

MOON TOWNSHIP BOARD OF SUPERVISORS

WORKSHOP MEETING MINUTES

May 30, 2012 – 6 PM

Board Present:

Marvin Eicher, Chairman
Andy Gribben
Jim Vitale
John Hertzner

Staff Present:

Jeanne Creese, Township Manager
Jeff Ziegler, Assistant Township Manager
Adam McGurk, Assistant Township Manager
Lisa Lapaglia, Finance Director
Alexis Sergeant, Communications Director
Janet Sieracki, Assistant Municipal Secretary

Others Present:

Tim Bish, Township Solicitor
Mal Petroccia, Township Engineer
Chris Prisk, Township Traffic Engineer
Roy Kraynyk
Pauline Bortle
Victoria Brandyberry

Mr. Eicher announced the Board's executive session held on Thursday, May 3, 2012 to discuss personnel matters and litigation.

Public Comment on Agenda Action Items:

(None)

General Comments from the Public:

(None)

ACTION ITEMS –

Mr. Eicher called for a motion to temporarily close Montour-Coketown Road during remediation activities at the former Breslube Site and to permit limited access over the road by construction vehicles during the closure days and adopt Resolution R-16-2012 accordingly. Ms. Creese said that she just recently received notification that the project may be delayed. Therefore, she requested that the Board approve this motion and authorize the staff to close the road as needed during construction activities. Motion to approve made by Mr. Gribben and seconded by Mr. Hertzner. Motion carried 4 - 0.

DISCUSSION ITEMS –

Planning Department:

Traffic Engineer's Report

ARLE Grant – The Township was awarded an ARLE Grant in the amount of \$10,000 for improvements to the Beaver Grade Road/Thorn Run Road intersection. However, since the project was already bid prior to the grant award, Mr. Prisk sought PennDOT approval to use the funds toward pedestrian improvements at the intersection of the Robert Morris University entrance and University Boulevard. The Board approved seeking PennDOT approval to transfer the funds to that intersection.

Foxwood Road Traffic Calming Petition – Mr. Prisk provided the Board with a scope of services for review by the traffic engineer should they decide to move forward with the next step in the procedure for traffic calming on Foxwood Road. Following a field observation, his recommendation is that while there is a sight distance issue at the applicant's driveway, a traffic-calming device would not solve this issue and is not warranted at this location. Roy Kraynyk, on behalf of his father who is the applicant and resident of Foxwood Road whose driveway has the sight distance issue, spoke to the Board about his concerns with this roadway. After discussion, the Board directed that, while they recognize there is a sight distance issue, it should not move forward with the next step done by the Traffic Engineer for a traffic-calming device.

Beaver Grade Road/Montour Run Road Signal – Mr. Prisk provided the Board with a scope of services for a signal warrant analysis at a cost of \$12,800 to address comments made by PennDOT for a signal at this location. Mr. McGurk reminded the Board that there are funds escrowed from the Sonoma Ridge development for improvements to this intersection. Motion to approve the scope of services from L.R. Kimball dated May 17, 2012, for the Beaver Grade Road/Montour Run Road signal analysis made by Mr. Vitale and seconded by Mr. Gribben. Motion carried 4 – 0.

Montour Trail/Park Manor Boulevard Project Update – There is an approved signal design from PennDOT for this signal. However, the Montour Trail Council did not like the placement of the "No Turn on Red" and wanted to move it to the existing span wire. The engineer for the pole manufacturer indicated that he would sign off and stamp this change on the plan. This change would require moving the street name sign from the span wire to the pedestrian pole. The Board had no objection to moving the street name sign.

Mr. Prisk said that the 2012 ARLE grant process is underway. He checked to make sure that we are eligible since we received funding last year. He asked if the Board wanted to pursue another project. After discussion, the Ms. Creese said that she would review with Mr. Prisk the Township's existing signals to see which ones may be eligible.

HARB Request

Mr. McGurk said that the HARB's focus is on the Mooncrest Historic District. HARB is gauging the Board's interest in a community preservation plan for the entire Township. The plan cost would be \$20,000--\$10,000 of which they could get from the State. This is something for the Board to think about for next year's budget as to whether or not to fund this match.

