

FALLOWFIELD TOWNSHIP BOARD OF SUPERVISORS

**Regular Meeting
February 22, 2017**

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 February 22, 2017, 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, Supervisor Bruce C. Smith, Secretary/Treasurer Karen Talbert, and Solicitor Thomas P. Agrafiotis.

Supervisor Caldwell stated that before we proceed, we are changing the meeting format. Items marked with an asterisk to be voted upon may be commented on during the public comment time (item V. on Agenda). The Supervisors may or may not respond to said public comments. Thereafter, there will be no public discussion or comment during the meeting unless there is additional business added to "Other Business". All other public comments and discussion will be held during the Public Discussion at the end of the meeting provided you have signed your name on the list up here that you would like to make a statement.

Approval of the Agenda:

Supervisor Caldwell stated that he wanted to add to the Agenda, it will be between 15 and 16, after Public Discussion, we are going to go into Executive Session prior to our adjourning, then we will return and if we must conduct further business, we will do so at that time and then adjourn. Supervisor Caldwell called for any other additions to the Agenda. Supervisor Sadler said that he had two items under New Business, Item J, discussion for purchase of a new roller and Item K discussion for possible purchase of an attachment for our skid loader, a broom.

Solicitor Agrafiotis said I have a question, when we changed our meeting format to its current state, which is now being reversed to the prior state, (which is the typical way municipal meeting are run) did we do that by Motion. Supervisor Caldwell said I believe it was done by motion. The Solicitor said we should probably do a motion under New Business to have a motion on the books that it is going back to that. Supervisor Smith ask if it is okay to proceed with that for this evening. The Solicitor said until it is done we are under the current format so maybe you want to move that up to the beginning but that would be New Business so why don't you make that A. and reflect that the other letters are being changed back one. Supervisor Caldwell called for a motion to approve the Agenda as modified. Supervisor Sadler made a motion to approve the Agenda as amended, second Supervisor Smith. Supervisor Caldwell called for discussion and there being none a roll call vote was taken.

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

Public Comment on items marked with an asterisk:

Bill Henderson – Commented on G through H as well as E regarding Parks and Recreation. He stated that he was here last time discussing a few items and said we have some people here tonight also supporting Parks and Recreation. He said that it is very beneficial to us and we really appreciate the support by the Supervisors of the materials. He said that they are submitting a matching grant next week for matching grants score boards from the Pirates and we really appreciate your support which benefits our kids and the community.

Supervisor Caldwell stated that there was an Executive Session held February 13, 2017.

Approval of the Minutes:

Supervisor Caldwell asked if there were any corrections or additions to the minutes of the regular meeting held on January 25, 2017, and if not, called for approval of the minutes. Supervisor Sadler spoke and stated that he could not understand something. He said that in the newspaper, we have two different discrepancies here, at our meeting, you said that EQT gave us \$2,000.00, 84 Lumber gave us \$1,000.00, Gulisek gave us \$500.00 and Gardner Denver Nash gave us \$300.00. At our meeting, it was said that the Park enterprise gave us \$2,000.00. Supervisor Caldwell said the newspaper was incorrect. Supervisor Sadler said he wanted to make sure that the minutes were proper and he ask what account that money was put into. The Secretary replied it was put into the Parks and Recreation Account. Supervisor Smith made a motion to approve the meeting minutes, 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.

Approval of the February Paid Bills and Payroll:

Supervisor Caldwell called for a motion to approve the February paid bills and payroll. Supervisor Sadler said he had read over the bills and everything seemed in order except for one item, he said that it (paid bills list) stated that he (Sadler) had purchased a case for \$80.00 and it was not a case, it was a car charger. The Secretary said that is my fault, I thought it was a phone case but she said it was not \$80.00. She said that it was a charge on the Citizens Bank card and it was \$31.79 so she was not sure where he got the \$80.00. Supervisor Sadler said one other thing was \$50.00 that Wib entered into something, what was that for. The Secretary said it was for the Pennsylvania Parks and Recreation Society. Supervisor Sadler said shouldn't there be a motion for him to join that. The Secretary and Supervisor Caldwell replied that it was a renewal. Supervisor Sadler then made a motion to approve the paid bills for January 26th through February 21st, 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.

