

West Deer Township  
Board of Supervisors  
March 16, 2016  
6:30 p.m.

The West Deer Township Board of Supervisors held their Regular Business Meeting at the West Deer Township Municipal Building. Members present: Jeffrey D. Fleming, Chairman; Richard W. DiSanti, Jr., Rick W. Florentine, Leonard Guerre, Shirley Hollibaugh, Joyce A. Romig and Gerry Vaerewyck. Also present were: Cathy Sopko, Administrative Assistant; Barbara Nardis, Finance Officer; Douglas Happel, Township Solicitor; and Scott Shoup, representing Shoup Engineering, Inc.

ABSENT from the meeting: Daniel J. Mator, Jr., Township Manager and Jon Lape, Chief of Police (both attended the PELRAS Training Conference at State College, PA).

Chairman Fleming opened and welcomed everyone to the meeting.

#### PLEDGE OF ALLEGIANCE

Roll Call taken by Ms. Sopko -- Quorum present.

Mr. Happel announced the Board held an Executive Session from 6:00 p.m. to 6:35 p.m. to discuss the Forbes litigation and employee matters for nonunion employees.

Chairman Fleming apologized for the meeting starting a little late due to an earlier power outage at the building.

#### **REGISTERED COMMENTS FROM THE PUBLIC**

- None

#### **COMMENTS FROM THE PUBLIC**

Chairman Fleming asked if there were any comments at this time on the agenda and public-related items and if so, asked the public to please approach the microphone, clearly state their name and address, and limit their comments to five (5) minutes.

- Mr. Jim Cesnick, Michael Road
  - Mr. Cesnick addressed the Board regarding his concern of trees and shrubs blocking the view at Bairdford Road and Oak Road. He suggested having the high bushes cut down by the owner. He also indicated there are dead trees nearby that need cut down. Mr. Payne was directed to contact the property owner and the County regarding cutting the trees and shrubs. He was also directed to obtain a price to cut the trees down, and Mr. Payne responded that he will notify the County to see what can be done.
- Mr. Jack Best, West Starz Road
  - Complimented and thanked the Board for adding the entire copy of the Agenda to the website.

#### **ACCEPT MINUTES**

MOTION BY Supervisor DiSanti and SECONDED BY Supervisor Hollibaugh to accept the minutes of the February 17, 2016 meeting as presented. Motion carried unanimously 7-0.

**MONTHLY FINANCIAL REPORT**

Mrs. Nardis read the following Finance Officer's Report.

**TOWNSHIP OF WEST DEER**  
**FINANCE OFFICER'S REPORT**  
**February 29, 2016**

**I - GENERAL FUND:**

	<u>February</u>	<u>YTD</u>	<u>% of Budget</u>
<b>Revenues</b>	276,392.77	1,103,554.09	18.85
<b>Expenditures</b>	261,041.76	591,952.39	10.11

**Cash and Cash Equivalents:**

Sweep Account		678,527.24	
		678,527.24	<b>678,527.24</b>

**II - SPECIAL REVENUE FUNDS****Cash and Cash Equivalents:****Street Light Fund:**

Sweep Account - Restricted		7,924.43	
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**Fire Tax Fund:**

Sweep Account - Restricted		24,881.16	
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**State/Liquid Fuels Fund:**

Sweep Account - Restricted		133,550.57	
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		166,356.16	<b>166,356.16</b>
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**Investments:****Operating Reserve Fund:**

Sweep Account - Reserved		575,785.26	
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**Capital Reserve Fund:**

Sweep Account - Reserved		346,740.04	
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		922,525.30	<b>922,525.30</b>
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**III - CAPITAL PROJECT FUNDS:****Cash and Cash Equivalents:**

		0.00	
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		0.00	<b>0.00</b>
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<b>TOTAL CASH BALANCE 02/29/16</b>		<b>1,767,408.70</b>	
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<b>Interest Earned February 2016</b>		<b>103.42</b>	
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Restricted - Money which is restricted by legal or contractual requirements.

Reserved - Money which is earmarked for a specific future use.

MOTION BY Supervisor Guerre and SECONDED BY Supervisor DiSanti to approve the Finance Officer's Report as submitted. Motion carried unanimously 7-0.

