Supervisors with information after consulting with Tower.

AVONLEA ESTATES HOMEOWNERS ASSOCIATION

Mr. Gushard reported that the Township continues to assist the Snowberry Lane residents in making their homeowner's association viable.

ADJOURNMENT

Motion was made by Mr. Holdcroft and seconded by Mr. Owen to adjourn. The aye vote on the motion was unanimous. Motion carried.

The meeting adjourned at 8:00 p.m.

Recording Secretary

Secretary