UPPER YODER TOWNSHIP SUPERVISORS **REGULAR MEETING**
MAY 16, 2019 **MUNICIPAL BUILDING**

MEMBERS PRESENT	**OTHERS**
ED BARZESKI	ROBERT SHAHADE - SOLICITOR
PAUL PIOLI	GARY SERBALL - ROAD SUPERVISOR
BILL HUSTON (Absent)	MIKE D'ARRIGO, MESKO & ASSOC. - ENGINEER
ROY SHAFFER	MARK WALKER - ZONING OFFICER
SCOTT HUNT	ALICE HUMMEL - ASST.TWP SECRETARY

OTHERS: Mike Wilks, Jim Peters, Dennis Sabo, Rebecca Sabo-Shriver

CHAIRMAN CALLED THE MEETING TO ORDER AT 7:00 P.M. WITH THE PLEDGE OF ALLEGIANCE.

APPROVAL OF MINUTES – APRIL 18, 2019

Roy moved, Scott seconded to approve the Minutes of the April 18, 2019 meeting, as presented. MOTION CARRIED: 4/0

PERSONS REQUESTING TO BE ON AGENDA

None

PUBLIC PARTICIPATION

Michael Wilks, 3472 Menoher Blvd.

Mr. Wilks inquired as to when the stormwater problem would be resolved in his neighborhood. Ed and Solicitor stated they hope to have it taken care of this summer.

APPROVAL OF REPORTS-SECRETARY'S, INCOME, PAYROLL HOURLY, FUND BALANCE REPORTS AND PROFIT LOSS STATEMENT

Roy moved, Ed seconded to approve the reports as submitted, with discussion to follow on items as needed on the Secretary's Report. MOTION CARRIED: 4/0

APPROVAL OF GENERAL FUND BILLS - $101,854.21

Scott moved, Paul seconded to approve the general fund bills in the amount of $101,854.21. ROLL CALL VOTE: Scott-aye, Paul-aye, Ed-aye, Roy-aye MOTION CARRIED: 4/0

APPROVAL OF OTHER FUND EXPENDITURES - $132,674.25

Roy moved, Paul seconded to approve the Other Fund Expenditures in the amount of $132,674.25. ROLL CALL VOTE: Roy-aye, Ed-aye, Paul-aye, Scott-aye MOTION CARRIED: 4/0

UNFINISHED BUSINESS

RETIREMENT SEVERANCE – Sargent Jeffrey Berkebile

Solicitor indicated severance for Sargent Jeffrey Berkebile has been calculated per the Police contract, with payment to be made after the retirement, effective June 17, 2019. Roy stated that adjustments would need to be made for any days of work missed between now and his retirement date of June 17, 2019.

Ed moved, Paul seconded to approve the severance pay for Sargent Jeffrey Berkebile as calculated, less any days of work missed between now and his retirement date of June 17, 2019. MOTION CARRIED: 4/0

FULL-TIME POLICE OFFICER CONTRACT

Solicitor Shahade presented the Final Submission of the Article of Agreement between Upper Yoder Township and the Full-Time Policemen. The Contract was negotiated as a three-year contract, effective January 1, 2020 through December 31, 2022, and has been reviewed by Sargent Martin Dean and John Moser, of the Police Bargaining Unit.

Paul moved, Scott seconded to approve the three-year contract between Upper Yoder Township and Full-Time Policemen, from 2020 through 2022. MOTION CARRIED: 4/0

UNRESOLVED CHARGES

Solicitor presented an unresolved charge being held by the Township since 2014, for engineering fees associated with the zoning appeal concerning Pegasus Tower and Open Range Communications for the erection of a cell tower on the property of Gary Platt on Laurel Lane.

Solicitor also presented an unresolved charge being held by the Township, due to an error in the processing of paperwork by the District Magistrates office, for damages incurred to guiderails. Solicitor recommended clearing the books of both unresolved charges.

Roy moved, Ed seconded to clear the books of both unresolved charges.
MOTION CARRIED: 4/0

2000 FRANKLIN STREET PROPERTY

Roy questioned Mark as to the status of the vacant house on Franklin St. above Old Country Road. Mark stated the house is up for tax sale in September of 2019, as the owner hasn't paid taxes for two and one-half years. Mark stated the owner of the property was issued a letter and still has two more days to either refurbish or tear the structure down. He stated at that time, the matter will then be filed with the District Magistrates office. Mark stated that the owner of the property does live on Centennial Drive in Conemaugh Twp. and he is going to try to make contact with them.