Approval of the February Unpaid Bills:

Supervisor Sadler said he read through them and he would make a motion to pay the unpaid bills as of February 21, 2017, second by Supervisor Smith for discussion only. Supervisor Caldwell called for discussion. Supervisor Smith said once again the three bills for our three elected auditors

are on the unpaid bills list, which I feel are inappropriate charges. He said that he thought that we should schedule a formal meeting with them (elected auditors) to look through this but he thought that those three bills should be removed from the unpaid bills again this month. Supervisor Sadler ask the Solicitor if he had to rescind his motion to accept the unpaid bills. The Solicitor said you can or we can just let it his second for lack of discussion, so you can either do a roll call to vote on your motion or he can rescind his second and you can rescind your motion. Supervisor Smith said what is the most appropriate. Solicitor Agrafiotis ask if there were other unpaid bills beside the auditors' bills, the Secretary replied, yes, and the Solicitor said that you can amend your motion to approve the unpaid bills absent those three auditor bills and that will be appropriate as well. Supervisor Sadler made a motion to accept the change and the unpaid bills for February 21st, 2017, second Supervisor Smith, that is with the exception of those three, correct? Supervisor Sadler said yes, Supervisor Smith said then I will second. Supervisor Caldwell 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 from PennDot regarding a project starting on Route 88 and 837 up in Carroll Township at the intersection by Giant Eagle regarding lane restrictions and road closures starting February 27th and finishing November 3rd.
2. Letter regarding Act 14 notification for permit submission and application by Railroad Engineering Services, LLC, Charleroi Maintenance Facility, 1756 Route 481, Charleroi, PA.
3. Flyer regarding an Open House at Representative Bud Cook's new office at 55 Gosai Drive, Suite 112, Bentleyville, PA, on Thursday, February 28th from 4:00 to 6:00 p.m. Flyer was posted on bulletin board.

Supervisor Sadler said that the Bentleyville Interchange is going to be having quite of a bit of changes in the next few weeks, i.e, make the on and off ramps wider going east and west; bridge getting ready to come over Wilson Road (next to Truck Stop) installing the new bridge. He said that every time you get ready to go to Bentleyville for the next month or so look for a change and beware of it. Supervisor Smith said that the Road is going to be closed tonight and tomorrow night from 8:00 p.m. until 6:00 a.m. so they can set the steel in place.

Old Business:

A. Status of Multi-Municipal Comprehensive Plan Committee – Supervisor Caldwell stated that the Committee met on February 15th and there was a good amount of discussion and development review on plans for the stadium down town Charleroi with the grant money from LSA. He said that GAI is going to have a link on our website to these meetings, and information and plans that are being put together by the Committee. There was also discussion for the development of condominiums and single family housing within Fallowfield Township.

B. Appointment of two representatives to the Multi-Municipal Blight

Commission per Resolution #476 - Supervisor Caldwell said this Resolution was passed last month. He said this commission is part of the Multi-Municipal Comprehensive Plan Committee. He said that they are going to have two meetings during that Planning session just to discuss blight. He explained that it does not really effect Fallowfield but it does Charleroi so they are asking for two members for that Resolution. Supervisor Caldwell said that aside from himself and Donald Barnot, to his knowledge no one else applied for the position. Supervisor Caldwell made a motion to appoint Donald Barnot to the Multi-Municipal Blight Commission, 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.

Supervisor Smith made a motion to appoint Supervisor Caldwell to the Multi-Municipal Blight Commission, 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.

C. General Code update on ecode link, participated in two webinars on 2/7/17 and 2/10/17 – Supervisor Caldwell stated that we participated in two webinars on 2/7/17 and 2/10/17 regarding the use of our ecode link. He said that this is part of the codification that the Township started two years ago, and this is the end result.

Supervisor Smith spoke and said that the portion you will eventually look at, if you go to search for something, is called ecode 360. He explained that we currently have Township information there and you could get to it directly if you knew the link. He said that we are going to need to talk to our web designer and have her put a link on our website that will take you directly to the ecode 360 site. He explained that our Code is on there (which is a compilation of all our ordinances), meeting agendas and minutes for the last two years. He said that he is in the process of putting in the Resolutions from Resolution #440 (rather than going back and adding all the Resolutions, that would be a tremendous amount of work). Supervisor Smith also offered if anyone wanted to stay around after the meeting that he had the ecode 360 up on the screen in the back of the room and would show everyone how it works. He also stated that all documents on the site are searchable and we can enter the information ourselves which enables us to do it cheaper and quicker.

D. Motion to instruct Solicitor to advertise Resolution for Ed Opst, C.P.A. to audit 2016 financials – Supervisor Smith made the motion to instruct the Solicitor to advertise the Resolution for Ed Opst, C.P.A. to audit the 2016 financials, 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.

E. Status of Quality of Life Ordinance – Solicitor Agrafiotis stated that it was updated and distributed to the Board this evening and he also provided a copy of same to the Secretary for the Zoning/Code Enforcement Officer. Supervisor Caldwell said, so we will have the Planning Commission look at it and then make a recommendation back to this Board. The Solicitor replied, correct. Supervisor Caldwell ask if we must advertise it before or after. There was a discussion about advertising it for the March meeting or the meeting thereafter and it was decided to wait until the Planning Commission had time to review it.

F. Status of Chester Engineer License Agreement as well as past Township

records – The Solicitor said that he would like to report on this at the executive session and with a possible motion after return from the Executive Session.

