

The West Deer Township Board of Supervisors held their Regular Business Meeting at the West Deer Township Municipal Building. Members present: Richard W. DiSanti, Vice Chairman; Jr., Rick W. Florentine, Leonard Guerre, Shirley Hollibaugh, Joyce A. Romig, and Gerry Vaerewyck. Member absent: Jeffrey D. Fleming. Also present were: Daniel J. Mator, Jr., Township Manager; Barbara Nardis, Finance Officer; Douglas Happel, representing Griffith, McCague, & Wallace; and Scott Shoup, representing Shoup Engineering.

#### PLEDGE OF ALLEGIANCE

Vice Chairman DiSanti opened and welcomed everyone to the meeting.

Roll Call taken by Mr. Mator – Quorum present.

Mr. Happel announced the Board held an Executive Session to discuss the Public Works positions.

#### **REGISTERED COMMENTS FROM THE PUBLIC**

- None

#### **COMMENTS FROM THE PUBLIC**

Vice Chairman DiSanti asked if there were any comments at this time on the agenda and public-related items and if so, asked the public to please approach the microphone, clearly state their name and address, and limit their comments to five (5) minutes.

- Mr. Frank Huffman, 218 Meadowood Drive
  - Mr. Huffman questioned the *No On-Street Parking* signs in the Deer Park Plan, and why no other housing plans in the Township were posted the same way. He stated that he felt the Police Department was therefore selectively enforcing the Township Ordinance that covers on-street parking.

Much discussion was held on this issue, with Chief Lape arguing that there is not selective enforcement taking place. He said that the safety of the citizens is paramount, and that the Township needs to be able to get fire trucks, ambulances, and snow plows safely through the plans. The Chief and the Township Manager stated that the Township tries working with residents as much as possible when such hardships exist, but that citations must be issued when residents refuse to work with their neighbors and the Township, and when complaints are continually being lodged by the neighbors. That, Chief Lape said, was the true reason for the citations in the Deer Park Plan.

Supervisor DiSanti stated that he felt the Township can only do so much to work with the residents, and that – if the resident has more vehicles than their driveways/parking pads can hold – the Township cannot be held responsible.

**2018 FINAL BUDGET**

The 2018 Budget proposes no tax increases – the Real Estate Tax millage will remain at 2.99 mils for the 2018 Tax Year.

**GENERAL FUND BUDGET**

Revenues:	\$ 5,820,831.62
Expenditures:	\$ 5,820,831.62

**STREET LIGHTING FUND BUDGET**

Revenues:	\$ 88,795.00
Expenditures	\$ 88,495.25

**FIRE TAX FUND BUDGET**

Revenues:	\$ 195,000.00
Expenditures:	\$ 195,000.00

**CAPITAL RESERVE FUND BUDGET**

Revenues:	\$ 484,117.63
Expenditures	\$ 0

**LIQUID FUELS FUND BUDGET**

Revenues:	\$ 432,272.53
Expenditures	\$ 540,750.00

**OPERATING RESERVE FUND BUDGET**

Revenues:	\$ 250.00
Expenditures:	\$ 714,967.66

## RESOLUTION NO. 2017-12

A RESOLUTION ADOPTING THE 2018 BUDGET OF THE TOWNSHIP OF WEST DEER,  
ALLEGHENY COUNTY, PENNSYLVANIA.

MOTION BY Supervisor Vaerewyck and SECONDED BY Supervisor Hollibaugh to adopt Resolution No. 2017-12 – the 2018 Budget. Motion carried unanimously 6-0.

**ACCEPT MINUTES**

MOTION BY Supervisor Guerre and SECONDED BY Supervisor Romig to accept the minutes of the November 15, 2017 meeting as presented. Motion carried unanimously 6-0.

**MONTHLY FINANCIAL REPORT**

Mrs. Nardis read the following Finance Officer's Report.

