

FALLOWFIELD TOWNSHIP BOARD OF SUPERVISORS

Regular Meeting

July 27, 2016

Call to Order:

Supervisor Caldwell called the meeting to order at 6:00 p.m. prevailing time and led the Pledge of Allegiance.

Roll Call:

Fallowfield Township Supervisors met for the July 27, 2016, regular monthly meeting @ 6:00 p.m., at the Fallowfield Township Municipal Building, 9 Memorial Drive, Charleroi, Pa. Present were Supervisor Wilbur Caldwell, Supervisor Earl Sadler, and Supervisor Bruce C. Smith, Secretary/Treasurer, Karen Talbert and Solicitor Thomas P. Agrafiotis. Supervisor Caldwell announced that the Board was going move the executive session to the end of this meeting and that it would start approximately 10 minutes after this meeting ends.

Approval of the Agenda:

Supervisor Caldwell stated that he needed to add under New Business, Item E, Resolution #470 which has to do with Act 13 Funds and also needed to amend the paid bills list that was submitted by the Secretary to include: Steelworkers Pension Trust – \$1,098.00 - pension expenses for July, 2016; Robin L. Watts – \$650.00 - refund of zoning hearing fee; Mon Valley Community Federal Credit Union – \$50.00 - employee credit union liability; United Steelworkers – \$139.21 - Road Crew union dues for the month of July, 2016.

Supervisor Caldwell asked if there were any other corrections or additions and Solicitor Agrafiotis stated, yes, I would like to add Resolution #471 – Authority of the Borough of Charleroi as Item F. under New Business. The Solicitor asked if the Board had a chance to look at Mr. Bassi's request for a Resolution for the Authority. Supervisor Caldwell stated that it was already on the Agenda but it did not state a resolution. The Secretary stated that it was under Old Business. The Solicitor said we can just include the Resolution as a part of that if the Board desires to do so. The Solicitor then added Item F. under New Business which will be the July 13, 2016 Memorandum of Understanding between the Township and Local Union No. 140-46. Supervisor Caldwell asked if there were any more additions and/or corrections and Supervisor Smith stated, yes. He added Item G under New Business which was discussion and possible decision on the recommendations made by Ed Opst, C.P.A. regarding our 2015 Audit. The Solicitor said that he was going to ask for an executive session but since we are already going to have one, he had a legal matter to discuss with the Board.

Supervisor Caldwell again called for any further additions and/or corrections and Supervisor Sadler stated that he wanted to add as Item H. – sewage at upper ballfield and Item I – bridge on Zippay Road. Supervisor Caldwell called for approval of the corrected and/or amended Agenda and Supervisor Smith said, so moved, with a second by Supervisor Sadler. Supervisor Caldwell called for a roll call vote:

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

Approval of the Minutes:

Supervisor Caldwell asked if everyone had received a copy of the minutes of the June 29, 2016, regular meeting and all replied, yes. Supervisor Caldwell asked if there were any corrections or additions to the minutes of the regular meeting held on June 29, 2016, and if not, called for approval of the minutes. Supervisor Smith made a motion to accept the minutes of the regular meeting of June 29, 2016, second Supervisor Sadler. Supervisor Caldwell called for any discussion and there being none called for a roll call vote.

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

Supervisor Caldwell asked if everyone had received a copy of the minutes of the June 29, 2016, continued meeting held on July 7, 2016, and all replied, yes. Supervisor Caldwell asked if there were any corrections or additions to the minutes of the June 29, 2016, continued meeting held on July 7, 2016, and if not, called for approval of the minutes. Supervisor Sadler made a motion to accept the minutes of the June 29, 2016, continued meeting held July 7, 2016, second Supervisor Smith. Supervisor Caldwell called for any discussion and there being none called for a roll call vote.

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

Approval of the Bills and Payroll:

Supervisor Caldwell called for approval of payment of July, 2016, bills and payroll along with the four items that were added under Agenda, i.e., Steelworkers Pension Trust, Robin L. Watts, Mon Valley Community Federal Credit Union and United Steelworkers. Supervisor Smith made a motion to approve the July bills and payroll including the additional four bills that were just described, second Supervisor Sadler. Supervisor Sadler said I think that they should be stated separately which the Solicitor confirmed. Supervisor Smith rescinded his previous motion and made a motion to approve payment of the bills and payroll for July, 2016, as published prior to the meeting, second Supervisor Sadler. Supervisor Caldwell called for discussion and had a question about unpaid bills, the invoice from Chester Engineers for \$4,170.00 for Redds Mill Bridge and wanted to know what was involved on that, is that just for bridge engineering, which all he did was post an add. The Secretary stated that sometimes the engineering bills will have services for different items but that entire bill was for Redds Mill Bridge and she stated that she would provide a copy of the bill to each of the Board members. Supervisor Caldwell called for a roll call vote:

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

Supervisor Smith made a motion to approve the payment of the bill to the Steelworkers Pension Trust in the amount of \$1,098.00, second Supervisor Sadler. Supervisor Caldwell called for any discussion and there being none called for a roll call vote.

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

Supervisor Smith made a motion to approve the payment of the bill to Robin L. Watts in the amount of \$650.00, second Supervisor Sadler. Supervisor Caldwell called for any discussion and Solicitor Agrafiotis stated that this was in relation to the letter he had forwarded to the Board

that Mr. Walsh had sent him and that it was a legal matter and he would fill them in later. Supervisor Caldwell called for a roll call vote.