CDBG Items

SHACOG Outstanding Payment – Mr. Petroccia did a review of the payment requests submitted to the SHACOG by John Varrati Cement Contractor. He determined that amounts in the pay requests are correct. A motion will be on the regular meeting agenda.

CDBG Year 39 Pre-application – An application was submitted for \$27,000 with \$7,000 in matching funds. Mooncrest was previously eligible as it was designated as blighted by the Planning Commission and the Allegheny County Redevelopment Authority as is required every three years. However, that designation was not done this year by the Redevelopment Authority. Therefore, it is not likely that funds will be awarded to Mooncrest this year due to the lack of this designation and the shortage of funds. Other options for funding are being explored. Mooncrest resident Pauline Bortle asked about the expected completion date for the sidewalks. Mr. McGurk explained that the Township is exploring every option for further funding.

Planning Department:

Monthly Meeting Change

The Planning Commission agreed to reschedule their regular monthly meetings to the third Wednesday of every month.

Kenny Ross Toyota Amended LDP

Kenny Ross Toyota submitted an amended land development plan for the Toyota dealership on University Boulevard. Several landscape substitutions have already been approved. The applicant is proposing to remove the private walking trail and increase the landscaping. The Planning Commission has recommended approval of the amended plan subject to the terms and conditions of the original approval dated August 4, 2010 and resolution of the outstanding items in the Township Engineer's review letter of May 8, 2012. A motion will be on next week's Board of Supervisors' regular meeting agenda for consideration.

1521 Coraopolis Heights Road Rezoning Request

The applicant wants to rezone this property back to R-1A Residential from C-1 Commercial and remove it from the Carnot Village Overlay District. The Planning Commission recommended approval of the zoning map change. This rezoning will be on the Board of Supervisors' July regular meeting agenda for consideration.

Foxwood Knolls PRD Phase 2 and Tentative Plan Revisions:

Maronda Homes has submitted a revised tentative planned residential development and a final Phase II plan application. The amended PRD relates only to the completion schedule for the public improvements for each phase; the PRD design has not changed. The Planning Commission recommended approval of the revised tentative PRD and Phase II final plan subject

to the terms and conditions referenced in the Township Solicitor's memorandums of May 24, 2012. The matter will be on the Board's regular meeting agenda next week.

RMU RISE Center/School of Nursing Major Land Development Plan

Robert Morris University has submitted a combined preliminary and final major land development plan for the RISE Center/School of Nursing. It has been recommended for approval by the Planning Commission. A motion will be on the Board's regular meeting agenda.

Scott Station Metro Office Park Lots 2 and 3 Planning Non-Residential Development

DiCicco Development has submitted a revised final PNRD application of the plan that was approved in 2008. While much of the development remains the same, the applicant has elected to slightly shift the building footprint and reduce the size of the hotel. It has been recommended for approval by the Planning Commission. A motion will be on the Board's regular meeting agenda.

Flex Space and Kindergarten Zoning Amendment Ordinance

The proposed zoning amendment ordinance would tighten the restrictions on storage space for flex space users and prohibit any light industrial and/or warehouse uses within the BP zoning district. It would also remove the word "kindergarten" from the school definition. The Planning Commission recommended approval of the zoning amendment. The proposed ordinance will be on the Board's July regular meeting for consideration.

Finance Department:

Capital Purchases Report

Ms. Lapaglia said that there are several additional capital reserve payments from her previous report sent to the Board. Dana Kasler submitted a list of capital purchases that he would like to make for the park prior to July 4, all of which are budgeted items.

Moon Golf Course Bond Repayment Schedule, 2012 Revision

Ms. Lapaglia explained the proposed repayment schedule by the Recreation Authority for the golf course and Beaver Grade Road properties. The Board had no problem with the revised repayment schedule. The revision to the agreement will be drawn up formally for execution by the Board.