**TOWNSHIP OF WEST DEER**  
**FINANCE OFFICER'S REPORT**  
**November 30, 2017**

**I - GENERAL FUND:**

	<u>November</u>	<u>YTD</u>	<u>% of Budget</u>
<b>Revenues</b>	344,965.06	5,559,496.92	90.78%
<b>Expenditures</b>	318,178.72	5,045,491.56	82.39%

**Cash and Cash Equivalents:**

Sweep Account

782,712.74

782,712.74**II - SPECIAL REVENUE FUNDS****Cash and Cash Equivalents:****Street Light Fund:**

Sweep Account - Restricted

**Fire Tax Fund:**

Sweep Account - Restricted

**State/Liquid Fuels Fund:**

Sweep Account - Restricted

9,735.38

103,419.34

222,550.35**Investments:****Operating Reserve Fund:**

Sweep Account - Reserved

**Capital Reserve Fund:**

Sweep Account - Reserved

694,644.15

349,721.351,044,365.50**III - CAPITAL PROJECT FUNDS:****Cash and Cash Equivalents:**0.000.00**TOTAL CASH BALANCE 11/30/17**2,162,783.31**Interest Earned November 2017****239.53**

	<u>11/1/2017</u>	<u>November</u>	<u>11/30/2017</u>
	<b>Debt Balance</b>	<b>Principal</b>	<b>Debt Balance</b>
<b>Mars National - VFC #3</b>		<b>Payment</b>	
	\$252,581.27	\$2,607.94	\$250,697.75

MOTION BY Supervisor Guerre and SECONDED BY Supervisor Florentine to approve the Finance Officer's Report as submitted. Motion carried unanimously 6-0.

**LIST OF BILLS**

Best Wholesale Tire Co., Inc.....	1492.28
Griffith McCague & Wallace, PC .....	1586.50
Hei-Way, LLC.....	786.62
Jordan Tax Service, Inc. ....	4677.97
Kress Tire .....	2437.60
MRM Workers' Comp Fund .....	20752.65
Office Depot .....	740.11
Shoup Engineering Inc. ....	3051.25
Staley Communications.....	194.97
Toshiba Financial Services.....	482.52
Tristani Brothers, Inc.....	2332.13
Walsh Equipment .....	116.95
Wine Concrete Products, Inc.....	2540.70

MOTION BY Supervisor Romig and SECONDED BY Supervisor Hollibaugh to pay the List of Bills as submitted, and all approved reimbursable items in compliance with generally accepted accounting practices. Motion carried unanimously 6-0.

**UTILITIES AND PAYROLL**

MOTION BY Supervisor Guerre and SECONDED BY Supervisor Florentine to pay utilities and payroll from 21 December 2017 to 17 January 2018. Motion carried unanimously 7-0.

**TAX REFUNDS**

The Board is in receipt of the list from the Tax Collector requesting the issuance of a real estate tax refund due to assessment changes by Allegheny County for the Year 2017.

**2017 REAL ESTATE TAX REFUND**

<u>NAME</u>	<u>LOT/BLOCK</u>	<u>AMOUNT</u>
Romig, Tracy L.	1358-B-240	\$627.36

MOTION BY Supervisor Guerre and SECONDED BY Supervisor Hollibaugh to issue the tax refund as submitted by the Tax Collector. A roll call vote was taken. Members voting yes, Mr. Florentine, Mr. Guerre, Mr. Vaerewyck, Mrs. Hollibaugh, and Dr. DiSanti. Member abstaining: Mrs. Romig. Motion carried 5-yes and 1-abstention.

**POLICE CHIEF'S REPORT**

Chief Jon Lape was present and provided a summary report on the Police Department for the month of November 2017. A copy of the report is on file at the Township.

Chief Lape also reported on the 21<sup>st</sup> Annual Toys for Children Drive which helped 52 families that includes 104 children and collected over \$8,000 in monetary donations and over 1,000 gifts were distributed. The Board and public thanked Chief Lape.

## **BUILDING INSPECTOR/CODE ENFORCEMENT OFFICER'S REPORT**

Mr. Bill Payne was present and provided a summary report on Code Enforcement for the month of November 2017. A copy of the report is on file at the Township. Questions/comments followed.