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

Supervisor Sadler made a motion to approve the payment of the bill to Mon Valley Community Federal Credit Union in the amount of \$50.00, second Supervisor Smith. Supervisor Caldwell called for any discussion and there being none called for a roll call vote:

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

Supervisor Sadler made a motion to approve the payment of the bill to United Steelworkers in the amount of \$139.91, second Supervisor Smith. Supervisor Caldwell called for any discussion and there being none called for a roll call vote:

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

Correspondence:

Supervisor Caldwell reported the following correspondence:

1. Letter dated July 5th, 2016, from the Commonwealth of Pennsylvania regarding the Greenways, Trails and Recreation Program for the Elementary Park. Supervisor Caldwell read the letter aloud which stated that they were not able to act favorably on our grant request. Supervisor Caldwell did state that we have re-filed the same grant application on June 30, 2016, for the 2016 grant.

2. Supervisor Caldwell read an email aloud from SAI Consultant Engineers about conducting a routine safety inspection on the Fox Stop Road Bridge over the Western and Lake Erie Railroad.

3. Supervisor Caldwell read aloud a letter that we received from the Fallowfield Township Volunteer Fire Company thanking the Township for the repairs they made to their driveway.

4. Email from Deb Keefer of the Chamber of Commerce requesting the Township Supervisors attend a ribbon cutting ceremony at Ultimate Bronze II on August 4, 2016.

Supervisor Smith stated that he had received a request from Ronald Monack and the Mon Valley Alliance to mow the leaves along Monack Way and we got email correspondence from Washington County Department of Public Safety about annual documentation updates and he would be covering that with our Emergency Management Coordinator.

Old Business:

A. **Status of Multi-Municipal Comprehensive Plan Committee** - Supervisor Caldwell stated that GAI Consultants were hired as approved by Washington County Redevelopment. The official meeting will be Thursday, August 18th, exact time unknown but it will be posted and emailed out to participates and that will be at the Fallowfield Township Municipal Building.

B. Status of Bentleyville and 481 Interchange projects - Supervisor Sadler had nothing and said it is under the state anyway.

C. Discussion of bids from Architects Ken Kulick and Bob Lettrich, for the Maintenance Building office, change room, lunch room and optional building extension – Supervisor Caldwell stated that we do not have sufficient funds at this time to proceed on this project but thought we needed a motion for the Secretary to send a thank you note for their quotes and tell them that at this time we are not going to pursue this project. Supervisor Caldwell called for any comments. Supervisor Smith said he agrees and said he thinks we can purchase something similar to what we have cheaper than the architectural expenses would be and we should send the letter as suggested and look in other directions. Supervisor Sadler had no comment. Supervisor Smith made a motion to send a letter to Kulick and Lettrich explaining that we have decided to pursue other options, second Supervisor Sadler. Supervisor Caldwell called for any discussion and there being none called for a roll call vote:

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

D. Status of Chester Engineers License Agreement – Solicitor Agrafiotis stated that he had come up with alternative language and provided that to Attorney Nuremburg down in Pittsburgh for his review. He further stated that obviously we were not satisfied with what they had proposed so he was hoping that this would satisfy the and he was waiting to hear back.

E. Discussion of financing options for the truck which was approved for purchase at the April 27, 2016, meeting – Supervisor Caldwell said that at the last meeting we had said that we wanted to take a look at CFS Bank and see what they had to offer or what was available to us. He asked the Secretary if she had an opportunity to look into this. The Secretary replied, yes, and read the following offer:

Purchase price of \$162,000.00, down payment of \$42,000.00, CFS Bank loan of \$120,000.00 with loan term of three years, three principal and interest payments to be made annually in the amount of \$42,219.90 with the APR being 2.75 fixed rate and the first payment being due 12 months following the date of the loan closing, \$350.00 document preparation charge payable to Bassi, Vreeland & Associates, bank fee is zero and no pre-payment penalty.

Supervisor Smith asked, there was no lease language in their proposal, correct? The Secretary replied, that is correct, this is a purchase loan not a lease. Supervisor Caldwell stated that there are sufficient funds in the Equipment Fund to cover the down payment. The Secretary stated that as of June 30, 2016, the Equipment Fund balance was \$43,382.86. Supervisor Caldwell called for a motion to accept CFS's loan offer with a down payment of \$42,000.00, document preparation expenses of \$350.00, at 2.75% interest as stated, with the funds to be paid out of the equipment fund. Supervisor Smith asked are if there were other options for taking the money from a different account instead of depleting the equipment. Supervisor Caldwell said we can take it from wherever we would like but that is what the equipment fund was set up for and we have not been using it. He further stated that this is just an option and if you have a different option that is fine but what would we use that for in the future. Supervisor Smith said, I don't know but that answers my question. The Secretary stated that she does deposit one mill of the Township Real

Estate taxes to the Equipment Fund, so there is continually, through the course of the year, money deposited to the Equipment Fund.

