

MINUTES OF MEETING OF TOWNSHIP OF PINE BOARD OF SUPERVISORS

Monday, March 21, 2016

Pine Community Center

PLEDGE OF ALLEGIANCE

ROLL CALL

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

Members in attendance were: Michael J. Dennehy, Chair; Phil Henry, Vice-Chair; Edward J. Holdcroft, and Frank J. Spagnolo. Also in attendance were: Gary Gushard, Tucker Arensberg, P.C., Solicitor; Scott Anderson, Township Manager; Amy Pampiks, Administrative Operations & Human Resources Manager; Larry Kurpakus, Director of Land Development and Code Enforcement; Joni Patsko, Director of Parks and Recreation; Tony Barbarino, Director of Public Works; Tim Flaherty, Fire Marshal; Jan Kowalski, Financial Administrator & Business Tax Collector; Robert Firek, Lennon Smith Souleret Engineering; Chief T. Robert Amann, Northern Regional Police Department; and Diane Illis, Northern Tier Library Board.

There were 7 visitors present.

CORRESPONDENCE

Mr. Anderson reported there is no additional correspondence.

PUBLIC COMMENT

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

COMMITTEES

Plans before Parks and Recreation Commission

Proposal for Fireworks

Mr. Gill highlighted the Proposals for Fireworks for Community Day and Holiday Dazzle. He stated that the Parks and Recreation Commission is recommending Pyrotechnico.

Mr. Spagnolo stated that Pyrotechnico has contracted for many years with the Township and has done an outstanding job. He supports the recommendation.

Motion was made by Mr. Holdcroft and seconded by Mr. Henry to award the proposal for fireworks to Pyrotechnico in the amount of \$13,000 for Community Day and in the amount of \$3,500 for Holiday Dazzle. The aye vote on the motion was unanimous. Motion carried.

Proposal for Lake Pavilion

Mr. Gill referred to the submitted proposals for a new park lake pavilion. Parks and Recreation is recommending Snider Recreation. He added that Friends will be donating 4 picnic tables for the new pavilion.

Motion was made by Mr. Spagnolo and seconded by Mr. Henry to award the proposal for the park lake pavilion to Snider Recreation in the amount of \$18,925. The aye vote on the motion was unanimous. Motion carried.

Resolution 946 Grant Application for Handicapped Accessible Restroom Facility

Mr. Gill reported that Resolution 946 is regarding submitting a grant application for a handicapped accessible restroom facility in Pine Park near Colt Field.

Motion was made by Mr. Henry and seconded by Mr. Spagnolo to approve Resolution 946 submitting a grant application for a handicapped accessible restroom facility in Pine Park near Colt Field. The aye vote on the motion was unanimous. Motion carried.

Friends of Pine Community Parks

Mr. Gill reiterated that Friends of Pine Community Parks will be donating four (4) picnic tables to the new park lake pavilion once constructed.

INTERGOVERNMENTAL AGENCIES

Northern Tier Regional Library

Ms. Illis reported that on Monday, February 29th, the Pine Center of the Northern Tier Library kicked off a new project "The Pine-Richland Makerspace". Utilizing funds from grants, the library will put together a set of boxes that contain materials, tools, and technology that allow teens to create whatever they can imagine.

North Hills COG

Mr. Spagnolo had no report on the North Hills Council of Governments.

Pine-Richland School District

Mr. Henry reported that Pine-Richland High School performed "The Music Man" while the middle school presented "Annie Jr." Both were filled with phenomenal talent! He added that the National Merit Scholarship Corporation named four Pine-Richland High School students as finalists in its 2015-16 competition. Five students qualified for the PA State Forensics Tournament to be hosted at Susquehanna University April 7-9, 2016. He concluded that the boys and girls basketball teams did well this year.

PUBLIC SAFETY

Joint Police Board

Chief Amann had nothing to add to his written report.

Fire Marshal

Mr. Flaherty had nothing to add to his written report.

