

Patterson Township Board of Commissioners

Regular Meeting

Thursday, November 14, 2013

The Patterson Township Board of Commissioners held their regular meeting on Thursday, November 14, 2013 at the Municipal Complex, 1600 19th Avenue, Beaver Falls. Following the call to order and Pledge of Allegiance, roll call showed all Commissioners present (Policaro, Bonomo, Bradow, Hoover, and Mahosky).

Minutes: The minutes of the previous meeting held October 10, 2013 were presented for approval. Motion was made by Mrs. Bonomo; seconded by Mr. Mahosky to approve as presented. Passed unanimous.

Public Comment/Visitors: None

Treasurer's Report: Mrs. Ferrazzano distributed the monthly report(s) for the General Fund, Sewer Fund, and PLGIT Funds. There being no questions, motion was made by Mr. Bradow; seconded by Mrs. Bonomo accepting her reports as presented. Passed unanimous.

Monthly Bills: The monthly bills for October/ November were presented for payment. Motion was made by Mr. Hoover; seconded by Mr. Mahosky approving payment as submitted. Passed unanimous.

Engineer's Report: Mr. Larry Lennon, Jr., LSSE distributed and reviewed the monthly report with the Board as follows: Darlington Court – Variance hearing was held and approved. Developer must prepare Subdivision and submit to the Township (it was noted that this has been done). Betters Real Estate Holdings also requested a second bond release in the amount of \$62,750.00. A review and letter was prepared by LSSE recommending the release of \$24,862.50. The difference (\$37,887.50) was outlined by LSSE in a letter to the Township. Motion was made by Mr. Hoover to follow the recommendation of LSSE and reduce the bond by \$24,862.50 leaving the \$37,887.50 in place until signs have been installed and inlets cleaned out and pipes are flushed. Seconded by Mr. Bradow the motion passed unanimous on a roll call vote. 2013 Road Program – Final walkthrough was held on October 23rd. Punchlist was prepared and sent to the contractor (East Coast Paving). LSSE recommends approval of Partial Payment No. 1 in the amount of \$83,848.10. Motion was made by Mr. Bradow; seconded by Mr. Hoover approving payment. Passed unanimous on a roll call vote. The Secretary noted that it would be appropriate to make payment from the budgeted item of \$50,000.00 in the General Fund, with the balance from Liquid Fuels. This will clear the funds from the General Fund Budget to better prepare for the 2014 budget. Any remaining payments will be made

from the Liquid Fuels Fund. Motion was made by Mr. Hoover to release the \$50,000.00 from the General Fund and \$33,848.10 from Liquid Fuels to make this payment. Seconded by Mr. Mahosky, the motion passed unanimous on a roll call vote.

2011 Road Program – A discussion was held on this pending claim against Youngblood Paving, whereby Mr. Lennon advised that Mr. Mitrovich plans to have one more conversation with Mr. Youngblood; then issue a letter containing the results of their discussion. He noted that Mr. Youngblood is away; therefore was not able to do prior to this meeting. Comments were made on the winter weather coming and that the commitment to repair would have to be in the Spring. Mr. Bradow questioned whether the Township could make a move on the Bond then pull back (withdraw) on it if the Contractor does the work. Mr. Bradow made a motion based on the lack of resolving this issue and the amount of time involved, to proceed with claim on the Maintenance Bond (Solicitor noted that the Bond Company has been put on notice). Mr. Policaro questioned when the last letter was sent to Mr. Youngblood. Mr. Lennon noted the response (to Solicitor's letter of September 27th) from Mr. Youngblood was presented at the last Township meeting. Mrs. Bonomo seconded Mr. Bradow's motion to proceed with the claim. Mr. Hoover noted that he has questions prior to Mr. Policaro calling for the vote. He questioned the basis for filing against the Maintenance Bond. The basis for the Township claim is failure on materials and failure on workmanship. Youngblood Paving claims the problem is the sub-base, which was not in the specifications to pave. Mr. Lennon advised that Mr. Mitrovich was planning on discussing the depth issue (thickness is not there) that was in the contract specifications with Mr. Youngblood. He recommended another meeting and/or phone conversation with the Contractor prior to moving forward with the bond claim. At this time, Mr. Bradow withdrew his motion to allow Mr. Mitrovich time to act on.

