

MINUTES

COLLIER TOWNSHIP BOARD OF COMMISSIONERS

REGULAR MEETING

July 24, 2023

7:00 P.M.

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

- A. PLEDGE OF ALLEGIANCE**

- B. ROLL CALL:**

- BOARD**

- DawnLee Vaughn – Present
 - Tim Young –Present
 - Debra Zymroz – Present
 - Mary Ann Cupples – Present
 - Wayne Chiurazzi, Esq. – Present

- STAFF**

- Kate Diersen, Solicitor - Present
 - Travis Stanczyk, Engineer - Present
 - Craig Campbell, Police Chief - Present
 - Bob Caun, Planning Director -Present
 - Amy O’Neill, Finance Director – Present
 - Tom Plietz – Bldg/Fire Codes – Absent
 - Bob Palmosina, PW Director – Present
 - Rob Shazer – Parks Director – Absent
 - George Macino, Twp. Manager Present
 - Dana Slizik, Asst. Manager – Present
 - Valerie Salla, Twp. Secretary – Present

- C. EXECUTIVE SESSION** – Was held to discuss personnel and legal issues.
- D. RECOGNITION OF BOY SCOUT TROOP 860.**

Commissioner Zymroz thanked Troop 860 on behalf of the Commissioners and staff for all their help in beautifying Collier Township. Michael Bonkoski, for his eagle project at little Webb field; Eagle candidate Justin Bonkoski for his upcoming eagle project at big Webb field; Eagle Scout and Scoutmaster Darren Humbert for his assistance on both projects and all others too; Eagle Scout and Troop Mentor, Michael Kappert for his exemplary assistance on all projects too. Our gratitude goes out too many more. We thank the parents and leaders who assisted on the Webb Park project and many other projects throughout the Township. We thank Tom Cannon for everything the kids do.

II. APPROVAL OF MINUTES

1. June 12, 2023 – Board of Commissioners Workshop Meeting

Motion was made by Commissioner Young, seconded by Commissioner Vaughn, to approve the minutes as stated above. By unanimous vote, the motion passed.

2. June 26, 2023 – Board of Commissioners Regular Meeting

Motion was made by Commissioner Cupples, seconded by Commissioner Vaughn, to approve the minutes as stated above. By unanimous vote, the motion passed.

III. REPORTS OF OFFICIALS AND COMMITTEES:

- A. Solicitor
- B. Engineer
- C. Management
- D. Building/Codes
- E. COG
- F. Finance
- G. Parks and Recreation
- H. Planning/Development/Zoning
- I. Public Safety – Fire
- J. Public Safety – Police
- K. Public Works
- L. Sewer Department

Commissioner Chiurazzi asked for a motion to admit all the reports of the officials and committees.

Motion was made by Commissioner Chiurazzi, seconded by Commissioner Zymroz, to admit all the reports of the officials and committees. By unanimous vote, the motion passed.

IV. Public Comment/Comment on New Business Items:

3-minute duration to each signed up participant.
Please sign in to talk and state the subject.

Jessica Hill of 212 Sarah Street approached the Board regarding the Parking Ordinance. She submitted pictures to the Board of parking issues on her street. Sarah Street is an alley so there is no parking and the parking is on Chrisada Street. When she first moved there, the parking was on the street except for a few people that have driveways. She requested to get Chrisada Street added to the parking ordinance in the current parking ordinance under 15406 states that parking of trucks, buses and other vehicles is prohibited in certain locations. It is listed in the ordinance that no one should have trailers, buses, or motorhomes but under this ordinance, there are no streets listed. According to our Ordinance Officer, it is not enforceable unless the street is added to the Ordinance. She was going to let this go but had an ongoing dispute with a neighbor. She has

