

Patterson Township Board of Commissioners

1600 19th Avenue Beaver Falls PA 15010

Regular Meeting

Thursday, February 9, 2012

The Patterson Township Board of Commissioners held their regular meeting on Thursday, February 9, 2012 at 7:00 p.m. at the Municipal Complex, 1600 19th Avenue. Following the call to order and Pledge of Allegiance, roll call showed all Commissioners present (Policaro, Hoover, Bonomo, Bradow, and Mahosky).

The minutes of the previous meetings held Monday, January 3, 2012 (Reorganization); and Thursday, January 12, 2012 (Special Meeting) were presented for approval. Motion was made by Mr. Hoover; seconded by Mr. Mahosky approving the minutes as presented. Passed unanimous.

Public Comment: Mr. William Livingston, Emergency Management Coordinator attended the meeting to present a resolution and promulgation updating the Elected Officials for the Township's Emergency Operation Plan. The documents will need to be signed by Board President Mr. Policaro; Vice-President, Mr. Hoover and the Township Secretary.

Mr. Livingston also reminded the Board of an upcoming informational meeting sponsored by Beaver County Emergency Services specifically for the elected officials regarding their role during an emergency. This meeting is scheduled for Wednesday, February 22nd at the BCESC at 7:00 p.m. All elected officials were encouraged to attend.

Mr. Livingston also advised the Board that he is working on initiating a joint EOC with Fallston Borough and White Township. Presently, the Township and Patterson Heights are one EOC and his hope is to have a "mid-county" EOC with these bordering municipalities. The bi-annual drill is scheduled for June, 2012 and Fallston Borough could participate with the Township and Heights. White Township is outside the 10 mile radius; however state law requires all municipalities to have an Emergency Management Plan. He also touched on the need for auxiliary power for the Township building and thought that FEMA and/or PEMA might provide funding for this generator if the EOC's are consolidated. The estimated cost is \$50,000.00. Grants will be pursued. Mr. Mahosky suggested that a Homeland Security grant could also be a resource for funding.

Mr. Policaro asked if there was any other public input at this time. There being none, the meeting continued with the agenda.

Treasurer's Report(s): In the absence of Mr. Anderson, the Treasurer's Reports for December and January for the General Fund, Sewer Fund and Other Accounts were presented

for approval. Motion was made by Mr. Hoover; seconded by Mrs. Bonomo approving the reports as provided. Passed unanimous on a roll call vote.

Monthly Bills: The monthly bills for January and February were presented for review and approval. Motion was made by Mr. Hoover; seconded by Mr. Mahosky approving as presented. Passed unanimous.

Engineer's Report: In the absence of Mr. Mitrovich, Mr. Kevin Breit (LSSE) attended the meeting and distributed the monthly Engineer's Report. Items included on the report are as follows: Corrective Action Plan – any complaints have been addressed at this time. The Municipal Authority is undertaking the project of replacing the wet well at Davidson Drive and replacing a retaining wall that was constructed on the Moskovitz property on Lindsay Drive back in 1991. Darlington Court – American Southern Insurance Company (Bonding Company) has contracted with CEC Consulting Engineers to proceed with the permits and outstanding work. Annual Wasteload Reports – LSSE prepared and submitted the required reports for the City of Beaver Falls and Chippewa Township Sanitary Authority (copies were attached to this report).

Solicitor's Report: Mr. Fawcett distributed a copy of Resolution 2012-002, adopting policies/procedures for the Pension Plans. The purpose is to comply with Act 44 which includes the requirements and administrative procedures for all Requests for Proposal and the procurement of Professional Services Contracts for the Municipal Pension System Plan(s). Motion was made by Mrs. Bonomo; seconded by Mr. Hoover adopting Resolution #2012-002. Motion passed unanimous.

Mr. Fawcett advised of the revised merger agreement between Fallston Borough and Patterson Township. The next meeting is scheduled for February 21, 2012. The results of the fire study for both municipalities is still pending.

