

MINUTES

The Workshop Meeting of the Moon Township Board of Supervisors was called to order at 6:00 p.m. with the Pledge of Allegiance to the Flag, Chairman Jim Vitale presiding. Supervisors present: Jim Vitale, Frank Sinatra, Marvin Eicher and Andy Gribben. Also present: Jeanne Creese, Adam McGurk, Jeff Ziegler, Lisa Lapaglia, Dana Kasler, Meghan McNamara, Blaine Lucas, Mal Petroccia, Charles Belgie and Tom Arnold.

Public Comments on Agenda Action Items:

Mr. Arnold said that he may have a comment on agenda action item No. 7 of the Township Engineer's portion of the agenda but would wait until that point in the meeting.

General Comments from the Public:

(There were none.)

Action Items:

Mr. Vitale called for a motion to vacate the appointment of Mr. Gavin P. Mellor from the Moon Township Industrial Development Authority due to lack of available seat to include the apology of the Board for any inconvenience. Motion made by Mr. Gribben, seconded by Mr. Eicher. Ms. Creese said that this was the appointment that the Board discussed at their last workshop meeting. We thought that there was a possibility that there was no vacancy on this Board and, after investigation that was the case. Mr. Mellor was not notified that he was appointed to the MIDA board and this is being done as a corrective action, per the recommendation of the solicitor. All Supervisors present voting yes, motion carried 4-0.

Discussion Items:

1. 2011 Reorganization – Remaining Appointment: Mr. Vitale said that there is one remaining appointment to fill a vacancy on the MCA-TV Advisory Board. One applicant came forward expressing an interest in serving on that board, Kerry Sparks. Mr. Eicher made a motion to appoint Kerry Sparks to the MCA-TV Advisory Board. Motion was seconded by Mr. Gribben. All Supervisors present voting yes, motion carried 4-0.
2. Citizen Recognition Program: Mr. Vitale said that the Board received a sample application for citizen recognition in their packets. Ms. McNamara provided the Board with a draft of the application for citizen recognition. She went over the draft, including any additional parameters, with the Board. There are two different options for nomination by the public for recognition that the Board can consider—the traditional proclamation that has been done in the past and a “citizen spotlight”-type of recognition. She said that any input from the Board would be appreciated. Ms. Creese said the procedure for nominating citizens for recognition will be published in the upcoming newsletter. In order to avoid any possible concerns or issues that may arise in the future regarding the nominees a policy is being set for consideration. Ms. Creese said that we need the Board's participation in this. Once the newsletter goes out, it should spur citizen involvement in identifying possible nominees for recognition. But staff thought it was good to have a policy in place should there be multiple nominees. A discussion ensued

on this citizen recognition program and how it will be evaluated and administered. The Board felt this was a good policy and procedure. It will be tried and then re-evaluated in the future to see how it is working.

3. Parks and Recreation Department:

- a. Moon Park/Liberoni Payment Request #11—Mr. Petroccia said that Liberoni has submitted a pay application at the end of December for all of their remaining retainer, which is \$11,117 which was withheld in January because we had no idea of the cost of the remediation of the tennis courts. The vendor who did the sealing of the tennis courts looked at the problem and said it would cost approximately \$500 to fix what Liberoni did not do satisfactorily. However, there are also some things that were seen that happened over the winter, and we are not sure what else could happen by spring. We are still not quite sure how much to withhold. Dana Kasler would like to do a little more inspecting. Mr. Kasler confirmed that he would like to get past the inclement weather to further inspect the issues that we have with the asphalt before remitting any further funds to Liberoni. He is comfortable with the recommendation from the sealing company but wants to wait until spring. A discussion ensued on the hairline crack that is about one foot from the fence line of the right court, how/why this crack developed and who is responsible. After discussion, Mr. Kasler said that he is just not comfortable paying anyone any amount of money at this time until spring. At that time, we can figure out who is responsible. Some touch-up also needs to be done on the coating. Mr. Eicher said that he felt this was very poor workmanship and cited some examples that he observed. Mr. Kasler said that these are the reasons why he is not recommending paying them anything. Ms. Creese said that she and her staff had multiple on-site meetings with Liberoni showing them the areas where the Township is dissatisfied with their finish work. We are spending more time and money arguing with them to complete those items than just doing it ourselves. We are past that point. Mr. Eicher asked if there is a problem with electrical power. Mr. Kasler said that electric service does not exist in that location. Mr. Eicher asked why that was. Mr. Kasler explained that we have an electrical bid ready but there is no money to pay for it. He does not have an exact estimate of the cost but the funds for the electrical service were to be included in the next bond issue. The sprinklers are being run with power from a generator. Mr. Petroccia said that he would be able to provide the Board with an updated cost estimate for the electrical service. Mr. Eicher said that he feels that by next month we should be able to talk about where we are with electrical service and what options are available for both the short- and long-term.
- b. Capital Purchase Change—Mr. Kasler said that he wants to advise of a change in the capital purchase of an electric golf cart. The one he put in the capital budget cost \$8,000; the one he is recommending is \$9,200. He listed the reasons for the changes in his recommended purchase. The funds will come directly from the savings on the site amenities.