G. Expense request to be paid from \$23,050.00 earmarked from Act 13 funds approved at January 25, 2017, meeting for park revitalization program of 2017 – Supervisor Caldwell reported that the ball leagues and Park Board went up and looked at all three fields and their conditions. He also stated that last October they had All Round Fence from Uniontown come in and give us a price because we did not know what kind of cost we would be dealing with. He went onto say that in January, we sent out a scope of work which was consistent with what we had ask All Round Fence in October and we sent that out to three fence companies. He said of the three fence companies, All Round Fence responded back and 1st-A-Fence in Monessen responded but a third company, Ron’s Fencing, did not. He also stated that they looked at the fence that was donated by Dominion and it is nice but it is 6 foot and we need 4 foot so that is why we did not use it but there may be other applications for it in the future. Supervisor Caldwell handed out the scope sheet that was sent out.

Supervisor Caldwell reported Item No. 1 (\$2,600.00 fence repair/replacement for the Community Park field, All Round Fence Company quote dated 1/30/17; work to be scheduled as weather permits) was for 90ft. of fence in the outfield and the batting cage – All Round Fence Company was \$2,600.00 and the quote from 1st-A-Fence was \$3,750.00. Supervisor Caldwell made a motion to have All Round Fence Company, that is convenient to their schedule, to do that work for \$2,600.00 as specified in their bid, so moved, Supervisor Smith. The Solicitor said it is not a bid, it is a quote and that is below the required State minimum for getting three quotes.

Supervisor Sadler said I will second that, but I can’t understand, when I do any kind of anything, a total of everything, I understand raising it down, it gives you an idea for each part but what I am saying is what I am looking at you need \$14,560.00, Supervisor Caldwell, that is correct. Supervisor Sadler ask, is the same company going to put them all in? Supervisor Caldwell replied, yes, but they are going to do it based on the schedule of the field work being done and probably be at different time periods, that is the reason we split it up, we did get three bids. Supervisor Sadler said, I am not questioning that, what I am saying, when I put roads out, (inaudible). The Solicitor said if you are asking me if you can break them up to get around the bid, you cannot do that. Supervisor Caldwell said that was not the object. Solicitor said, I know that. Supervisor Sadler said wouldn’t it be better if it was put down as a total of \$14,560.00. The Solicitor said if he got the three quotes we are well with the schedule. Supervisor Caldwell said we tried to get three but only two responded. Supervisor Sadler said even if we get two but what I am saying is to totally do the whole thing as one quote, that is what you make me do. The Solicitor said you would want one motion designating the three. Supervisor Sadler said that way it does not look like you are trying to split the bid and make someone look better on a bid. The Solicitor said the total amount is within the quote guidelines and he tried to get three and there were only two responders. Supervisor Caldwell said I don’t think that amount is right and he wanted to continue to read them and Supervisor Sadler said you have a motion on the floor. The Solicitor said you can rescind. Supervisor Smith rescinded his motion and Supervisor Sadler rescinded his second. Supervisor Caldwell read the following:

1. \$2,600.00 fence repair/replacement for the Community Park field, All Round Fence Company quote dated 1/30/17; work to be scheduled as weather permits.

2. \$7,150.00 outfield fencing for two (2) fields, Elementary Park, All Round Fencing Company quote dated 1/30/17; work to be scheduled as weather permits.

3. \$1,580.00 Safety Barrier Fencing Elementary Park Concession area, All Round Fencing Company quote (only received one quote here) dated 2/14/17; work to be scheduled as weather and schedule permits.

4. \$3,230.00 Split Rail Fencing Elementary Park playground area. All Round Fencing Company quote dated 10/24/16 (verified verbally price is still current and valid); work to be scheduled as playground equipment is installed and weather permits.

Supervisor Smith made a motion to proceed with Items 1 through 4 all pertaining to All Round Fencing totaling \$15,560.00, Item 1 being \$2,600.00, Item 2 being \$7,150.00, Item 3 being \$1,580.00 and Item 4 being \$3,230.00, 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.

Supervisor Caldwell then read:

5. \$2,000.00 material and roofing for replacement and repair of dug out roofs at Elementary Park Fields (estimate). (Requesting donation of material from Lowes and Home Depot, if donation is not available, these funds will be used to complete the work as weather and schedules permit).

Supervisor Sadler confirmed that this is money that is coming out of the \$23,050.00 that we appropriated last month for this project, Supervisor Caldwell said, that is correct. Supervisor Sadler said so the cost is also pending donations. Supervisor Caldwell said if we get donations for the material then we will not use it. Supervisor Sadler made the motion, second by Supervisor Smith. Supervisor Caldwell called for discussion. The Solicitor said if the donation is given then the money goes back to the earmarked account, all Supervisors replied, yes. Supervisor Caldwell called for a roll call vote:

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

H. Parks and Recreation Board request to maintain the \$45,000.00 in Act 13 Funds currently being held in the Parks and Recreation Matching Funds account in place for future matching fund grant applications – Supervisor Caldwell stated that currently Mon Valley Alliance has sent out for matching grants for the Park Program. He said that they will be matching grants but we just do not know what the dollar figures will be. He further said that at the last meeting there was a question regarding whether these funds should be returned to the General Fund.

