

**MOON TOWNSHIP BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
June 6, 2012 – 7 PM**

MINUTES

The Moon Township Board of Supervisors, Allegheny County, met in regular session at the Moon Township Municipal Building, 1000 Beaver Grade Road, Moon Township, PA 15108.

The meeting was called to order at 7:00 p.m. with the Pledge of Allegiance to the Flag, Chairman Marvin Eicher presiding.

SUPERVISORS PRESENT:

Marvin Eicher, Chairman
Jim Vitale
John Hertzner

PUBLIC COMMENTS ON AGENDA ACTION ITEMS:

None

APPROVAL OF MINUTES:

Motion by Mr. Hertzner and seconded by Mr. Vitale for approval of the minutes of the Workshop Meeting of April 25, Regular Meeting of May 2 and Special Meeting of May 3, 2012. All Supervisors present voting yes, motion carried 3-0.

Mr. Eicher informed the public that the Board and staff are wearing “Save the 911th” t-shirts this evening as a show of support for the effort to save the 911th Airlift Wing from closure. He gave an update on this effort to save the base.

Departmental reports and public meeting minutes as received are available for public review at the Township Office and may be obtained from the Township web site.

MANAGER’S REPORT:

Ms. Creese said that if anyone from the public would like a “Save the 911th” t-shirt, they are available in the Township Office, the Chamber of Commerce or at the 911th Credit Union at a cost of \$10, with the proceeds going to the Military Affairs Coalition of Western Pennsylvania.

Ms. Creese said that on May 30 the Township proudly unveiled three new stone benches in the Memorial Garden. On behalf of the Board, she would like to thank the three bench sponsors—Nova Chemicals, Clearview Credit Union, and First Out Specialty Vehicles & Equipment. Residents and business can still participate in the commemorative walkway at the Memorial Garden; there are still bricks available.

Ms. Creese thanked the Township's Environmental Advisory Council for sponsoring the Recycling Day event that was held on Saturday, June 2. The event is coordinated by Lora Dombrowski. There will be two more electronic recycling events this year on July 28 and October 27.

ANNOUNCEMENTS:

- A. Advise citizens that the July regular meeting of the Board of Supervisors has been rescheduled to Monday, July 2, 2012 at 7:00 p.m.
- B. Please join Moon Parks & Recreation for the 4th Annual 5K Run/Walk on Saturday, June 30, 2012. The event starts at 9:00 a.m. and will begin at Greater Pittsburgh Orthopedic Associates Office, our platinum sponsor. Registration information can be obtained on the Moon Park website at www.moonparks.org or by calling the Park Office at 412-262-1703.
- C. The Moon Township Annual Independence Day Celebration with special thanks to Clearview Federal Credit Union will be on Wednesday, July 4th with activities beginning at 4:00 p.m. for the kids, the stage show, featuring Thomas Rhett, beginning at 6 p.m. and fireworks at approximately 10:00 p.m. For more information, visit the Moon Parks website at www.moonparks.org.

NEW BUSINESS:

A. Foxwood Knolls

Public Hearing – Foxwood Knolls Planned Residential Development

[Mr. Gribben joined the meeting at 7:28 p.m.]

The public hearing was convened. Those wishing to give public testimony were sworn in by the court reporter. Mr. Bish explained the details of the hearing and listed those exhibits that will be entered into the record. A presentation on the planned residential development and the waivers being requested was made Jonathan Kamin on behalf of the applicant. Following the presentation, a motion to close the public hearing was made by Mr. Hertzler and seconded by Mr. Vitale. Motion carried 4-0.

