

**MINUTES
COLLIER TOWNSHIP BOARD OF COMMISSIONERS**

REGULAR MEETING

July 10, 2019

7:00 P.M.

I. CALL TO ORDER: President Macino called the meeting of the Board of Commissioners to order at 7:00 P.M.

A. PLEDGE OF ALLEGIANCE

B. ROLL CALL:

BOARD

Wilson Durisko – Present
Wayne Chiurazzi, Esq. - Present
Dawn Williams-Zabicki- Present
Rick Ruffennach –Present
George Macino – Present

STAFF

Chuck Means, Solicitor - Present
Dave Kovach, Engineer - Present
Craig Campbell, Chief of Police - Present
Robert Caun, Planning Director - Present
Bob Palmosina, Public Works Director - Present
Sean Gramz – Bldg./Codes Officer - Present
Rochelle Barry, Parks Director – Present
Jeff Hinds, Finance Director - Absent
Kyle Thauvette, Township Manager – Present
Valerie Salla, Township Secretary – Present

C. EXECUTIVE SESSION – Was held prior to the meeting.

D. PROCLAMATION – Eagle Scouts Jared Korczyk and Evan Murphy

Evan Murphy installed 190ft. of split rail fencing along the Collier portion of the Panhandle Trail. He replaced fencing and added fencing.

Jared Korczyk worked at the Neville House replacing and painting fencing, garden work and repairs to chicken coop.

Commissioner Macino read aloud the proclamations for both Eagle Scouts and thanked them for all their hard work.

II. APPROVAL OF MINUTES:

A. June 12, 2019 – Board of Commissioners Regular Meeting

Motion was made by Commissioner Durisko, second by Commissioner Ruffennach to approve the minutes as submitted above. By unanimous vote the motion carried.

B. June 26, 2019 – Board of Commissioners Workshop Meeting

Motion was made by Commissioner Durisko, second by Commissioner Ruffennach to approve the minutes as submitted above. By unanimous vote the motion carried.

III. REPORTS OF OFFICIALS AND COMMITTEES:

A. **Solicitor:** The Solicitor submitted a written report to the Board for the month of June and would be happy to answer any questions the Board might have.

Commissioner Williams-Zabicki questioned on the report there were a lot of transactions that indicated a lot of calls to and from Counsel of Woodville Associates. What progress can be provided to the Board from a public aspect regarding those calls.

Solicitor Means stated since the last meeting, there is not any progress that he can report in public to the Board. He spoke to the Manager, Mr. Thauvette, about some of the options and we are internally developing those in case litigation is needed. He understands there was a meeting between the Engineers that he was not present at but that was more for work that is needed.

Commissioner Williams-Zabicki stated she wanted to make sure the Board was providing as much information as we can. She is frustrated but not as frustrated as the residents of Neville Park. She is frustrated that we are wanting to work with Woodville Associates to get that stormwater management system in place so the residents can fix their hillside. She is torn between whether we continue to push on Woodville Associates, or do we continue to push the Attorneys for the Township. She is not sure who to be more frustrated with. The Attorneys or Woodville Associates. She looks forward to the meetings that are scheduled. Whatever transparency we can provide to the residents is important. She wants to make it know that she is frustrated that there was not enough action or strategic guidance and leadership from the Township's Solicitors.

Solicitor Means stated we have contacted as directed and when we get no response from the legal side, we can not make them respond legally if they intend not to do it. We are getting no cooperation from them on the legal side and it is no different then his comments he said at the last meeting where he thought it was going to go.

There were no questions or comments.

- B. Engineer:** The Engineer submitted a written report to the Board for the month of June and would be happy to answer any questions the Board may have.

Commissioner Williams-Zabicki questioned if anyone was contacted today from Woodville Associates.

The Engineer, Mr. Kovach stated he was not sure and would have to check into that.

Commissioner Williams-Zabicki questioned the annual stormwater outfall screening being done by Lennon. Smith, Souleret. Is it correct that there is a sampling of storm sewers that will be selected and samples collected?

