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**MEETING MINUTES**  
**REGULAR MEETING OF THE**  
**UPPER BURRELL SUPERVISORS**  
**WEDNESDAY, MAY 1, 2019**  
**MEETING ROOM, 3735 - 7<sup>TH</sup> STREET ROAD**

Board of Supervisors, Chairman, Ross Walker, called the regular meeting of the Upper Burrell Township Supervisors to order at 7:00 pm.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL:** The following members of Council responded to roll call:

**Present:**            Ross G. Walker, III, Chairman  
                         Peter F. Dombroski, Jr., Vice Chairman  
                         Michael P. Conley, Supervisor

**Also present:** David Kerchner, Engineer  
                         Melissa A. Cortileso, Secretary  
                         Stephen Yakopec, Solicitor

**OPENING OF BIDS – None**

**OPEN TO THE FLOOR –**

Leon Yurkin, 3603 Baxter Drive, asked why the Agenda was not posted. Paul Schwan stated it was posted.

**APPROVAL OF THE MINUTES**

Motion made by Walker, second by Dombroski to approve the minutes of the April 3, 2019, regular meeting of the Township Supervisors.

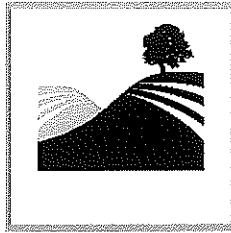
Motion passed 3-0.

**CORRESPONDENCE**

Chairman Walker asked Mrs. Cortileso, to review the correspondence from the month. Mrs. Cortileso reviewed the items that were listed on the agenda.

**ROAD REPORT –** Vice Chairman Dombroski reported that for the month time was spent power washing the equipment, patching, cleaned up a few trees, cleaned up anti-skid and Lower Burrell was in with the street sweeper and help Lower Burrell with some work. Reminder Clean Up Days this Saturday, from 8:00 am – 2:00 pm.

**POLICE REPORT –** 123 calls for the month, 20 Traffic Citations. Sgt. Speer reported that the speed lines will soon be painted. Also the Police Dept. spent a few hours talking with the children at Bethel School.



**EMC REPORT** - Mr. Knox reported that currently the County is still continuing to update the Hazardous Mitigation Plan. Mr. Knox reported that if you were born between the years of 1957-1989 they recommend you get the measles booster shot. If you were born prior to 1957 they believe the body has natural antibodies to fight the disease.

**ENGINEERS REPORT** – Dave Kerchner reported that he did review the garage roof quotes and no action will be taken due to waiting on some bond issues.

Kerchner reported that he and Dombroski looked over a dozen locations where road work is needed and he did prepare quantity take off and road cost estimates, totaling around \$150,000.00.

**PLANNING COMMISSION** – None

**SOLICITORS REPORT** – Solicitor Yakopec stated that he is currently working with Dave Knox and getting together a more vanilla Rental Inspection Ordinance and they plan to meet again.

Ron Saylor, 7185 Guyer Road, stated he is not in favor of this and this is how all the mess in Lower Burrell got started. Mr. Saylor stated the code states that it is not retroactive, stating that any older house that currently sells should not be required to follow the current code due to being up to code when it was originally built and if there are any problems said issued would be reported on the disclosure statement. Walker stated it is going to be a very vanilla, basic, simple stuff.

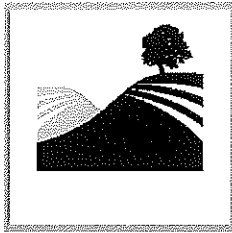
#### **NEW BUSINESS**

- A. A motion was made by Walker second by Dombroski to enter into a Mutual Aid Agreement supporting a Critical Response Team.  
Motion passed 3 - 0
- B. A motion was made by Conley second by Walker to pay and ratify all the bills and accept the financial report for the month of April 2019.

#### **OPEN TO THE FLOOR –**

Paul Romito – 900 Menk Road, stated he read an article about Westmoreland County picking certain wells to look at for baseline testing on private wells across the county.

Ron Saylor, 7185 Guyer Road, stated it costs about \$5,000.00 for a homeowner to get this test done, why not just ask HHEX for their report. James Plante, HHEX, stated that within 3400' of the site they do a pre-drill sample to check levels if said levels change within 1 year time of the well being completed they will look into this matter and rectify the situation but said request must come from the homeowner.