Mr. Fawcett also reported on a recent meeting with Bob and Ed Franco, Attorney Torrence, and Sherman Hostetter regarding Darlington Court. An auction was scheduled February 15, 2012 for this property. It has been postponed, as of today. The bonding agency requested the Township release the bond, with the idea that the new buyer will finish the infrastructure. Mr. Fawcett advised the Board that he said no to this, as this would not be a good idea for the Township to do at this time. It was noted that the Bonding Company is ready to complete the infrastructure when the permits are ready. Once done, the property can be auctioned off.

Committee Reports: Fire – Mr. Mahosky submitted nine (9) fire reports for 55 man hours in the amount of \$357.50. Motion was made by Mr. Hoover; seconded by Mrs. Bonomo approving payment. Passed unanimous on a roll call vote.

Mr. Mahosky provided a final report on the replacement of the furnace at the Fire Department. Humbert Heating has completed the job and the final invoice was \$7,843.00. Mr.

Mahosky noted that \$3,595.00 was paid by the Fire Department in lieu of turning over the 15% rental payment (to offset utilities) to the Township for 2011. The remaining amount was paid by the General Fund.

An announcement was made of the upcoming Fish Fry(s) to be held at the Fire Department on Fridays during lent from 4-7. The first one is scheduled for February 24th. Mr. Crognale, Fire Department member requested the information be included in the monthly sewer bills. It was noted that the sewer bills may not go out prior to the first one due to currently entering consumptions. They will run through April 6th.

Mr. Mahosky presented a proposal to purchase a new AED for the Fire Department since the present one is not working. The proposal was from Zoll Medical Corporation at a cost of \$932.20. Although this is below the amount that he is authorized to spend, he wanted the Board to be advised of this purchase. Motion was made by Mr. Mahosky; seconded by Mr. Hoover approving the purchase of an AED from Zoll in the amount of \$932.20. Passed unanimous on a roll call vote.

Mr. Mahosky submitted an application for membership into the Fire Department. Ashley Katus, 7th Street (Township resident) has passed the required background check and on motion by Mr. Mahosky; seconded by Mr. Hoover was approved as a new member. Passed unanimous.

Mr. Policaro instructed Mr. Crognale to advise the Fire Department members that they need to secure liability insurance for the parking lot, since they are the owners of this lot. Discussion was held a few years ago concerning the Township insuring this lot; however, the insurance company advised that the Township cannot insure property they don't own.

Parks/Recreation – Mr. Hoover reviewed his plan for renovating the area behind the Patterson Primary School. He met with BAYBA, along with Jim Purlick, Maintenance man for BSD to discuss the addition of two (2) batting cages. He will meet again with Dr. Michelle Miller, BSD Superintendent to discuss the liability concerns. Mr. Hoover also advised that a donation of the pipe needed is coming from “Ipsco” (tubular products) to be used in constructing the basketball hoops, through the efforts made by Hank Crognale, (employee).

Public Works – Mr. Hoover reported on various sewer lines being jetted/cleaned by contracting with City of Beaver Falls. The cost exceeded \$1,000.00; however, the jetting was done in various areas at various times. Mr. Hoover submitted a proposal from Tri-State Maintenance to rehabilitate manholes on 19th Avenue/13th Street. Mr. DeLuca advised that this should be done as soon as possible to avoid further water/sewage problems in this area. Motion was made by Mr. Hoover; seconded by Mr. Mahosky authorizing this work to be done.

Mr. Hoover provided an update on the new sign regulations regarding the requirement for reflectivity due to the enactment of new legislation. The law requires a five-year Sign Management Plan be in place in 2012 for the replacement of various signs. The list includes

replacement of stop signs and speed limit signs, then later on the Township street signs. The first phase, replacement of 50 stop and speed limit signs will cost \$1,830.00. Since the budget line item for signs is \$1,000.00 and the first phase is \$1,830.00 the recommendation was made by Mr. Hoover to use 433.000 (Signs) \$1,000.00; and 430.260 (Minor Equipment) \$830.00. Motion was made by Mr. Hoover; seconded by Mr. Mahosky approving the purchase of signs from Municipal Signs and Sales (the lowest proposal). Motion passed unanimous on a roll call vote.