Mr. Kovach stated yes, they do screening on the outfalls of the storm system.

Commissioner Williams-Zabicki questioned if there is an inventory of the storm sewers they collect from and is there a chance that we will repeat the same ones done last year or are we looking at fresh ones.

Mr. Kovach stated the way the MS4 permit is set up, it is all the outfalls within a five (5) year period so we break it down in percentages over that five (5) year period. There should be no repeats unless we have to re-check one. There is an inventory for the years prior that we have completed.

Commissioner Williams-Zabicki stated she will look forward to that report.

Commissioner Durisko asked for a status on the road paving program and where we are on the list.

Mr. Kovach stated he has to meet with Mr. Thauvette and set up a pre-construction meeting. He has had a discussion with the Contractor and it sounds like they would be starting in August, but we will know more from the pre-construction meeting.

There were no other questions or comments.

- C. Manager:** The Manager submitted a written report to the Board for the month of June and would be happy to answer any questions the Board may have.

Mr. Thauvette added the following:

1. **Glass Recycling Event.** Collier will be holding another glass recycling event on August 24th. He spoke to Anderson Equipment and they do not have a problem with us utilizing their parking lot for this event. This will be a little more public and more exposed and allows for easy access and exiting from Route 50. This is a good day to hold this event because Bridgeville will be holding a hard to recycle event the same day.

Commissioner Durisko questioned if any other Township or Borough will be participating in this.

Mr. Thauvette stated we offered this to South Fayette Township to see if they wanted to participate and at this time they were not interested. They want to hold their own event. Currently there are no plans for a collaborative event. Hopefully we will see this happening in other surrounding communities each month.

2. ***Parks & Recreation and Open Space Planning Grant.*** Mr. Thauvette and Ms. Barry will be meeting with Paschek and MTR for the Parks and Recreation Comprehensive Plan. For this to be a successful plan, we need to have a lot of input required from residents, Township Officials and the different Advisory Boards from the Township. The more people we have attend the meetings that will be made available to the public, the better that report will be. It is up to the community to take the time to participate in this process to make sure we have a good plan. This is the first step in the process.
3. ***Hilltop Road.*** Mr. Thauvette received some concerns and questions about the work being done on Hilltop Road. The State has milled and paved single sections of the road. This was all they were going to do. However, the days they were doing the milling and paving it was very hot that the milling machine damaged un-milled portions of Hilltop Road. PennDot said they maybe resurfacing Hilltop Road this year with tar and chipping. It was originally in the schedule for 2020 but maybe doing it this year.

Commissioner Chiurazzi stated they did not do the curve by Waterford Apartments that has the most waves in it.

Mr. Thauvette stated he was not sure why PennDot did not do that section. PennDot's concern was to keep the integrity of the road in place.

Mr. Thauvette questioned Mr. Kovach if the waves in the road are less of a concern than the condition of the road and the cracking.

Mr. Kovach stated that if there is no damage to the road, they will level the waves off and chip over top of it.

Mr. Thauvette will keep everyone informed if PennDot will tar and chip the road this year or in 2020.

4. ***Discovery Trail Ribbon Cutting.*** Mr. Thauvette thanked all the elected officials for attending. The project would not have been completed without the Allegheny County Economic Development, funding through DCNR and the in-kind work done by the Township. This was a collaborative effort to put together a new trail system that is getting used more frequently.

Commissioner Williams-Zabicki stated she loves the trail and its elevation and switch backs. The ribbon cutting was great and the public works did a great job. However, a couple of residents who are part of the Friends of Collier and are frustrated because their vision was not delivered upon at this point. She suggested that things take time especially when you are talking about things that must grow. She would like to do a de-briefing, or a lesson learned to say, "How can we better work together between Township, advisory boards, and the Friends of Collier?" "Where was the ball dropped?" "Where they engaged all the way?" "Maybe they weren't or maybe they dropped the ball." Something happened where their vision doesn't seem to have been realized. All of us as a community need to say. "What can we do better next time and given where the trail is today, where the wildflower grow is today, and how can we get the trail to where the Friends wanted to see it?" She wants to suggest a meeting with 2 people from Friends, 2 people from Parks and Recreation, 2 Commissioners and maybe 2 people from Public Works to talk about what can we do better next time and what can we do to make sure they grow around the path flourishes the way they have envisioned it. She would like to have a September meeting. Fall is the time for planting and maybe we can throw some seeds down, so they grow in the spring.