4. Planning Items: Mr. McGurk said that there was no Planning Commission meeting last evening as there were no applications submitted for consideration this month. At the February meeting, the Planning Commission is usually presented with the annual report for the previous year, but it was not worth convening the Planning Commission just for

that reason. A draft copy of the annual report is in the Board of Supervisors' packets but the Planning Commission has not yet reviewed the annual report.

- a. AutoZone Land Development Plan and Conditional Use Requests—Mr. McGurk said that AutoZone has a land development plan and two conditional use requests that will require a public hearing by the Board next week. The land development plan is a preliminary/final plan for a retail store at the corner of Moon Plaza and University Boulevard across from Robert Morris University. One of the conditional use requests is for the number of driveways. They only want and will have two driveways. However, there will be a third driveway in the rear for truck access. The University Boulevard overlay district restricts the number of driveways to two; technically, they will have three. These will not be driveways off the main road. They will have one entrance off University Boulevard and two driveways off the Moon Plaza access drive. The second conditional use is for the distance from the neighboring driveways. The overlay district ordinance requires 185' of distance between driveways. The applicant will not be able to comply with that requirement due to the width of the site. The public hearing is scheduled for the Board's regular meeting next week.
- b. Comprehensive Plan Update—Mr. McGurk said that he sent out a summary to the Board as a follow-up to the interviews that were conducted last week. Included in the summary is information on the references that were provided by the consultants that were interviewed. He would like to discuss with the Board of Supervisors the next step in this process. We are hoping to have a consultant selected by the Board at next week's meeting. A discussion ensued on the selection of a consultant.

[Mr. McLaughlin joined the meeting via teleconferencing at 7:00 p.m.]

Mr. McGurk said that the second thing he wanted to bring up with regard to the comprehensive plan is the comprehensive plan committee. He discussed with and received confirmation from 17 people to be a part of the committee. He discussed with the Board the makeup of the committee and asked the Board for the contact information for anyone they would like to have included as a part of the committee. A representative from the other Township boards and agencies is included on the comprehensive plan committee. The comprehensive planning process was discussed.

5. Finance / Audit Report: Ms. Creese said that the finance report is being postponed as Ms. Lapaglia was out ill. Mr. Turnley is scheduled to start the 2010 audit within the next few weeks. The 2009 audit report is ready to publish and present to the Board. Details of the finance and audit report will be given to the Board next month. Regarding the status of the bond issue, Ms. Creese said that she and the department heads are working to get a prioritized list ready. She has had a meeting with a real estate agent who will help with the relocation of one of our buildings to give him our requirements. She and the department heads are scheduled to meet with him again next week. We asked him to provide us with potential sites that would fit two parameters: a temporary site and a more permanent site. Mr. Eicher explained what he would like to see so far as financial reporting is concerned. Ms. Creese said that this is something that she has been discussing with Ms. Lapaglia. In addition to periodically presenting reports to the Board that talk about the budget, we also need to start presenting reports to the Board that

show where we are on the cash balance sheet side. She is working on those reports now.

