

MINUTES OF MEETING OF TOWNSHIP OF PINE BOARD OF SUPERVISORS

Monday, September 20, 2010

Pine Community Center

PLEDGE OF ALLEGIANCE

ROLL CALL

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 Gushard, Tucker Arensberg, P.C., Solicitor; Cheryl N. Fischer, Manager; Larry Kurpakus, Director of Land Development; Joni Patsko, Director of Parks and Recreation; Robert Firek, Lennon Smith Souleret Engineering, Inc.; Northern Regional Police Chief T. Robert Amann; and Richard Voll, Wexford Volunteer Fire Company. Present through their reports were: Kim Pierson, Parks and Recreation Chair; and Carole Keeley, Northern Tier Library.

There were two visitors present.

CORRESPONDENCE

There was no additional correspondence.

PUBLIC COMMENT

There were no requests to address the Board of Supervisors at this time.

COMMITTEES

Parks and Recreation Commission

Ms. Pierson reported that the Parks and Recreation event "A Taste of Pine" is scheduled for Thursday evening. She also reported that Friends of Pine Parks has offered to purchase a double-faced LED signboard for the Community Center and a putting green for the park. Mrs. Pierson noted that the Township Code Enforcement Office has reviewed the proposed signboard and given their approval.

INTERGOVERNMENTAL AGENCIES

Northern Tier Regional Library

Ms. Keeley reported that the July 2010 report of the Northern Tier Regional Library indicated that circulation was 24,944, with 120 new borrowers registered and 521 items added to the collection. She also reported on current and upcoming library programs.

Mr. Dennehy questioned how the State's reduced funding has affected the library.

Ms. Keeley advised that purchasing has been reduced and several employees who have left, have not been replaced.

INTERGOVERNMENTAL AGENCIES

North Hills COG

Mr. Spagnolo reported that the North Hills Council of Governments' first meeting of the season is scheduled for September 23.

Mrs. Fischer reported that Pine, Richland, Marshall, and Bradford Woods have retained Attorney Dan Cohen to negotiate with Armstrong Cable for a new contract.

Pine-Richland School District

Mr. Henry reported that bids for the high school addition are due October 6 and will be awarded October 11.

Mr. Spagnolo expressed his concern with increased traffic.

Chief Amann agreed that traffic from 6:45 to 7:15 a.m. is an issue.

Mr. Kurpakus explained the project's traffic improvements and suggested that coordination with the contractors may alleviate some impact.

PUBLIC SAFETY

Joint Police Board

Chief Amann highlighted the August 2010 Northern Regional Police report. He added that 911 will be realigning their radio channels as of 9:00 a.m. the following day, as part of their computer aided dispatch program.

PUBLIC SAFETY

Wexford Volunteer Fire Company

Mr. Voll reported that the Fire Company responded to 22 calls in August. Mr. Voll added that construction of the new station remains on schedule and completion by the end of the year remains anticipated.

Fire Marshal

Mr. Dennehy acknowledged the Fire Marshal's August 2010 report.

REPORT OF THE SOLICITOR

Mr. Gushard reported that the Zoning Hearing Board will be meeting on September 22 to hear the application of Charles Siebert. He explained that Mr. Siebert is requesting relief from the front yard setback so as to subdivide one lot with two houses into two separate lots.

Mr. Kurpakus added that the Planning Commission recommended approval of the subdivision, conditioned on Zoning Hearing Board approval.

The Board had no objection to the front yard setback variance.

COMMUNITY DEVELOPMENT UPDATE

Developments before the Planning Commission

Sign Ordinance Amendment

Mr. Kurpakus reported that the Planning Commission recommends approval of an amendment proposed for sign regulations, with two minor conditions.

Rezoning Ordinance

Mr. Kurpakus reported that the Planning Commission also recommends approval of an ordinance to amend the zoning map. He advised that Lloydmont Estates residents have received notification of the November 1, 2010 Public Hearing.

Seibert Subdivision

Mr. Kurpakus reported that the Seibert Subdivision will be before the Board after the Zoning Hearing Board Hearing.

Euro-Academy

Mr. Kurpakus advised that the Euro-Academy land development plan was tabled by the Planning Commission.

REPORT OF ENGINEER

Mr. Firek highlighted the September engineering report, noting that the road program is approximately 75% complete, with the park culvert to be completed soon. He added that the final switchover to the new emergency generator will occur in the next several weeks. Mr. Firek then reported on the State's extension of the MS4 program to December 9, 2011.

Mr. Dennehy expressed his frustration with the State's unfunded mandate of that program.

PUBLIC WORKS REPORT

Mr. Fasick's had nothing in addition to his written report.

