

REGULAR MEETING MINUTES
REGULAR MEETING OF THE
UPPER BURRELL SUPERVISORS
WEDNESDAY, FEBRUARY 5, 2020
MEETING ROOM, 3735 - 7TH 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**
 Michael P. Conley, Vice Chairman
 Kenneth R. Slahtovsky , Supervisor

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

OPENING OF BIDS – None

OPEN TO THE FLOOR –

Paul Kaczor, 1024 Merwin Road, inquired about the status of the horse still being at property located next door to him. Mr. Kaczor stated it has been 93 days since the original permit has been issued and to date nothing has been done. Mr. Kaczor's concern is that when it rains the water run off which flows to the natural spring on the property which runs to his well, could possibly be polluted from the horse feces.

Art Grazier, 1028 Merwin Road, stated the permit issued to him is good for one (1) year. With the current weather is not able to dig the holes needed. As soon as the weather clears he will begin the work. He has already began clearing the area for the building.

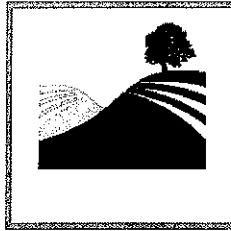
APPROVAL OF THE MINUTES

Motion made by Walker, second by Conley to approve the minutes of the January 6, 2020 regular meeting and the January 6, 2020 Organizational 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 – Supervisor Slahtovsky reported that for the month of January time was spent spreading Anti -Skid, cleaning culverts, patching roads and normal maintenance on vehicles and equipment. Slahtovsky also reported that the Peterbuilt truck has been down at Clyde’s Auto for repairs and that he, Pete Dombroski, Dave Kerchner and the paving company did walk and look over road repairs for Turkey Ridge Road and Whitten Hollow road and also looked at cross drains.

POLICE REPORT –

Chief Pate asked the residents to please remind their loved ones about the scam phone calls. The IRS, Social Security or any financial institute will not make a phone call they would make contact thru the mail. Reminder to not give out any personal information to the callers. Chief Pate reported that for the month of January the department had 159 calls and for the year 2019 the department had 1605 calls.

Dan Myers, 200 Barnview Drive, asked if all shifts for the Police Department are being covered and during the shifts are all 27 miles of road being traveled. Chief Pate replied technically no not all private lanes are traveled.

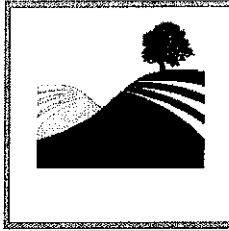
Joyce Ewing, 201 Stoney Hill Road, asked the Chief what is the process for obtaining a solicitation permit? Mrs. Ewing stated that Kirby Sweepers have been to her home and did not present any permit. Chief Pate stated that all solicitation permits go thru him and they should have the permit on them. As of lately no permits have been issued. Chief Pate does believe that Census workers, Religious Organizations and Township Residents are excluded from having to obtain a permit. Chief Pate stated that if you have the property posted “No Trespassing” that is exactly what that means and there are no exclusions for anyone. Dan Myers thanked the Police Department for the response time and staying around until the Game Commission arrived to handle the issue.

EMC REPORT –

Dave Knox, reported that even some solicitors are going as far as to wear utility company uniforms. Mr. Knox stated that the utility companies will not come to your house, and if you get any calls about credit cards immediately hang up and call the number on your card.

Upper Burrell Township Volunteer Fire Department – Bryan Fitch, Chief, Kevin Hogan, Training Officer, stated that for the year 2019 the Department handled 250 calls for service, 50% of these calls were service calls and EMS assist and about 25% of these calls are false alarms or cancelled while in route calls and around 8% were fires with 3 being in the township. The department has enhanced their training programs by doubling the hours from 2018 to 2019 and those hours are not including fundraising. They also have shift staffing at the hall so most times there is someone on site to have the apparatus ready when a call is received. Since the beginning of the year they have had 20 calls, usually have 6 personnel per call and usually have 16 participants for training. Supervisor Walker thanked the department for their service and stated what a wonderful job they are doing.

Paul Kaczor, 1024 Merwin Road, asked the Fire Department about the burning ordinance. Mr. Kaczor asked if you needed to be 300’ away from a propane tank when burning? Mr. Kaczor stated that the neighbor has a burn pit very close to his propane tank and he uses a propane tank torch to light the fire and leaves the tank very close to the fire, he is concerned if that tank were to get to hot. Mr. Kaczor



stated he did call 911 but stated they sent the police and not the fire department. Bryan Fitch, Fire Chief stated that if the police felt the fire department was needed he would have called for them to respond. Mr. Grazier stated he will move the fire pit.

ENGINEERS REPORT – Dave Kerchner thanked the Fire and Police Departments. Mr. Kerchner reported that he did have a meeting with Supervisor Slahtovksy, Pete Dombroski and the paving contractor. To pave 1 ½ miles of Whitten Hollow and Turkey Ridge Road using the reprofiling technique would no overlay would cost approximately \$150,000 with overlay \$250,000, with applying the overlay you would get twice the life out of the product. Mr. Kerchner stated he may not agree with that, but 5 – 10 years maybe the life of the road. Mr. Kerchner asked if the Supervisors if they would like to have him prepare and advertise this work? Mr. Kerchner also stated that there are 5 cross drains that need replaced because they are failing, would you also like to for him to get estimates on these? 18” is what is needed to make the repairs, however, the one located by George Uhler’s home needs to be 24” and also some erosion protection is needed.

Lincoln Beach Paving Project, last year when this was bid we did not receive any bids. Mr. Kerchner stated now is the time to solicit bids. The estimated cost would be \$65,000 if you do the overlay the cost could be around \$100,000, with around \$46,000 in CDBG funds and \$9,000 local share.