6. Discussion of Marcellus Shale: Mr. Sinatra said that the subject of Marcellus shale has been a hot topic, not only in Moon Township but elsewhere that he feels before the Board proceeds with a discussion of it, it would be better discussed at a televised meeting in order to reach more residents. The Board needs to be better educated on this topic. Ms. Creese said that last year she sent the Board a packet of information with basic educational resources that are available, including the DEP's manual and some PSATS information. Some of the information has changed. But there is a wealth of information on this topic from a variety of sources. Her recommendation is that the Supervisors need to be educated on this subject before attempting a public meeting. A public meeting does need to be held prior to making any changes to the Township's ordinance. You do not want to talk to residents about this topic without a solid understanding of the issues. Updated information is also available on line. In the Board's packet is a copy of a right-to-know request from a resident requesting PSATS's model ordinance. Mr. McLaughlin asked if a speaker could be invited in to address the Board on this subject. Ms. Creese said that there are many government organizations to which Moon Township belongs that put on a variety of seminars or could provide a speaker. They usually bring in speakers from the DEP. One of the local energy companies could also provide a speaker with regard to their technology. They may also invite the Board to tour one of their facilities because they are interested in having the elected officials see first-hand their operations. She has some contact information if the Board is interested in visiting a site. One issue that she feels is important for the Board to understand regardless of their position on Marcellus shale is that there is one unique resident of the Township that makes the Board's position on Marcellus shale equally unique and that is the airport. They have Marcellus shale interest on a very large piece of property. The Board is aware of this already because the Airport Authority came before the Board of Supervisors about a year ago asking the Township to be an alternate on their bid specification. When and if they put that bid out again, they have an interest that is much larger than some private property owners. The airport authority's position is that there is potential revenue that belongs to the airport. The County also has an interest in seeing those revenues go into the County's coffers. There are all sorts of political ramifications on this issue. This makes the Marcellus shale issue in Moon different from the Marcellus shale issue in the southern counties. The Board needs to put some deep thought into that aspect of the issue. This may or may not be something that the airport authority will talk to the Board of Supervisors about when they meet on February 28. Mr. Vitale said that he thinks we need to fully investigate this matter and develop a strategy. Ms. Creese said that one of the most common misconceptions about the Township's existing ordinance is that it has nothing regulating Marcellus shale. That is not the case; the Township does have an existing oil and gas drilling ordinance. This offers the Township some protection. The Township also has ordinances that regulate noise and the bonding of roads. These are things that must be included in a public discussion. A question for our attorney is "do we pass an ordinance that is specific to that one industry" or strengthen our existing ordinances? This is a very big discussion and all these things need to be considered. Mr. McGurk said that one thing our ordinance does not do is restrict by zoning district where drilling can take place; it is a conditional use throughout the Township. This is another issue that the Board needs to debate. You do not want to take away the property rights of property owners. Mr. Eicher said that he thinks that this needs to be taken out of the comprehensive plan. If he can sit down with a copy of the

model ordinance from PSATS as well as several other sample ordinances, it would answer many of his questions on various aspects of the Marcellus shale issue, such as noise, roads, water, etc. and he could come up with the best possible ordinance. After that, we could then start talking to the public. He wants to look at what we as a Township have the authority and responsibility to control under our ordinances. Ms. Creese said that we certainly can get sample ordinances for the Board to review. We would want to get a large enough sampling that the ordinances can be looked at on their individual merits. They also may need to be reviewed by the solicitor to see if these ordinances have been tested and can be upheld. If the Board thinks that our current ordinance is not sufficient and this is something that is going to become an issue in the Township, then the Board needs to instruct the staff to get started. There was a public meeting in the Township hosted by our State Representative with very little response. Mr. Lucas said that he knows a lot about this issue. Like many of the larger law firms in town, Babst Calland has energy industry clients. As a result they have deferred rendering an opinion on specific ordinance language on this subject. But he will give a brief overview. Ms. Creese is right in that the Board would want to invite input from DEP regulators and the industry in order to better understand the nature of their operations. Most of what the Township can do is through a zoning ordinance and can designate the districts where drilling can take place. Secondly, the DEP is the authority under the Oil & Gas Act and the Township cannot preempt that authority to regulate things such as water testing. The PSATS ordinance is based on one from Cecil Township. There are certain aspects of the ordinance that would have to be reviewed very carefully such as noise. He listed some areas that the Township can regulate through an ordinance such as road weight restrictions. His recommendation to the Board is to gather information. They are on the right track by doing that. Whatever the Board is going to do will likely need to be done as an amendment to the zoning ordinance. Ms. Creese said that she felt that the Board would find it valuable to visit a drilling site so that they can observe first-hand their operations and it would be a valuable experience. This would also be the best time to develop an ordinance on this rather than waiting until the issue comes to the forefront and the Board is receiving pressure from both sides of the issue. The Board agreed that they would like to see a site, continue gathering information and then devote a meeting to a discussion of the issues. Ms. Creese said that she would explore getting a site for the Board to visit, get updated reference materials and sample ordinances and information from the DEP.