Solicitor Agrafiotis asked if this was a Co-Stars purchase? Supervisor Caldwell said, yes. Supervisor Sadler said are you going to take the payments out of the Equipment Fund. Supervisor Caldwell said, no, I said the down payment. Supervisor Sadler asked where are you going to take the payments from? Supervisor Caldwell said for right now to set it up, we can say we will take it out of the General Fund, and he asked how much the payments were going to be? The Secretary said the payments were \$42,219.90 for three years. Supervisor Caldwell asked the Solicitor if it was okay to say we will take them out of the General Fund and then later, if necessary, alter that. The Solicitor said, yes, when the payment comes due next year you can take it from wherever. Supervisor Smith stated that we really do not know the final figure because if we are unable to sell the two trucks that we put for sale signs on and we wind up trading those, that would lower the price. Supervisor Caldwell moved this matter to Other Business to see if we have bids on the sale of the two old trucks.

F. Status of Hess Road Bond issue – Solicitor Agrafiotis said the two originals were mailed to Attorney Beaver in West Virginia and pursuant to the Agreement once those were placed in the mail, the money belonged to the Township and he was just waiting for the original copy to come back. The Solicitor read Paragraph No. 2 of the Agreement which said that, “Fallowfield Township may transfer the cash bond money into its own account for use as it sees fit upon returning two executed copies of this agreement”. The Secretary asked if the money should be moved from the Road Bond account to the General Fund. Supervisor Caldwell said we need a motion to move \$11,250.00, the Mountain V Bond, from the Road Bond account to the General Fund, Supervisor Smith said, so moved, second Supervisor Sadler. Supervisor Caldwell called for any discussion and there being none called for a roll call vote:

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

G. Status of Redds Mill Bridge repair bids - Supervisor Sadler reported that this Bridge was inspected four years ago and it is coming back up for inspection again this year. He stated that the past inspection showed discrepancies and it was supposed to have been repaired but it was not an emergency so when the Township received the first bid, we thought it was exceptionally high. He said that they could not figure out why so they let that bid go because of the fact that they did not understand all what was wrong and thought maybe it was just not right. It was re-bid and one of the bids came in at \$79,550.00 the other came in at \$85,300.00. He said that the state started off saying we don't have more than \$35,000.00 worth of repairs on the bridge and throughout the years the discrepancies have gotten heavier. He said that right now we got a letter from Rob Arnold at Chester Engineers stating that because of the fact that we are going into the fourth year that more than likely we should take action on this bridge as soon as possible because the longer you let it go the worse it is going to get and something of this nature should not be programmed. Supervisor Sadler said if you want us to read the letter, I will ask the Secretary to read it to you.

Supervisor Caldwell suggested that this, the Redds Mill Bridge repair, Rodgers Manor, I think we should have a sit down face to face meeting with the Township Engineer, yourself, John Grossi and go through these two projects and then discuss what the financing is going to be required for Rodgers Manor as well as Redds Mill Bridge and try to determine what we are going

to do financially, either by continuing this meeting to a date after we meet with Rob Arnold and have that discussion, or have it at the next meeting which would be the end of August. Solicitor Agrafiotis asked if we know how long these bids are good for? Supervisor Sadler said he can't say for fact but the thing of it is if you want the bridge repaired you got to give consideration to regardless of what you do, Rob Arnold has already looked at this and this is what his surmise is right here he has wrote it in this letter, the thing of it is, the longer you let this go, if you want to try to have this repair done this year and it should be and it stated this, the thing of it is, to keep procrastinating is not the answer as far as this bridge. He went onto say that we have enough money to cover it either in Act 13 fund, we definitely have enough money to cover it there, we have been kicking this thing around for four years now.

Supervisor Caldwell said it is twice the cost of what it was. Supervisor Sadler said the thing of it is, he explained there was more things done to it that needed to repair the bridge properly and over the years it has gotten worse. Supervisor Caldwell said that is not what the letter states. Supervisor Sadler asked the Secretary to read the letter. Supervisor Smith said I have a question before we go that far, Solicitor Agrafiotis are we legally bound to do all the repairs as a package bid or can we, the Engineer thought that we could get everything done cheaper if different things were done individually. Are we bound to do it as a package? Solicitor Agrafiotis said not necessarily but you cannot piece meal a project and then have it under the bid amount that is illegal. He explained, for example, if there were three phases to a project and it was \$30,000.00 and you had to bid the amount, you could not say oh we will do phase one, phase two, then phase three to try and circumvent the bid. Solicitor Agrafiotis said I am not saying that is what we are trying to do but he bid the whole job, he didn't just bid the three or four or five different parts.

Supervisor Caldwell said I am not saying not to repair the bridge, I agree we need to repair the bridge, I am saying we need to have a sit down meeting amongst ourselves with the Engineer and go over these two projects and then decide what we are going to do. He further stated that we do have the money, yes, there is money in the Washington County Local Share and there is money in Act 13 but we just got the email this morning and to make a decision, I think we should have that meeting and get together and if it is by extending this meeting another week, then so be it. Solicitor Agrafiotis said the bids are probably good for thirty days, I don't know that, but having a continued meeting next week, I can't imagine the bids would not still be good.