Motion made by Walker second by Slahtovsky to have the Engineer prepare and advertise bids for the Lincoln Beach Paving Project along with the Whitten Hollow and Turkey Ridge Road.
Motion Passed 3 – 0. No comments on the floor.

Paul Schwan, 831 Merwin Road, asked if both projects could be bid together. Mr. Kerchner stated the proposal form can be set up that way, asking for 2 separate proposals unless the County would have any issues.

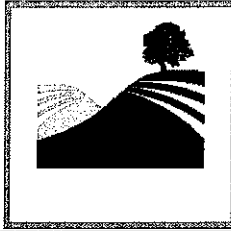
Mr. Kerchner reported that the cost estimate for the inlets in Chapeldale to be saw cut, removed and put in new, etc. to be around \$1,400.00 per inlet. Mr. Kerchner stated he believed there to be 6 inlets in total.

Motion made by Walker second by Conley to have the Engineer look into getting quotes for the 6 Chapeldale inlets. Motion passed 3 – 0. No comments on the floor.

PLANNING COMMISSION

Forest Hills Transfer & Storage Subdivision Lot Line Revision

Carson Houser presented a lot line revision plan that shifts the Kaforey Holdings lot line to the north into the Forest Hills Transfer & Storage lot in the Industrial Park along Myles Drive to accommodate building expansion. The plan was revised in accordance with plan changes required by Bankson Engineers in their letter dated January 13, 2020. The plan was revised and again reviewed by Bankson Engineers. Banksons letter dated January 17, 2020 indicated that the revised plan was acceptable if two items noted were corrected. The revised plan presented



to the Commission included these two revisions. After a discussion, George Richard moved to approve the revised plan, seconded by Chester Lockwood and all were in favor.

Pre Application meeting for Proposed Gas Wells on Arconic Property

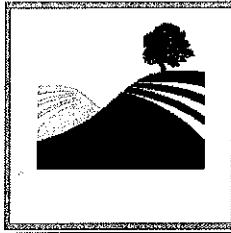
Brian Dillemath of Olympia Energy along with Blaine Lucas, Manny Johnson, James Plante and Josh Magargee reviewed two proposed well pads on Arconic property. The two well pads named Calliope and Selene have been approved for site work by PA DEP. Preliminary schedule for the Calliope Well is for starting well pad construction in July 2022, well drilling in October 2022 and Fracking in February 2023. The Selene well pad preliminary schedule will be a year after the Calliope well pad. The Commission members discussed items such as location of well pads to closet homes, issues with water wells and noise. Mr. Dillemath indicated they will be submitting plans in the very near future for conditional use approval. They also volunteered to take Commission members on a tour of the Zeus well pad.

SOLICITORS REPORT –

Solicitor Yakopec reported that he will also be attending the Annual Westmoreland County Convention of Supervisors, he will be participate in the Roundtable for Solicitors at no cost to the township.

NEW BUSINESS

- A. Walker made a motion second by Slahtovsky to send Melissa Cortileso and the Supervisor's to attend the Annual Westmoreland County Supervisor's Convention.
Motion passed 3 - 0
- B. Walker made a motion second by Conley to have the Engineer prepare and advertise the 2020 Road Material Bids for opening and to be read aloud at the March 4, 2020, regular meeting.
Motion passed 3 - 0
- C. Walker made a motion second by Slahtovsky to approve the Subdivision Lot Line Revision submitted by Carson Houser that shifts the lot line of Kaforey Holding lot line to the north into the Forest Hills Transfer & Storage Lot in the Industrial Park along Myles Drive.
Motion passed 3 - 0
- D. Conley made a motion second by Walker to pay and ratify all the bills and accept the financial report for the month of January 2020.
Motion passed 3 - 0



OPEN TO THE FLOOR –

Harry Knull, 1028 Merwin Road, stated that he has been given 1 year on his permit to build. Solicitor Yakopec stated that Mr. Kaczor's property has horses on both sides and water runs downhill. Yakopec stated that if he were to go into court to enforce this issue in probability the judge will give the time to build to the structure. Yakopec stated if you recall the Mary Jane Zilda case she was give 3 – 6 months to come into compliance before she was cited. Yakopec stated the Judge may not be willing to fine anyone due to being issued the permit. Mr. Knull stated he just wants to live in peace and he is trying to get this work done. A question was asked to how do you define where the horses can be when the property is zoned RA and R1. Yakopec replied that the Engineer did review the survey provided against the township zoning map and the area indicated where the new building will go is located in the RA zoned district and will be in compliance. Mr. Knull stated he is also planning to apply for another permit for the current structure which will allow him to house his equipment.

After some discussion between the neighbors over this issue, finally Chief Pate stated this is not the time and place for this discussion. He will be more than glad to make arrangements to have a meeting with Debbie Kaczor and the neighbors to hopefully try and resolve this matter.

David Knox, 1307 Oak Lake Road, stated the police calls have gone down due to police presence, this shows the dedication the police have for their job. Walker thanked the police, fire and all the township personnel for the great job they are doing.

Dan Myers, 200 Barnview Drive, stated if we have a burning ordinance please look it over and next meeting this is something that should be discussed. Mr. Knox also stated that the County also has a burning ordinance. Myers stated maybe from time to time we should look over and review our ordinances.

ADJOURNMENT

Motion made by Walker, second by Conley to adjourn, meeting adjourned at 8:00 p.m.

Minutes Submitted by: Melissa A. Cortileso,

Note*** Next monthly meeting, will be held on March 4, 2020, beginning at 7:00 p.m.