

CHARTIERS TOWNSHIP  
BOARD OF SUPERVISORS MEETING

August 26, 2014

7:00 p.m.

A. William Kiehl called the regular meeting of the Chartiers Township Supervisors to order at 7:05 p.m. at which time he asked all present to stand for the pledge of allegiance.

**ATTENDANCE:**

Attending this evenings meeting were Supervisors Richard Metzler, John M. Marcischak and Mr. Kiehl. Additionally in attendance were: James Liekar-Solicitor; Jodi L. Noble-Township Manager; Daniel Slagle-Township Engineer; Edward Jeffries-Public Works Director; Samuel R. Stockton-Community Development Coordinator; and Wendy Williams-Recording Secretary.

**EXECUTIVE SESSION ANNOUNCEMENT:**

Mr. Kiehl announced that the Board of Supervisors met in Executive Session to discuss litigation and contract negotiations prior to this meeting at 6:05 to 7:05 p.m.

**VISITOR'S TIME:**

Mr. Bill Hill, of 319 North Main Street, Houston, PA approached the Board regarding damage to his property as a result of the sewer project. Mr. Hill presented pictures to the Board. There was a washout of Haught Lane with further damage to his property with stone and gravel coming in on the lawn. His vegetable garden was washed out. Parking area under his car port caused by the flooding. Furniture stored in his garage is damaged. Mr. Hill is wanting action 1) restoring the surface under the car port to its original condition 2) restoring the vegetable garden to its original condition an excavation of one foot replacing it with Grade A topsoil 3) clean the mud out of the garage returning it to the original condition and make financial restitution for his mother-in-law's furniture. Mr. Hill expects a response within the next two weeks.

Mr. John Johnson of 815/821 McClane Farm Road, Washington, PA showed concern regarding the maintenance of the road , trees overhanging the road, as well as installation of sanitary sewer.

The Public Works Director is to assess this matter.

**DEVELOPERS TIME:**

1. A motion was made by Mr. Metzler and seconded by Mr. Marcischak to table the Preliminary/Final Site Plan for the MarkWest Liberty Site Plan until the September 9, 2014 Board of Supervisors Meeting in consideration of the written 30 day time extension. All Supervisors voted yes. The motion was carried

2. A motion was made by Mr. Metzler and seconded by Mr. Marcischak to approve financial security No. 7 for Piatt Estates, Phase 1 in order to reduce the performance security from \$158,565 to \$144,375 pursuant to the Township Engineer's letter dated August 22, 2014. All Supervisors voted yes. The motion was carried.

**APPROVAL OF MINUTES:** (Posted on Bulletin Board)

A motion was made by Mr. Metzler and seconded by Mr. Marcischak to approve the Board of Supervisors Minutes for the Workshop Meeting of July 8, 2014 and the Regular Meeting of July 22, 2014, as presented. All Supervisors voted yes. The motion was carried.

**STAFF REPORTS:** (as necessary)

Mr. Kiehl asked the Engineer to follow-up on the restoration of the sewer at the residence of McFadden and Elias on Forrest Avenue and give a report to the Township Manager by weeks end.

732 Scenic Drive – The owner is concerned of how the front of her property has been dug up. The Water Company is working on the other side of the road and they are to pave half the road. Mr. Metzler had asked if a contact could be made to find out if they are willing to pave the whole road. If not obtain the cost of paving the other side of the road.

**SUPERVISOR REPORTS:**

Mr. Kiehl: No report

Mr. Metzler – Mrs. Noble, Mr. Stockton and I met with the Chairman of the Planning Commission today talking about a number of outstanding items. Mrs. Noble is to place the following items on the next meeting agenda:

- Detention and Retention Pond – Recommendation from the Engineer relevant to how the facilities would be maintained; the type of fence; signage; the level of water and retention pond and the height of fence required.
- Construction Standards – We did implement construction standards.
- Overlays – Potential rezoning from Race Track Road to the Interchange. The objective is to define overlay. If we can get Phase I started instead rezoning the whole area.
- Cul-de-sac Lengths – Mr. Metzler has asked Mr. Stockton to research subdivisions and PRD's the Township has that cul-de-sacs to make sure the Township is consistent to which the conditions have been applied.
- We agreed to meet every month to continue a dialog of what their interests are and what the Township's intensions are so we both know what we are to achieve.

Mr. Marcischak - The parking lit up at the Allison Park – Talked to Lennon, Smith, Souleret regarding the restoration of the parking. Also, the installation of guide rail around the parking lot, of the Community Center needs to be installed.

## **OLD BUSINESS:**

1. A motion was made by Mr. Metzler and seconded by Mr. Marcischak to approve partial payment No.6 to W.A. Petrakis for the Midland Sewer Project in the amount of \$500,320.84 as recommended by the Township Engineer in the payment estimate August 15, 2014. All Supervisors voted yes. The motion was carried.

2. A motion was made by Mr. Metzler and seconded by Mr. Marcischak to approve PennVEST Drawdown Request No. 6 in the amount of \$523,840.19 as recommended by the Township Engineer. All Supervisors voted yes. The motion was carried.

A motion was made by Mr. Metzler and seconded by Mr. Marcischak to adopt a portion of the Midland Sanitary Sewer line based on the recommendation of the Engineer for that portion of the line that meets specifications and has been tested properly as designated by the Engineer. All Supervisors voted yes. The motion was carried.