Supervisor Smith said I thought what Rob Arnold said made sense about why we were not getting many bids to begin with because no one wanted to bid a whole project that he thought we could get individual portions of it substantially cheaper by different specialty contractors. Supervisor Smith said still doing it all, if that is what you are saying Tom, could we do that, if we solicited quotes or bids on every portion of it, could we do that or is that piece meal. Solicitor Agrafiotis said that would be piece meal, for example, I think you would be okay if there were 5 phases to this thing included in this bid and we said only phase one, two, and three are crucial, we are going to bid those out separately, I think you do that but if you are going to do one, two, three and five, I think that would be a problem. Supervisor Smith said now that we have the bid for the full package, after reviewing that bid, we elect to do one through three because they are critical and wait till next inspection to tell us if we have to do the remaining two. Solicitor said you could not change the bid because technically Mr. X out there would have bid items one, two and three for a lot less and he may be someone who would not even bid the whole thing because he does not

have the equipment to do four and five but if it is just one, two and three he may come in at \$40,000.00.

Supervisor Caldwell said there are three projects coming up and they need to be discussed with the Engineer and amongst ourselves at a meeting and then determine the financing. I am not saying the money is not available, I believe the money is available but I believe that meeting has to happen. Supervisor Sadler said, I don't understand you have had this for four years now and you knew these discrepancies and the thing of it is, regardless of what happens, how you talk, you are still going to have to do the bridge, the thing of it is, if it continues more than likely it might have to be shut down, so that project has to be done regardless of what you have to do. Supervisor Sadler said as far as Rodgers Manor, it is not actually a critical yet but is getting to be important, so regardless of how many times you talk about it, you are still going to have to do it. Supervisor Caldwell said I am suggesting that we continue this meeting until Thursday, August 11, 2016, and in the meantime, have a meeting with Rob Arnold and go over these projects, do a site visit, talk about it and discuss the financing. Solicitor Agrafiotis asked what time on Thursday, and Supervisor Caldwell said we can do it during the daytime hours. Supervisor Smith said it is at your availability Solicitor. Supervisor Caldwell asked the Solicitor if he wanted a different date and he replied, no, as long as it is around 4:00 p.m. or 4:30, p.m. Supervisor Caldwell was going to make a motion to continue the meeting until Thursday, August 11, 2016, at 4:00 P.M. to give the Board an opportunity to review with Chester Engineering, the Board and staff the Redds Mill Bridge Project, Rodgers Manor and the Zippay Road Bridge and any other issues; however, the Solicitor suggested waiting till the end of the meeting to make that motion.

H. Status of Rodgers Manor – Supervisor Caldwell stated that we had a couple of people that came in prior to the meeting and talked about some of the issues down there. He also stated that Rob Arnold sent an email this afternoon which needs further review and we also need to determine what the plan of attack is going to be done there. He also stated that we would like to have some temporary repairs done and we can have Rob look at that at the time he is here and if he agrees that it is not going to create a problem further down the line, then we can probably do that temporary repair. Supervisor Caldwell called for any other comments.

Supervisor Sadler said the recommendation he is requiring right now are the discrepancies that we have by putting in the drain system down there, why would he change his mind on it. Supervisor Caldwell said I am not saying he won't. Supervisor Sadler said he put it in writing for you what needs to be done, what more are we going to do. Supervisor Caldwell said we are going to talk about, discuss it, go down and look at it, we bring John Grossi and yourself and we are going to review it and discuss the finances of it and make sure it is the right thing to be doing and we are not going to be doing something different next spring because of some issue that was missed.

Supervisor Sadler said the discrepancies number one is, the stone (you read it) first of all it is collapsing the end of the drain system, that should be done as soon as possible because that is collapsing the pipe. The other areas at the beginning of the drain system off of Rogers Lane, the thing of it is, there are huge boulders there right now and it is not a good situation, he asked if they could be removed and some R4 stone put in front of it. As far as the other parts being all of the catch basins being way too high, he (Rob Arnold) stated that they have to be lowered or something at the present time, that is what has to be done, it's not anything that is going to change, that is

what has to be done. As far as the other part going up there it is pretty much iron clad too, between that park and going up to the Tarquinio property up there, we will need two catch basins and pipe laid, that is what needs to be done. Supervisor Sadler said, it is pretty simple.

Supervisor Caldwell said it is not that simple, we have to put that out for bid, we can't even do the upper part of it, that needs to be bid out. Supervisor Sadler, I am talking about the lower part right now, where there is a liability problem. Supervisor Caldwell said the stone can be pulled out tomorrow morning if you want, nobody is talking about that, we are talking about the upper part. Supervisor Sadler you said the whole thing and the thing of it is, I took it under the consideration that the lower situation was done improperly and needs to be adjusted some way because the water is laying there. Supervisor Caldwell said it was not done improperly. Supervisor Sadler said it is too high, what do you call it? Supervisor Smith said it was done correctly, it was put high enough so you could pave around it. Supervisor Sadler said the paving around it is not that thick. Supervisor Caldwell said that is why we need to get the engineer out her to discuss it. Supervisor Smith said I think if there is a risk that the rocks are damaging the pipe, that should be removed as soon as possible. Supervisor Caldwell called for anything else on Rodgers Manor and there being nothing further moved on.