## **ENGINEER'S REPORT**

The Board received the Engineer's Report submitted by Shoup Engineering, Inc. Mr. Scott Shoup represented Shoup Engineering, Inc., and summarized the meeting attendance and details of his formal report:

## **DEVELOPMENTS/PROJECTS**

Mr. Shoup updated the Board on the following developments/projects:

- AVJSA Act 537 Plan Update
  - Mr. Shoup alerted the Board that he had attended multiple meetings regarding the Act 537 Plan Update. He said the proposed treatment plant expansion and pump station projects have been given a preliminary cost of \$58,000,000 based on conceptual plans, and should be presented to the Township at the beginning of 2018.
- Cedar Ridge Storm Sewers
  - Mr. Shoup stated that Insight Pipe has completed the CCTV and cleaning work on this project. He added that a separate contractor, Insituform, has reviewed the videos and confirms that most of the storm sewers can be rehabilitated using trenchless technology.
- EMS Building Subdivision
  - Mr. Shoup mentioned that he had met with the Solicitor to review the subdivision plan required to formally create the parcel of land on which the EMS building sits upon. He stated that this subdivision will require a survey and plotting of approximately 17 acres of the School District property, and that the cost for preparation of the survey subdivision would be \$4,600.00.

## **Development/Subdivision Reviews**

Mr. Shoup noted that the following subdivision and land development plans had been reviewed, and review letters were issued to the Township regarding:

- Oak Road Plan of Lots No. 2
  - Mr. Shoup said that a review of this two-lot subdivision was performed, and a letter was issued to the Township on 13 November 2017.
- Dollar General
  - Mr. Shoup also informed the Board that a review of this land development plan was performed, and a letter was issued to the Township on 15 November 2017.

## **ADOPTION: ORDINANCE NO. 419 (ARTICLE III CHARTER REVISIONS)**

### **ORDINANCE NO. 419**

AN ORDINANCE OF THE TOWNSHIP OF WEST DEER, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA, ADOPTING PROPOSED LANGUAGE AMENDING SECTIONS C-1011, C-1013, AND C-1020 OF THE WEST DEER TOWNSHIP HOME RULE CHARTER BY REDUCING THE NUMBER OF SUPERVISORS FROM SEVEN TO FIVE, POSSIBLY CREATING REPRESENTATIVE DISTRICTS FOR SUPERVISORS, AND RECOMMENDING SPECIFIC LANGUAGE REGARDING THE SAME TO BE

PLACED ON THE 15 MAY 2018 (PRESUMABLY) PRIMARY ELECTION BALLOT AS TWO REFERENDUM QUESTIONS TO BE VOTED UPON BY THE ELECTORATE OF WEST DEER TOWNSHIP.

MOTION BY Supervisor Vaerewyck and SECONDED BY Supervisor Romig to TABLE so the new, incoming supervisors can deal with Ordinance No. 419. Members voting yes: Mrs. Romig; Mr. Vaerewyck; Mr. Florentine; Mr. Guerre; and Mrs. Hollibaugh. Member voting no: Dr. DiSanti. Motion carried to TABLE, 5-yes and 1-no.

A discussion was held on time constraints to get the questions on the ballot in time. Mr. Happel pointed out the deadline is 13 February 2018.

**ADOPTION: ORDINANCE NO. 420 (ARTICLE III CHARTER REVISIONS)**

**ORDINANCE NO. 420**

AN ORDINANCE OF THE TOWNSHIP OF WEST DEER, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA, ADOPTING PROPOSED LANGUAGE AMENDING SECTIONS C-1012, C-1015, C-1016, C-1017, C-1018, C-1019, AND C-1021 OF THE WEST DEER TOWNSHIP HOME RULE CHARTER REMOVING TIME/DATE-SPECIFIC AND GENDER-BASED LANGUAGE; PERMITTING COMPENSATION FOR SUPERVISORS; RESTRICTING INDIVIDUAL SUPERVISOR AUTHORITY OVER DAY-TO-DAY OPERATIONS; AND RECOMMENDING SPECIFIC LANGUAGE REGARDING THE SAME TO BE PLACED ON THE 15 MAY 2018 (PRESUMABLY) PRIMARY ELECTION BALLOT AS A REFERENDUM QUESTION TO BE VOTED UPON BY THE ELECTORATE OF WEST DEER TOWNSHIP.