Supervisor Caldwell said that it was held on June 12, 2015, it was a continuation meeting of the May 27, 2015, meeting and there is no mention in there as far as a motion where those funds should go back to, it just says we are going to use Act 13 funds in the matching account. He said

under Item B, it was a motion to approve \$37,500.00 and then under New Business we had to add an additional \$5,400.00 to it but again there was no reference to the money going back to the General Fund. He said that we would just like to have it held as is so that we can have it for the future use of the Park.

Supervisor Sadler disagreed and said that when we made these motions in December, 2012, didn't we say that if we did not get the grant the money would go automatically back into Act 13. Supervisor Sadler said I can tell you when all of these were done, Supervisor Caldwell said I have the minutes here, okay I do to. Supervisor Sadler said:

December 26, 2012, motion made \$20,000.00 from Act 13 transferred to Parks and Recreation saying specifically used for Parks and Recreation contingency upon the Township obtaining a grant for the project otherwise the funds will be returned to General Fund (May 27th).

Supervisor Caldwell said that is correct, that was for the first one, then after we transferred additional funds to that to get to the \$45,000.00. Supervisor Sadler said, we should have made a motion to bring it back up, am I not right, Tom? Supervisor Caldwell said the one you are referencing, we did not get the grant so, if we were going to take that back into the General Fund, that should have been done at that point and it was not. He said what I am saying, May or whatever date that was, we put that money along with the other to total the \$45,000.00. Supervisor Sadler said what I am saying is each time that it comes back up for the \$20,000.00, a motion should have been made to bring the \$20,000.00 back, which on August 27th, 2014: "A motion for \$20,000.00 from Act 13 for Parks and Recreation, Wib Caldwell withdrew the motion". On May 27, 2015, "A motion to take the \$20,000.00 appropriated on August 27, 2014, for matching fund request to take an additional \$17,500.00 from the first quarter gaming money to allow us to apply for a grant". Supervisor Sadler said that you further stated that the grant money of \$17,500.00 would go back to the General Fund and the \$20,000.00 that was appropriated for the Parks and Recreation Fund will go back into that account. Supervisor Sadler said if you think about it the \$20,000.00 did not exist because Wib Caldwell withdrew the motion. Supervisor Sadler said, Tom, I think the motion must be made again to bring the money back out because it automatically went back in.

Solicitor Agrafiotis stated that if the motion said the money was to be returned if the grant was not successful, then the money would go back but you can always make another motion like you are saying now to put the money back as earmarked. Supervisor Sadler said I do not think that motion was made. Supervisor Smith said so that is how many different orders of business, two? The Solicitor said that it sounds to me that the motion was made that the money should have automatically gone back, the Secretary said, it did not. The Solicitor said as ridiculous as this seems (Secretary said it seems crazy) procedurally you would want to send it back to the General Fund and then bring it back over. Supervisor Smith ask if you could describe specifically what you can do in each instance and then one of us can say so moved.

The Secretary explained that the \$45,000.00 is in its own account called Parks and Recreation Matching Fund. Supervisor Sadler said how did we get it there, the Secretary replied, you just told us how we got it there, right. Supervisor Sadler, no, we never got the grant so the money went back into the general fund and no motion was made to bring it back. The Secretary said it never went back. Supervisor Sadler said why didn't it go back, it was suppose to, the motion was made for it to go back automatically. The Solicitor said no one probably tracked it. The

Secretary said someone needs to say (when did we know that we did not get the grant) it that was how many years ago. Supervisor Sadler said it does not matter, it must go back on the books to trace the money. He said that if we did not get the grant it was automatically going back and then if you try next year for another grant, then you draw the money back out again and make a motion.

Supervisor Caldwell said well that part was missed, we did not get that but on June 12, 2015, we did get \$37,500.00 and \$5,400.00 to come up with the \$45,000.00 currently sitting in the matching fund. Supervisor Smith said so every individual action that created that \$45,000.00 should be individually reversed. Solicitor Agrafiotis stated that it is not reversed, no one sits there to track that, so if you want to you can make a motion that those monies that were to be returned that were earmarked can now just remain in there or we would have to go back track all those different amounts that came to the \$45,000.00 transfer it back into the General Fund and then transfer back into whatever fund for earmark. Supervisor Smith said procedurally what would be correct. The Solicitor said that would be the correct way but do we have all those motions on the books.