Commissioner Chiurazzi stated he couldn't disagree more. The path was done expertly and Public Works did a great job. He doesn't know what the residents' complaints are, but he will not have any complaints about it. This trail started six (6) years ago and it is done.

5. ***Woodville Associates.*** Commissioner Chiurazzi questioned if the Board could have a public vote to initiate litigation against Woodville Associates for whatever needs done?

Commissioner Chiurazzi stated "I like Jack but what he is doing is relative to us is creating a situation where Jack is questioning unfair and corrects the question. What are we doing? Can we take a vote? I don't want to sue Jack, but we have to do something. These guys (residents) are sick of showing up and sick of talking about the same issues. We need to do something. It's enough! We file a lawsuit and then Kevin Fury, his Attorney, will have to answer. I want to get this resolved! I have said this 6 months ago, a year ago and I am tired of it. I like Jack but he is not doing anything and I would not like living there."

Commissioner Durisko stated "I agree with you and I am very frustrated. The last proposal from Goehring, Rutter and Boehm (GRB) for the price estimate for what you are discussing far exceeds what his fines are even to this day. That is my only hesitation jumping into this and you know attorneys. They love to spend."

Commissioner Chiurazzi stated "the public needs to know and he has done nothing." The public needs to know they are going to spend their taxpayers' dollars on the attorney's fees. We have to do something." We are not going to

commit to GRB for \$70,000, but we are going to commit to filing a lawsuit that says to Jack you have to stop. I like Jack Cargnoni, but I want him to stop this nonsense. If I lived in that area as these people, I would be as insane as they are, with all due respect.”

Commissioner Durisko stated he is fine with pursuing.

Commissioner Chiurazzi stated he has been asking to do this for six (6) months and we have done nothing. “We need to take action.”

Commissioner Williams-Zabicki stated “we could have GRB sue Woodville Associates. Woodville Associates has more money than God and we have an 8 million-dollar total taxpayer budget. He can out spend us and I don’t believe that this is going to be the effective way to get the outcome we want. The outcome we want is for the stormwater to be appropriately deflected off that hillside so the residents can fix their hillside. We want him to do the job that he needs to do and I want to know what the right avenue is to get that done. We asked him in October and now it is July. We went to Court to ask him to do it and it is July and still not done. If we sue and spend the \$70,000 to get the \$40,000 in fines he owes, the Township is out \$30,000 and this just may make him angrier. Do we get in a room and talk this over or do we battle in court?”

Commissioner Chiurazzi stated “remember we are not suing for the Neville Park residents. We are suing for the Township.”

Commissioner Williams-Zabicki stated we want the stormwater.....

Commissioner Chiurazzi stated we want the stormwater deflected that affects the Township property. “Will this get him to act on the responsibilities towards these neighbors? Commissioner Chiurazzi has no comment on whether he is liable for them or not. We need to do something and to the voice of reason George Macino, who we will miss next year, what is your say on this?”

Commissioner Macino stated the recommendation that came back from GRB that we meet and that we have already directed to take action. There was another meeting to be scheduled to go over the layout on how we are going to do this. We do not need to vote. The Board is unanimous in its determination to solve this issue. He appreciates Commissioner Williams-Zabicki determination, but he sees no way out of this in negotiation. There is nothing left. We have worked with this particular organization for years to try and fix that. “I agree we have gotten nowhere with it and that is why we took the steps to litigate and about 6 or 7 months ago we agreed to do this. Maybe it is going to cost some money, I don’t know. The objective was never to collect any fines. The objective was to fix the stormwater issue so the residents can deal with their issues with the developer. I have no problem if the Board is willing to agree to move forward and maybe the next meeting with GRB is not necessary.”