Wexford Volunteer Fire Company

The Board acknowledged the Fire Company's written report.

Mr. Holdcroft shared that the purchase of a new computer server was made for the main station on North Chapel Drive.

The Board acknowledged the receipt of the Wexford Volunteer Fire Company's Treasurer's Report.

REPORT OF THE SOLICITOR

Mr. Gushard stated that he will report on items listed under *Administrative Matters* on the agenda.

COMMUNITY DEVELOPMENT UPDATE

Developments before the Planning Commission

LUDWIG PLAN REVISED SUBDIVISION

Mr. Kurpakus reported that Dr. Marti Ludwig is proposing the creation of a 3 lot standard subdivision on property located at 10780 Babcock Boulevard. The existing residence will remain as lot 1-A and two additional 7 acre single family residential lots will be created for future home construction. The Planning Commission recommended approval with conditions.

Motion was made by Mr. Spagnolo and seconded by Mr. Holdcroft to grant preliminary and final approval of the Ludwig Plan – Revised Subdivision: drawing Sheet 1 of 1 dated 2/5/16 and prepared by Tait Engineering, Inc. with the following condition:

1. Compliance with the LSSE review letter dated February 29, 2016.

The aye vote on the motion was unanimous. Motion carried.

ALDERWOOD PHASE 2 PLANNED RESIDENTIAL DEVELOPMENT (P.R.D.)

Mr. Kurpakus reported the Alderwood P.R.D. received tentative approval on July 18, 2006. Phase 1 of the development was approved in 2007 and is currently developed. Phase 4 was granted final approval in October, 2015. The developer is requesting final approval of Phase 2 as the next phase of development. Phase 2 includes 35 Patio home lots anticipated as a phase of the PRD. The Planning commission recommended final approval with conditions.

Motion was made by Mr. Holdcroft and seconded by Mr. Spagnolo to grant final approval of the Alderwood Phase 2 P.R.D. with the following conditions:

1. Compliance with the LSSE Review Letter dated March 7, 2016
2. Compliance with all conditions of the tentative approval dated July 18, 2006
2. Preparation and Execution of a standard Township Developer's Agreement.

The aye vote on the motion was unanimous. Motion carried.

SMOOTHIE KING LAND DEVELOPMENT

Mr. Kurpakus reported that the Pittsburgh Kingdom, LLC is proposing the construction of a 1,078 sq. /ft. retail drive through restaurant with associated parking, landscaping, and stormwater management, at 11199 Perry Highway. The site is accessed from an existing curb cut constructed with the Route 19 widening project. The parcel is currently vacant and was previously used as a used car lot and notary service. The Planning Commission recommended preliminary and final approval with conditions.

Mr. Henry inquired what is Smoothie King and what products do they provide. Jeff Berneburg, the applicant engineer, stated that Smoothie King provides nutritional smoothie drinks.

Mr. Henry asked if it would have seating or would it be a drive-thru only. Mr. Berneburg replied that it has some seating but is primarily a drive-thru facility.

Mr. Spagnolo stated he was concerned with run off onto Roscommon Road. Mr. Kurpakus stated that there are existing easements to accommodate stormwater from this site.

Motion was made by Mr. Spagnolo and seconded by Mr. Holdcroft to grant preliminary and final approval of the Smoothie King Development Plan with the following conditions:

1. Compliance with the Planning Commission recommendation, including modification requests dated March 14, 2016.

The aye vote on the motion was unanimous. Motion carried.

ENGINEER'S REPORT

Mr. Firek provided MS4 Municipal Training handouts to the Board of Supervisors and department heads. The training information included permit overview, requirements, preparing and implementing Minimum Control Measure (MCM), and Best Management Practice (BMP). He highlighted six (6) MCM's and concluded with MS4 Tracking System information. Mr. Firek's presentation is part of the continual training requirements for educating staff and elected officials to meet MS4 compliancy standards. Mr. Firek added that a copy of the handout will be included in the appropriate MS4 notebook.