Ron Saylor, 7185 Guyer Road, also asked whose responsibility was it to pick the truck traffic route that is currently being used? James Plante, HHEX, stated there are several different issues that determine how the route is determined. Dan Hosac, 1301 Menk Road, stated that one issue could be that Penn Dot never removed the weight limit signs on Greensburg Road, when they finished the bridge work. James Plante, HHEX, stated that if the project stays on course the fracking will be completed this Saturday, May 4, 2019.

Paul Schwan, 831 Merwin Road, asked if Penn Dot could be contacted to have the detour signs removed from Merwin Road.

Dave Knox, 1307 Oak Lake Road, stated that the first time HHEX drilled the Zeus site, there was a lot of truck traffic 24/7 and very loud. He knows the truck route is predetermined, however, some have deviated from the route. Mr. Knox stated the current trucks are staging along Route 380 by Swanks, and that White Cloud Road is a mess.

Dave Knox, also stated that he does not believe that having a rental inspection ordinance in place is a bad thing. He has been doing this work for many years and also served as a firefighter and he feels very strongly about the good and safety this ordinance could do. Mr. Saylor stated that again this should not penalize any person whose home was built years ago, yes he agrees if modifications are made. A short discussion took place over what is the current code being enforced and what the NEC Code states.

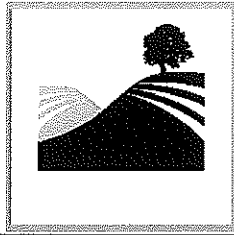
Ben Mermelstein, 260 Upper Drennen Road, asked how many more wells are currently permitted? Walker stated he believes that 3 more have applied to the DEP.

Cari Armstrong, 260 Upper Drennen Road, stated that Mannie from HHEX stated about a permanent water solution? James Plante, HHEX, stated that currently the pipeline is in water. Ms. Armstrong also asked since receiving notice of the other 3 sites the community is a little anxious, is there any way the long term plan could be shared? Ms. Armstrong asked if when the activity is going on at the sites could some kind of notice be placed on the township website? James Plante, HHEX, stating that is still the plan 4 sites in total, Zeus, Selene, Calliope and Hephaestus with Selene and Calliope being on Alcoa/Arconic property and Zeus on the Slahtovsky property and not knowing the exact location of the Hephaestus site.

Allen Uhler, 2213 Turkey Ridge Road, asked is there any plans for a compressor station on the Zeus site or any kind of additional equipment. James Plante replied no, only the tall water tanks and pipes.

Paul Romito, 900 Menk Road, asked for the Supervisor's to consider spending money to get a system in the meeting room with microphones so that everyone speaking could be heard. Walker stated we had this before the acoustic is too much.

Dan Hosac, 1301 Menk Road, asked if the township knew about the mine subsidence of Myers Drive. Dombroski stated this the aluminum from the mines, it increases with the water level.



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George Richard, 350 Hunter Hill Road, stating that there is about a 3' deep hole in the road. Dombroski stated he is aware of this and that the pipe has separated. Mr. Richard asked if there are any plans to run the street sweeper on Hunter Hill Road? Dombroski stated yes they will do the top. Mr. Richard stated he has about 2" of antiskid in his yard.

Paul Hannan, Allison Park, addressed the Supervisors about the ongoing issue on Swank Lane. His rental property that he owns is now vacant due to the condition of the bridge and the other end of the lane being blocked. Mr. Hannan stated that work needs to be done on the home and asked the Supervisor's for help in addressing this issue. Mr. Hannan also inquired about the Right of Way on Swank Lane. Both the Engineer, Dave Kerchner and the Solicitor, Steve Yakopec, indicated that somewhere it stated about the means of ingress and egress, and that when the deeds were recorded when the state vacated the lane should show, right of way, property lines, etc. Yakopec stated that the township cannot get involved in this matter, it is a civil issue and that he will need to hire an attorney to get a court order and have a judge render a decision on this matter. This order must be followed.

**ADJOURNMENT**

Motion made by Walker, second by Dombroski to adjourn, meeting adjourned at 8:02 p.m.

Minutes Submitted by: Melissa A. Cortileso,

Note\*\*\* Next monthly meeting, will be held on June 5, 2019, beginning at 7:00 p.m.