- **Action Item** – Call for a motion to approve/deny/table the revised tentative plan for the Foxwood Knolls Planned Residential Development, subject to the terms and conditions referenced in the Township Solicitor's memorandum dated June 4, 2012, as recommended by the Planning Commission at their meeting of May 29, 2012. Motion to approve made by Mr. Vitale and seconded by Mr. Hertzler. Motion carried 4-0.
- **Action Item** – Per this action item, Mr. Bish said that the applicant has signed the time extension form extending the MPC deadlines on the final Phase 2 application through October 10, 2012 so it would be appropriate for the Board to table the final

Phase 2 plan. Mr. Eicher called for a motion to table the Phase 2 Final Plan for the Foxwood Knolls Planned Residential Development subject to the terms and conditions referenced in the Township Solicitor's memorandum dated May 24, 2012, as recommended by the Planning Commission at their meeting of May 29, 2012. Motion made by Mr. Hertzler and seconded by Mr. Gribben. Motion carried 4-0.

- B. **Action Item**—Motion to approve Resolution R-14-2012 which accepts the dedication of additional right-of-way on Jackson Road as prepared by the Township Solicitor. Motion made by Mr. Gribben and seconded by Mr. Vitale. Motion carried 4-0.
- C. **Action Item**—Motion to approve/deny/table the Kenny Ross Toyota Major Land Development Plan amendment, subject to the terms and conditions of the original approval dated August 4, 2010, the resolution of the outstanding issues set forth in the Township Engineer's comment letter dated May 8, 2012, and the incorporation of the amended plan into the development agreement between the Township of Moon and Moon Toyota Partners, L.P. dated December 31, 2010, as recommended by the Planning Commission at their meeting of May 29, 2012. Mr. Kamin and Tony Ross presented a summary of their request. Motion to approve made by Mr. Vitale and seconded by Mr. Hertzler. Motion carried 4-0.
- D. **Action Item**—Motion to approve/deny/table the revised final plan for the Scott Station Metro Office Park Lots 2 and 3 Planned Non-Residential Development, subject to the terms and conditions referenced in the Township Solicitor's memorandum dated June 6, 2012, as recommended by the Planning Commission at their meeting of May 29, 2012. Mr. Cooper of Gateway Engineers made a presentation on behalf of the applicant. Motion to approve made by Mr. Hertzler and seconded by Mr. Gribben. Motion carried 4-0.
- E. **Action Item**—Motion to approve/deny/table the combined preliminary/final major land development plan for the Robert Morris University RISE Center/School of Nursing, subject to the terms and conditions referenced in the Township Solicitor's memorandum dated May 24, 2012, as recommended by the Planning Commission at their meeting of May 29, 2012. Bill Joyce and Dr. Valerie Howard of Robert Morris University, engineer Keith Gindlesperger, and project architect Jack Williams made a presentation on the project. Motion to approve made by Mr. Vitale and seconded by Mr. Hertzler. Motion carried 4-0.
- F. **Action Item**—Motion to approve/deny/table Resolution R-15-2012, which revises the Township's Sewage Facilities Plan for the Robert Morris University RISE Center/School of Nursing. Motion to approve made by Mr. Hertzler and seconded by Mr. Gribben. Motion carried 4-0.
- G. **Action Item**—Motion to approve bond reduction request No. 11 for Cimarron, Phases 1 and 2, in order to reduce the performance security from \$246,000 to \$227,000 pursuant to the Township Engineer's letter dated May, 8, 2012 to address the outstanding items in the Township Engineer's letter dated May 8, 2012. Motion made by Mr. Vitale and seconded by Mr. Gribben. Motion carried 4-0.