**LIST OF BILLS**

Best Wholesale Tire Co., Inc.....	931.60
General Code.....	12825.00
Griffith McCague & Wallace, PC.....	2550.50
Hei-Way, LLC.....	728.45
Intech Worldwide.....	3495.00
Jordan Tax Service, Inc. ....	135.61
Kress Tire.....	30.00
Mark C. Turnley.....	3000.00
MRM Workers' Comp Fund.....	25308.55
Naccaratti Contracting, Inc.....	73881.00
Office Depot.....	165.30
Shoup Engineering Inc. ....	1984.50
Staley Communications.....	183.47
Trib Total Media.....	1161.00
Tristani Brothers Inc.....	4540.16
Walsh Equipment.....	37.96

MOTION BY Supervisor DiSanti and SECONDED BY Supervisor Hollibaugh to pay the List of Bills as submitted, and all approved reimbursable items in compliance with generally accepted accounting practices. Motion carried unanimously 7-0.

**UTILITIES & PAYROLL**

MOTION BY Supervisor Guerre and SECONDED BY Supervisor Vaerewyck to pay utilities and payroll from March 17, 2016 to April 20, 2016. Motion carried unanimously 7-0.

**TAX REFUNDS**

The Board is in receipt of the list from the Tax Collector requesting the issuance of tax refunds due to assessment changes by Allegheny County for the years 2013, 2014, and 2015.

**2013 REAL ESTATE TAX REFUNDS:**

NAME:	LOT/BLOCK:	AMOUNT:
Gabriel, Antonella	1213-H-160	\$108.46
Blackwell, Dennis M. / Mary Kathleen	1213-H-250	\$192.83

**2014 REAL ESTATE TAX REFUNDS:**

Blackwell, Dennis M / Mary Kathleen	1213-H-250	\$188.97
Gabriel, Antonella	1213-H-160	\$108.46
Hutchman, R. William	1359-K-26	\$375.71

**2015 REAL ESTATE TAX REFUNDS:**

Coletta, Michael	1512-S-100	\$172.71
Blackwell, Dennis M / Mary Kathleen	1213-H-250	\$188.97
Gabriel, Antonella	1213-H-160	\$108.46
Hutchman, R. William	1359-K-26	\$368.20

MOTION BY Supervisor DiSanti and SECONDED BY Supervisor Florentine to issue the tax refunds as submitted by the Tax Collector. Motion carried unanimously 7-0.

**POLICE CHIEF'S REPORT**

Sgt. Bill Bailey was present and provided a summary report on the Police Department for the month of February 2016. Supervisor DiSanti asked Sgt. Bailey about what he perceived to be an increase of patrols in Russellton after the recent break-in at Palmer's Pharmacy. Sgt. Bailey reported that the police have indeed been patrolling more often at businesses during their closing time.

**BUILDING INSPECTOR/CODE ENFORCEMENT OFFICER'S REPORT**

Mr. Bill Payne was present and provided a summary report on Code Enforcement for the month of February 2016. A copy of the report is on file at the Township.

**PARKS AND RECREATION BOARD REPORT**

Chairwoman Beverly Jordan was present and reported on the behalf of the Parks and Recreation Board:

- Last meeting: February 24, 2016.
- Easter Egg Hunt: March 20, 2016 – Registration 12:00 noon (water on & restrooms opened)
- Ice Rink is down.
- Senior Luncheon: May 26, 2016
- 80's in the Park: June 24, 2016
- Questioned if there can be lights at the tennis courts.
- Community Days meeting
  
- Sam Beacom, a Deer Lakes student working on his Eagle Scout Project from Troop 653 was present and addressed the Board on his plans to re-do the horseshoe pit and build a bench at the Senior Center. Mr. Beacom supplied a copy of his plans/photos and explained the project and answered questions from the Board. Dr. DiSanti had concerns for safety and would like to see it covered when not in use. Discussion also took place concerning the start of the project (July), the backstop and pin cover, materials, possible lighting, etc. Mr. Beacom will report back to the Board when he is ready to start the project.
  
- Rick Cerra, President, Deer Lakes Softball Association, addressed the Board in regard to holding a fund raiser with Deer Lakes Baseball to raise funds for a joint concession stand at Bairdford Park. Mr. Cerra explained they discussed having another Party in the Park later in August as a fundraiser with a 50-50 raffle, sale of tickets, Chinese raffle/baskets, etc. All the proceeds would go towards the concession stand. Mr. Cerra also explained the use/care of the concession stand between both organizations. Discussion was held on the grant, utilities, building, fields, etc.