7. 2011 Goals and Objectives: Ms. Creese said that she wanted to give the Board an update on where we are with development of the 2011 goals and objectives. She is about half through with departmental submissions so the Board should have the complete information by the middle of March or at the March workshop. She will then get the Board their forms to begin submitting their goals and objectives.
8. Allegheny County Request for a Resolution on Tax Assessment: Ms. Creese said that this request was received in a letter and email from Rich Fitzgerald, president of the Allegheny County Council. He asked that all municipalities consider passing this resolution. His complaint is that the various court actions have continued to be unfair to Allegheny County because our assessment system exists in a way that is not on par with the other counties. She understands the point of this request, but felt it could have been clearer. After discussion, the Board decided to take no action to adopt this resolution.

Ms. Creese said that she had an additional item to discuss with the Board. An email was sent to Board from a resident who was concerned about the parking situation near the school district on Bradley and Patton Drives. She asked if the Board is receiving any other correspondence from residents in that area. There are no parking restrictions on those streets and students were parking on both sides of the street once the new high school opened. The Chief anticipated that there would be a parking problem and took a video using the in-car camera of cars parked on both sides. This video demonstrates that you could not get an emergency vehicle down those streets with the cars parked on both sides. We posted "No Parking" signs on one side of the street. The police have the ability to temporarily restrict parking to one side so a municipal ordinance does not have to be passed. The school district was contacted to advise them that there will be no parking on one side of the street. The school district was very cooperative. If the Board receives any requests regarding parking on that street, it would have to be done by ordinance. However, the Chief does not feel that is necessary and feels that parking on one side of the street is adequately handling the situation. She wanted the Board to be aware that if they take action to restrict parking in that neighborhood, it would not only affect the Moon Area School District students and staff but would also prohibit the residents from parking on that street. The Board needs to let the staff know if they are getting complaints. Mr. McLaughlin asked if the Township could consider some type of "resident parking only" permit system that could be enacted. Ms. Creese said that the parking situation near the school will only be for the short term during construction and should be eliminated once the middle school is torn down. The Board may want to consider the cost of enforcement of such a permit system as well as opening the door for other neighborhoods that have parking issues such as Amherst Acres near Robert Morris University. Mr. McGurk said that a lot of the parking for the high school has not yet been built which they cannot construct until the middle school is torn down. Mr. McLaughlin said that in addition to parking, there will also be fields on the site of the middle school so he does not think that the problem will ever go away. Mr. Sinatra said that he received a complaint from a parent that there was nowhere for her son to park since he participates in extracurricular activities after school. Ms. Creese said that she has videos demonstrating both situations. The video clearly demonstrates that an emergency vehicle could not get down the street with parking on both sides. As a result, it is necessary that parking be restricted to one side only. She checked with the post office and there have been no complaints with regard to mail delivery. After discussion, the Board felt that we should keep an eye on this area and see what happens.

9. Board Schedule: Ms. Creese reminded the Board of the meeting on Monday, February 28, 2011 at 6:00 p.m. with the Airport Authority here in the Municipal Building. Mr. Vitale said that he received a request from Odyssey of the Mind. On March 5, at 5:00 p.m., there will be a recognition ceremony in the high school gymnasium. They requested that a member of the Board of Supervisors be in attendance. Mr. Sinatra said that he was available to attend.
10. Regular Meeting Agenda: Ms. Creese said that on the Board's regular meeting agenda next week will be the public hearing for AutoZone, a motion to authorize advertising for bids for a Telex wireless headset intercom system for the MCA-TV production trailer and a motion to award the bid for the 2011 road program.

Township Solicitor:

Mr. Lucas said that he had several matters to discuss with the Board in executive session on matters of litigation. Per the direction of the Board, he did file the appeal of Judge James' decision on the Wal-Mart case, which is now pending in Commonwealth Court.

Township Engineer:

1. Moon Flight Car Wash Bond Reduction: Mr. Petroccia said that Moon Flight made their first bond reduction request. Their original letter of credit was for \$132,535. He did an inspection and recommend that it be reduced to \$119,060—a reduction of \$13,475. A motion will be on the Board's regular meeting agenda.
2. 2011 Road Program: Mr. Petroccia said that there are six bidders as of Monday. He expects bids to come in next Monday at 10:00 a.m. He will have a bid tabulation on Tuesday for distribution to the Board and staff. The bid should be available for the Board's consideration at their regular meeting next Wednesday.
3. Foxwood Knolls Update: Mr. Petroccia said that last month he mentioned how poorly things were going. His inspection last Friday showed they have made significant improvements in their erosion and sedimentation controls with improvements to their silt fence and completing site grading. The foreman advised him that he hadn't finished cleaning the sediment off the rip-rap at the outlet down by Flaugherty Run because hydrants were to be flushed this week and he thought sediment from the road would end up down there. That remains to be done. Mr. Petroccia said that he has not gotten anything from their geotechnical engineer about the slope itself and how they propose to make improvements to that. He is still waiting for more information from the developer before he can recommend a bond reduction. If it comes in within the next day or two, he will try to get it to the Board in time for the meeting on Wednesday; otherwise, it will have to wait until next month.
4. PennDOT Changes to Stormwater Policy: Mr. Petroccia said that he has tried to follow up on this matter. He talked to PennDOT and they haven't changed from their position of several months ago. There are several municipalities that are working with developers to get developers' agreements in place to allow municipalities to sign off on stormwater HOP's. But a number of municipalities are waiting to see what happens. Mr. McGurk said that he did follow up with the Legislative Director of PSATS, per the Board's request. He said that they did not receive as many inquiries as you would think they would, given the impact that this has on municipalities. One of their executive committee members from Erie did ask PennDOT to look into this matter. This policy is taking effect between two governors' administrations. As a result, he thinks there will be more headway made when Governor Corbett takes office. But as of now there is not a lot being done. There is a major issue with Kenny Ross construction being started soon. They will need this HOP sometime this summer. This will be the first such issue with the Township. Kenny Ross will be around for the long term so some type of agreement can be reached with them on this HOP. But we need to get some type of guidance out of PennDOT or determine if the Township needs to enact some type of specific ordinance as the Township would be taking on some type of additional liability every time a developer connects into PennDOT's stormwater sewers to operate and maintain them.

Mr. Lucas said that there are ways of working out a separate stormwater agreement where the Township is a co-permittee but the developer indemnifies the Township and posts a financial security. The down side to that approach is that it will likely be PennDOT's view that the Township accepts this and has no problem with it. Mr. McGurk said that his concern is that it will likely be well into the future before this becomes a problem. It is difficult to try to track down developer's agreements, bonds, etc. from projects that took place 20 years ago. It is irritating the way that PennDOT is putting this on municipalities. Developers are caught in the middle. If the Board directs, staff can follow up with Senator Pippy's and Representative Mustio's offices and report back next month. The Board agreed with that approach.

5. N. Flaugherty Run Road Bridge Update: Mr. Petroccia said that he had been asked to look at the N. Flaugherty Run Road Bridge. He came up with two different cost estimates. One estimate is to replace the nine precast concrete plank beams. His estimate to do that is about \$112,000 for just the materials. Jim Henkemeyer was out doing the review with Mr. Petroccia and he indicated that Public Works has the equipment and manpower to do the work. The question is whether they can fit the work in with all of their other scheduled work. The advantage of using the precast concrete beams is that it maintains the same depth of the bridge that currently exists and work can be completed more quickly. The planks can be replaced on one side of the bridge at a time and the bridge can be kept open for the residents that live back there. It is less labor-intensive. The other alternative is to replace it with steel beams and decking and pour a concrete deck. In that case, the entire bridge would have to be done at once and the residents would have to drive out through Hopewell during the construction period. The bridge is 50 years old and is deteriorating and needs to be replaced. It does not need to be replaced this year, but it will need to be replaced. To do the full replacement would cost approximately \$115,000. The recommendation is to put it in next year's capital budget at \$120,000. This includes inflation and bridge design costs. Ms. Creese said that bridges with inspection reports are also looked at by our insurance company. This bridge came up on our insurance report as having this deficiency, which is why she requested these quotes. Mr. Eicher said that Tom Bryant of Bryant Concrete lives at the end of that road. He may be able to give us a good price on the concrete.
6. Autumn Woods Update: Mr. Petroccia said that a letter came out from the DEP saying that they have agreed to schedule the consent order. We then received from the developer's consultant, L.R. Kimball, an updated stormwater management plan and remediation plan. He provided to them his comments on that this Monday. He is still not happy with some of it and they have asked for a number of waivers. Some of the waivers make sense. For the basin which is at the toe of the slope and the 100-year flood plain, they are asking for a waiver of the 3:1 slope to 2:1 slope on each side so that they can fit that basin between the toe and the 100-year flood plain. That makes sense to him. With bringing that water down that steep hillside they are substituting 7' to 8' drops in manholes for pipe anchors every 20 to 50 feet. They are requesting a waiver to do that. He is recommending that we not allow that waiver. The E&S plan was approved by the Allegheny County Conservation District. They have asked for waivers from doing calculations for profiles and grade lines—work that we require from every developer. They asked for a waiver of the 2' freeboard in the basin to 1.7. He said he has no problem with that. He sent back a number of comments to them and he expects they will respond to them. Their schedule is to start in April as soon as the weather is dry enough to move dirt. Mr. McGurk said that they have to file this as an amendment to their land