Steffin Hill Sanitary Sewer – Notification was received from BC Conservation District that application was approved. Rights-of-way were prepared and sent to the Township Solicitor to obtain. MS4 Program - Year 2013 sampling is complete. Plan for Control Measures is being drafted for adoption at the end of the year. Park Survey – Mr. Mitrovich attended the work session last week and provided a scope of work for the survey and estimated costs. No action taken at this time.

Solicitor's Report: Mr. Fawcett submitted Ordinance #438 for adoption, which amends the Police Pension Ordinance regarding the killed-in-service benefit. The Killed in Service Benefit is to be funded by the Commonwealth of Pennsylvania; therefore needs amended by deleting and repealing Section 30-15 of the Township Code. Motion was made by Mr. Hoover; seconded by Mr. Mahosky approving Ordinance #438. Passed unanimous on a roll call vote.

Mr. Fawcett explained Ordinance #439 establishing the offices of Tax Collector and Treasurer pursuant to Act 166 of 2012 and Act 188 of 2012. The Ordinance sets the compensation for the Tax Collector at \$10,000.00 and Treasurer by Resolution adopted by the Board of Commissioners. This Ordinance will be advertised for adoption at the December regular meeting. Mr. Policaro questioned whether the Treasurer's compensation could be set

at tonight's meeting? Mr. Fawcett recommended holding off until the Ordinance is actually adopted.

Mr. Fawcett advised that the Intergovernmental Agreement and Ordinance for the Generator Project has been completed and was sent out to the three municipalities for review and approval. The Ordinance will be advertised for adoption once the Agreements are signed and returned to the Township.

Committee Reports: Fire – Mr. Mahosky presented eleven (11) fire reports for the month of October in the amount of \$377.00 (58 man hours). Motion was made by Mr. Hoover; seconded by Mrs. Bonomo approving payment. Passed unanimous.

Finance - Mr. Mahosky presented the first reading of the 2014 General Fund and Sewer Fund Budget and requested the Secretary read as required by the First Class Township Code. Totals were provided as follows: General Fund Revenues - \$1,179,693.00; General Fund Expenditures- \$1,278,683.95; deficit - \$98,990.95. Present account balances in PLGIT/ESB: \$287,852.33. Sewer Fund Revenues - \$579,100.00; Sewer Fund Expenditures - \$610,700.00; deficit -\$31,600.00. Present account balances in PLGIT/ESB: \$90,995.10. Thus concluded the first reading of the 2014 proposed budget(s).

Mr. Mahosky noted letters were sent to Congressman Rothfus and Beaver County Commissioners/Beaver County Emergency Services Director, Wes Hill regarding the generator project. Assistance for funding for the Generator Project to Mr. Rothfus and thank you for funding to Beaver County. Additionally, a letter was sent to Eagle Scout Brandon Lough for the work done in the Township Park.

Mr. Mahosky attended the COG sponsored dinner program regarding the future development of Beaver County. He provided the Board with 10 bullet points covered at the program regarding municipal planning.

Parks/Recreation – Mr. Hoover had no report; however, noted future discussions will be held on the need for the Park survey in order to proceed with applying for grants.

Public Works – Mr. Hoover reported receiving eight (8) applications for employment as part-time workers (winter snow removal / leaf collection / laborer). He reported that he would be proceeding with interviews since there is an immediate need for winter drivers.

He also advised that he is looking into purchasing options regarding a new backhoe and after the first of the year would like to discuss a long-range plan with the Board regarding future road repair programs.

Ordinances/Policies – Mrs. Bonomo had no report.