PUBLIC WORKS REPORT

Mr. Barbarino had nothing to add to his written report.

ADMINISTRATIVE MATTERS

MINUTES

Motion was made by Mr. Holdcroft and seconded by Mr. Spagnolo to approve the Board of Supervisors minutes of February 16, 2016. The aye vote on the motion was unanimous. Motion carried.

FINANCIAL STATEMENTS

Mr. Dennehy inquired if information pertaining to liquid fuels would be included in the March report. Ms. Kowalski stated that liquid fuels revenue allocation would be included in the March report.

Motion was made by Mr. Spagnolo and seconded by Mr. Holdcroft to approve the February 2016 Financial Statements and the payment of bills thereon. The aye vote on the motion was unanimous. Motion carried.

PUBLIC HEARING POSTPONED for VILLAGE OF PINE, PHASE 6

Motion was made by Mr. Henry and seconded by Mr. Spagnolo to open the Public Hearing requesting revised tentative and final approval of the Village at Pine Phase 6 located along Wexford Road. The aye vote on the motion was unanimous. Motion carried.

Mr. Gushard reported that the developer, Gigliotti Holdings, L.P., has requested that the public hearing scheduled this evening be continued until the April 4, 2016 Board meeting.

Motion was made to by Mr. Spagnolo and seconded by Mr. Holdcroft to continue the Public Hearing until the April 4, 2016 meeting. The aye vote on the motion was unanimous. Motion carried.

ORDINANCE 377

Motion was made by Mr. Henry and seconded by Mr. Spagnolo to open the Public Hearing for Official Consideration and Proposed Enactment of Ordinance 377 vacating a prior public right-of-way for Brasley Road.

Mr. Gushard stated that in 1992 this right-of-way was closed to traffic and no maintenance has occurred since then. The rights will revert to the adjoining property owners.

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

Motion was made by Mr. Spagnolo and seconded by Mr. Holdcroft to enact Ordinance 377 vacating a prior public right-of-way for Brasley Road. The aye vote on the motion was unanimous. Motion carried.

RESOLUTION 942

Mr. Gushard reported that he has been working with Amy Pampiks on the amendment and restatement of the Non-Uniform Employee's Pension Plan document and Governmental Money Purchase Plan & Trust Adoption Agreement. The changes to the Plan document are intended to clarify and provide flexibility in the administration and management of the plan benefits. This action was necessitated due to legislative and Internal Revenue Code dates.

Mr. Dennehy requested that an analysis of all changes be presented at the April 4, 2016 Board meeting.

Motion was made by Mr. Spagnolo and seconded by Mr. Holdcroft to table the Non-Uniform Employees' Pension Plan until the April 4, 2016 meeting. The aye vote on the motion was unanimous. Motion carried.

RESOLUTION 943

Motion was made by Mr. Holdcroft and seconded by Mr. Spagnolo to adopt Resolution 943 regarding the Sunset Ridge Sewer Facilities Plan. The aye vote on the motion was unanimous. Motion carried.

RESOLUTION 944

Mr. Gushard explained that a committee, the Pine Township Authority, was established in 1966 and has been inactive for the entire 50 years of its existence. After discussion and evaluation with Township staff (Scott Anderson and Amy Pampiks) the recommendation is to terminate the Pine Township Authority. Therefore, five (5) individuals have been secured for a brief appointment thus permitting us to file the necessary termination documents to disband the Authority.

Motion was made by Mr. Spagnolo and seconded by Mr. Holdcroft to adopt Resolution 944 appointing members to the Pine Township Authority to fill vacancies. The aye vote on the motion was unanimous. Motion carried.

RESOLUTION 945

Mr. Henry asked what *Small Games of Chance* meant in the description of the resolution. Mr. Gushard stated that Small Games of Chance are a means for organizations to raise funds via such things as raffle tickets and 50/50 drawings.