MOTION BY Supervisor Vaerewyck and SECONDED BY Supervisor Romig to TABLE Ordinance No. 420. A roll call vote was taken. Members voting yes: Mr. Vaerewyck, Mrs. Romig, and Mr. Florentine. Members voting no: Mrs. Hollibaugh, Mr. Guerre, and Dr. DiSanti. Motion Failed, 3-yes and 3-no.

More discussion was held on the proposed ordinances.

The Board asked if they can act on the ordinances at their Reorganization Meeting. Mr. Mator informed them that they could.

Mr. Happel explained that the proposed ballot questions were given to the County to review, and the County has the authority to determine how the question/language is placed on the ballot.

Much discussion was held.

Mrs. Hollibaugh pointed out she voted yes to table by mistake on the motion for Ordinance No. 419.

MOTION BY Supervisor Vaerewyck and SECONDED BY Supervisor Guerre to TABLE based on new information during discussion. Mr. Happel advised the Board that the motion to table was made, and rejected, and cannot be voted on again.

MOTION BY Supervisor Vaerewyck to TABLE to the second meeting in January. Motion failed for a lack of a second.

MOTION BY Supervisor Hollibaugh and SECONDED BY Supervisor Guerre to adopt Ordinance No. 420 as advertised and presented. A roll call vote was taken. Members voting yes: Mrs. Hollibaugh and Dr.

DiSanti. Members voting no: Mr. Vaerewyck; Mrs. Romig; Mr. Florentine; and Mr. Guerre. Motion failed, 2-yes and 4-no.

More discussion was held. Mr. Happel explained the Board's options at this point.

At this time, MOTION BY Supervisor Hollibaugh to AMEND Ordinance 420/change ballot question/Section 2 – the way it stands to re-vote on it. Motion failed for a lack of a second.

MOTION BY Supervisor Vaerewyck and SECONDED BY Supervisor Guerre to TABLE and to reconsider Ordinance Numbers 419, 420, and 421 – as advertised and presented – to the Reorganization Meeting on 2 January 2018. A roll call was taken. Members voting yes: Mr. Florentine; Mr. Guerre; Mr. Vaerewyck; Dr. DiSanti; and Mrs. Romig. Member voting no: Mrs. Hollibaugh. Motion carried, 5-yes and 1-no.

(See Ordinance No. 421 below)

**ADOPTION: ORDINANCE NO. 421 (ARTICLE IV CHARTER REVISIONS)**

**ORDINANCE NO. 421**

AN ORDINANCE OF THE TOWNSHIP OF WEST DEER, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA, ADOPTING PROPOSED LANGUAGE AMENDING SECTIONS C-1034, C-1035, AND C-1041 OF THE WEST DEER TOWNSHIP HOME RULE CHARTER REMOVING GENDER-BASED LANGUAGE; ALLOWING FOR MODERN FORMS OF ELECTRONIC COMMUNICATION AND PUBLIC PARTICIPATION; MAKING TYPOGRAPHICAL CORRECTIONS; AND RECOMMENDING SPECIFIC LANGUAGE REGARDING THE SAME TO BE PLACED ON THE 15 MAY 2018 (PRESUMABLY) PRIMARY ELECTION BALLOT AS A REFERENDUM QUESTION TO BE VOTED UPON BY THE ELECTORATE OF WEST DEER TOWNSHIP.

**RESOLUTION NO.2017-13: VACANT PROPERTY**

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF WEST DEER ACKNOWLEDGING THAT THE ACQUISITION AND SUBSEQUENT DISPOSITION OF PARCEL WITH LOT AND BLOCK NUMBER 1669-N-244 WOULD BE IN ACCORDANCE WITH THE COMPREHENSIVE PLAN OF THE MUNICIPALITY.

Property Location: Bryson Road

Mr. Payne explained this vacant property.

MOTION BY Supervisor Guerre and SECONDED BY Supervisor Vaerewyck to adopt Resolution No. 2017-13 acknowledging that the acquisition and subsequent disposition of parcel with Lot and Block number of 1669-N-244 would be in accordance with the Comprehensive Plan of the municipality. Motion carried unanimously 6-0.

**ADOPTION: RESOLUTION NO. 2017-14 (SECRETARIAL UNION AGREEMENT)**

The Board received the copy of Resolution No. 2017-14, which ratifies the negotiated agreement between the Teamsters Local 205 Union (Secretarial) and the Township. This agreement is effective 1 January 2018 through 31 December 2020.