Code Enforcement – In Mr. Morrow’s absence, the monthly report for October was distributed for review. The Secretary noted the new format, whereby Mr. Morrow is providing a breakdown of items that he is handling for the Township.

Police/Township Office/COG – Mr. Policaro noted no monthly Police report (Chief is off on sick leave). A request was submitted by Chief Cindrach to return to work on light duty. He has been off on sick leave due to eye surgery. The Dr.’s return to work notice indicated that he is to be off 6 weeks; however, allows light duty as of November 18th. Chief Cindrach advised Mr. Policaro that he would catch up on paperwork. Mr. Hoover questioned the use of the Township’s short term disability benefit; asking if the insurance pays for a portion of the wages when an employee is off. The Secretary advised that disability pays for ½ and the employee uses sick days and/or vacation to make up the other ½. Mr. Hoover suggested using the insurance, since that is what it was purchased for. If not used, Chief Cindrach will be paid by the Township (in full), along with paying another officer to cover the shift. Motion was made by Mr. Bradow; seconded by Mr. Hoover to deny Chief Cindrach’s request to return to work light duty. Passed unanimous on a roll call vote. Mr. Policaro noted that he would recommend Assistant Chief Stanislawski do some of the paperwork.

A request was submitted by the Township Secretary to close the office on Friday, November 29th (day after Thanksgiving). This is not being requested as an extra paid Holiday. Two of the office staff will take vacation and the part-time clerk will not get paid. The day has always been an extremely slow business day. Motion was made by Mr. Bradow; seconded by Mrs. Bonomo approving the closing of the Township office on Friday, November 29th. Passed unanimous.

Motion was made by Mr. Hoover; seconded by Mrs. Bonomo approving all Committee Reports as presented. Passed unanimous.

Unfinished Business: None

Township Agencies: Planning Commission – As a result of an insert in the sewer bills advising of openings on Township Boards/Commissions, Dr. Mark McCormick, 20 Davidson Drive contacted the Secretary to volunteer. Since the Planning Commission has only three members (2 openings), she recommended Dr. McCormick’s appointment. Motion was made by Mr. Bradow; seconded by Mrs. Bonomo appointing Mark McCormick to serve on the Planning Commission. Passed unanimous.

Communications: The Secretary advised of the receipt of a letter and agreement from the Beaver County Humane Society. The agreement needs to be reviewed prior to authorization and signing. Mr. Policaro recommended copies be distributed and it will be reviewed at the upcoming budget meeting.

The annual letter from Beaver County Planning Commission regarding the joint ad for the MS4 (stormwater) program was submitted for approval. The Secretary explained by

participating in the joint ad, the cost is minimal (approximately \$25.00). The Board agreed to participate.

A letter was received from Blackhawk School District requesting a list of businesses in the Township that may have mechanical devices. In conjunction with the Act 511 taxes, BSD has a tax on mechanical devices. Upon review by the Board and Secretary, it was determined that Patterson Township has no mechanical devices to be taxed. A letter will be sent back.

A letter was received from the Beaver County Commissioners referencing the First Energy Solutions electric choice program, whereby a \$600.00 was received (with the letter) as Patterson Township's share.

New/Miscellaneous Business: The Secretary noted the receipt of the Actuarial Report (as per GASB 25) from Hallett Associates. This report will be on file for review and reference.

The quarterly transfer from the Sewer Fund to the Patterson Township Municipal Authority is due. Motion was made by Mr. Bradow; seconded by Mr. Hoover authorizing the transfer of \$27,424.29 for the loan payment (PTMA). Passed unanimous on a roll call vote.

Executive Session: Not needed.

There being no further business to be brought before the Board, motion was made by Mrs. Bonomo to adjourn the meeting. The meeting adjourned at 8:00 p.m.

Respectfully submitted:

Paula J. Wagoner, CMC
Township Secretary

Copy: Kenneth Fawcett, Esq.
Larry Lennon, Jr.
Board of Commissioners