Supervisor Sadler said the proper way to trace that money years down the line from now someone is going to ask, why didn't the money go back and how did it get back there, because no motion was done. The Solicitor asked do we have all those motions right now, Supervisor Sadler said, no, not right now, I would have to have it reviewed before I could commit to something of that nature. Solicitor Agrafiotis said can that be tabled to the next meeting for review and we can clean it up then. Supervisor Smith said if that would look ugly in a future audit it should be done. Supervisor Sadler said that is a lot of money right there it could be questioned down the line. The Solicitor said I don't think anyone actually tracked the thing, Supervisor Sadler said no, but it is our mistake, I am sorry about that but for us to continue to say that this money is okay right now, it is really not. The Solicitor said okay Supervisor Sadler, I think it would be good to make sure it is all correct and do it at the next meeting. Supervisor Sadler said should it be tabled until we review it at the work session and have all our minutes ready. The Solicitor said that is up to the Board or you can just let it die and bring it up at the next one.

Supervisor Caldwell said what is going to happen when none of this is listed in the minutes. Supervisor Sadler said we are starting from scratch to try and straighten it out. Solicitor Agrafiotis said well at the next monthly meeting we will have all our ducks in the row and we could have it in the minutes, Supervisor Sadler said, right. Supervisor Caldwell so we have to amend the old minutes, Solicitor Agrafiotis said, no. Supervisor Caldwell said let it die.

I. Discuss West Penn Power offer to convert street lights to LED per information and costs provided in email dated 12/14/16 – Supervisor Sadler said we got a thing from West Penn Power regarding changing over the street lights and it depended on how old they were as to what they were going to cost. Supervisor Sadler ask the Board if the received this letter (the Secretary said that she sent it to everybody). Supervisor Sadler said the thing of it is, I will be dead honest with you, we have a total of 14 street lights and the thing of it is, to change it over to the new style lights, because of their age, it will cost us quite a bit of money versus what we will be saving and I will be honest with you (take a look at it) it would be worth to leave them the way they are until they get older, when they get older then the offer will be back to us again and the municipality can save money and have the proper lighting. Supervisor Caldwell said that was

not up for a vote anyway. Supervisor Sadler said we don't have to vote that we can drop that one too, if we don't table it.

New Business:

A. 1 - Meeting format – Supervisor Smith made a motion to revert to our previous monthly meeting order of business as described at the beginning of this meeting where items to be voted on are shown on the meeting agenda by asterisk and the audience has an opportunity to comment on those items during the public comment section which is currently Item 5, 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.

A. Earmark \$20,000.00 in Act 13 funds for TEMA equipment – Supervisor Smith said TEMA is an agency, the Township Emergency Management Agency, I think this item should be changed for the Township Emergency Management Program. Supervisor Smith said that the \$20,000.00 because we don't have an itemized list yet, it seems that if we earmark \$20,000.00 that should be sufficient to provide an emergency generator for the building so that the building could be used as an emergency shelter. He further said that it would also stand to equip an emergency operations center that we are trying to get updated.

Supervisor Caldwell said round numbers, plus or minus a thousand or so dollars, as I am not sure how many expenses we incurred on different projects, but from what we had starting back when we had the original discussion amongst everybody and agreed to the amount that was remaining, there is roughly \$95, 704.00 in the account that was not earmarked or spent. He said that at the last meeting we earmarked \$23,050.00 from the account and that left \$72,654.00 for use. He went onto say that if we take the \$20,000.00 out for emergency management we will have approximately \$52,654.00, again those are not exact numbers because there were some expenses paid and some different costs on different projects over the past year, but that is close, I am pretty confident there is at least \$50,000.00 that has not been earmarked or spent from the Act 13 funding and we will still have Act 13 funds coming in July.

Supervisor Smith said if our Fire Department was set up as an Emergency Shelter with power, then I would think this was maybe a little bit of over kill but they were not able to get a generator by grant. He said our school campus is considered an emergency refuge area but in the case, that something drastic would happen in that area, residents might not be able to get there. He stated that we are high enough here to be safe from any flood, we have helicopter landing access, our emergency operations center will be here. He said that is just a ball park number, we would certainly research what it would cost to get a backup generator and other equipment.

Supervisor Caldwell made a motion to earmark \$20,000.00 from the Act 13 funds for the Township Emergency Management Program, second Supervisor Sadler. Supervisor Caldwell called for discussion. Supervisor Sadler said why can't you apply with the County for gaming money, this is where at the end of the year, you go over there around October or November and you apply for this and so far, we are the only municipality that has not asked for any money from them. Supervisor Smith said we certainly should. Supervisor Sadler said seriously, I mean, these are things here that, they are handing money out like it is free, I don't know this year because of

the fact the way the gaming money is going to be distributed but still it is worth a try, they really go for stuff like this. Supervisor Sadler said it is sad that we didn't apply for any of this. Supervisor Smith said I am sure that County Emergency Management would help us through that. Supervisor Caldwell called for further discussion and there being none called for a roll call vote:

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

B. Authorize Wayne Ray, Assistant Emergency Management Coordinator to attend TEMA and PSATS convention in April, 2017 – Supervisor Smith made the motion, second Supervisor Sadler. Supervisor Caldwell called for discussion. Solicitor Agrafiotis said are you paying the room, mileage, hotel, etc. The Supervisors all said yes, the same as provided to other members of the Board. Supervisor Caldwell called for a roll call vote:

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

C. Motion to advertise for stone bids – Supervisor Sadler made a motion to advertise for bids for stone as follows:

2,000 tons of 2A – old way 2A

500 tons of #8 – old way No. 1

600 tons of #3 – old way R3

900 tons of #1 – old way R4

900 tons of #57 – old way 2B

1,000 tons of R4 – old way R6

Second by 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.