## RESOLUTION NO. 2017-14

A RESOLUTION RATIFYING THE NEGOTIATED AGREEMENT BETWEEN THE TEAMSTERS LOCAL 205 SECRETARIAL UNION AND WEST DEER TOWNSHIP, EFFECTIVE 1 JANUARY 2018 THROUGH 31 DECEMBER 2020.

Supervisor Vaerewyck mentioned that he previously brought to Mr. Mator's attention that on Page 5, Article 6, Item C, regarding the overlap of the pay periods. Mr. Mator explained it was an ongoing, simple mistake in the language that is void because the correct practice is in place through course-of-dealing, and that the language has been identified as needing corrected when the three unions agree to standard agreement language.

Mr. Mator also pointed out that the last paragraph in Article 5 should not be there, but that he had already contacted the Union and they are fine with signing off on its removal in the new, standard agreement.

MOTION BY Supervisor Vaerewyck and SECONDED BY Supervisor Guerre to adopt Resolution No. 2017-14 ratifying the Teamsters Local 205 (Secretarial Union) Agreement effective 1 January 2018 through 31 December 2020, and to authorize its execution by the Chairman of the Board of Supervisors and the Township Manager. Motion carried unanimously 6-0.

**ADOPTION: RESOLUTION NO. 2017-15 (POLICE UNION AGREEMENT)**

The Board received the copy of Resolution No. 2017-15, which ratifies the arbitrated agreement between the Teamsters Local 249 Union (Police Union) and the Township. This agreement is effective 1 January 2017 through 31 December 2020.

## RESOLUTION NO. 2017-14

A RESOLUTION RATIFYING THE NEGOTIATED AGREEMENT BETWEEN THE TEAMSTERS LOCAL 249 POLICE UNION AND WEST DEER TOWNSHIP, EFFECTIVE 1 JANUARY 2017 THROUGH 31 DECEMBER 2020.

MOTION BY Supervisor Hollibaugh and SECONDED BY Supervisor Florentine to adopt Resolution No. 2017-15 ratifying the Teamsters Local 249 (Police Union) Agreement effective 1 January 2017 through 31 December 2020, and to authorize its execution by the Chairman of the Board of Supervisors and the Township Manager. Motion carried unanimously 6-0.

**HIRE: PUBLIC WORKS LABORER(S)**

With the retirement of Gary Parrish looming, the Township advertised and interviewed for the position of Public Works Laborer.

## RESOLUTION NO. 2017-16

A RESOLUTION HIRING ANDREW ZEIS AS A FULL-TIME EMPLOYEE OF WEST DEER TOWNSHIP AND APPOINTING HIM A PUBLIC WORKS LABORER EFFECTIVE 1 JANUARY 2018.

MOTION BY Supervisor Vaerewyck and SECONDED BY Supervisor Romig to adopt Resolution No. 2017-16 hiring Andrew Zeis as a full-time employee of West Deer Township and appointing him a Public Works Laborer effective 1 January 2018, pending the successful completion of a physical and drug testing. Motion carried unanimously 6-0.

**ADOPTION: RESOLUTION NO. 2017-17 (HIRE PUBLIC WORKS LABORER)**

With the pending retirement of other Public Works employees in the near future, and with the demonstrated need to expand the Public Works crew to provide additional service to residents, the Public Works Committee, Public Works Foreman, and Township Manager recommended the hiring of a second Public Works Laborer.

Individual candidates for this second position were discussed in Executive Session.

RESOLUTION NO. 2017-17

A RESOLUTION HIRING DAVID HOLLINGER AS A FULL-TIME EMPLOYEE OF WEST DEER TOWNSHIP AND APPOINTING HIM A PUBLIC WORKS LABORER EFFECTIVE 1 JANUARY 2018.

MOTION BY Supervisor Vaerewyck and SECONDED BY Supervisor Romig to adopt Resolution No. 2017-17 hiring David Hollinger as a full-time employee of West Deer Township and appointing him a Public Works Laborer effective 1 January 2018, pending the successful completion of a physical and drug testing.