Commissioner Macino asked Solicitor Means how we would approach this.

Solicitor Means stated that at the last month's meeting that he felt the Township would have to go to Court because talking and even a meeting that happened last month with both sides engineers did not produce the kind of results that have been talked about. If the Board directs us, we are ready to file. We still feel that we as your lawyers should sit down with you as a Board and that is in executive session. This is confidential with discussing the steps we will take. It is not public information. We are ready to move forward on the direction of the Board.

Commissioner Macino stated that nothing has happened. We must do something now. He appreciates that GRB wants to meet with all five (5) of the Board members. "Is there one Board member here now tonight that moving this forward is the wrong thing to do?" No one answered.

Commissioner Chiurazzi stated he does not want to waste anymore money. "File whatever we need to file and move forward. Then maybe some action will be taken once he gets served. I will gladly meet with Jack once he gets served. The Attorneys and Jack will meet and tell him this is the real deal and we need to work this out." He asked Mr. Thauvette, to move forward with this.

Commissioner Macino stated everyone is unanimous on moving forward.

Commissioner Chiurazzi stated the Attorney should call him tomorrow and say we are going to file. There should be no waste of a half an hour on the phone. "Is this related to the Magistrate filing?"

Solicitor Means stated it is the contract. This is an enforcement on the contract.

Commissioner Chiurazzi stated he can meet with Jack tomorrow and tell him what we did tonight and see if we can figure this out. Maybe he will not want to meet.

Commissioner Macino stated we will move forward.

There were no other questions or comments.

D. Building/Codes: Mr. Gramz submitted a written report to the Board of Commissioners for the month of June and would be happy to answer any questions the Board may have.

There were no questions or comments.

E. Finance: Mr. Hinds was absent and submitted a written report prior to the Board for the month of June.

Commissioner Macino stated there is a motion on the agenda to advertise an Ordinance to amend the non-uniform pension plan. There are no changes to the

mechanics to the current plan and no changes to the benefit calculation vesting or accrual benefits of or for the covered employees. The vote on the agenda is just to advertise for this.

There were no other questions or comments.

F. Parks and Recreation Report: Ms. Barry submitted a written report to the Board for the month of June and would be happy to answer any questions the Board may have.

Ms. Barry added the following:

- *Concert in the Park*, July 14th, Tony Janflone, Jr. at 6:30 p.m.

Commissioner Durisko questioned how the car cruise went.

Ms. Barry stated it was amazing. There were so many cars they had to park in the grass.

Commissioner Chiurazzi questioned if the Clark's were coming.

Ms. Barry stated yes on Sunday, August 11th.

There were no other questions or comments.

G. Planning/Development/Zoning Report: Mr. Caun submitted a written report to the Board for the month of June and would be happy to answer any questions the Board may have.

Mr. Caun added the following:

- The Zoning Hearing Board will be meeting on July 16th for a couple of variance requests for 1275 Washington Pike Associates. This property is adjacent to the proposed Sheetz development on Washington Pike. There is a parking variance request for a 21 ½ foot cart way area instead of the 24 ft. for seven (7) parking spaces. There are a couple of other minimal requests.
- The Planning Commission will meet on Thursday, July 20th for cluster mailbox designs. They will also hear two (2) text amendments. One is for Collier Towne Square to allow internally illuminated wall signs. We do allow these in other shopping centers and this did get denied by the Zoning Hearing Board.

Commissioner Chiurazzi questioned why the Zoning Hearing Board denied them when we have them in other areas.

Mr. Caun stated that in this area when it was first developed, in recognition with the Neville House, they were trying to keep it low lighting with no neon lights in this area. This will then come to the Commissioners for a vote.

Mr. Caun stated the other text amendment is a developer that wants townhomes to be allowed on Ridge Road. The PRD Ordinance will have to be amended to allow this to happen. This will also come to the Commissioners for a vote.

