

**REGULAR MEETING OF THE
UPPER BURRELL SUPERVISORS
WEDNESDAY, JUNE 7, 2023
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: Michael Moore, Engineer
 Melissa A. Cortileso, Secretary
 Steve Yakopec, Solicitor

OPENING OF BIDS –

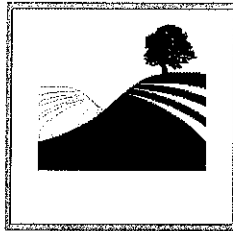
No bids were received were for the following 2 items.

Item #1 - 1974 WABCO 555 motor grader with Cummins 855 engine and 12' moldboard ROPS cab

Item #2 – 8' Sweepster Rear Mounted Mechanical Sweeper hydraulic angle.

OPEN TO THE FLOOR –

Cari Armstrong, 260 Upper Drennen Road, asked about the correspondence pertaining to the Zoning Hearing Board. She asked how the decision came about to make the change to the Zoning Ordinance and why there was no public notice. Supervisor Conley stated when he came back on the board he asked in 2019 to have the solicitor look into changing the Zoning Ordinance, Chapter 350, 11-F, permitting an accessory structure to be built on a lot, without a principle structure on the lot, the next meeting the solicitor explained what would have to be done to make the necessary changes. However, the board never moved forward with the change. Conley stated the issue came up again and at that point the supervisors had decided to make the change and then Mr. Myers brought up reasons as to not make the change and he advised to have people ask for a variance and then the Supervisors at that time had decided to not make the changes. Myers asked why the building official was told to issue the permit when the change to the ordinance had not been made. Myers asked where do they think they get the authority to change to ordinance. Solicitor Yakopec stated the board can override the ordinance they make the rules. Supervisor Slahtovsky stated the applicant was supposed to start the process to build a home. Slahtovsky stated should never had told the building official to issue the permit. It was stated how did the ordinance change come about and why no public forum. Solicitor Yakopec



stated it did come to public knowledge and was discussed at several meetings and the ordinance never changed. If the ordinance would have changed there would have been a public hearing that would have taken place but due to not making the change it never got that far.

APPROVAL OF THE MINUTES -

Motion made by Walker, second by Conley to approve the minutes of the May regular meeting. 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 the time was spent on mowing the berm and edges, patching potholes. Clean Up Day filled up 3 dumpsters 1 more than usual and the Road Department will be out mowing.

POLICE REPORT -

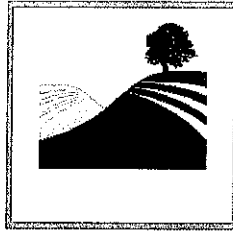
Chief Pate reported 104 calls for the month. The Chief stated they will get the lines painted on Milligantown Road, the new police car came in about 2 weeks ago, did sell old police car to Saltsburg Borough and if anyone has any complaints please come and speak to him.

Milton Pitts, Arnold, PA, asked about getting speed bumps on Lincoln Boulevard. Chief Pate stated not with the kids in the neighborhood he would not make a traffic hazard. Chief Pate stated lines have been painted along with stop areas and a speed timing light. Marcella Moore stated the speeding is happening when people are leaving the Keibler Beach Area and entering Lincoln Beach.

Reverend Moore, Lincoln Beach, stated they had an event down there 2 weeks ago and they put up their own slow speed signs. Chief Pate stated in order to change the speed limit a speed study from PennDot would be required. It was asked why the speed study needs done and Chief Pate replied because of the traffic control devices.

Dan Myers, 200 Barnview Drive asked what the status of the police department is. Chief replied the department is holding its own, they have 2 full time officers and 1 part time officer. Myers asked if you're working on getting more and the Chief replied yes.

Dan Hosac, 1301 Menk Road asked about the jake brake sign posting along 286. Hosac asked if the posting is just for the area it's posted in or is it for the whole municipality. Chief replied it is within that area within that jurisdiction. Hosac asked why the speed limit changes in the different areas along Greensburg Road. Chief replied he does not know that is a state road and a PennDot issue.



EMC REPORT –

Dave Knox stated he did attend the quarterly meeting on 5/24/23. Knox reported that the County Public Safety Unit met with PSNK to develop a mass casualty plan. Knox stated he was made attempts to get a copy of the plan and he did not believe that the Upper Burrell Volunteer Fire Department or Police Department were mentioned in this plan. Chief Pate stated he does have a copy of the plan and he did communicate with the Lt. of PSNK police and discussed the issue of the plan including the Township Building as the command center. Chief Pate stated they worked the issue out and the Township Building would not be the command center.

Knox stated the County does plan to update the Hazard Mitigation Plan and he would like to set up a meeting with the Supervisors and the EMC Staff to discuss any foreseeable needs and projects the township would like to have included in the plan.