Motion was made by Mr. Holdcroft and seconded by Mr. Henry to adopt Resolution 945 recognizing Brad-Mar-Pine Baseball & Softball Association, a non-profit 501 (c) (3) under the Internal Revenue Code, as a Civic and/or Service Association under the Local Options Small Games of Chance Provision. The aye vote on the motion was unanimous. Motion carried.

CABLE FRANCHISE AGREEMENT

Mr. Gushard stated that the Executive Summary of the Cable Franchise Agreement with Consolidated Communications was included in the Board packet. The next step is to advertise for a public hearing for official consideration and proposed enactment of the ordinance.

Mr. Dennehy stated that the Township does not collect a franchise fee from Consolidated; therefore they should not charge our residents. He questioned if there is any way to verify if residents are being charge a fee. Mr. Anderson stated that because of the bundles offered we cannot confirm whether they are charging an equivalent amount proportional to a community that does collect a franchise fee.

Motion was made by Mr. Spagnolo and seconded by Mr. Holdcroft for authorization to advertise for the Cable Franchise Agreement Public Hearing for official consideration and proposed enactment of the ordinance. The aye vote on the motion was unanimous. Motion carried.

PROPOSAL FOR ARCHITECTURAL SERVICES FOR AN ADDITIONAL PUBLIC WORKS GARAGE

Motion was made by Mr. Spagnolo and seconded by Mr. Holdcroft to accept the Proposal from RSSC Architecture for architectural & engineering consulting services for an additional public works garage in the amount of \$68,000.

2016 ROAD MAINTENANCE & CRACK SEALING CONTRACT

Mr. Firek reviewed the bid report with the recommendation to accept the bid from Matcon Diamond in the amount of \$44,000.

Motion was made by Mr. Spagnolo and seconded by Mr. Holdcroft to award the 2016 Maintenance & Crack Sealing Contract to Matcon Diamond in the amount of \$44,000. The aye vote on the motion was unanimous. Motion carried.

2016 ROADWAY & STORM SEWER IMPROVEMENTS CONTRACT

Mr. Firek highlighted the bid report and indicated that Shields Asphalt Paving is the low bidder for the 2016 Roadway & Storm Sewer Improvements.

Mr. Barbarino asked if there were any questions on the base bid or alternates provided in his memo.

Mr. Spagnolo reviewed the report to verify it was within the budgeted amount of \$1,785,000. Mr. Barbarino stated that the bid total including alternates 1, 2, 4, and 5 is \$1,758,000 which is within the budgeted amount.

Motion was made by Mr. Spagnolo and seconded by Mr. Holdcroft to award the 2016 Roadway & Storm Sewer Contract to Shields Asphalt Paving, Inc. in the amount of \$1,422,000 for the base bid and \$336,000 for alternates 1, 2, 4, and 5. The aye vote on the motion was unanimous. Motion carried.

SALT STORAGE FACILITY CONTRACT

Mr. Anderson stated that Golon, Inc. is the apparent low bidder. He recommended tabling the bid until April 4, 2016 meeting to allow re-evaluation of the submitted bids.

Mr. Firek added that he met with Golon, Inc. this morning and they seemed excited about the job.

Mr. Gushard stated that all bids will be reviewed for possible action at the April 4, 2016 meeting.

Mr. Firek stated that rebidding the job would not give enough time for work completion by the September deadline. His recommendation is to table until the April 4th meeting.

Mr. Anderson stated that the enlarged size of the Salt Storage building is based on the number of roads the Township will take over in the future, as well as accommodating all salt storage for the season.

Motion was made by Mr. Spagnolo and seconded by Mr. Holdcroft to table the Salt Storage bid until the April 4, 2016 meeting. The aye vote on the motion was unanimous. Motion carried.

APRIL 4, 2016 BOARD MEETING

The Board reviewed and approved the agenda proposed for the April 4, 2016 meeting.

ADJOURNMENT

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

The meeting adjourned at 7:21 p.m.



Recording Secretary



Township Manager