Commissioner Durisko asked for an update on the Nevillewood fitness center.

Mr. Caun stated Mr. Gramz can answer that.

Mr. Gramz stated the construction is continuing on a daily basis. He sent the Commissioners an email prior to tonight's meeting. There are some issues with the temporary conditional Occupancy Permit and use of the pool. He did a surprise inspection today and there were a lot of violations in terms of safety. The egress from the pool area and a lot of things in violation to the conditional occupancy permit. He will be re-inspecting tomorrow at 10:00 a.m. and if they do not conform and have a maintenance plan to uphold the conditions, all temporary occupancy permits will be removed and revoked from the clubhouse moving forward.

Commissioner Durisko stated he was glad to hear Mr. Gramz did a surprise inspection.

Commissioner Chiurazzi stated "yea that is great, shut it down, that is fantastic. This is just stupid."

Commissioner Durisko stated "there are rules for a reason."

Commissioner Chiurazzi stated "he understands. This is dumb and they are not doing anything to put anyone in jeopardy. Surprise inspection at Nevillewood. What is this? Tell them you are coming over to inspect. No, you are going to surprise them. Bunch of morons."

Commissioner Macino and Durisko questioned who he is calling a moron.

Commissioner Chiurazzi stated "we as a Township. Tell them you are coming to inspect. Why are we doing a surprise inspection for? To do what?"

Commissioner Durisko stated "that's what you do everywhere."

Commissioner Macino stated "to check on the work."

Commissioner Ruffennach stated "if you call and tell someone you are coming to inspect, they will make everything right."

Mr. Gramz stated, "as building code official, I have to uphold the State Law and when there is a permit issued, it gives me the right of entry at any normal business hours and I elected to do that inspection."

Commissioner Chiurazzi stated "great, lets shut them down."

Commissioner Macino stated "if they are out of compliance then I say shut them down."

Commissioners Durisko and Ruffennach agreed.

Commissioner Macino stated "I don't care who they are. We shut down a concrete plant because he wasn't doing what was right. What gives these guys the right to do what they are doing."

Commissioner Chiurazzi questioned "we did a surprise inspection on Cargnoni?"

Commissioner Macino stated yes.

Mr. Gramz stated, "the problem is, even during"

Commissioner Chiurazzi state " I am against this. It is not an issue. Shut them down. Do whatever you have to do. I don't care. This is a great thing for Collier Township to have this kind of reputation."

Commissioner Macino stated "those guys have had plenty of time to do this the right way. They chose to wait till the last minute."

Commissioner Chiurazzi questioned what they did wrong.

Commissioner Macino stated "They submitted plans and then started coming to us every week asking for an extension because they could not get things done in our time frame....."

Commissioner Chiurazzi stated "this is just crazy. Work with developers and figure it out. They are not doing anything nefarious. But when we go there, we are going to shut them down if they don't do it this way."

Mr. Gramz stated "the problem is we have kids over there in a construction site. The Township's name is on that Occupancy Permit as well as his name. If one kid gets hurt over there; we are all going to be answering a lot of questions."

Commissioner Macino stated " I would do it again. I appreciate what that club does as far as what it contributes to....."

Commissioner Chiurazzi stated "I don't need it to get any favors but a surprise inspection?"

Commissioner Macino stated "what gives anyone the right to operate outside of what our Ordinances say."

Commissioner Chiurazzi stated he agreed. "you are suggesting that a surprise inspection found some nefarious activities going on over there."

Commissioner Durisko stated "not nefarious."

Commissioner Macino stated "it sounds like they were not working within the guidelines. Is that right Sean? They were not working within the permitted guidelines."

Mr. Gramz stated "the temporary occupancy permit was issued with conditions. They are going thru a construction area. They are flying steel over there. There is machinery running around. The way it is set up right now. They are going through the food preparation area to gain access to the swimming pool. The swimming pool has one exit back through the food preparation area. When we were walking the site, we said we were going to start looking at occupant loads. Right now, the swimming pool occupant load is limited to 100 people until we can get more egress out of there. A second egress was added. On today's inspection, there is a vibratory roller sitting in front of the door where you can't get out of the pool area. I provided the pictures with the email. People cannot get out."