ENGINEERS REPORT –

Michael Moore, Bankson Engineers stated work will begin in mid-June for the seal coat project. Moore stated they are working on the cross drain design for the Lincoln Beach area.

Lower Drennen road slides #1 & #6 got funded thru FEMA along with receiving a grant for match cost and they got the survey completed. Moore stated also the County notified the township of funds for slides #2 & #3 on Lower Drennen with a 75% match and 25% match from the township.

Dan Hosac asked what the time frame was to have the American Recovery Funds allocated. All projects need to be submitted by the end of 2024.

PLANNING COMMISSION – None

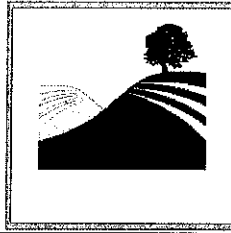
ZONING HEARING BOARD –

At the publicly advertised meeting held on Tuesday, May 30, 2023, the Upper Burrell Township Zoning Hearing Board (the"Board") denied the application request for a variance for the property owned by Austin Schafer located on Schafer Road.

SOLICITORS REPORT – None

NEW BUSINESS

- A. A motion was made by Walker second by Slahtovsky to approve the address request of Todd Nonn and Beatrix Hartmann for their property on Lower Drennen Road. Said recommendation from Westmoreland County 911 GIS Specialist is 505 Lower Drennen Road. Motion passed 3 -0.



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- B. A motion was made by Walker second by Conley to advertise and ratify and put out to bid the sale of the 1974 WABCO 555 motor grader with Cummins 855 engine and 12' moldboard ROPS cab with a minimum bid price of \$3,000.00. Motion passed 3 – 0.
 - C. A motion was made by Walker second by Slahtovsky to advertise and ratify and put out to bid the sale of the 8' Sweepster Rear Mounted Mechanical Sweeper hydraulic angle. Motion passed 3 – 0.
 - D. A motion was made by Walker second by Conley to have the Engineer prepare the specs for the storm water run-off issue on Lower Drennen Road and prepare the bids and advertisement using the American Recovery Funds. Motion passed 3 – 0.
 - E. A motion was made by Walker second by Slahtovsky to accept the grant funds from Westmoreland County for the repair of Slides 2 and 3 along Lower Drennen Road. The County intends to fund 75% of the \$67,563 estimate, or approximately \$50,672 in grant money with the Township share approximately \$16,900.00. Motion passed 3 – 0.
 - F. A motion was made by Conley seconded by Walker to pay all the bills and accept the financial report for the month of May 2023.

OPEN TO THE FLOOR

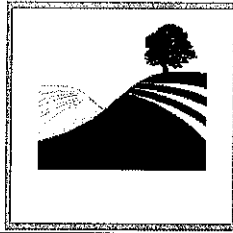
Dave Knox, 1307 Oak Lake Road, asked if there was still a current bond on Oak Lake Road. Both Slahtovsky and Moore replied yes. It was stated the final coat, tar, chip and seal still needs done.

Reverend Moore, Lincoln Boulevard, asked about the sales agreement for the park area in Lincoln Beach. A copy was given to Reverend Moore.

Supervisor Conley stated that the Peterbuilt truck bed is pretty bad, it is a steel bed. Conley stated the frame of the truck was fixed and the motor is good just need to get a new bed. Conley stated he got bids for a new stainless bed in the amounts of \$30,000.00 & \$35,000.00. Conley stated they are not planning to do this tomorrow just wanted to let the public know it will need done. Milton Pitts stated a stainless bed will make the truck heavier and the pay load will be less.

Dan Myers, 200 Barnview Drive asked about the sales agreement for the Lincoln Beach Park and has the inquiry into the ROW been done. Solicitor Yakopec stated the ROW is still there, the township cannot open it unless everyone in the community agrees to it and that anyone in Lincoln Beach can use it. Mike Moore stated this is more a legal matter. Moore stated that after 21 years of not being used they have to get permission from every property owner.

Brock White, 282 Mosaic Boulevard, asked if someone was going to fix the road and the drainage issue will need to be addressed.



Chief Pate stated that the current road that people are using is not the road to access the park area that is private property. The road to access the park goes off to left off of Mosaic Boulevard.

Dan Hosac, 1301 Menk Road, asked when the property changes hands who is responsible. It was replied that the church would have to be unless they get permission from the property owners to use the existing access road.

Dan Myers, 200 Barnview Drive, asked if anyone is entitled to see the sales agreement. The Solicitor replied you usually don't make the negotiations to sale property public. The Solicitor stated if he wanted to look at it he can.

Adjournment

A motion was made by Walker second by Slahtovsky to adjourn, meeting adjourned at 7:49 p.m.

Minutes Submitted by: Melissa A. Cortilesio,

Note*** Next monthly meeting, will be held on Wednesday, August 2, 2023, beginning at 7:00 pm.