ZONING ORDINANCE UPDATE

Paul questioned Mark as to when the final draft of the updated Zoning Ordinance would be available. Mark stated he needed to review the last section with the Solicitor. Solicitor noted there are some issues that involve items with ongoing technology changes, such as mini cell towers, along with windmills, large cell towers and so forth, and whether or not they fit into our neighborhoods. Solicitor stated they are specifying what is not permitted and it should be ready for their review in the near future.

ELIM STREET PLAYGROUND - GRANT

Scott indicated he and Ken Mesko have been working on a grant for the Elim Street Playground and that the Board needs to pass a Resolution in order to submit the Grant request to PA Department of Community & Economic Development. The letter of funding commitment says we have budgeted 15% equaling $31,875.00 to go towards the $212,498 project cost, of which the Township is committed to provide as matching funds for this project through the Pa DCED Greenways, Trails and Recreation Program.

Scott moved, Paul seconded application be made for the PaDCED Greenways, Trails and Recreation Grant for the Elim Street Playground. MOTION CARRIED: 4/0

<u>CORRESPONDENCE</u>

DENNIS W. SABO & REBECCA SABO SCHRIVER, 324 PANSY STREET – HANDICAP PARKING REQUEST

It was noted that Mr. Sabo had put up his own handicap parking sign, however, his daughter, Rebecca indicated it has since been moved. She indicated that her mother has lung cancer and can't walk long distances. Mr. Sabo also has many health issues and has difficulty walking long distances. Mr. Sabo indicated that no matter where they park on Pansy St., their neighbor, Mr. Burns objects to their parking

spot and calls the police. Mrs. Schriver stated that her father has even been threatened, and the police were notified.

Mr. Sabo and Mrs. Schriver stated that they have talked to Chief Hess regarding these matters. Solicitor stated that he will discuss the situation with Chief Hess and recommended Chief Hess and Police Commissioner Paul Pioli further handle the matter.

WOODMONT TRAFFIC SIGNAL RIGHT-OF-WAY

Nicholas Schaefer of Trans Associates had sent correspondence stating that the surveys and basemap are completed, and they were currently in process of coordinating with the surveyor to get all the deeds and record plans to begin the Right-of-way plan. Solicitor stated both the church and nursing home have consented to gifting the affected areas and have agreed to give the easement or anchor zone necessary according to PennDot Standards. Solicitor was in agreement with Trans Associates it would be best to consolidate the designated areas so they can dedicate it to PennDOT with one deed, as two deeds are more complicated.

Ed moved, Paul seconded to consolidate the designated easement areas, as one deed, to be dedicated to PennDOT for the Woodmont Traffic Signal Right-of-way.
MOTION CARRIED: 4/0

NEW BUSINESS

2019 ROAD PAVING CONTRACT

Scott moved, Paul seconded to approve advertisement of the 2019 Road Paving Contract. MOTION CARRIED 4/0

RUG CONTRACT RENEWAL

A proposal was acknowledged from UniFirst for a three-year (36 month) renewal agreement for the municipal building rugs at 110 Sunray Drive, in the amount of $66.03 per month.

Roy moved, Ed seconded to renew the rug contract as presented.
MOTION CARRIED: 4/0

PENNDOT 5 YEAR AGILITY PROGRAM

Discussion was held regarding renewal of PennDOT's 5-year Agility Program Agreement. The agreement is for the Township to cut the grass along the State roads twice per year and PennDOT would do the Township's line painting. Gary stated there is approximately 4.3 miles of roadway which takes approximately 3 hours of line painting per year and line painting only needs to be done at the most every other year. This line painting is in exchange for approximately 18 days of flail mowing per year.

Paul stated he thought that the Township should continue the agreement with PennDOT. Ed indicated the John Deere is old and is not in good condition. Gary stated that they are breaking down at least 3 – 4 times per year, resulting in the cost of the repairs and downtime having to haul the machine back to the garage. He stated that the John Deere is usable and can be used along Coon Ridge and around the Township roadways, but the added use for doing the work along the PennDOT roadways is very hard on that piece of equipment. It was also noted that up towards Ligonier Mountain, there are guideposts approximately every 20 feet, where they need to stop and lift the mower frequently. Gary had priced line painting at Highway Markings out of Somerset at $0.04 per ft. Gary recommended not to renew the agreement and Ed agreed.

Roy moved, Ed seconded to not renew the PennDOT Agility Program at this time.
MOTION CARRIED: 4/0

PUBLIC PARTICIPATION

None

ADJOURNMENT

Roy moved, Ed seconded to adjourn the meeting. MOTION CARRIED: 4/0

ADJOURNED – 7:24 PM

Respectfully Submitted,

Alice Hummel

Alice Hummel
Assistant Township Secretary

THE NEXT TOWNSHIP SUPERVISOR'S MEETING
IS SCHEDULED FOR
THURSDAY, JUNE 20, 2019 AT 7:00 P.M.