I. Status of blighted properties. Complaint received on 7/11/16 for Wisetown Road – Solicitor Agrafiotis stated that Mr. Cooper gave him a tour of that property just a few days ago. The Secretary stated that she talked to Frank Monack and on his report it is noted that a condemnation notice was issued to that dangerous structure on Wisetown Road. She also reported that the Sersen Street property has apparently been purchased because the Township had been paying Mr. Zelinsky to cut it but he reported that it is now being cut by someone else so he only turns in a bill for one property in Van Voorhis, 51 Van Voorhis Lane. Solicitor Agrafiotis stated that the Township had 23 Sersen demolished, and question if 22 Sersen is now down. Supervisor Sadler said there were a couple more that have been added to it because, what happened, the people that were renting let it go downhill, moved out and no one took over but he was not exactly sure of the number. Solicitor Agrafiotis asked is 22 Sersen down, there is no structure there anymore? Supervisor Sadler said he was not sure and he will have to double check.

J. Set date with HRG and Supervisors for kickoff meeting of Storm Water Management and MS4 permitting; dates available per HRG – August 17, 18, 19 or 23, 2016 – The Board discussed the dates available with HRG and they decided to set August 23, 2016, with Mr. Caldwell to confirm the date by email.

K. Status of ambulance response or territory division discussion – Supervisor Smith stated that he spoke with Bill Hess from Mon Valley EMS (actually he called Supervisor Smith) and Mr. Hess had seen the article in the paper describing the discussion at last month's meeting. Supervisor Smith further stated that after they discussed everything, Mr. Hess agreed that a meeting with all involved would be a good idea. Supervisor Smith said that he suggested that we look into at least a temporary agreement during the duration of the two I70 interchange projects, that would permit BearCat EMS to service a portion of like maybe North of I70 and Mon Valley EMS would do the south side just because of the response time. Mr. Hess agreed that was worth pursuing and stated that he will set that meeting up. He further said that he would try to do it with Mon Valley EMS, BearCat EMS and a representative from the Washington County Department of Public Safety.

L. **Status of Quality of Life draft ordinance** – Solicitor Agrafiotis asked if there were any questions or comments on the draft of this Ordinance that he had already provided. The Solicitor talked about Supervisor Smith’s question about the grass/weeds being 6 inches in the Township and stated that he did look at some other ones from Townships that had 10 or 11 inches; however, when we approved the 2015 International Property Maintenance Code we approved that with a 6-inch maximum on weeds and vegetation, so if we want the Quality of Life Ordinance to mirror the International Property Maintenance Code Ordinance, we probably should keep it at 6 inches. All Board members stated that they had not looked it over closely so Supervisor Caldwell said to move it to the next meeting.

M. **Opening of the bids for the sale of the 1994 F800 dump truck** – The Secretary stated that we had received one bid for the truck which she opened and provided to the Solicitor who read the bid aloud. He stated that the bid was from David Wylie of McMurray who bid \$6,180.00. Supervisor Sadler re-read the original information posted on the truck aloud and stated that the prices placed on the trucks were provided by an individual who came down from Hunter who valued them. Supervisor Sadler made a motion to accept the bid of David Wylie in the amount of \$6,180.00, second Supervisor Smith. Supervisor Caldwell called for any discussion and there being none called for a roll call vote:

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

N. **Opening of the bids for the sale of the 2003 F650 dump truck**– The Secretary stated that we had received one bid for the truck which she opened and provided to the Solicitor who read the bid aloud. He stated that the bid was from Frank Guarinoni of 142 Hazel Kirk Road, Monongahela, PA who bid \$12,000.00. Supervisor Sadler re-read the original information posted on the truck aloud and made a motion to accept the bid of Frank Guarinoni in the amount of \$12,000.00, second Supervisor Smith. Supervisor Caldwell called for any discussion and there being none called for a roll call vote:

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

O. **ABC tentative plans for future CSO financing and billing impact** – Supervisor Smith stated that at the beginning of the Agenda Meeting representatives from the Authority Borough of Charleroi were in attendance to give provide an update on the plans for the CSO Project and to try to get a feel from us and the residents on something they have in mind to do. He stated that it looks like their current plan is going to require a 32.5-million-dollar loan depending on a lot of particulars. He stated that they have projected that this project is going to raise sewage cost to the residents in the township 40 to 50 dollars per month above what you are currently paying. He said what they are proposing and they want feedback, on your bill there is currently a \$26.50 debt service charge on your month bill that is there to pay for project and loans previously taken over by the Authority. They are proposing to borrow an additional 1.9 million dollars to pay off that debt service charge, and if they were to do that, that would reduce that \$26.50 debt service charge to around \$8.00. That \$8.00 would last for a lot longer but it would be reduced from \$26.50 to \$8.00 and if they were to do that, it would sort of soften the impact of the 40 to 50 dollar add on. They explained that they can do it or chose not to do it on their own, they do not need our approval, they were just trying to get feedback and get a feel for what we thought the residents would feel. He stated that his personal opinion is that and I hope we get feedback, most people would say go ahead for the reduction and \$8.00 and run it out longer, if you do that it

softens it on the back end anyway. \$ 8.00 a month now versus \$8 .00 a month 25 years from now, it is practically nothing, then hope to get feedback so we can direct the authority. He said that we have to discuss whether we are going to make a decision by Resolution or leave it in their hands.

Solicitor Agrafiotis stated that Mr. Bassi provided that Resolution, which is almost like a ministerial act, that we are supporting this reduction because we really have no say but they feel that with our support it will help them get this additional money and move this project forward. Solicitor Agrafiotis felt that the Resolution was not pressing for tonight and said if you want to think about it some more. Supervisor Caldwell said, first of all, we still do not know the exact amount of the CSO Project, it is still up in the air, correct? Solicitor Agrafiotis said, correct. Supervisor Caldwell said we do not even know the number and I agree with Supervisor Smith, these dollars, down the road, are okay but what could they tack on. Solicitor Agrafiotis stated that they did estimate pulling it out over that extended period of time would be like an additional \$800.00 more in total for everybody.