**ENGINEER'S REPORT**

The Board received the Engineer's Report submitted by Shoup Engineering, Inc. Mr. Scott Shoup represented Shoup Engineering, Inc., and summarized his meeting attendance and details of his formal report:

**DEVELOPMENTS/PROJECTS**

- 2016 Road Improvement Project – Bid Documents, Plans and Specifications were prepared for this project. Bids were opened on March 15, 2016.

- Curtisville Plan No. 1 Storm Sewer Project – Contracts for this project have been executed and Nacaratti Contracting began work on this project on March 1, 2016.
- Lick Road Bridge Demolition – On February 23, 2016 the Engineer and members of the Township staff met with representatives of Allegheny County regarding the Lick Road Bridge. The County plans to realign Lick Road so as to form a new intersection with Bairdford Road. The realignment of the road would allow the existing bridge to be demolished without the need for a new bridge. Work on the project would occur in 2017.
- Development/Subdivision Reviews:
  - Albert Eiler Fitness Center – Land Development and Lot Consolidation reviews dated February 24, 2016 and March 8, 2016.
- Some discussion was held in regard to laying asphalt on a portion of the senior citizen parking lot.

**HIRE PART TIME POLICE OFFICER**

The Board received a memorandum from Chief Lape recommending the hiring of the following individual for the position of part time police officer: Bret T. Vulakovich

A background check was performed, and was satisfactory.

Mr. Vulakovich was present, introduced himself, and answered questions from the Board.

MOTION BY Supervisor DiSanti and SECONDED BY Supervisor Hollibaugh as per the recommendation by Chief Lape to hire Bret T. Vulakovich as a part time police officer for West Deer Township with the condition he successfully completes all requirements to receive his certification number. Motion carried unanimously 7-0. Mr. Vulakovich thanked the Board.

**2016 ROAD IMPROVEMENT PROJECT**

Plans, specifications and bid documents were prepared by Shoup Engineering for the 2016 Road Improvement Project on various Township roads. The road project was advertised and sealed bids were received until 1:00 p.m. on March 15, 2016 at which time they were opened and read aloud.

**Contract 16-02** -- Work consists of profile milling, installation of hot mix superpave binder and wearing courses, base repair, inlet adjustment and other miscellaneous work on 10 Township roads. Totaling approximately 12,800 feet in length.

Bessemer Street, Pollock Street, Keasey Street, Hill Street, Ember Lane, Liberty Street, Snyder Street, Ford Street, Short Street, Shoaf Street, Seventh Alley and Eighth Way.

Bidder	Base Bid
<b>A. Liberoni, Inc.</b>	<b>\$651,497.20</b>
Youngblood Paving, Inc.	\$654,566.50
Derry Construction Co., Inc.	\$686,830.10
El Grande Industries Inc.	\$693,762.50
Shields Asphalt Paving, Inc.	\$697,662.10
Michael Facciano Contracting, Inc.	\$814,133.50

**Alternate Bids Received:**

Bidder	Alternate 1 Benjamin St	<b>Alternate 2 Pine &amp; Oak</b>	Alternate 3 Kaufman Rd	Alternate 4 Christonia Rd
<b>A. Liberoni, Inc.</b>	\$158,747.40	<b>\$52,201.44</b>	\$140,621.34	\$ 84,812.25
Youngblood Paving, Inc.	\$161,926.50	\$54,197.50	\$146,582.50	\$ 88,218.75
Derry Construction Co., Inc.	\$164,738.00	\$56,848.60	\$150,206.40	\$ 93,307.55
Shields Asphalt Paving, Inc.	\$172,068.50	\$64,956.50	\$158,323.90	\$108,564.55
El Grande Industries Inc.	\$174,142.50	\$58,799.50	\$158,354.00	\$ 97,548.75
Michael Facciano Contracting, Inc.	\$205,200.00	\$73,612.50	\$188,301.50	\$104,393.25

**Contract 16-03** -- Work will consist of the installation of cold mix FB modified binder leveling course, base repair and other miscellaneous work on Trump Road. Totaling approximately 4,200 feet in length.

**Contract 16-04** -- Work will consist of the installation of cold mix FB modified binder leveling course, base repair and other miscellaneous work on Clendenning Road Totaling approximately 5,700 feet in length. NOTE: Mr. Shoup also indicated this includes the small portion of McMorrان Road that runs to the Richland Township line.