gotten two (2) ordinance complaints about her dogs barking and rats coming from her property. This is all fabricated nonsense. The neighbor has had a trailer parked on the street since March. In March the neighbor asked her to move her van which was parked on the street so they could open the back of the trailer which is parked in front of her house. She moved her van. On April 22nd, a Police Officer came and asked her to move her van that was parked behind the trailer. The Officer said she did not have to move it, so she didn't move it. The pictures show the neighbor has 7 feet on the other side of their driveway and if they really needed to move the trailer, they could have pulled it up. When she wouldn't move her van, the neighbor went out with a power wash and intentionally splashed her van. There is also a picture she submitted to the Board that when she did move her van, they put cinder blocks out on the street on top of wood pallets so when she came back with her children, she had to drag them off the street so she could park. When the neighbor did finally move the trailer, they put up signs on the public road stating no parking between those signs which is where the trailer gets parked. The neighbor does have two (2) driveways. She told her son to park the van there to see what the neighbor would do and she also called the police to see if they could enforce the ordinance. The Police thought at first the Ordinance was enforceable but then told her later they could not. The neighbor then started parking all their vehicles in front of her house, so she had nowhere to park. She petitioned the whole street to have trailer not be parked on the street but then got nervous about how the neighbor would retaliate if she did this. So, she had a driveway installed so they can't retaliate if she is able to get the trailer removed from the street. She was worried they would move all their vehicles to the street, leave their driveways empty and leave her nowhere to park. Since she got her driveway put in, she has kept her head down. The other day she put out her trash cans out at the end of her driveway and they moved them away from the trailer and put up a sign that says stay back eight (8) feet away from the trailer. Since March, the trailer has been parked on the street. At this point, there is only one (1) other person that doesn't have a driveway which are the guys that live on the other side in the duplex. Neighbors have now come to her and asked what is going on with the petition, so she came to the meeting to ask to get Chrisada Street added to the parking ordinance. One of the neighbors was reluctant to sign the petition because if someone had a camping trailer and wanted to park it temporarily to pack it before the leave and unpack when they get back. Ms. Hill asked if time restrictions could be placed on this as well. Parking for her is fine now because she has a driveway, but other neighbors are not.

Commissioner Zymroz questioned where Sarah Street was located.

Mr. Palmosina stated Cabbage Hill and explained where it was located.

Commissioner Chiurazzi asked to see the petition and asked what Ms. Hill wants the Board to do.

Ms. Hill stated she first talked to the Police who were to enforce the Ordinance according to the Police. The Police were going to enforce it and they enforced it at the wrong house. Ms. Hill called the police to see why the trailer was still parked on the street and they said they went to the wrong house and then said

they talked to the Ordinance Officer and because there is no street listed under Chapter 15 motor vehicles and traffic, they said it was not enforceable.

Commissioner Chiurazzi stated that Ms. Hill would like to get Chrisada Street listed under the Township Ordinance, so it does not permit parking on the street.

Commissioner Cupples questioned why the street name must be listed if it is an Ordinance.

Ms. Hill stated the Ordinance Officer said that because there are no streets listed under chapter 15406 and it says streets reserved, the street needed to be added and the Ordinance Officer recommended time restraints be put on the parking of trailers.

Commissioner Chiurazzi questioned who the Ordinance Officer was.

Ms. Hill stated Wilson Durisko.

Commissioner Chiurazzi stated the Board understands and will take this under advisement and will figure this out. He also advised Ms. Hill to get in touch with the manager and assistant manager.

Ms. Hill thanked the Board.

VI. New Business:

1. Consider action to approve the 2023 road maintenance program as reviewed by our engineer, Gibson Thomas.

Commissioner Chiurazzi asked the engineer to inform the Commissioners of this.

Mr. Stanczyk informed the Board the bids were opened Wednesday of last week. There were two (2) separate contracts. Contract A included micro sealing. Contract B, the traditional mill and pave, there was the base bid which included four (4) streets and then add alternates for separate streets that can be awarded separately. Mr. Stanczyk asked if the Board has seen the bid tabulation.

The Board stated they have not.

Commissioner Chiurazzi questioned if this was given to the Manager, Geroge Macino.

Mr. Stanczyk stated yes, Mr. Macino has it and that Mr. Stanczyk has copies he could provide to the Board now.

Commissioner Chiurazzi asked for Mr. Macino to send it out to the Board and questioned if we were doing any sealing.

Commissioner Cupples stated she didn't know because this leaves her street that was supposed to be done last year undone this year. She was not sure what was being done.