Mr. Hoover also reported an underground spring in the area of 19th Avenue and 13th Street. He requested a meeting with the Township Engineer to see what can be done to divert the water, instead of leeching out over the road. A meeting will be set up to discuss corrective measures.

Mr. Hoover noted having a meeting with Greg DeLuca and Joe Cipolla, Public Works Department and reported the equipment to be in good shape. He did; however report that the pick-up will need new tires soon. He also rode with the part-time snow removal drivers during the recent snow storm. Finally, he advised of a recent training session attended by Mr. DeLuca and Mr. Cipolla for the MS4's (storm water management) as required. This was held by LSSE on site.

Ordinances/Township Policies – Mrs. Bonomo had no report.

Code Enforcement – In Mr. Morrow's absence, his monthly report was distributed for review.

Police/Township Office/COG – Mr. Policaro summarized items discussed at the Council of Government meeting that he attended. Items included: Sign regulations, Uniform Construction Code Joint Appeals Board, COG Care Health Plan (UPMC Plan) and a resolution to be passed regarding the Marcellus Shale Drilling legislation. Mr. Fawcett advised that any consideration for adopting this resolution is too late. This legislation was passed by the House and Senate today.

Mr. Policaro provided a report on the exterior lights of the Township Building whereby they have not been working. He contacted TEC Electric to troubleshoot what the problem is. Once the technicians came out and replaced one ballast and cleaned the remaining lights, the problem seemed to be resolved. The invoice still pending for the work done is \$672.00. To repair and replace ballasts, a proposal was provided in the amount of \$1,700.00. Discussion was held on changing the lights over to LED lighting instead. Mr. Mahosky agreed to look into going green and solicit bids for LED lighting. Motion approving this was made by Mr. Mahosky; seconded by Mr. Hoover. Passed unanimous.

Mr. Policaro provided a copy of an agreement that he wrote up to provide police services to White Township. This 3-year contract provides a payment plan as follows: 2012 - \$37,083.00; 2013 - \$45,835.00; and 2014 - \$47,668.00. A credit of \$4,900.00 will be given in

2012 for the transfer of the two police vehicles (including equipment) at a cost of \$2,450.00 per vehicle. This credit is included as part of the payment in 2012. Mr. Hoover noted that this contract was discussed at length at the work session held last week. Mr. Policaro advised that the agreement does not include a termination clause if payment is not made. He questioned the amount of time to be included: 30, 60, 90 day termination if not paid. The general consensus of the Board requested 15 days, since White Township still owes Patterson Township \$20,000.00 for a sewer project done in 2005. They are making annual payments. Mr. Fawcett provided a recommendation to include language in the agreement in the event that if a White Township Police Officer files a grievance, the agreement can be terminated. Also, discussion was held on transfer of their two police cars to the Patterson Township, as well as transfer of evidence, filing cabinets, computer. All of this should be included in the contract.

Prior to the motion being made to approve this contract, a summary of the changes was provided:

- Default payment clause – termination of the contract if payment is not received 15 days after the due date (i.e. for non-payment).
- Filing of grievance by White Township Police Officer(s) – if reinstated or rehired, contract will terminate.
- Include the acquisition of vehicles and equipment
- Include the acquisition of evidence, records, and computer system

The quarterly payment schedule will also be included within the agreement. Motion was made by Mr. Hoover to approve the contract with White Township with the amendments outlined above. Seconded by Mr. Mahosky, the contract was accepted with the start date of March 1st.

Mr. Policaro noted the next item on the agenda was a contract with Eastvale; however, they signed with the City of Beaver Falls for police services; therefore no discussion is needed.

A thank you letter was received from Divine Mercy for fingerprinting done by Officer Bathgate and Assistant Chief Stanislawski.