D. Motion to advertise for Superpave asphalt – Supervisor Sadler made a motion to advertise for blacktop that we use to repair the roads during the summertime, 2,000 tons of 9.5 mm Superpave and 500 tons of 19.5 mm Superpave, 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 purchase infield mix dirt, 3 loads @ 23.5 tons per load at (estimated) cost of \$40.00 per ton delivered for a not to exceed cost of \$2,820.00; one load per filed. Suggested payment to come from the Parks and Recreation 2017 Budgeted funds – Supervisor Caldwell stated that we still have about 1½ to 2 loads of dirt at the upper field at the Elementary Park and that will be utilized. He said that he is also going to have to get the Road Crew to get us some fill dirt up there because there has been quite a bit of erosion and we are trying to bring them up to the correct elevation. He stated that he is not sure of the exact price but a not to exceed of \$2,820.00 will work and that can come out of the \$4,000.00 Park and Recreation Budget of the regular Budget. He also stated that is where it was purchased from last year.

Supervisor Sadler said are you purchasing it from the people you purchased it from last year, and Supervisor Caldwell replied, yes. Supervisor Sadler said so you do not have an exact price on it and Supervisor Caldwell replied, no I do not. Supervisor Sadler said so we do a not to exceed, wow, are you sure that is going to be enough. Supervisor Caldwell felt that with the fill and the loads we already have and the new order it should be enough. Supervisor Caldwell said if it does not work out for them they could always come back to us. Supervisor Sadler said \$2,820.00

is pretty low, Supervisor Smith said if it is not enough, that still leaves something in their 2017 Budget that we can re-appropriate. Supervisor Sadler said you may be better off saying not to exceed \$3,000.00, Supervisor Caldwell said that will work too. Supervisor Sadler made a motion to purchase dirt for the ball fields three loads not to exceed \$3,000.00, 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.

F. Motion to instruct Solicitor to draft a Resolution and advertise to destroy meeting tapes as soon as transcribed and minutes approved – Supervisor Smith said so moved, second Supervisor Sadler. Supervisor Caldwell called for discussion. The Solicitor said that if memory serves you must hold the tapes for three months but I will have to check that. Supervisor Caldwell said in the webinar we took that was not the case but we will base it on your findings. Supervisor Smith said let me make a motion to instruct the Solicitor to draft a Resolution and advertise to destroy meeting tapes as soon as legally possible, second Supervisor Smith. Supervisor Caldwell called for further discussion and there being none called for a roll call vote:

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

G. Motion to further research and develop township email addresses for each Supervisor for conducting all township business and correspondence – Supervisor Caldwell said this was also a part of the webinar we participated in and it was strongly suggested that this be used and we have our own personal township email address rather than our personal email addresses like we have been using, Supervisor Smith so moved. Supervisor Sadler said can I ask what the cost is? Supervisor Smith said there should be no cost, we can have Ken Cole set them up. 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.

H. Motion to approve the Uhlman Subdivision – The Solicitor said that it needs conditionally approved as there is a bunch of stuff that the Engineer wants him to do. The Secretary stated that the subdivision was submitted to the Township on 1/20/17 and the Solicitor said we have plenty of time as we have 90 days from submission. The Solicitor said make a motion to conditionally approve it upon final approval by the Solicitor, Supervisor Sadler so moved, 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.

I. Motion to approve 2017 membership in the Washington County Association of Township Officials and payment of dues in the amount of \$200.00 – Supervisor Sadler said so moved, 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.

J. Purchase of new roller – Supervisor Sadler said first everything I have done here as far as purchasing a new piece of equipment, I go before our men, they make the decision of what we possibly need but before I do that, I give them the information that I have. He stated that the roller we currently have is a 2000 Ingersoll Rand and it has many discrepancies we can't use the water system on the blacktop, there are electrical problems, starting problems. He

said that it is getting to the point that when you bring in say 20 tons of blacktop at \$70.00 per ton which is \$1,400.00, we can't roll it, so this is not a good omen, so the thing of it is, they started asking me to look into purchasing another roller.