Supervisor Caldwell said they have done absolutely nothing at that Authority to get us representation on the ABC Board. He said that he has tried three times consecutively to get on the board and it is so political, we can't even get a voice and yet as far as the sewage is concerned we are the second largest sewage customer that they have, now I realize that has nothing to do with this but we still have no say in what they do. He said I am glad that they reached out to us but you never know if you are getting the full story from them in my opinion. Supervisor Smith said they are probably going to push for an urgency factor on this due to the low interest rates which may or may not change in the near future.

Supervisor Caldwell made a motion to table this to the next meeting to see if we get some feedback by the residents, Supervisor Smith, so moved and a second. Supervisor Caldwell called for discussion. Solicitor Agrafiotis stated that Mr. Bassi indicated that if there were portions of the Resolution that we wanted amended or reworded they would be open to that so if you are not happy with it let me know.

Helen Sadler spoke from the audience and stated that she had done some figuring out and said I don't know if any of you gentlemen have or not. She went onto say: When they took over we had 1,175 customers they have already gotten a lot more and they are saying each customer is paying \$26.50, so if you take that times 1,175 customers you get \$31,137.50, their loan payments per month are \$26,107.68, that gives them an excess of \$5,000.00 and some odd dollars per month that they are not paying this loan. They only have, hypothetically, he said when we were there, they have 5 and ½ more years to pay this loan off. I understand that there really is nothing we can do but with the extra amount of money that they are getting just on that number of customers, that comes out to \$313,292.16 in the 5 ½ year period which would eliminate part of that loan so they would not even have 5 ½ years left on it if they put that extra amount on the principal. Am I wrong or am I right. Supervisor Caldwell said, sounds right. Helen Sadler went onto say that now they want to borrow another 1.9 million dollars for 26 years and they say it is going to cost each person between 6 and 8 dollars but when you factor all that in that is going to give each customer over that time period of 26 years versus if they could put that extra money on the principal versus maybe say four and ½ years at \$26.50 because they are going to continue raising anyway. We asked what this capital improvement was and we didn't get any answers at

all on the \$14.95 so she agrees with you gentlemen that you should get some more answers but I know you can't change their mind in any way shape or form but I feel that maybe with some input with the residents maybe something would happen.

Supervisor Smith said my personal opinion is that we should leave it in their lap so it does not come back on us. They are going to do it anyway, they don't need our blessing and if we give our blessing, then they will say the Supervisors said we could Supervisor Caldwell said I agree with that whole heartedly. Helen Sadler said it only takes a pencil and paper to figure it out. Supervisor Smith said that is a good point, why isn't it being paid toward the principle. if they paid down the principle the duration of that would shorten. Helen Sadler said how long have they been collecting that and the principle would have been paid off by now and we wouldn't have had the 5 ½ years. Supervisor Smith said I would just think that if that is being assessed as debt service, then it should all be going toward that debt and if not, where is it going. Supervisor Caldwell said lets table it till next meeting and see if we can get some more public feedback, they put this meeting together at the spur of the moment any way, they only gave us two or three days' option wise and maybe we should get them back and discuss it a little more intelligently now that we have some information. Supervisor Smith said that they did explain that prior to final DEP approval they are required to conduct public meetings and lay out their plans to the public, solicit public feedback. He said he would have to question what would the outcome be if you are getting too negative feedback from the public and the answer would be as I suspected if people just complain we don't like it, we don't want it, they are going to get it through anyway, but if someone comes back and says did you look at this and possibly had a better idea the DEP would have them pursue possible better solutions. Supervisor Caldwell said this gives us some leverage to get somebody appointed to that Board, three times we have tried it and we have no representation, to me that is wrong for the size client/customer we are with that authority. A roll call vote was taken on the motion to table:

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

New Business:

A. Request from Johna Pellegrini to use the Municipal Building for Silver Sneakers Program – Supervisor Caldwell stated that he received a request from Johna Pellegrini to use the Municipal Building for a Silver Sneakers Program. Johna Pellegrini spoke and explained the program that she is certified to teach through Silver Sneakers a class called Brains and Balance Past 60. She made a request to use the Township Building two times per week in the morning hours. Solicitor Agrafiotis asked if she had releases and for insurance coverage and Johna replied that she has liability insurance and through Silver Sneakers they have Waivers. Solicitor Agrafiotis informed her that she would have to add the Township as an additional insured and Johna replied she would add the Township. The Solicitor also stated that we will need a Release from everybody.

Supervisor Sadler asked if it was a money making situation. Johna replied that she is paid through Silver Sneakers which is roughly \$3.00 per person and it is free to the people. Supervisor Sadler asked if they have this at the YMCA? Johna replied that unless they have people who have this special certificate, no. Supervisor Smith asked the name again and Johna replied "Brains and Balance Past 60"and Supervisor Smith said, I do not think they have that at the YMCA.