Commissioner Chiurazzi stated "that is totally untrue. There are steps to get out that run across 18. They can do whatever they want to get out. What is the danger in a pool? Is it going to catch on fire? Are you saying a kid can not get out? This is totally untrue what you are telling this Board."

Mr. Gramz questioned if Commissioner Chiurazzi would like to go over and take a look at it now.

Commissioner Chiurazzi state "I'll go over with you anytime."

Mr. Gramz stated, "let's go."

Commissioner Chiurazzi stated "are you telling me a kid can't get out of there?"

Mr. Gramz stated, "one kid, how about 30, 40, 50 at one time."

Commissioner Macino stated "the question really comes down to, are they following the same guidelines. We just issued a permit for the valley fill project. You have the authority to go up there and inspect what is going on

up there. I fully expect that you (Mr. Gramz) will do that and not just those two (2) projects, Nevillewood and Valley Fill. There is 14 sq. miles of stuff here in Collier and that is what your job is, to make sure whatever these people are doing is in the guidelines. That is what I expect you to do.”

Mr. Gramz stated, “my reports show you clearly that I am doing inspections, announced and unannounced and in any fashion I see needs fit.”

There were no other questions or comments.

- H. Public Safety – Fire Department Report:** A written report was submitted for the month of June. Chief Dave Brown of the Rennerdale VFD was in attendance to answer any questions the Board may have.

Chief Brown added it was a busy month and their new truck will be in mid to late August. Once the truck come in, it is the VFD’s 75th anniversary and we will have a ceremony. They are trying to sell the other truck and they have gone through a broker. They have gone down as low as \$30,000 and have had no interests. They hope to have it sold by the time the new truck comes in.

Commissioner Williams-Zabicki thanked the fire departments and the Public Works department for their assistance with the flooding issues.

There were no other questions or comments.

- I. Public Safety – Police Department Report:** Chief Campbell submitted a written report to the Board for the month of June and would be happy to answer any questions the Board may have.

Commissioner Durisko questioned the Chief if it is beneficial to have a police officer directing traffic at the intersection of Prestley, Forsythe and Thoms Run Road. What are the Chief’s suggestions?

Chief Campbell stated he did not think that would solve the traffic problem and would take a look at the area during the traffic times between 4:30pm and 6:30pm to see what can be done and get back to the Board by the next meeting.

There were no other questions or comments.

- J. Public Works Report:** Mr. Palmosina submitted a written report to the Board for the month of June and would be happy to answer any questions the Board may have.

Mr. Palmosina added it has been a busy month with all the flooding and helping as many residents as they can.

Commissioner Chiurazzi stated “we have the best Public Works Department.

There were no other questions or comments. When ever I tell these guys where they need to go when I get complaints, they are on it. They are the best Public Works Department around.”

Mr. Pamosina stated, “they are great guys and I have told you before.”

The audience clapped.

Commissioner Chiurazzi stated “ our whole team is great here, but the public works is the most visible.”

Commissioner Macino and the whole Board congratulated Mr. Pamosina on becoming the grandfather of twins.

Commissioner Durisko questioned how the demo site at the community center was looking.

Mr. Pamosina stated we are cutting the area sporadically but there is rebar and other items that need cleaned out.

Commissioner Durisko questioned if we are still holding payment to that company.

Mr. Thauvette stated yes.

Commissioner Chiurazzi questioned if Steen Road will be fixed soon. It is getting worse.

Mr. Pamosina stated we had a meeting there regarding the repairs and Mr. Cargnoni is helping us. We will be piping all that water over to the other side and Mr. Cargnoni will take the water from there. It will be fixed.

Motion was made by Commissioner Williams-Zabicki, seconded by Commissioner Durisko to approve all the above reports as submitted. By unanimous vote the motion carried.