Marcellus Shale Update

Ms. Creese gave an update on Marcellus Shale. A memo from Special Counsel Gavin Robb detailed the timeline for the Township's adoption of an oil and gas zoning amendment in light of the temporary court-imposed "stay" of certain provisions of Act 13. She recommended that the Board comply with the timeline outlined in Mr. Robb's memo. Mr. McGurk will work with Communications Director Alexis Sergeant to educate the public on this topic.

Police Pension Committee

The function of the Police Pension Committee is to administer to the police pension plan. A request has been made by the Police union to name Officers Jim Kazmierczak and Bob Phillis to the Police Pension Committee. The Plan Administrator has traditionally been the Township Manager. The committee is required to meet once a year. Ms. Creese recommended that the committee consist of the three members but asked the Board to review Section 8 of Ordinance 641 and provide their input.

Allegheny League of Municipalities (ALOM) Banner Community Designation

Ms. Creese informed the Board of the ALOM Banner Community Designation Program. Unless the Board has any objection, she will to work on securing this designation for Moon Township.

Regular Meeting Agenda Items

Ms. Creese went over the items for the June 6 regular meeting agenda as listed on the workshop agenda. Documentation for these agenda items are in the Board's packet.

Cherrington Community Center – Roof/HVAC Replacement

Ms. Creese updated the Board on the Community Center HVAC/roof replacement project. Bids were opened on May 24. Three HVAC and three roofing bids were received. On Friday, Central Heating & Plumbing (the apparent low bidder) informed the Township that they wanted to withdraw their bid due to a material and substantial mistake. Professional Mechanical Sales & Service is the next apparent low bidder. Regarding the roofing bid, the apparent low bidder, Heck Construction & Roofing, failed to provide a bid bond so the bid is being rejected as nonconforming or nonresponsive. The apparent low bidder for the base bid of the roof is G&W Roofing & Construction. However, when including Alternates 1 through 3, the apparent low roof bid is from Ramp Construction. The Board will have to decide whether to bid the base bid only or include the Alternates as well. Mr. Bish is reviewing the legalities of Central Heating & Plumbing's bid withdrawal. Motions for the roof and HVAC work will be on the June 6 regular meeting agenda.

TOWNSHIP SOLICITOR

Countywide Reassessment Update

Mr. Bish gave an update of the status of the Allegheny County reassessment. We are still waiting for the State Legislature to decide on the moratorium.

Codification

Mr. Bish said that Babst Calland is stepping up the effort to complete the review of the Township codification. He hopes to have it completed by the end of the year for enactment.

TOWNSHIP ENGINEER

Beaver Grade Road/Thorn Run Road Signal Project

Mr. Petroccia said that the project is progressing very well. The dentist across the street does not like the steepness of the sidewalk in front of his building. In addition, there is a manhole that is sticking up from the grass in front of that property. Jim Henkemeyer has determined that the manhole belongs to that building.

Autumn Woods Landslide

Mr. Petroccia said that there has been no real progress being made on this site.

NPDES MS4 Annual Report

The NPDES MS4 annual report has been signed and mailed in to the DEP. The Township will have to update its stormwater ordinance by September 14.

Comments / Questions

Mr. Vitale said that Moon Little League Baseball will be celebrating 50 years of baseball in Moon Township. He said he felt that they should receive some type of recognition or proclamation for this accomplishment. Ms. Creese said that she would do further investigation on the complete history of Moon Little League prior to preparing a proclamation.

Executive Session

The Board went into executive session at 9:25 p.m.

Return to Open Session

The Board returned to open session at 10:35 p.m. Mr. Eicher called for a motion to authorize the appropriate Township officials to execute a Pennsylvania Department of Transportation (PennDOT) Agreement of Release, in a form acceptable to the Township Solicitor, related to the property owned by the Township and currently designated as Allegheny County Block/Lot No. 698-H-18, if PennDOT advises the Township that the Township's execution of such Agreement of Release is necessary for the Walmart Development highway occupancy permit application to proceed. Motion made by Mr. Vitale, seconded by Mr. Hertzler. Motion carried 4-0.

Executive Session

The Board returned to executive session at 10:39 p.m.

Adjourn

The Board adjourned the meeting at 11:09 p.m.

Respectfully submitted: Janet L. Sieracki, Assistant Municipal Secretary