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**REGULAR MEETING OF THE  
UPPER BURRELL SUPERVISORS  
WEDNESDAY, JULY 5, 2023  
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**  
                          **Michael P. Conley, Vice Chairman**  
                          **Kenneth R. Slahtovsky, Supervisor**

**Also present:** Michael Moore, Engineer  
                          Melissa A. Cortileso, Secretary  
                          Steve Yakopec, Solicitor

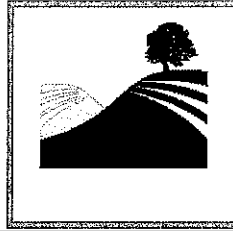
**OPENING OF BIDS – None**

Back the Blue Foundation presented a check to the Police Department. The committee stated they have raised over \$50,000.00 over the years and they intend to make a donation to the police department every year. Chief Pate thanked the committee for their donation. The Chief reminded everyone of the big picture is the officers killed in the line of duty, just 4 in PA this year. The Chief wished that every department across the state had an organization like Back the Blue.

**OPEN TO THE FLOOR –**

Joyce Ewing, 201 Stoney Hill Road, asked under new business why the township is not selecting the low bidder for the new truck bed. Conley stated that the township did buy the new F550 from U.S. Municipal and it had to go back 3 times due things being wrong and when the agent came out to look over the truck he only spent 5 minutes. Conley stated Stephenson Equipment was here for an hour and asked a lot of questions and will get better quality.

Dan Myers, 200 Barnview Drive, stated you did receive 2 bids for the same thing, are you getting something more by going with the higher bid. Myers stated for \$5400.00 you should be getting something better or did they not bid on the same thing. Conley stated they did bid on the same bed but the beds are made by different manufacturers. Solicitor Yakopec stated the bid specs were the same and the township had previous difficulties with one of the bidders. Yakopec stated it states to award to the lowest responsible bidder not lowest bidder. Slahtovsky stated the difference between the bids is that one truck bed contains carbon and the other is schedule 40 stainless. Slahtovsky stated the bottom of the truck should also be stainless.



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**APPROVAL OF THE MINUTES -**

Motion made by Walker, second by Conley to approve the minutes of the June 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, weed whacking, trimming branches and started patching. Slahtovsky stated you did see the truck bids. Slahtovsky stated we are having some issues with road signs being stolen and that Allegheny Township is also having the same issue.

Chief Pate stated they have an idea on who has been stealing the road signs.

Cari Armstrong, 260 Upper Drennen Road asked who pays for the cost of replacing the signs. Chief Pate replied that the township pays for the signs on township roads and any signs along PennDot roads that are 35 mph and under the township is responsible for replacing, signs over 45 mph PennDot is responsible for replacing.

**POLICE REPORT -**

Chief Pate reported 102 calls for the month. The Chief stated they will be doing the MOPEC updates along with firearm qualifications and will also be attending IUP for in class training.

Chief stated that the speed sign on Schafer Drive has been up and once he is done running speed over there he plans to move it over to Guyer and Delberta Roads. Allen Uhler asked if the sign could also be placed over on Turkey Ridge and Whitten Hollow Roads. Uhler also stated that the stop sign on the corner no one is stopping for. Mrs. Uhler also stated she is worried about the child across the road in the wheelchair who has to be pushed down to the bottom of the road. Chief Pate stated the school district will determine if signs and what signs are needed.

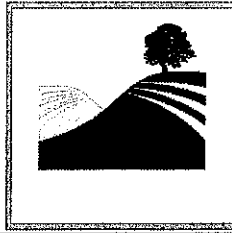
**EMC REPORT – None**

**ENGINEERS REPORT – None**

**PLANNING COMMISSION – None**

**ZONING HEARING BOARD –**

Dan Myers, Zoning Hearing Board Chairman, stated that at the May 30, 2023, publicly advertised meeting, the Upper Burrell Township Zoning Hearing Board denied the application request for a variance for the property owned by Austin Schafer located on Schafer Drive. Myers stated that Schafer did not file for an appeal within the necessary 30 day period. Myers stated this is now left with the Supervisors to take action to remedy this situation.