Supervisor Caldwell stated that he thought that the Board should allow the use and let Johna set up a schedule with the Secretary that does not conflict with anything that is going on. Supervisor Smith informed Johna that she must understand that if there is something going on at the building, that she may have to reschedule. Supervisor Smith said that we have a facility here that is practically un-used, I don't know why we would not do it. He asked her if it will be opened to anyone and Johna replied, yes, if they have Silver Sneakers or if they don't have Silver Sneakers they will pay what the Silver Sneakers pays. Solicitor Agrafiotis said that you must stipulate in your motion that you want the waivers and liability insurance with the township named as additional insured. Supervisor Smith made the motion to allow John Pellegrini to use the Township Building two days per week after providing the waivers and liability insurance with the Township named as additional insured, second Supervisor Caldwell. Supervisor Caldwell called for discussion. Al Cialone spoke from the audience for profit are you permitted or the Township allow this to happen in this building because she can go down to the Senior Citizens Center in Charleroi and perform the same procedure under a government building, this here is a township building is she permitted for profit and is anybody else permitted to come up here for profit and operate a business here. Solicitor Agrafiotis said those people aren't paying her. Al Cialone said she is being paid by Silver Sneakers, that is for profit, there the only people that come up here and Silver Sneakers pay her but that is for profit, now you do what you want to do, I just wanted to make sure you are aware of that once you open the door. Solicitor Agrafiotis stated that she did the same thing before so we already opened the door. Supervisor Caldwell called for a roll call vote:

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

B. Support letter for Mon/Fayette Expressway project – Supervisor

Caldwell stated that he had received a draft of a support letter for the Mon/Fayette Expressway from Joe Kirk. Supervisor Caldwell asked the Solicitor if he had received a copy of the draft support letter, and the Solicitor replied, no, he did not believe that he had. Supervisor Smith made a motion to table this matter, second by Supervisor Sadler. Supervisor Caldwell called for discussion and there being none called for a roll call vote:

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

C. EQT gas lease discussion based on email and check dated 7/20/16 –

Supervisor Caldwell read the email received from the Secretary aloud regarding a letter and check she had received from EQT regarding the Township's Gas and Oil Leases. Solicitor Agrafiotis stated that the Lease had an automatic renewal and both leases were expiring on August 31, 2016, so they had at their sole decision the option to extend for an additional five years. Solicitor Agrafiotis asked if it was the same upfront money that they had given us last time. The Secretary checked and stated that it was the same or very close to the same upfront money that was received when entering into the leases originally. Therefore, no action was required and the Secretary stated that she will deposit the check in the amount of \$46,993.50 into the General Fund.

D. Donation for the Lois Orange Ducoeur Breast Cancer Walk on

October 8, 2016 -- Supervisor Caldwell stated that last year we participated at the Rose Quartz - \$250.00 level. Supervisor Sadler made a motion to participate again this year in the amount of

\$250.00, second Supervisor Smith. Supervisor Caldwell called for discussion and there being none called for a roll call vote:

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

E. Motion to adopt Resolution #470 – Supervisor Caldwell stated that this Resolution is to allow us to deposit the Act 13 funds for 2015 in the amount of \$175,774.93 into the Marcellus Shale account at Charleroi Federal Savings Bank, second Supervisor Sadler. Supervisor Caldwell called for discussion and there being none called for a roll call vote:

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

F. Memorandum of Understanding between the Township and Local Union No. 140-46 – Solicitor Agrafiotis stated that this was returned to him dated 7/13/16 explaining that this is a change to the current Collective Bargaining Agreement dated 1/1/16 to 12/31/19. Specifically, Article 9 - Vacation states, “that employees having completed at least two years of service with the employer, shall be entitled to two weeks’ vacation with pay based on the standard 80 hours’ regular straight time rate of pay. He stated that due to the hire date of certain employees, that being Jonathan Hallam, who was hired on October 8, 2014, and Kenneth Reed, who was hired on November 3, 2014, their second year of service will be coming up this year and it will be when the winter months are here. He said that the Supervisors discussed with the union possibly allowing those employees to take the vacation now in the summer time before they are needed more critically in the winter months and the Union was in agreement with that so this Memorandum of Understanding is a non-precedent, non-past practice, setting agreement and both sides had agreed to that as well so that is basically the Memorandum of Understanding that the Supervisors discussed with the Union and the Union has agreed so we need a motion to enter into the Memorandum of Understanding. Supervisor Caldwell made motion to enter into the Memorandum of Understanding as stated by the Solicitor, second Supervisor Sadler. Supervisor Caldwell called for discussion and there being none called for a roll call vote:

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

G. Recommendations made by Ed Opst, CPA regarding 2015 Audit. – Supervisor Smith stated that he spoke with Ed Opst, who is our Certified Public Accountant, because he tried to contact the Secretary and she was not available and he spoke with him at the YMCA. Supervisor Smith stated that Mr. Opst is about finished with our Audit, and in the past, we have requested and paid for a full financial statement at the conclusion of the audit. This is something that our previous accountant had done and charged us for. Mr. Opst checked into the requirements for that and said we are not required to have a full financial statement. He stated that they provide a DCED report that he has already sent to the DCED and he stated that it is a very in depth report and he feels, as do other municipalities and townships, that is sufficient. He suggested that we consider not asking him to do the full financial statement and reduce our audit fees by \$1,000.00. Supervisor Smith said the question I have for the Solicitor and the Secretary is are either of you aware of anything that requires us to have a full financial statement prepared. The Secretary said she will have to look into the matter and the Solicitor said that he was not aware of anything. Supervisor Caldwell suggested tabling it and then doing some research. Supervisor Smith said how about we don’t act on it and then if we want we can bring it back up at the continued meeting. Supervisor Caldwell asked Supervisor Sadler if he was okay with that and he replied, yes. Supervisor Smith asked the Secretary to follow up on this matter.