Mr. Macino stated he spoke to the President of the Board from Ingram. Ingram, Crafton and Carnegie are putting together a bid to micro surface on their streets. Mr. Macino spoke to the Ingram Board President today and we can be a part of that for Marigold and Annandale which we did not get a bid to do the micro surface on these two (2) streets. Because we can be part now of a consolidated bid for a larger group of yards, we may be able to get a pretty good price on this now. We should know within the next two (2) weeks whether to do this and see what the price is for this. We feel we will get a good competitive price to micro surface Marigold and Annandale.

Commissioner Cupples questioned what happens if we delay the vote for the rest of the streets. Can we vote on one (1) bid now and do another one (1) in two (2) weeks or should we just wait and vote on all of them?

Mr. Macino stated when we get this out, we will have to decide pretty quickly on these streets. These bids are different and the micro surface bid can be delayed. This bid was not as much but we did find out the bids came in much higher than what we originally planned for. We have about \$400,000.00 in the budget and we found another \$400,000.00 which we thought would cover everything. We found out that we can not do the milling and paving that is in the bid with the add alternates plus the tar and chipping.

Commissioner Chiurazzi questioned how much is the total?

Commissioner Cupples asked to see the numbers.

Mr. Stanczyk gave the Board a copy of the numbers.

Commissioner Chiurazzi stated we originally thought it would be \$800,000.00 total. How much is the total?

Commissioner Cupples have Commissioner Chiurazzi the numbers from the three (3) different companies.

Commissioner Chiurazzi stated the numbers are \$878, \$880 and \$903.

Mr. Macino stated the micro surfacing is not in those numbers.

Commissioner Chiurazzi stated micro surfacing does not do the sides of the roads and is a band aid. He is not a fan of micro surfacing. If someone told him that marigold and Annandale both have sides that are acceptable, he would lean towards voting for this, but it is going to look terrible if the curbs are bad. We need to be careful about spending Township money on something that will need replacement in three (3) to four (4) years verses spending more by milling and paving it.

Commissioner Cupples stated she has the numbers available from May and to do Marigold and Annandale, we are talking about another \$300,000.00 to \$350,000.00 to include these with milling.

Commissioner Chiurazzi stated the micro surfacing is \$140,000.00.

A numbers discussion took place.

Commissioner Cupples stated Marigold was on the list last year and wasn't done because we said it would get done this year. If it doesn't get done, those residents will have to wait another year. She has said from the very beginning that if Marigold does not get done, each homeowner on Marigold should get a letter explaining why because they were promised last year that it would be done this year. We have added Sherwood and Carnoustie this year so that kicks Marigold out.

Commissioner Chiurazzi stated he understands what Commissioner Cupples was saying and asked the Board if they are willing to vote on micro surfacing contingent on the curbing being okay on those two (2) streets.

Commissioner Cupples stated if she had her wish, she would like Marigold to be milled and paved like the other streets in her plan that were done last year.

Commissioner Chiurazzi questioned if we can find more money.

Mr. Macino stated that would be about another \$500,000.00 and doesn't know if we have that.

Commissioner Zymroz questioned if these companies are reputable.

Mr. Stanczyk stated they are not the best but will get the job done. They are all held to the same standards.

Commissioner Chiurazzi questioned if Young Blood bid.

Mr. Stanczyk stated they did not bid.

Mr. Macino informed the Board that he and Mr. Palmosina went and looked at these roads and he was not sure that Marigold and Annandale are in the position where they need to be milled and paved. The micro surface product, while we do not have any experience with it here, has been very successful where it has been used. The company that we would be part of the bid is out of Columbus. They are the manufacturer and have a pretty good track record and have been doing this for about 20 years. It is new to us and Commissioner Chiurazzi is correct about the curbs. These are not the high curbs we think of. These are more like a berm.

Commissioner Chiurazzi stated if micro surfacing is acceptable for a road, the road probably doesn't need paved verses roads that really do need milled and paved. If we accept micro surfacing for a road, our residents are going to be

upset and ask why we did that and did it really need to be paved. If the answer is yes and the curbing is fine, he is more apt to vote for it because he can justify to the public that we do not have an extra \$500,000.00. We are going to do the best we can. If micro surfacing is good enough for one road, why is it not good enough for the other roads that need done.