- H. **Action Item**—Motion to approve/deny/table bond reduction request No. 9 for Autumn Woods in order to reduce the performance security from \$543,800 to \$519,200 to address the outstanding items in the Township Engineer’s letter dated May 30, 2012. Motion to approve made by Mr. Gribben and seconded by Mr. Hertzner. Motion carried 4-0.
- I. **Action Item**—Motion to approve contractor pay applications No. 3 and No. 4 for Mooncrest Community Center Addition in the amount of \$23,220 and \$8,260, respectively, as recommended by the Township Engineer in his letter dated May 24, 2012. Motion made by Mr. Vitale and seconded by Mr. Hertzner. Motion carried 4-0.
- J. **Action Item**—Motion to approve payment in the amount of \$24,437 to the South Hills Area Council of Governments for CD 35 7.2 for the Mooncrest Sidewalk and Handicap Accessible Curb Ramp Reconstruction project. Motion made by Mr. Gribben and seconded by Mr. Hertzner. Motion carried 4-0.
- K. **Action Item**—Motion that the Community Service Center roofing bid submitted by Heck Construction be rejected as a nonconforming or nonresponsive bid for failure to include a bid bond with their bid as recommended by the Township Engineer in his letter dated May 30, 2012. Motion made by Mr. Hertzner and seconded by Mr. Gribben. Motion carried 4-0.
- L. **Action Item**—Motion to approve the request of Central Heating & Plumbing Co., Inc. to withdraw its bid on the Community Service Center HVAC replacement project on the basis that the bid contained a material and substantial mistake as recommended by the Township Engineer and Township Solicitor. Motion made by Mr. Vitale and seconded by Mr. Gribben. Motion carried 4-0.
- M. **Action Item**—Motion to award the base bid and Alternates 1 through 4 for the Community Service Center HVAC replacement project to Professional Mechanical Sales and Service Inc. of Cheswick, PA in the amount of \$196,855 as recommended by the Township Engineer in his letter dated May 30, 2012. Motion made by Mr. Hertzner and seconded by Mr. Vitale. Motion carried 4-0.
- N. **Action Item**—Motion to award the base bid and Alternates 1 through 3 for the Community Service Center roof replacement project to Ramp Construction Company, Inc. of Canonsburg, PA in the amount of \$185,400 as recommended by the Township Engineer in his letter dated May 30, 2012. Motion made by Mr. Gribben and seconded by Mr. Hertzner. Motion carried 4-0.
- O. **Action Item**—Motion to approve the updated Emergency Operations Plan for Moon Township and adopt Resolution R-17-2012 accordingly. Motion made by Mr. Vitale and seconded by Mr. Gribben. Motion carried 4-0.
- P. **Action Item**—Motion to approve Resolution No. R-18-2012 resolving the intent of the Township Board of Supervisors to consider an amendment to the Township Zoning Ordinance to remove Kindergarten from the definition of “school” and to revise certain

flex space conditional use regulations in the BP Business Park District. Motion made by Mr. Vitale and seconded by Mr. Gribben. Motion carried 4-0.

- Q. **Action Item**—Motion to approve a banner sign to be erected across Beaver Grade Road and adopt Resolution R-19-2012 accordingly, conditional upon the Rotary Club's compliance with all PennDOT requirements and an indemnification in a form acceptable to the Township Solicitor. Motion made by Mr. Hertzler and seconded by Mr. Gribben. Motion carried 4-0.

MOTION TO PAY THE BILLS:

Mr. Eicher called for a motion to pay the bills [**check no. 10768 through check no. 11014, EFTs, and Capital Reserve check no. 1377 through check no. 1395**]. Motion made by Mr. Vitale and seconded by Mr. Gribben. Motion carried 4-0.

COMMENTS FROM THE AUDIENCE:

None

REMARKS FROM THE SUPERVISORS:

Mr. Vitale had no comments.

Mr. Gribben said that the Township recently held a dedication of three new stone benches in the 9/11 Memorial Garden. He encouraged residents to come out and see the garden. It is really nice. He also encouraged residents to participate in the Moon Parks 5K Run/Walk on June 30.

Mr. Hertzler extended his congratulations to the graduating Class of 2012, particularly the Moon High School Class that will be graduating next Friday.

Mr. Eicher said that work is progressing on the Beaver Grade Road/Thorn Run Road intersection. The left turn arrows will soon be operational. Mr. Petroccia said that the contractor is making great progress. Work should be completed next week. Mr. Eicher listed the roads that are scheduled to be paved in this year's road program.

ADJOURN:

The meeting adjourned at 8:38 p.m.

Respectfully submitted: Janet L. Sieracki, Assistant Municipal Secretary