At this time both Dr. DiSanti and Mr. Florentine commented that they did not know Mr. Hollinger, and that their choice was the other candidate due to the Township interviewing him during the last round of hirings three years prior.

Supervisor Vaerewyck commented that the Board received a specific recommendation from the Public Works Foreman and the Township Manager for Mr. Hollinger being the second candidate, and that the Board should trust their evaluation.

A roll call vote was taken. Members voting yes: Mrs. Romig; Mr. Vaerewyck; and Mrs. Hollibaugh. Members voting no: Mr. Guerre; Mr. Florentine; and Dr. DiSanti. Motion failed, 3-yes and 3-no.

RESOLUTION NO. 2017-17

A RESOLUTION HIRING MICHAEL ULEWICZ AS A FULL-TIME EMPLOYEE OF WEST DEER TOWNSHIP AND APPOINTING HIM A PUBLIC WORKS LABORER EFFECTIVE 1 JANUARY 2018.

MOTION BY Supervisor DiSanti, but Mr. Happel advised him that as the acting chairperson he had to call for the vote.

MOTION BY Supervisor Florentine and SECONDED BY Supervisor Guerre to adopt Resolution No. 2017-17 hiring Michael Ulewicz as a full-time employee of West Deer Township and appointing him a Public Works Laborer effective 1 January 2018, pending the successful completion of a physical and drug testing. A roll call vote was taken. Members voting yes: Mr. Guerre; Mr. Florentine; Mrs. Hollibaugh; and Dr. DiSanti. Members voting no: Mrs. Romig and Mr. Vaerewyck. Motion carried 4-yes and 2-no.

Mr. Guerre informed those in attendance that the Township Manager and Public Works Foreman did state that they were happy with either one of the final two candidates, but that Mr. Hollinger rated higher in their interview process.

**RESOLUTION NO. 2017-18: APPROVAL OF THE FIREFIGHTER ROSTERS**

As per Ordinance No. 418 – which established an EIT credit for Fire and EMS volunteers – a notarized roster must be submitted to, and reviewed by the Township Manager, then accepted by the Board of Supervisors.

## RESOLUTION NO. 2017-18

A RESOLUTION APPROVING THE VOLUNTEERS THAT APPEAR ON THE NOTARIZED LISTS SUBMITTED BY THE FIRE CHIEFS AND VERIFIED BY THE TOWNSHIP MANAGER.

MOTION BY Supervisor Vaerewyck and SECONDED BY Supervisor Hollibaugh to adopt Resolution No. 2017-18 approving the volunteers that appear on the notarized lists submitted by the Fire Chiefs and verified by the Township Manager. Motion carried unanimously 6-0.

**ACCEPTANCE: GARY PARRISH RETIREMENT**

Public Works Employee Gary Parrish submitted a letter to the Township announcing his retirement effective 5 January 2018.

MOTION BY Supervisor Guerre and SECONDED BY Supervisor Florentine to accept Gary Parrish's retirement from the West Deer Township Public Works Department, effective 5 January 2018. Motion carried unanimously 6-0.

Vice Chairman DiSanti pointed out Mr. Parrish served the Township in an excellent and professional manner, and was an asset to the Public Works Department. Dr. DiSanti stated that Mr. Parrish will be missed, and wished him well in his retirement.

**ACCEPTANCE: PARKS AND RECREATION BOARD MEMBER RESIGNATION**

The Board is in receipt of a resignation letter dated 28 November 2017 from Beverly Jordan as a member of the West Deer Parks and Recreation Board.

Mrs. Jordan was elected a Township Supervisor and will begin her term in January.

MOTION BY Supervisor Hollibaugh and SECONDED BY Supervisor Romig to accept the resignation of Beverly Jordan as a member of the Parks & Recreation Board effective 31 December 2017. Motion carried unanimously 6-0.

The Board thanked Mrs. Jordan – who was present at the meeting – for her service.