3. A motion was made by Mr. Metzler and seconded by Mr. Marcischak to approve payment No. 2 to Slusarczyk Excavating in the amount of \$24,080.54 for the 2014 Sewer Rehab Project as recommended by the Project Engineer in his letter dated August 18, 2014. All Supervisors voted yes. The motion was carried.

4. A motion was made by Mr. Metzler and seconded by Mr. Marcischak to authorize Change Order No. 5 for Morgan Excavating for the Allison Hollow Road Project in the amount of \$472.86 for relocation of the existing at 695 Allison Hollow Road to allow for the installation of the proposed storm sewer as recommended by the Project Engineer in the letter dated August 14, 2014. All Supervisors voted yes. The motion was carried.

5. A motion was made by Mr. Metzler and seconded by Mr. Marcischak to approve partial payment No. 4 to Morgan Excavating, LP in the amount of \$198,496.56 for the Allison Hollow Road Improvement Project as recommended by the Project Engineer in his letter dated August 5, 2014. All Supervisors voted yes. The motion was carried.

6. A motion was made by Mr. Metzler and seconded by Mr. Marcischak to retain the firm of Harshman CE LLC to provide Engineering Services for McConnells Mills Bridge repairs. All Supervisors voted yes. The motion was carried.

## **NEW BUSINESS:**

1. A motion was made by Mr. Metzler and seconded by Mr. Marcischak to authorize payment of invoices (General Fund: Check #29415-#29449: \$116,816.31; Act 13 Impact Fee Fund: Check #1041-#1043: \$223,007.47; Capital Reserve Fund: Check #1004,#1005: \$29,178.31; Sewer Fund: Check #2754-#2761: \$30,643.05; Midland Sewer Fund: Check #1014: \$23,519.35; Local Service Tax Fund: Check #1010: \$170.93; Arnold Park Fund: Check #1360: \$922.50; Parks & Recreation Growing Greener: Check #1131: \$465.39; Total All Funds: \$424,723.31). All Supervisors voted yes. The motion was carried.

## **DISCUSSION ITEMS:**

1. Oil and Gas Ordinance amendment status/update. This discussion was tabled until the next meeting.
2. Chartiers-Houston Community Library Ballot Referendum Request – The library is requesting that a referendum, for a 2-mill increase. A motion was made by Mr. Metzler and seconded by Mr. Marcischak to place a referendum question for a Special Library Tax 2-mill increase on the November ballot and thereby adopting resolution R-5-2014. All Supervisors voted yes. The motion was carried.
3. Midland interim financing – Until sewer tap funds are received the Township may need interim funding to keep the project going, motion was made by Mr. Metzler and seconded by Mr. Marcischak to authorize the Township Manager to seek \$500,000 Interim Financing for the Midland Sewer Project. Roll Call: Mr. Metzler: yes; Mr. Marcischak: no; Mr. Kiehl yes. The motion carried 2-1.
4. Sunoco Road Use Inspection -Rob Herring and Mr. Metzler went out and inspected all the roads used by Sunoco Pipeline and Sunoco did not keep to the agreement the Township had signed. Due to the construction of Allison Hollow Road they went up 519 to Paxton Farm Road. They were supposed to go up Allison Hollow Road to Kings to Paxton Farm and then out 519. So all the damage done is on the right of the road going up the hill and there are sections of road that have been damaged and needs to be restored back to the original condition. Mr. Herring is to work with Sunoco to get responses to whether or not they will finish making the corrections to the damage.
5. DEP fine proposal (MarkWest) – MarkWest has been fined \$80,000 for air emissions issues. Under Act 57 as the Host Municipality, the Township can request up to 25% of the fine can be returned to the Municipality for use of air pollution, water pollution, water quality project or a recreation project with 180 days to submit a proposal. Do we want 25% returned to Chartiers Township and how does the Board want it allocated. This is to be placed on the next agenda for discussion.
6. Teahan DEP Complaint Follow up – The Township received a complaint from DEP regarding the water flows on their property. The Township authorized the Engineer to prepare the necessary permits to lengthen that storm sewer. The permits have been secured to proceed. The Township will need a signed right-of-way to enter their property.
7. Emergency Responders Meeting to discuss the Township Preparedness Plan should be scheduled as soon as possible.
8. A motion was made by Mr. Metzler and seconded by Mr. Marcischak to authorize the Township Manager to arrange to proceed with Garvin Boward, Beitko Engineering, Inc. on the Geological Study of the Community Center. All Supervisors voted yes. The motion was carried.

9. Fence Ordinance – This matter has been forwarded to the Planning Commission and is to be discussed at their meeting September 16, 2014.

10. A motion was made by Mr. Metzler and seconded by Mr. Marcischak to place the following Township Vehicles for sale “AS IS” and declare each vehicle at a value less than \$1,000. All Supervisors voted yes. The motion was carried.

- 2002 Ford Crown Victoria      VIN #2FAFP71W72X1149307
- 1995 FordF-350 with V Plow      VIN #1FDKF38F05NA90026
- 2007 Ford Crown Victoria      VIN#2FAFP71W57X131735
- 1997 Mitsobishi      VIN#JAMT31P4V016152
- 2009 Ford Crown Victoria      VIN2AHP7NX9X101486

**PUBLIC COMMENT:**

**EXECUTIVES SESSION:**

The Board met in executive session, at 8:15 pm to discuss the proposed amendment to the oil and gas ordinance. The Board reconvened at 8:45 p.m.

**ADJOURNMENT:**

The meeting adjourned at 8:46 p.m.

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John M. Marcischak  
Secretary

Wendy Williams – Recording Secretary