**Contract 16-05** -- Work will consist of the installation of cold mix FB modified binder leveling course, base repair and other miscellaneous work on Lick Road. Totaling approximately 2,700 feet in length.

Bidder	Contract 16-03 Trump Road	<b>Contract 16-04 Clendenning Road</b>	Contract 16-05 Lick Road
<b>Youngblood Paving, Inc.</b>	\$135,103.00	<b>\$179,339.75</b>	\$91,089.50
Russell Standard	\$144,980.00	\$193,920.00	\$97,080.00

Mr. Shoup explained the bids received and indicated the Township has \$920,000.00 for this years contracted road improvement project. Mr. Shoup commented on several scenarios adding to the base bid amount that the Board could consider. After some discussion on the scenarios, the Board discussed awarding the Contract #16-02 Base Bid to A. Liberoni, Inc., in the amount of \$651,497.20 and Alternate 2/Pine & Oak Streets in the amount of \$52,201.44 and also include Clendenning Road in the amount of \$179,339.75 which would total: \$883,038.39.

**CONTRACT 16-02 BASE BID & ALTERNATE 2/Pine & Oak Roads**

MOTION BY Supervisor Vaerewyck and SECONDED BY Supervisor DiSanti to award the Road Improvement Contract 16-02 for the Base Bid to A. Liberoni, Inc., in the amount of \$651,497.20 and the Alternate Bid #2/Pine and Oak Streets totaling \$52,201.44.

Motion carried unanimously 7-0.

**CONTRACT 16-04 2016 ROAD IMPROVEMENT PROJECT / Clendenning Road**

MOTION BY Supervisor DiSanti and SECONDED BY Supervisor Vaerewyck to award the Road Improvement Contract 16-04 to Youngblood Paving, Inc., in the amount of \$179,339.75. Motion carried unanimously 7-0.

**ALBERT EILER SITE PLAN**

The Planning Commission approved the Albert Eiler Site Plan at their February 25, 2016 meeting.

Property Located: 4551 Gibsonia Road

Zoning District: SU / Special Use

The site plan is to approve three (3) buildings to be constructed adjacent to the proposed training facility that was approved by the Board of Supervisors on April 15, 2015.

The first proposed building will be designated for a restaurant and the other two (2) buildings are for future proposals. The Planning Commission recommended approval of the Albert Eiler Site Plan subject to addressing all points in the Shoup Engineering review letter dated February 25, 2016.

The Board also received the review letter from Shoup Engineering dated March 8, 2016 listing the following comments should be considered:

1. A Highway Occupancy Permit must be obtained from the Pennsylvania Department of Transportation for the proposed site driveways.
2. An NPDES general permit must be obtained from the Allegheny County Conservation District prior to initiation of any earthwork.
3. The plans identify the uses on the site as being recreation (fitness center) and restaurant. Are the uses in the two future additions known at this time? If not, it is suggested that future proposed uses for these additions must meet the following standards, otherwise approval by the Planning Commission and Board of Supervisors must be obtained.
  - a. The use(s) must be permitted uses(s) in the SU District; and
  - b. Parking and loading for the use(s) must be compliant with ordinance requirements; and
  - c. The use(s) must be complimentary to the fitness center and restaurant uses as determined by the Township Zoning Officer.
4. The proposed future use(s) for the site will be subject to a transportation impact fee that will need to be paid prior to building permit issuance.
5. The applicant will be required to enter into a stormwater management operations and maintenance agreement with the Township.

MOTION BY Supervisor DiSanti and SECONDED BY Supervisor Florentine to approve the Albert Eiler Site Plan as per the Planning Commission's recommendation and addressing the items as listed above in Shoup Engineering's March 8, 2016 review letter. A roll call vote was taken. Members voting yes, Mrs. Hollibaugh, Dr. DiSanti Mrs. Romig, Mr. Florentine, Mr. Vaerewyck, and Mr. Fleming. Member abstaining, Mr. Guerre/Plan is close to Mr. Guerre's property. Motion carried, 6 – yes and 1 – abstention.

#### **SET PUBLIC HEARING/CONDITIONAL USE / PAW LUVERS, LLC**

APPLICANT: Paw Luvers, LLC  
 LOCATION: 6 McIntyre Road, Gibsonia, PA  
 ZONING DISTRICT: SU / Special Use  
 REQUEST: Paw Luvers, LLC is seeking a conditional use to operate a dog kennel/boarding/doggie daycare facility.