Supervisor Sadler stated that at the present time, he only found two outfits that have a 6,000-pound roller. Walsh Equipment came up with a Dyno Pack. He said that it is a 35-horse power Kubota diesel, 47 inches wide with all configurations, it comes to a total of \$36,724.00. The second roller he reported on was from Caterpillar and he said that it has one of the best watering systems available. He stated that he had a representative from Caterpillar here tonight if you have any questions. He said that he just got all this information within the last two days, believe it or not, but the thing of it is, we do need a roller, if we continue to wait for a roller it may be possibly June before we get one so this is something here that we must take into consideration. Supervisor Sadler said do you have any questions. Supervisor Smith asked the weight and Supervisor Sadler said 6,000 pounds and it will go on our trailer that we purchased and it is about the average weight of what we use and this is the one that the men picked as far as that goes. Supervisor Sadler said I know there is almost \$12,000.00 difference but the thing of it is, what you pay for is what you get. He said this is what the men asked me to try and get. The Caterpillar Representative, Dave, talked about the roller, stated that it is a 2017 roller and highlighted the features of their roller (five years' machine coverage).

Supervisor Smith ask if this roller will help put a better finish on the warm mix asphalt that we are getting now. The Caterpillar Representative stated, yes, it would and explained why it would. He further explained that through Caterpillar you can do regular monthly financing all the way up to 84 months, you can also do annual financing if you want to make one payment a year, and he provided a range of the annual percentage rate. He stated that there is a \$300.00 doc fee. Solicitor Agrafiotis ask if this was Co-Stars pricing and Supervisor Sadler replied, yes. Supervisor Sadler ask what the original price was on this and the Representative said that you already get 10% in additional funding so 10% right off the bat you are at \$5,600.00 cheaper than what a contractor would buy it for so if you add \$5,000.00 to that it would be 49, the list price on the thing is well into the fifties.

Supervisor Caldwell ask how much per year are these payments going to be, the Representative said I can figure that out if you give me a few minutes. Supervisor Smith ask if they would have one of these at the PSATS convention and he said no, I doubt we will have a roller because we typically show case our grader, loader, backhoe. He said that the rollers we have in inventory have all been sold and we are scrambling to try and find stuff and our next batch of units will not be coming in until July.

The Secretary ask Supervisor Sadler what was the price of this one and he replied \$44,800.00 plus \$300.00 document fee if we make payments. The Representative stated the financing option adding in the doc fee, the total amount financed would be \$45,100.00, if you do annual financing your first payment is due at delivery. The Representative said at three years it would be \$15,655.19, for four years it would be \$11,980.06. Supervisor Caldwell ask what the interest rate would be and the Representative said 4.2%. Supervisor Smith said is there a five-year option and the Representative said yes, it would be \$9,777.04. He said that is a simple interest contract and there is no pre-payment penalty to pay it off early. He said that if you want to consider a monthly financing option, your first payment is not due at delivery, it would be due when your

bill comes in and 36 months would be \$1,355.55, 48 months would be \$1,022.36, 60 months would be \$834.67 and those are all at 4.2% and no pre-payment penalties.

Supervisor Sadler said we need the roller bad and if we wait or we table this we may not get another one until June or July and that is losing two and half months of black topping. Supervisor Sadler I don't see why we don't turn around and make a motion to purchase the 2017 Caterpillar roller with the four-year payment. Supervisor Caldwell said I do not think that is the way to go, I think we should go three year. Supervisor Caldwell said he would like to say one thing. I am not adverse to us getting equipment, not at all, but last time at the last meeting you were extremely critical with myself and the Park and Recreation Board that everything is always an emergency, we don't discuss it at the working meetings and when we get here we have to make a decision right now, and you were extremely critical about that at the last meeting and here you are doing the exact same thing that you do all the time also and again I am not complaining about the equipment it has always been a different story at different times. Supervisor Caldwell said that he thinks we should get the equipment and thought it should be the three years and we take the first payment out of the equipment fund. Supervisor Sadler said I will make a motion to purchase the 2017 Caterpillar roller with three-year financing with the first payment coming out of the Equipment Fund for the total purchase price of \$45,100.00. The Representative said the total amount with doc fees is \$45,100.00 and doing three-year term so the first payment is going to be \$15,655.90 and the remaining balance would be \$29,444.10. Second by 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.

K. Discussion of purchase of pick up broom attachment for skid loader –

Supervisor Sadler said that we have a Caterpillar skid with a loading bucket on it and when we got ready to purchase it, we ask if we could also have broom because what happens after the wintertime operations when you have put antiskid in your salt you have that left everywhere. He said that he took it back to the men again and there are two different kinds of brooms you could purchase. He said that one broom is an angle broom but there would be problems with it throwing the stones toward people's driveways and we thought that might be a problem. The other option is a pick-up broom (BP8118C) at the cost of \$6,271.00. He said as you operate this broom, it goes into a collector and you can dump to an area and then pick it up later and haul the debris away. The Representative explained that the pickup broom is an attachment for the skid steer and just as Supervisor Sadler said it is a broom that throws the material forward into a shroud and goes over top of it into a bucket so you can collect the stone or debris out on the road without it going into people's driveway, most likely you have truck following you so you can dump it into a truck.