development plan so they should submit to the Planning Commission as soon as possible. Mr. Eicher questioned Mr. Petroccia's recommendation on going from a 3:1 slope to a 2:1 slope. He asked if it was going to increase the potential for failure. Mr. Petroccia explained that the developer had his geotechnical engineer and the DEP's geotechnical engineer check this out. He has to accept their thorough reviews. The Township's geotechnical engineer will review their geotechnical engineers' reviews as well. Mr. Eicher said that he feels we are relaxing our standards for the fix. Mr. Petroccia said that they did do borings so they know what the materials are and how deep they have to go to get to firm material.

7. Beaver Grade Road/Thorn Run Road Intersection: Mr. Petroccia said that he talked to Mark Sczkow of Trans Associates and he had a call from Ed Miller of PennDOT last week saying that they have completed the review of the HOP application and are preparing a letter of approval. We should receive the letter in about a week or so. Now we have changed traffic engineers. But he is looking to finalize that project. His proposal only included providing the plans, quantities and special provisions. Mr. Miller assumed Baker would be preparing the bid documents for the traffic lights as well as the sidewalks for that intersection. Mr. Petroccia informed him that Baker picked this up from RVB and got the response to the comments from PennDOT. The sidewalk design is approved, but he did not know that Baker was on the hook for the bid documents, which is a question for the Board of Supervisors. He asked if the Board waned Baker to move forward with the bid documents once the HOP is received. Mr. Eicher asked what needed to be done with regard to the traffic lights. Mr. Petroccia explained that there is one left turn arrow that is already there. An additional left-turn arrow has to be added. The controller has to be changed to address that. The emergency vehicle override has to be added. There are several hardware and software things that have to be done. Mr. McGurk said that we have money from Springer Manor that is a fee-in-lieu for road improvements. He is recommending that as a source of funding, assuming it covers the entire amount. He would get more information on that.
8. Moon Park Tennis Court Repair Cost: This matter has already been discussed.

Comments/Questions from the Board:

Mr. McLaughlin asked that since the price of oil has topped \$100 a barrel if the escalator clause is included in the road program contract. Mr. Petroccia said that it is included. The last two years, it did not make any difference. But he felt that if the situation in Middle East last for any amount of time, it may impact us.

Mr. McLaughlin asked for an update on the proposed traffic signal at the intersection of Beaver Grade Road and Montour Run Road and a partnership with Robinson Township. Mr. McGurk said that we left that matter with Trans Associates, who completed the study. It was then submitted to PennDOT for review. We did get PennDOT comments back. One of the things that we are struggling with is that Robinson Township really has no interest in installing this signal. They partnered with us on the study because we had the money to do it. But in terms of implementing this project there, we have to decide if this is something Moon wants to do on its own. We can investigate the possibility of securing State money for it, and Robinson would likely partner on that. But they have no appetite to contribute money toward this signal. If we pursue this, Moon would have to agree to maintain the signal even though it is in Robinson Township. Unless the

Township has some type of agreement with Robinson, the light would essentially belong to Moon unless an agreement is worked out ahead of time. Ms. Creese said that she agrees with Mr. McGurk's comments. Robinson has not expressed a great interest in installing this light. The complaints are basically coming from Moon residents; Robinson is not feeling the same pressure. Mr. Vitale asked if we can look into getting State money for this light. Mr. McGurk said that we can look into it; however, it is very difficult to get State money for transportation now. Mr. McLaughlin expressed concern stating that he feels we need to protect our residents.

Mr. McLaughlin asked about the rock overhang on FedEx Drive. Ms. Creese said that construction has been taking place at this intersection. Mr. Petroccia said that there will be a minimal amount of scaling going on. Wire netting will be placed over the entire cliff face to keep it from coming down. That can't be done over the winter. Ms. Creese said that the construction equipment is gone and the scaling from the top is done but is unsure if they are completely done with the project. They will have a final inspection process with us on the condition of the road because of the road bonding.

There being no further regular business before the Board, the Board went into executive session at 9:03 p.m.

Respectfully submitted,

Janet L. Sieracki
Assistant Municipal Secretary