A conditional use is a permitted use as listed in the Zoning Ordinance, Section 23.4.21 for Paw Luvers, LLC. At this time, the Board set the date and time for the public hearing.

MOTION BY Supervisor Florentine and SECONDED BY Supervisor DiSanti to set the public hearing for the conditional use for Paw Luvers, LLC for: Wednesday, April 20, 2016 at 6:00 p.m. Motion carried unanimously 7-0.

**PUBLIC WORKS MINI EXCAVATOR**

The Board received the quote from Cleveland Brothers for one new 2015 Caterpillar 305E2 CR – Cab 305E2 Hydraulic Excavator under the State Contract at \$59,643.00 – with financing through Laurel Capital for three annual advanced payments of \$20,411.00 at the rate of 2.59%.

The Supervisors tabled the purchase of the 2015 Caterpillar Excavator at their last meeting to allow them

Mr. Fleming explained the repair of the existing excavator and commented on the purchase of the new excavator. The Township can use both machines and increase the Township’s production.

After some discussion, MOTION BY Supervisor DiSanti and SECONDED BY Supervisor Hollibaugh to authorize the purchase of the 2015 Caterpillar 305E2 CR Cab 305E2 Hydraulic Excavator to Cleveland Brothers in the total amount of \$59,643.00 and the financing through Laurel Capital for three annual advanced payments of \$20,411.00 at the rate of 2.59%. Motion carried unanimously 7-0.

**RESOLUTION NO. 2016-6: VACANT PROPERTY**

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF WEST DEER ACKNOWLEDGING THAT THE ACQUISITION AND SUBSEQUENT DISPOSITION OF PARCEL WITH LOT AND BLOCK NUMBER 1838-N-177 WOULD BE IN ACCORDANCE WITH THE COMPREHENSIVE PLAN OF THE MUNICIPALITY.

Property location – 186 Shoaf Street.  
Mr. Payne explained the property/vacant lot.

MOTION BY Supervisor DiSanti and SECONDED BY Supervisor Florentine to adopt Resolution No. 2016-6 acknowledging that the acquisition and subsequent disposition of parcel with Lot and Block number of 1838-N-177 would be in accordance with the Comprehensive Plan of the Municipality. Motion carried unanimously 7-0.

**ORDINANCE NO. 407: CONSOLIDATED CABLE FRANCHISE AGREEMENT**

ORDINANCE NO. 407

AN ORDINANCE OF THE TOWNSHIP OF WEST DEER AUTHORIZING EXECUTION OF A CABLE FRANCHISE AGREEMENT BETWEEN THE TOWNSHIP AND CONSOLIDATED COMMUNICATIONS ENTERPRISES, INC.

MOTION BY Supervisor Vaerewyck and SECONDED BY Supervisor Guerre to adopt Ordinance No. 407 accepting the Cable Franchise Agreement between the Township and Consolidated Communications and advertise the Ordinance in accordance with all applicable laws. Motion carried unanimously 7-0.

**AUTHORIZE ADVERTISEMENT: ORDINANCE NO. 408**

The Short Title of the Ordinance reads:

ORDINANCE NO. 408

AN ORDINANCE OF THE TOWNSHIP OF WEST DEER TO APPROVE, ADOPT, AND ENACT CODIFICATION; TO PROVIDE FOR THE REPEAL OF CERTAIN LEGISLATION NOT INCLUDED

THEREIN; TO SAVE FROM REPEAL CERTAIN OTHER LEGISLATION NOT INCLUDED THEREIN; AND TO PROVIDE PENALTIES FOR TAMPERING WITH THE CODE.

The Board received the copy of the ordinance. The ordinance must be advertised in accordance with the law. The Board will consider adoption of the Ordinance at their April 20, 2016 meeting.

At this time, Mr. Vaerewyck stated that he read the ordinance very carefully, and that he had some real concerns with it. He said that there are a number of portions that are similar to what is in the Charter, but which now hold different meanings. Supervisor Vaerewyck then stated he felt the ordinance is “an attempt to rewrite the Charter.”

Mr. Vaerewyck added that he felt there are some added provisions which he was concerned alter and tamper with the Code. He stated that this was not put out as a separate ordinance to be debated, and that being sent out as a mass ordinance is dangerous. Supervisor Vaerewyck said he felt these changes alter the meaning of what is in our Charter, and that the Ordinance should be tabled and looked at again by a committee.