**ACKNOWLEDGEMENT OF UNSAFE STRUCTURE: 71 NORRIS LANE**

- Notice of Unsafe Structure
- Property located at 71 Norris Lane, Tarentum, PA
- Lot/Block #2013-D-349
- Deed Book 11498, Page 10

Two structures were inspected by William Payne, Code Enforcement Officer and determined, pursuant to Township Ordinance 172 that the house located thereon is in a dangerous condition and constitutes a public nuisance. Specifically, the house is in violation of Article VI Houses and Community Environment of

Allegheny Health Department Rules and Regulations and the manufacture home is an illegal structure per West Deer Zoning Ordinance No. 394 and PA Department of Community and Economic Development.

The Board received copies of the listed violations.

The Board tabled this item at their October 18, 2017 meeting.

Supervisor Vaerewyck questioned the Solicitor by asking if Mr. Payne's inspections were conducted in a legal fashion. Mr. Happel responded that Mr. Payne was in full compliance.

Mr. Vaerewyck asked what gave the Code Enforcement Officer the authority to go onto this property to inspect it. Mr. Happel indicated that Mr. Payne has the permission to go onto property to inspect vacant buildings that he feels be unsafe.

Supervisor Vaerewyck questioned if the Township received complaints by the owner on the way the inspection was conducted. Mr. Mator answered in the affirmative.

Mr. Vaerewyck asked if the complaints have been addressed, and Mr. Happel stated that he confirmed that Mr. Payne and any police officer that was with him conducted themselves in accordance with the law. Mr. Happel advised the Board that if the owner wants to challenge his decision by filing a suit against the Township, she may.

Supervisor Vaerewyck stated that he strongly disagreed with the Solicitor, and that he felt this should not proceed based on the fact that the photographs were taken on the property, and that he felt Mr. Payne did not have grounds to enter this property.

Mr. Payne detailed the steps he followed on this property.

MOTION BY Supervisor Romig and SECONDED BY Supervisor Hollibaugh to acknowledge the structures located at 71 Norris Lane, Tarentum, PA 15084, as being deemed unsafe structures. A roll call vote was taken. Members voting yes: Mr. Florentine; Mr. Guerre; Mrs. Hollibaugh; Mrs. Romig; and Dr. DiSanti. Member voting no: Mr. Vaerewyck. Motion carried, 5-yes and 1-no.

At this point Mr. Vaerewyck asked Mr. Payne if he has any relatives that own a port-a-john business. Dr. DiSanti said he did not understand how that is pertinent to the discussion. Supervisor Vaerewyck disagreed.

Mr. Happel stated that he also did not understand what Mr. Vaerewyck was getting at, and asked him to explain. Supervisor Vaerewyck stated that Mr. Payne is going after this property owner because the owner port-a-john business in competition with Mr. Payne's relatives, who also own a port-a-john business.

Mr. Mator interjected and informed Mr. Vaerewyck that if he is making an accusation against an employee, that it is a personnel issue that must be discussed in executive session.

Mr. Happel concurred, and stated that – again – he is giving the Board his opinion that Mr. Payne – and those associated with his investigation – handled this investigation/citation in a legally compliant way. Mr. Happel also added that the Township has more of a duty to ensure that laws protecting the residents of West Deer Township from leaking port-a-johns are not ignored for the benefit of the property owner who is creating the violation.

Much discussion was on this issue.

**ADVERTISEMENT: BIDS FOR DEMOLITION AT 71 NORRIS LANE**

Related to the same structures, Mr. Payne is recommending demolition. This will require bids to be advertised.

MOTION BY Supervisor Florentine and SECONDED BY Supervisor Hollibaugh to authorize bids for the demolition of two structures on the property located at 71 Norris Lane, Tarentum, PA 15084. Motion carried unanimously 6-0.

**ADVERTISEMENT: CEDAR RIDGE STORM SEWER LINING**

As discussed in the past few months, some stormwater lines in the Cedar Ridge Plan will need lined and/or replaced.

Mr. Shoup explained he has reviewed the Closed Circuit Television Videos (CCTV) and consulted with a trenchless technology contractor regarding the CCTV work. They both concur that the vast majority of corrugated metal storm sewers in the Cedar Ridge Plan can be rehabilitated using Cured in Place Pipe (CIPP) lining. Those sewers which are not candidates for CIPP will be replaced with conventional excavation.

A total of approximately 4,540 feet of storm sewer, ranging from 15 inches to 30 inches in diameter, is envisioned for work under this project.