Commissioner Zymroz questioned if the micro surfacing is for roads that are not used as much as others.

Mr. Palmosina stated Marigold does not need milled and paved. Micro surfacing is like a band aid, but Marigold is ideal for micro surfacing. Annandale is not bad either.

Commissioner Chiurazzi is okay with this and questioned if Marigold and Annandale need done.

Commissioner Zymroz stated they need done in certain people's eyes.

Commissioner Chiurazzi stated we have an engineer to tell us if they need done.

Commissioner Cupples stated that LSSE (Lennon, Smith, Souleret Engineers) told the Board they were going to be micro sealed last year and Marigold would be micro sealed this year. When they started to mill her road, she asked what happened and why this was being done. She still has not gotten an answer other than LSSE is no longer our engineer. It was bait and switch and that is why we are in this mess because LSSE told us one thing and did another.

Commissioner Chiurazzi questioned what the Board can vote on tonight.

Mr. Macino stated the Board can vote on what is in front of them now.

Commissioner Chiurazzi stated the motion does not have anything on it about micro surfacing. He wants to accept the motion on the agenda and add micro surfacing for Marigold and the others.

Commissioner Cupples stated it would be all of Marigold and then Dogwood.

Mr. Stanczyk stated Contract A, which is micro surfacing, has zero bids received. If the Board decides to go that route, the Board will get into a separate bid with Ingram, Carnegie and Crafton.

The Solicitor, Mrs. Diersen, stated the Board needs to take two (2) separate actions. One would be to accept the bids received if the Board is at the point and the other would be to authorize your engineer to go through the bid's specs.

Mr. Stanczyk stated the bid specs would go through Crafton, Ingram and Carnegie. We would not be involved other than providing a street list and quantities.

Mrs. Diersen stated that it would be to authorize the bidding of those two (2) streets as part of that project.

Commissioner Zymroz questioned if this will prolong the other streets that need to be done.

Mr. Stanczyk stated no. This project was set up as base bids with add alternates. Add alternates being additional streets. The Board can award the base bid and no add alternates or award the base bids and select add alternates based upon the Board's choosing or you can award everything.

Commissioner Chiurazzi stated he wants to award everything.

Mr. Stanczyk stated if you award everything, the low bidder is not El Grande, it is A Liberoni, Inc.

Motion was made by Commissioner Chiurazzi, seconded by Commissioner Cupples, to approve the 2023 road maintenance program as approved by the engineer, base and add alternates from A. Liberoni, Inc. as the lowest responsible bidder. By unanimous vote, the motion passed.

Motion was made by Commissioner Chiurazzi, seconded by Commissioner Vaughn to authorize the joining of the bids with Ingram, Crafton and Carnegie for micro surfacing of Annandale, Marigold and Dogwood. By unanimous vote, the motion passed.

2. Consider action to approve the Declaration of Restrictions and Covenants for the Township's NPDES permit for 5 Lobaugh Street.

Motion was made by Commissioner Chiurazzi, seconded by Commissioner Cupples, to approve the Declaration of Restrictions and Covenants for the Township's NPDES permit for 5 Lobaugh Street. By unanimous vote, the motion passed.

VII. Account Transfers:

- Approval of the transfer of \$26,000.00 from the General Fund Account to the Capital Fund Checking Account.

Motion was made by Commissioner Young, seconded by Commissioner Vaughn, to approve the transfer as stated above. By unanimous vote, the motion passed.

VIII. Approval of General, Capital and Sewer Fund Operating Account items:

- Invoices Paid, Checks Written and Bills Requested July 11, 2023, to July 24, 2023:
 - General Fund in the amount of \$447,620.17
 - Capital Fund in the amount of \$25,100.00 and
 - Sewer Fund in the amount of \$52,852.26

Motion was made by Commissioner Young, seconded by Commissioner Zymroz, and carried, to approve the General and Sewer Account items as stated above. By unanimous vote, the motion passed.

VII. Adjourn

Motion was made by Commissioner Vaughn, seconded by Commissioner Zymroz, to adjourn the meeting at 7:33 p.m. By unanimous vote, the motion passed.

Wayne M. Chiurazzi – President
Board of Commissioners

Valerie A. Salla
Township Secretary