

## MINUTES OF MEETING OF TOWNSHIP OF PINE BOARD OF SUPERVISORS

Monday, July 6, 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; and Edward J. Owen. Also in attendance were: Gary J. Gushard, Solicitor; Cheryl N. Fischer, Township Manager; Scott D. Anderson, Assistant Manager; and Larry Kurpakus, Director of Code Administration and Land Development

There were approximately ten visitors present.

### PLEDGE OF ALLEGIANCE

### CORRESPONDENCE TO BOARD OF SUPERVISORS

Mrs. Fischer advised that all correspondence was included in the meeting packet.

### PUBLIC COMMENT

### APPROVAL OF MINUTES

Motion was made by Mr. Holdcroft and seconded by Mr. Owen to approve the minutes of the June 21, 2010 Board of Supervisors meeting. The aye vote on the motion was unanimous with the exception of Mr. Henry who abstained due to his absence at that meeting. Motion carried.

### FINANCIAL REPORT – May 2010

Mrs. Fischer was questioned regarding the disparity of the amount of Local Services Tax collected to date and the amount budgeted for collection. She acknowledged that although only the first two quarters of 2010 have been collected, it appears the amount collected in 2010 will be much less than anticipated.

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

### UNFINISHED BUSINESS

### HEURICH CONSTRUCTION REZONING REQUEST

TOWNSHIP OF PINE BOARD OF SUPERVISORS

MINUTES OF MEETING

July 6, 2010

Page 2

Mr. Dennehy advised that notification has been received from Heurich Construction, withdrawing the application for rezoning and termination of all proceedings related to rezoning of the parcel on Brown Road.

NEW BUSINESS

RESOLUTION 823

Motion was made by Mr. Holdcroft and seconded by Mr. Owen to open the Public Hearing for consideration of Resolution 823. The aye vote on the motion was unanimous. Motion carried.

Attorney R.J. O'Hara, Flaherty & O'Hara, introduced the owners of Cascada, Inc., Felix and Juan Guterrez, who are requesting approval of a liquor license transfer for a family-oriented Mexican restaurant in The Village at Pine. Mr. O'Hara advised that the owners currently operate six other local Mexican restaurants. He added that the 200-seat establishment will close at 10:00 p.m. on weeknights and 10:30 on the weekend and will not provide music or entertainment. Mr. O'Hara advised that ample parking will be provided and the restaurant will employ 50 to 100 people.

Mr. Gushard counseled that the Board must determine that transfer of the license will not be detrimental to residents or existing establishments.

Mr. Dennehy opened the Public Hearing to public comment, with no requests to address the issue.

Motion was made by Mr. Owen and seconded by Mr. Holdcroft to close the Public Hearing for consideration of Resolution 823. The aye vote on the motion was unanimous. Motion carried.

Motion was made by Mr. Henry and seconded by Mr. Owen to enact Resolution 823, approving a request for the proposed transfer by Cascada, Inc. of Pennsylvania Liquor Control Board Restaurant Liquor License No. R-16413 into the Township of Pine (within the Village at Pine development, 11978 Perry Highway, Wexford, Pennsylvania, 15090) from the City of Pittsburgh, pursuant to Act 141 of 2000. The aye vote on the motion was unanimous. Motion carried.

RESIDENTIAL SOLID WASTE/YARD WASTE/RECYCLING COLLECTION

Mrs. Fischer distributed correspondence from Nestor Resources, Inc., summarizing the bid documents for solid waste collection and, in particular, the irregularities of Waste Management's bid.

Mr. Gushard specified that the issue was with Waste Management's bid attachments. He counseled that the Board could take action that evening or defer action until Marshall Township takes their official action at their Board meeting on July 12, 2010. He noted that, if necessary, the bids could be rejected and the contract rebid.

NEW BUSINESS

RESIDENTIAL SOLID WASTE/YARD WASTE/RECYCLING COLLECTION

Mr. Michael Christ, Waste Management, advised that he provided a copy of their original bid to Marshall Township, as it contained all the necessary documentation, that unfortunately had not been included in the second round of bidding. He then expressed his hope that the Board would consider awarding the contract to Waste Management.

Mr. Gushard pointed out that Pine must act in concert with Marshall, as it is a joint contract.

Motion was made by Mr. Holdcroft and seconded by Mr. Owen to table consideration of the Residential Solid Waste/YardWaste/Recycling Collection bids. The aye vote on the motion was unanimous. Motion carried.

PINE COMMUNITY CENTER REFINANCING

Mr. Dennehy remarked that although there may be additional costs to transfer accounts to ESB Bank as part of their Community Center refinancing proposal, they would be minor in comparison to the anticipated savings of \$461,733.

Motion was made by Mr. Henry and seconded by Mr. Holdcroft to authorize Township staff to prepare the necessary documentation to apply to ESB Bank for Option C-2 (20 years at 3.55% and a depository relationship) for Pine Community Center refinancing. The aye vote on the motion was unanimous. Motion carried.

SILVER PINES

Mr. Gushard explained that execution of a Record of Action was necessary for the Silver Pines Plan of Lots, in accordance with Board approval at the June 21, 2010 Board meeting.

Motion was made by Mr. Owen and seconded by Mr. Holdcroft to authorize execution of a Record of Action for modification of subdivision regulations as requested by Sierra Associates for its application for preliminary and final approval of the "Silver Pines" (formerly Sierra Pines) Plan of Lots. The aye vote on the motion was unanimous. Motion carried.

WEXFORD VOLUNTEER FIRE COMPANY

Motion was made by Mr. Holdcroft and seconded by Mr. Owen to authorize the Wexford Volunteer Fire Company to participate in parades on July 4, 2010 at Ross Township and on July 16, 2010 in Ohio Township. The aye vote on the motion was unanimous. Motion carried.

TOWNSHIP OF PINE BOARD OF SUPERVISORS  
MINUTES OF MEETING  
July 6, 2010  
Page 4

ADJOURNMENT

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

The meeting adjourned at 7:05 p.m.

---

Recording Secretary

---

Secretary