MOTION BY Supervisor Guerre and SECONDED BY Supervisor Hollibaugh to authorize Mr. Shoup to prepare the documents and advertise for bids for the storm sewer rehabilitation/replacement in the Cedar Ridge Plan of Lots. Motion carried unanimously 6-0.

**COMMITTEE REPORTS**

The Committee Chairperson reported on their Committee updates:

- 1) Mr. Florentine – Engineering & Public Works Committee
- 2) Dr. DiSanti – Financial, Legal, and Human Resources Committee
- 3) Mr. Vaerewyck – EMS Oversight Committee
- 4) Mr. Guerre – North Hills COG Report

**PLAQUE PRESENTATION TO CHAIRMAN FLEMING & SUPERVISOR FLORENTINE:**

Vice Chairman DiSanti commended and thanked Mr. Florentine for his service and dedication to the Township for the last eight years and presented him with a plaque.

*WEST DEER TOWNSHIP BOARD OF SUPERVISORS  
20 DECEMBER 2017*

*RICK W. FLORENTINE*

*In appreciation of your leadership as a Supervisor of West Deer Township, and your years of service to its citizens.*

Vice Chairman DiSanti commended and thanked Mr. Fleming for his service and dedication to the Township for last eight years.

*JEFFREY D. FLEMING*

*In appreciation of your leadership as a Supervisor and Chairman of West Deer Township, and your years of service to its citizens.*

*WEST DEER TOWNSHIP BOARD OF SUPERVISORS  
20 DECEMBER 2017*

Note: Supervisor Guerre received a plaque the last time he completed his term of office as a Township Supervisor.

### **OLD BUSINESS**

- Dr. DiSanti commented on the following:
  - The lighting in the Russellton area by the Owls Club.
  - A limb near the Benjamin House in Curtisville that obscures the lighting in the bend.
  - The telephone pole over the railroad track near Millerstown/Little Deer Creek Road.
- Mrs. Hollibaugh and Dr. DiSanti commended and thanked Mr. Guerre for his service and dedication to the Township for 20 years. Mr. Guerre thanked the Board and the residents for having faith in him as a Supervisor.

### **NEW BUSINESS**

None

### **SET AGENDA: REORGANIZATION MEETING**

Tuesday, 2 January 2018 at 8:00 p.m.

- **Magistrate Swan will swear-in new Board members.**
  - **Town Flyer will take pictures of the 2018 Board of Supervisors.**
1. Call to Order
  2. Pledge of Allegiance
  3. Roll Call
  4. Nominate and Elect Chairperson for the Year 2018
  5. Nominate and Elect Vice Chairperson for the Year 2018
  6. Appoint Township Auditor
  7. Furnish Bonds
  8. Re-establish Robert's Rules of Order
  9. Depository for funds
  10. Facsimile Signature
  11. Set Monthly Meeting Date and Time
  12. Appoint Delegate and Alternate (NHCOG)
  13. Appoint Delegate and Alternate (Allegheny County Association of Township Officials)
  14. Appoint Delegate and Alternates (EIT Tax Committee)
  15. Conferences
  16. 2018 Board appointments
    - A - Planning Commission – 2
    - B - Zoning Hearing Board – 1
    - C - Parks & Recreation – 2
    - D – Deer Creek Drainage Basin Authority – 1
  17. Set Agenda: 17 January 2018
  18. Adjournment

Items Added:

\*Ordinance No. 419

\*Ordinance No. 420

\*Ordinance No. 421

**COMMENTS FROM THE PUBLIC**

- Mr. Arlind Karpuzi, Pintail Road
  - Thanked Mr. Florentine, Mr. Fleming, and Mr. Guerre for all they have done for the Township.
  - Questioned the issues on the Charter Ordinances and the Charter Commission.

Vice Chairman DiSanti thanked everyone for attending the meeting and – on behalf of the Board – he wished everyone a Merry Christmas and a blessed New Year.

**ADJOURNMENT**

MOTION BY Supervisor Hollibaugh and SECONDED BY Supervisor Guerre to adjourn the meeting at 8:20 p.m. Motion carried unanimously 6-0. Meeting adjourned.

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Daniel J. Mator, Jr., Township Manager