IV. PUBLIC COMMENT / COMMENT ON NEW BUSINESS:

Mr. Nick Jordanoff of Walker Street approached the Board with concerns of flooding from the Township parking lot water runoff. He came to the Township back in March of 2016 telling the Township about being flooded. On his property he has a couple of 18-inch catch basins to catch the water run off and directs it away from his house. The water running down Walkers Mill is bringing lots of debris which is blocking and flooding my catch basins. In 2016 the Township said they were going to build a two-tier retention pond to slow the water down and nothing was done. In 2018 he came back to the Township and the solution was sandbags around the catch basins and sandbags here in this parking lot to slow water down. It has helped a little

bit until this past Saturday when it did not help at all. It flooded about a half-acre of my property. Rocks came down and filled in my swales. He has spent a couple thousand dollars repairing things and getting my pipes cleaned out. It has been 3 years and wants to know when the Township will get the work done for the retention ponds? Is it normal to take 3 ½ years to do something or is the ball being dropped? Who decides what the priority projects are? Enough is enough and could someone please do something. He was promised 3 ½ years ago something would be done and nothing has been done.

Mr. Thauvette stated this is one of MS4 projects that was put in the budget this year under MS4 pollution control. There is a meeting scheduled with Lennon, Smith, Souleret for Friday of next week for a prp update. Sean Wingrove of LSSE has been working on the design. It is the full intention for his self and the Board to have this project done this budget year. We have to see a reduction in the pollutants into Robinson Run. It needs to be done this year and apologized to Mr. Jordanoff that it has not.

Mr. Jordanoff questioned if the engineer is dragging his feet.

Commissioner Macino advised Mr. Thauvette to call Shawn at LSSE tomorrow for an update.

Mr. Mark Moretti of Walnut Ave. approached the Board with concerns of Webb Field usage. The field was designed for kids 15 and under. There are now boys 20 plus old using the field. Someone also opened all the doors so they could use all the bases and pitching machines. Mr. Moretti spoke to Rob Shazer about it and he said the field was signed out to a 14-year-old ball team from 1pm to 4pm. Those boys were not 14 years old. He has balls in his yard and two (2) line drives went flying into little Webb. Someone is going to get hurt with all these little kid toys there and the little Webb field.

Commissioner Macino questioned how we manage this.

Ms. Barry stated the people that used the field did not have a permit. The people that had the permit decided not to use it and let those other people use it. We did talk to them and told them they can not just let someone else use the field in their place. If this happens again, the Police should be called. The group using the field has to show the permit to the Police. The permit has their name and insurance information on it.

Mr. Moretti questioned if signs could be put up.

Commissioner Williams-Zabicki questioned what the other risks of are setting an age limit on a field.

Mr. Moretti stated the prior Commissioners said they would build a new field at the Nike Site. When is that going to happen?

Ms. Barry stated it is not really age it is talent.

Commissioner Williams-Zabicki questioned what the risk is.

Ms. Barry stated the balls being hit in the yards and cars.

Mr. Moretti stated the bigger kids have hit balls into little Webb when other kids are playing on it and there has also been a line drive that hit a pregnant woman sitting in the bleachers while she was watching her kid play on little Webb. The balls are coming out of there at 100 mph's and it is only a matter of time before something happens.

Commissioner Macino questioned Ms. Barry if a permit that is issued comes from her.

Ms. Barry stated yes.

Commissioner Macino stated than a permit is issued and they decided not to use the field and they give the permit to someone else to use.

Ms. Barry stated they are not supposed to do that. It says that in the rules.

Commissioner Macino stated when that happens, give them a warning and then that should be the last time they are issued a permit. We hate to do that to kids that want to go play ball but there is no other way to stop this.

Mr. Moretti stated this has just started up again and wanted to bring it to the Boards attention. The person that hits the ball is responsible for the ball.

Commissioner Williams-Zabicki questioned if a sign should be put up for kids 15 and under for this field.

Mr. Palmosina stated the problem is you have a big field next to a small field. Bigger kids hit the ball further.