Supervisor Vaerewyck elaborated that he felt the changes should be made on an ordinance-by-ordinance basis. He added that there was a statement in the Board’s materials that there are numerous grammatical changes of a minor nature, but that the Board was not told what they were. He asked, “Are those minor grammatical changes really minor changes, or are there other things occurring?”

Mr. Vaerewyck then addressed a section of the Ordinance entitled “nonsubstantive changes.” Supervisor Vaerewyck commented that passing these changes in mass would send the message that every one of our laws can be amended without individually looking at the changes. He stated he thinks this is the wrong thing to do, and made a motion to table.

Dr. DiSanti commented that he felt adopting the Ordinance would allow the Township to continue to move ahead with the code improvements, and that he is in favor of passing the advertisement of the Ordinance.

MOTION BY Supervisor Vaerewyck and SECONDED BY Supervisor Romig to table until the Board can see what the changes are and how this is being proposed. A roll call vote was taken. Members voting yes to table, Mrs. Romig and Mr. Vaerewyck. Members voting no to table, Mr. Guerre, Dr. DiSanti, Mr. Florentine, Mrs. Hollibaugh, and Mr. Fleming. Motion failed, 2 – yes and 5 – no.

MOTION BY Supervisor DiSanti and SECONDED BY Supervisor Hollibaugh to advertise Ordinance No. 408 approving, adopting, and enacting codification; to provide for the repeal of certain legislation not included therein; to save from repeal certain other legislation not included therein; and to provide penalties for tampering with the code in accordance with all applicable laws. A roll call vote was taken. Members voting yes, Mr. Guerre, Dr. DiSanti, Mr. Florentine, Mrs. Hollibaugh, and Mr. Fleming. Members voting no, Mrs. Romig and Mr. Vaerewyck. Motion carried, 5 – yes and 2 – no.

#### **RESIGNATION: ZONING HEARING BOARD MEMBER**

The Board received a letter from Daniel Livingston resigning as a member of the West Deer Zoning Hearing Board effective immediately.

MOTION BY Supervisor DiSanti and SECONDED BY Supervisor Florentine to accept the resignation of Daniel Livingston from the Zoning Hearing Board. Motion carried unanimously 7-0.

**ZONING HEARING BOARD/ APPOINTMENTS**

Due to the recent resignations of Gary Piper and Daniel Livingston as members of the Zoning Hearing Board, the Township advertised to fill the vacancies.

Letters of Interest were received from:

- 1) James G. Smullin
- 2) Scott Woloszyk
- 3) George Hollibaugh

NOTE: Both Scott Woloszyk and George Hollibaugh requested appointment to the alternate position, but that was prior to Mr. Livingston’s resignation. They were contacted and both were interested.

MOTION BY Supervisor Vaerewyck and SECONDED BY Supervisor Guerre to appoint Scott Woloszyk as a member of the Zoning Hearing Board to fill the unexpired term of Gary Piper. Term to expire: December 31, 2020. Motion carried unanimously 7-0.

MOTION BY Supervisor DiSanti and SECONDED BY Supervisor Florentine to appoint George Hollibaugh as a member of the Zoning Hearing Board to fill the unexpired term of Daniel Livingston. Term to expire: December 31, 2017. Members voting yes, Dr. DiSanti, Mr. Florentine, Mr. Guerre, Mrs. Romig, and Mr. Fleming. Member voting no, Mr. Vaerewyck. Member abstaining, Mrs. Hollibaugh. Motion carried, 5 – yes, 1 – no, and 1 abstention.

**ALTERNATE/ZONING HEARING BOARD**

MOTION BY Supervisor DiSanti and SECONDED BY Supervisor Guerre to appoint James Smullin as an alternate member to the Zoning Hearing Board. Term to Expire: December 31, 2016. Motion carried unanimously 7-0.

**COMMITTEE REPORTS**

The Committee Chairperson reported on their Committee updates:

- 1) Mr. Florentine – Engineering & Public Works Committee
- 2) Dr. DiSanti – Financial Legal, and Human Resources Committee
- 3) Mr. Vaerewyck – EMS Oversight Committee

**OLD BUSINESS**

- Clean-Up Day in the Township will be held Saturday, April 30<sup>th</sup>. Mr. Woloszyk was present and commented on the clean-up, date and advertisements/Town Flyer.