Mr. Policaro advised of the need for Civil Service testing of police officers for an eligibility list. The list of four candidates provided by the Civil Service Commission at their reorganization meeting were reviewed by Chief Cindrich, who advised the Board that these candidates are no longer available. Mr. Policaro requested Mr. Mahosky to instruct the CSC to proceed. Mr. Mahosky noted that he would contact Mr. Rizzo (Secretary). Motion was made by Mr. Hoover; seconded by Mrs. Bonomo approving this action. Passed unanimous.

A discussion was held on Mr. Mahosky's role as the Chairman of the Civil Service Commission. Mr. Mahosky advised that he has stepped down from this and Mr. Tom Reed was elected as Chairman. He will; however, be willing to continue to serve as an alternate. Motion was made by Mr. Hoover; seconded by Mrs. Bonomo approving Mr. Mahosky's serving as an alternate on the Civil Service Commission. Passed unanimous.

Mr. Policaro advised the Board of a grant writing training session in N.E. Pennsylvania and recommended sending Officer Bathgate. Discussion was held on the cost, which would include tolls, wages, transportation to get there. Room and board is provided. The training session is June 4-8, 2012. Chief Cindrich noted that the cheapest means of transportation is to allow one of the police cars to be used (instead of a rental car). Discussion was held on a grant that was received from Target in 2010. The Secretary noted that those funds are gone as they were deposited into the General Fund and not earmarked at the time for anything; however, the Police Department has a training line item in the budget. The estimated cost could be over \$1,000.00; therefore, the recommendation was to split the cost between 410.460 (Education) and 410.260 (Minor Equipment). Motion approving attendance was made by Mr. Hoover. Seconded by Mr. Mahosky the motion passed unanimous on a roll call vote.

Mr. Policaro reported receiving a notice from the PA Labor Relations Board concerning a filing made by Assistant Chief Stanislawski. The filing is regarding his request for representation of all eight officers instead of the current collective bargaining unit of three. The formation of a union will include the Chief of Police, once the PLRB makes a determination. This filing was referred to the Solicitor for review and response.

Finally, the monthly Police Report was distributed for review. No questions or comments at this time.

Grant Writer – Mr. Mahosky questioned whether there is anyone on staff that would be willing to volunteer as the Township’s grant writer. Since the Secretary responded no, Mr. Policaro advised that he would discuss further with Mrs. Wagoner.

All Committee Reports: Motion was made by Mr. Hoover; seconded by Mr. Mahosky approving all the Committee Reports as presented.

Unfinished Business: None

Township Agencies: Civil Service Commission – Annual Report and Minutes were presented for review. A letter of resignation was submitted from Mr. Frank Matsukas, who served as an alternate. Mr. Mahosky recommended a letter of thanks be sent.

Zoning – A letter of resignation was submitted by William Witkouski as the Zoning Officer. A discussion was held on spreading the word for replacement. Because there are other openings (Civil Service Commission, Planning Commission, Recreation Board) a motion was made by Mr. Mahosky; seconded by Mr. Hoover to include an insert in the sewer bills looking for candidates.

Communications: A letter and check was received from Comcast for the 2011 franchise fee collected in the amount of \$48,693.48.

A reminder of the Beaver County Emergency Services invitation to an informational meeting (for elected officials) on Wednesday, February 22, 2012.

The application has been received from Beaver County Job Training for their summer program. The application is due back by April 20, 2012. The Secretary advised that these crews have been used in the past for work done in the Township Park. The Inmate Program was used last year instead.

Receipt of the Community Development Program of Beaver County application was acknowledged.

New/Miscellaneous Business: The Secretary advised that action needs taken authorizing the transfer from the Sewer Fund to the Municipal Authority Sinking Fund in the amount of \$27,347.67 to pay their debt. This is done quarterly. Motion was made by Mrs. Bonomo; seconded by Mr. Hoover approving this transfer. Motion passed unanimous on a roll call vote.

Executive Session: None

There being no further business to be brought before the Board, the meeting adjourned at 8:57 pm.

Respectfully submitted:

Paula J. Wagoner, CMC
Township Secretary

Copy: Kenneth G. Fawcett, Esq.
Ned Mitrovich, P.E.
Commissioners