The Representative said through Cat Commercial you can finance that attachment for zero percent for twenty-four months. Supervisor Caldwell ask what was the cost of it? The Representative said it was \$6,271.00. Supervisor Caldwell made a motion to purchase the pickup broom for the sum of \$6,271.00 to be paid for in one payment from the Equipment Fund, second Supervisor Sadler. Supervisor Caldwell called for discussion. Supervisor Smith said that can be dumped directly into the truck, Supervisor Sadler said no, dumped on the ground. The Representative said if you had a low truck not one of your big trucks. Supervisor Smith said any of ours? The Representative asked what was the smallest truck we had and Supervisor Sadler said the smallest would be about 60 inches high. The Representative said then no I would not recommend it. Supervisor Caldwell called for a roll call vote:

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

Other Business:

None.

Reports:

Parks & Recreation: We already went over that.

Planning Commission: Nothing new there.

Solicitor's Report: Nothing further.

Code/Building/Zoning Report: Provided by the Secretary.

Road Report: On file.

Fire Report: Provided by Secretary.

Animal Control Report: Provided by the Secretary.

Public Safety Liaison: Supervisor Smith reported regarding flyers distributed by mail to residents in the Township from Bear Cat EMS soliciting membership and it appears that some residents wrongly assumed that the Township was switching to Bear Cat as our primary EMS provider, that is not the case, Mon Valley EMS is still our primary provider. He stated that he received a message and trip report from Mon Valley EMS that is rather disturbing but they have already arranged with the 911 dispatch center that whenever somebody asks for Bear Cat, say you bought into that flyer and you subscribed with Bear Cat EMS, you call 911 you tell them that you prefer Bear Cat EMS because you are a subscriber, the 911 dispatch center has also been dispatching Mon Valley EMS along with Bear Cat. He said that this trip report that I read happened just that way so people were confused by the flyer, they needed EMS service, called 911 like they were supposed to, I assume Bear Cat was dispatched and Mon Valley EMS arrived on scene and Bear Cat never showed and the people were really confused and it describes that very clearly in the trip report. We want to make everyone aware of this and that it has happened several times. He also reported on the closure of Wilson Road and again offered to show everyone what ecode 360 looks like after the meeting.

Public Discussion:

Solicitor Agrafiotis said if we are going to do Executive Session and come out and have a vote on something then the public has a right to comment on that so you can either have them discuss what they want to now and then they have the chance to discuss if we bring something up under other business or we can do it all at the end. Supervisor Caldwell said I think we should have it now and if there is anything to be discussed after executive session we can do it.

Janet Stevenson – Rules regarding junk in neighbor's yard.

Nathaniel Pauley – Raising chickens in residential zone – Solicitor may draft an Ordinance for small animals.

Bill Henderson – Thank you to the Board for the effort on Parks and Recreation.

Devin Powell – Thank you to Board for effort for softball.

Solicitor Agrafiotis stated that we are going to adjourn to an Executive Session for legal issue litigation and if anyone wants to stay we are not adjourning the meeting we are going to come back and there may be a possible vote at which time all of you are entitled to be here and comment on any items added under Other Business.

The Board returned from Executive Session at 7:55 p.m. and Solicitor Agrafiotis stated that the Executive Session was for a legal matter. He further said that at last month's meeting regarding 1592 Grange we had made a motion to up hold Mr. Monack's findings but stayed the condemnation for 30 days and that would be until tonight's meeting. The Solicitor spoke directly to Mr. Burt (subject of the condemnation) and said you sent in a letter that you appealed that but that does not go to us, it goes to Washington County, you would have to get an attorney to file an appeal plus he said that they stayed the thing so there really is nothing to appeal presently. He said that based on the recommendation of the Code Officer that you have continued progress there and I believe his recommendation to the Board was to give you another extension, it may not necessarily be 30 days but another extension to the next meeting which would be March 29th and would actually be 40 days.

Alex Burt explained that his mother had called the numbers she was provided but none of those were of any help for his door or water. He said that he went on social media and he found someone who is willing to help him install the door. He said when it comes to his water, this past Sunday he fixed the pipes and he had to dip into his 401(k) and when the proceeds come in, he will pay the entire water bill to get the water turned back on. Solicitor Agrafiotis said to make a motion to hold the condemnation in abeyance until the March 29th regular meeting, Supervisor Smith, so moved, 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.

Supervisor Caldwell stated since there is no more business to be conducted, the next working meeting is March 20, 2017, and the next regular meeting is scheduled for March 29, 2017. Supervisor Caldwell called for a motion to adjourn, Supervisor Sadler, so moved, second Supervisor Smith. Supervisor Caldwell called for a roll call vote:

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



Karen Talbert, Secretary/Treasurer