Commissioner Macino stated we will find out who the permit was issued to and who that person gave the permit to and look at a way to prevent this and put a notice up.

Chief Campbell stated that enforcement will be very difficult especially when the field is a public field and when it is open anyone can play.

Commissioner Durisko stated he would never stop a family that wanted to play on it. This is more for groups and those that have uniforms on.

Mr. Frank Nogal of Azalea Lane approached the Board and thanked Commissioner Williams-Zabicki for asking some of the employees on how things are coming about. He found out that a permit was issued again for the Valley fill project on top of the hill to the developer. Who issued the permit? The permit was issued without anyone

checking the compaction rate for the previous six (6) years. Someone is issuing things without enforcing what should have been intact for the previous six (6) years. The developer is only going to do what the Township allows him to do.

Commissioner Durisko stated Collier Township issues the permit.

Mr. Nogal questioned if there are any records since it was reissued of the fill and the compaction.

Commissioner Williams-Zabicki stated the Township did receive a report and we are doing some additional follow up.

Commissioner Durisko stated that going forward the restrictions are much more difficult now with this new permit. Before there was no oversight and now everything conforms to 2019 standards.

Mr. Nogal stated that once again you are enforcing it. This is the first time he has heard of this and anyone say that and thanked the Board for their time.

V. NEW BUSINESS:

1. Consider action to correct the length of term for Eric Ives, Alternate to the Parks & Recreation Board from four (4) years to two (2) years. The term will end on December 31, 2021.

Commissioner Macino questioned if this is being done because he is an Alternate and not a full member of the Board.

Mr. Thauvette stated that was correct.

Motion was made by Commissioner Williams-Zabicki, seconded by Commissioner Durisko, to correct the length of term for Eric Ives as stated above. By unanimous vote the motion carried.

2. Consider action on Resolution number 071019-01: A Resolution to add to Article XII item T.2 Tenant Registration, and to increase the fee from \$10.00 to \$25.00.

Motion was made by Commissioner Williams-Zabicki, seconded by Commissioner Ruffennach, to approve Resolution 071019-01 as stated above. By unanimous vote the motion carried.

3. Consider action to advertise an Ordinance electing to amend its non-uniform pension plan agreeing to be bound by all provisions of the Pennsylvania Retire Law.

Motion was made by Commissioner Durisko, seconded by Commissioner Williams-Zabicki, to advertise the Ordinance as stated above. By unanimous vote the motion carried.

VI. APPROVAL OF GENERAL FUND OPERATING ACCOUNT ITEMS:

1. Invoices paid and checks written from June 13, 2019 to July 9, 2019 in the amount of \$289,952.65.
2. Bills requested for payment for July 10, 2019 in the amount of \$629,074.88.

Motion was made by Commissioner Ruffennach, seconded by Commissioner Durisko, to approve the report and authorize payments as stated above. By unanimous vote the motion carried.

VII. APPROVAL OF CAPITAL INVESTMENT ACCOUNT ITEMS:

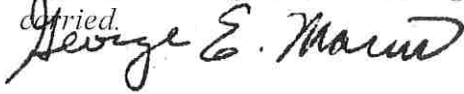
1. Checks written from June 13, 2019 to July 9, 2019 in the amount of \$126.97.
2. Bills requested for payment for July 10, 2019 in the amount of \$4,391.07.

Motion was made by Commissioner Ruffennach, seconded by Commissioner Durisko, to approve the report and authorize payments as stated above. By unanimous vote the motion carried.

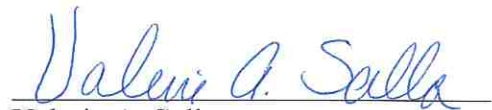
VIII. ADJOURN:

Commissioner Macino wished Commissioner Williams-Zabicki and her husband a Happy Anniversary.

Motion was made by Commissioner Durisko, seconded by Commissioner Ruffennach to adjourn the meeting at 8:20p.m. By unanimous vote the motion

carried.


George E. Macino – President
Board of Commissioners



Valerie A. Salla
Township Secretary