**NEW BUSINESS**

- Mr. Happel informed the Board he was contacted by NexTier Bank in regard to Volunteer Fire Department No. 2, who is requesting a loan. The Bank contacted him as Solicitor for the Township, and Mr. Happel indicated there are a number of issues the Township needs to look at.

Mr. Happel requested an appointment of a specific committee – or to have a committee assigned – to look at and review what is asked of the Township by the Bank and by the Volunteer Fire Department.

Supervisor Vaerewyck commented that, in the past, the EMS Committee dealt with a similar issue with the EMS, and that Supervisors DiSanti, Florentine, and Vaerewyck would be able to do so again.

**APPOINT EMS COMMITTEE TO REVIEW THE VFD #2 REQUEST**

MOTION BY Supervisor Vaerewyck and SECONDED BY Supervisor Florentine to appoint the EMS Committee. Motion carried unanimously 7-0.

**SET AGENDA/REGULAR BUSINESS MEETING**

April 20, 2016

6:00 p.m. – Public Hearing/Conditional Use

6:30 p.m. – Regular Business Meeting

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Executive Session Held
5. Registered Comments from the Public
6. Comments from the Public
7. Accept Minutes
8. Monthly Financial Report
  - A. Finance Officer's Report
  - B. List of Bills
  - C. Utilities & Payroll
  - D. Tax Refunds
9. Presentation – Michael Foreman/DCED – Home Rule Charter
10. Police Chief's Report
11. Building Inspector/Code Enforcement Officer's Report
12. Report from the Parks & Recreation Board
13. Engineer's Report
14. Deer Lakes Park Restrooms
15. 2016 Nike Site Program
16. Employment Agreements
17. Ordinance 408: Code Ordinance
18. MS4/Memorandum of Understanding
19. Old Business
20. New Business
21. Set Agenda/May 18, 2016
22. Comments from the Public
23. Adjournment

Item Added:

\*NexTier Bank/Fire Company No. 2 Loan

### **COMMENTS FROM THE PUBLIC**

Chairman Fleming asked if there were any comments at this time on the agenda and public-related items and if so, asked the public to please approach the microphone, clearly state their name and address, and limit their comments to five (5) minutes.

- Mr. Jim Cesnick, Michael Road
  - Mr. Cesnick commented on the Code Ordinance and asked who drafted it. Mr. Happel responded that General Code had drafted the Ordinance. Mr. Cesnick then asked Mr. Happel if he had an opportunity to review the Ordinance. Mr. Happel replied that he did not review the Ordinance. Mr. Cesnick then commented that he couldn't understand the Ordinance, and that – because no one could explain it – he felt it should have been tabled to study it and get some opinions first.
  - Mr. Cesnick also commented on the review of the Home Rule Charter and asked if there has been any progress on it. Mr. Happel explained Mr. Mator contacted the DCED to help the Township review the Home Rule Charter at no cost to the Township, and that the Township is in the process of moving forward with it. Mr. Vaerewyck pointed out it is on the agenda that the DCED will be at the next meeting. Mr. Cesnick indicated he volunteered to help review the Charter but he had not heard anything.
- Mr. Josh Wiegand, Chief, West Deer Fire Company No. 3
  - Mr. Wiegand commented on Fire Company No. 3 possibly obtaining a loan for the purchase of a new fire truck and just wanted to inform the Board and wasn't sure if there was a process to discuss this with the committee. After some discussion, Mr. Wiegand was asked to contact the other fire departments and Mr. Mator -- then the committee can meet with all three departments at the same time. Also discussed were previous loan history.
  - Mr. Wiegand commented he felt the Township isn't aware of what the fire companies do and he would like to improve upon that and show more presence at the meetings. Some discussion was held on the fire departments and public safety. The Committee will also discuss adding *Fire Company Reports* as an agenda item at the meetings.
- Mr. Jack Best, West Starz Road
  - Mr. Best addressed the Board on his concerns over the Code Ordinance. He indicated he doesn't feel anyone understands the ordinance. Mr. Best also commented he doesn't want changes to the Home Rule Charter done by an ordinance. Mr. Best suggested a better explanation of the Code Ordinance is needed and not just a copy of the ordinance on the web site.

### **ADJOURNMENT**

MOTION BY Supervisor Hollibaugh and SECONDED BY Supervisor DiSanti to adjourn the meeting at 8:20 p.m. Motion carried unanimously 7-0. Meeting adjourned.

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Daniel J. Mator, Jr., Township Manager