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## **SOLICITORS REPORT – None**

### **NEW BUSINESS**

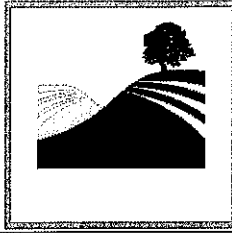
- A. A motion was made by Walker second by Slahtovsky to grant the 2023 annual donation to the UBVFD in the amount of \$20,000.00. Motion passed 2 – 0. Conley abstained.
- B. A motion was made by Walker second by Slahtovsky to grant the 2023 - 35% LST tax to the UBVFD in the month of December 2023. Motion passed 2 – 0. Conley abstained.
- C. A motion was made by Walker second by Conley to pay Quaker Sales Corporation \$56,700.00, for Contract #22-2, as per the recommendation of the Engineer. Motion passed 3 – 0.
- D. A motion was made by Walker second by Slahtovsky to pay West Penn Paving LLC \$48,681.33, for Contract #23-1, as per the recommendation of the Engineer. Motion passed 3 – 0.
- E. A motion was made by Walker second by Conley to purchase a new stainless steel truck bed for the 2001 Peterbuilt Truck from Stephenson Equipment Inc. in the amount of \$ 35,800.00 thru the PA Co-Stars Program. 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 June 2023.

### **OPEN TO THE FLOOR**

Reverend Moore, Lincoln Beach, asked why the sales agreement for the Lincoln Beach Park area had a 15 day signing agreement. Solicitor Yakopec stated this is the PA Realtor Association standard agreement of sale. Moore stated he is still looking into things over at Westmoreland County Courthouse.

Dan Hosac, 1301 Menk Road, asked about the situation with the Union Barn. Hosac stated that he was fairly certain that someone is living in the house on the property. Hosac stated that at the Planning Commission meeting for the Union Barn it was stated that the house would be torn down. Hosac stated can he even have the house on the property. Walker stated they will have Scott Chermak look into this.

Brock White, asked about the sale of the property in Lincoln Beach as to whether or not it is a private or public sale or any stipulations on sale to non-profit organizations. Solicitor Yakopec replied typically any property in excess of \$6000.00 and does not apply to non-profit. Yakopec stated that as a church they



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do not have to have 501C3 status. White asked if anyone could see the sales agreement. Walker stated yes you can have a copy of the sales agreement.

Dan Myers, 200 Barnview Drive, stated that the 3 supervisors do not own the property and that anyone could see the sales agreement. Conley stated they did say at the last meeting anyone could get a copy. Myers stated that the PA law under exemption does not say a church. What if some other entity may want the property. Yakopec stated that a church falls under non-profit status and it's not going to list every non-profit entity and that state legislature leaves gaps that's why there are lawsuits filed to interpret the law.

Chester Lockwood – 4425 – 7<sup>th</sup> Street Road, stated the grass area behind the Dollar General store needs cut along with the tree debris removed. Conley stated they will have Scott Chermak look into this.

Dan Hosac, 1301 Menk Road, stated he did talk to the Dollar General about the high grass and the store personnel told him you have to thru the corporate store. Hosac stated he was on the phone for 45 minutes with corporate and it was a waste of time.

George Richard, 350 Hunter Hill Road, stated that on top of the \$20,000 annual donation that the Fire Department receives they also get 35% of the LST Tax. Richards asked about how much is that, Walker replied around \$35,000.00. Joyce Ewing stated you do not have to give it all to the Fire Department. This was implemented to help the Fire Department pay for the new building.

### **Adjournment**

A motion was made by Walker second by Conley to adjourn, meeting adjourned at 7:36 p.m.

Minutes Submitted by: Melissa A. Cortileso,

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