H. Sewage at Upper Ball Field – Supervisor Sadler said that on July 15th we had the Fire Department come up and with the pumper truck they pumped approximately 200 gallons of water and it went down about 1,200 feet from the beginning where they were to where we have a manhole and six minutes later the water came through. He stated that is a little long but you won't know how the sewer will act until you put solids down it.

I. Bridge on Zippay Road – Supervisor Sadler reported that there are three bridges on Zippay Road and he explained the location of each. He stated that the one bridge which is just before you start up the hill is showing some discrepancies and they have been watching it for a while now. He stated that he had the engineer come out and look at it the other day and he recommended that we need a structural engineer to look. He said that the structural engineer may suggest that we possibly lower the weight limit, try to repair as needed or we may have to shut the bridge down. Supervisor Sadler further went on to say that Supervisor Caldwell called and told him (Engineer) to stop the inspection. Supervisor Caldwell stated, yes, I told him to stop for one day until we had our meeting today, that is all I ask them was one day until we had a chance to discuss this. Supervisor Caldwell went on further to say the he had no intention of stopping the engineer but that his intentions were to have this discussed along with the other items and see what we had to do and where we are with finances.

Supervisor Sadler said the trouble is, if you would have had it inspected, you would have had a better idea of what really needs to be done but by prolonging it, we can go down there and look at it, we don't know nothing, because someone has to go underneath it. Supervisor Caldwell asked Supervisor Sadler what is the cost of the inspection, and Supervisor Sadler replied, I don't know, and Supervisor Caldwell said, I rest my case, this is why it has to be discussed. Supervisor Sadler said this is an emergency situation, this is something here that the engineer required. Supervisor Caldwell said Rob Arnold did not say it was an emergency. Supervisor Sadler said he wanted to bring in an engineer as soon as possible so he could have an idea of what we had facing us and it should not have been stopped because very shortly school buses will be coming down the road and we are trying to do what we have to because if we have to turn around and change the weight limit we have to make a Resolution which we could have done tonight and I could have also ordered my signs.

Supervisor Caldwell said it would not have been done that quickly. Supervisor Sadler said, oh yes it would have been, it could have been, why wouldn't it. Supervisor Caldwell said because it was only a 24-hour delay and he did not even talk to a structural engineer. Supervisor Sadler said yes he did he ordered it for the next morning because that is how I got the email, that is how I knew. Supervisor Caldwell said just like you share all the information. Supervisor Sadler stated you were getting the information as soon as we had the inspection done. Supervisor Caldwell we discussed what we did to the other one. Supervisor Smith questioned what could the inspection cost. Supervisor Sadler said an engineer is about \$200.00 per hour probably, about an hour to do it, we are not looking at a significant amount of money, where we are replacing the bridge, we just wanted know what the structural fatigue was on the bridge that is all. Supervisor Smith said, if in fact, our engineer feels that it is necessary to have a structural bridge engineer, I would not have a problem approving that for an amount not to exceed like the minimum amount of \$300.00 and we would have those results prior to our continued meeting. Supervisor Caldwell said I don't think it could be done for \$300.00, you have trip expenses and everything else it should be like a \$1,000.00

or something like that and I have no objection to that as long as you put it into a motion. Supervisor Smith asked should we go for \$1,000.00. Supervisor Sadler said I don't know, it needs done one way or another, Zippay brings a combine over that bridge. Supervisor Caldwell made a motion to have the township engineer do the bridge inspection on Zippay Road not to exceed the sum of \$1,500.00, second Supervisor Smith. Supervisor Caldwell called for discussion and there being none called for a roll call vote:

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

Other Business:

Supervisor Smith asked that whenever we sell the two old trucks where will the funds will be deposited? Supervisor Sadler said anytime you sell a vehicle of that nature it has to go back into the Equipment Fund. The Secretary stated that was not what she did with the proceeds of the F550 we sold. Supervisor Sadler said it has to go back into equipment fund because that is usually where it was purchased from. Supervisor Smith said we need to check on that and it may have to be amended as well. He also said that we know what the sale price is so we can firm up the information with CFS for the continued meeting.

Reports:

Parks & Recreation: No report – will try to get Bleachers wrapped up here shortly.
Planning Commission: Did not meet.
Solicitor's Report: Nothing further.
Code/Building/Zoning Report: Provided by Secretary.
Road Report: Provided by John Grossi and Supervisor Sadler.
Fire Report: Provided by Secretary.
Animal Control Report: Provided by Secretary.
Mon Valley Emergency Services: Nothing further.

Public Discussion:

Craig Raymond and Ed DeSack were listed but both had left prior to the public discussion portion of the meeting.

Supervisor Caldwell reported that they were going into Executive Session and made a motion to continue this meeting to August 11, 2016 at 4:00 p.m., second Supervisor Smith. Supervisor Caldwell called for discussion and there being none called for a roll call vote:

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.



Karen Talbert, Secretary/Treasurer