Mr. Spagnolo questioned the cost to repair the transmission of the 1999 pick-up truck, rather than purchasing a new truck for parks use.

Mr. Fasick estimated that cost at \$3,000.

Mr. Spagnolo suggested that an estimate also be obtained from Mars Transmission.

Ms. Patsko explained that the truck will be used for snow maintenance.

Mr. Holdcroft added his opinion that the diesel engine option is not necessary when considering a new truck for that purpose.

The Board agreed to revisit the issue once the cost to repair the 1999 truck has been determined.

ADMINISTRATIVE MATTERS

MINUTES

Motion was made by Mr. Henry and seconded by Mr. Spagnolo to approve the minutes of the August 17, 2010 Board of Supervisors meeting. The aye vote on the motion was unanimous. Motion carried.

Motion was made by Mr. Spagnolo and seconded by Mr. Holdcroft to approve the minutes of the Special Meeting of September 7, 2010. The aye vote on the motion was unanimous. Motion carried.

FINANCIAL STATEMENTS – July and August 2010

Motion was made by Mr. Owen and seconded by Mr. Spagnolo to approve the July and August 2010 Financial Statements and the payment of bills thereon. The aye vote on the motion was unanimous. Motion carried.

ORDINANCE 355

Motion was made by Mr. Spagnolo and seconded by Mr. Holdcroft to open a Public Hearing to consider Ordinance 355. The aye vote on the motion was unanimous. Motion carried.

ADMINISTRATIVE MATTERS

ORDINANCE 355 (Continued)

Mr. Gushard explained that Ordinance 355 authorizes refinancing of the Community Center. He then reviewed the terms of the financing, noting that it will save approximately \$450,000.

Motion was made by Mr. Owen and seconded by Mr. Spagnolo to close the Public Hearing. The aye vote on the motion was unanimous. Motion carried.

Motion was made by Mr. Holdcroft and seconded by Mr. Spagnolo to enact Ordinance 355, authorizing the Township to incur nonelectoral debt in an amount not to exceed \$8,535,000.00 by the issuance of a General Obligation Note in an amount not to exceed \$5,920,000.00 (the "Series A Note") and (II) a General Obligation Note in an amount not to exceed \$2,615,000.00 (the "Series B Note"; and the Series A Note and the Series B Note herein collectively the "Notes") for (A) the current refunding of the Township of Pine's prior General Obligation Note, Series of 2006 (the "2006 Note"), in order to reduce the debt service of the 2006 outstanding on the date of the issuance of the notes, and (C) the payment of certain costs of issuance relating to the notes: fixing the form, number, date, interest, and maturity thereof; making a covenant for the payment of the debt service on the notes; providing for the filing of the required documents, providing for the appointment of a sinking fund depository for the notes; authorizing execution, sale, and delivery thereof; authorizing other necessary and proper action; and repealing inconsistent ordinances. The aye vote on the motion was unanimous. Motion carried.

SIGN ORDINANCE AMENDMENT

Motion was made by Mr. Owen and seconded by Mr. Spagnolo to authorize advertisement for a Public Hearing to consider a sign ordinance amendment. The aye vote on the motion was unanimous. Motion carried.

REZONING ORDINANCE

Motion was made by Mr. Holdcroft and seconded by Mr. Spagnolo to authorize advertisement of a Public Hearing to consider rezoning of 181 Wexford Bayne Road. The aye vote on the motion was unanimous. Motion carried.

2011 NON-UNIFORMED PENSION PLAN MMO

Motion was made by Mr. Henry and seconded by Mr. Owen to authorize the Chief Administrative Officer to sign the Township 2011 Non-Uniformed Pension Plan MMO. The aye vote on the motion was unanimous. Motion carried.

REVIEW PROPOSED AGENDA FOR MONDAY, OCTOBER 4, 2010

The Board reviewed and approved the following agenda for Monday, October 4, 2010.

Unfinished Business

*Discussion on possible Baur Drive Sewer District
Seibert Subdivision* **ADDED**

New Business - None

EXECUTIVE SESSION

Motion was made by Mr. Owen and seconded by Mr. Spagnolo to conduct an Executive Session at 7:35 p.m. for the purpose of discussing legal issues. The aye vote on the motion was unanimous. Motion carried.

Motion was made by Mr. Owen and seconded by Mr. Holdcroft to terminate the Executive Session at 7:55 p.m.

REGULAR MEETING

Mr. Dennehy questioned Mr. Gushard if the prior Executive Session met the guidelines of the Sunshine Act and Mr. Gushard responded affirmatively, as the discussion related to potential litigation.

ADJOURN

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 7:55 p.m.

Recording Secretary

Township Manager