

FAIRVIEW TOWNSHIP BOARD OF SUPERVISORS
January 25, 2016 – 7:00 p.m.

MINUTES

I. CALL TO ORDER:

The meeting was called to order by the Chairman, Dr. Cox, at 7:00 p.m.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL:

PRESENT:

Dr. Larry Cox, Chairman
Mario D. Pirritano, Vice-Chairman
Christopher L. Allen, Supervisor
John W. Jones, Supervisor
Korey Leslie, Supervisor
Donald F. Martin, Acting Manager
David A. Jones, Stock & Leader, Solicitor
Jason Loper, Police Chief
Stephen M. Waller, Codes Administration Director

IV. ANNOUNCEMENT OF EXECUTIVE SESSIONS:

Prior to this meeting – personnel matters

V. RECOGNITION OF PUBLIC:

Vicki Wickwire commended the Highway Department for their excellent response to the blizzard this past weekend.

Chief Loper said that his department received many messages and calls from residents about the great job done on snow removal.

Chief Loper also advised that he received a call from Newberry Township for assistance with a plow to get an ambulance to a medical emergency. He said that Keith Reynolds immediately sent one of our plows to assist even though it was out of our jurisdiction. He commended Keith and his crew for their rapid response.

Bob Timko, Fire Department, also thanked the road crew for their snow removal efforts. He also reviewed upcoming projects and events, including the annual Chicken BBQ on Memorial Weekend in May.

VI. AGENDA ITEMS

1. Public Hearing – Amendments to Stormwater, Zoning, Subdivision & Land Development Ordinances:

Mr. Waller explained that the purpose of the amendments was to essentially clean up some language in the ordinances. The proposed amendments were reviewed by Y.C. Planning Commission, Township Planning Commission and the Board of Supervisors for their comments.

There were no questions or comments at this time from the Board or audience.

The hearing was closed at 7:10 p.m.

2. Ordinance No. 2016-1:

Mr. Pirritano made a motion, seconded by Mr. Jones to approve Ordinance No. 2016-1, amending Stormwater, Zoning and Subdivision & Land Development ordinances

Vote on the motion: All yes. The motion carried.

3. Defeasance of Bonds, Series of 2013:

Mr. Jens Damgaard, Rhoads & Sinon, explained the procedures necessary to defease the 2013 bonds. The bonds cannot be called until 2018, but the funds realized from the sale of the sewer system must be put in escrow until that time.

Mr. Jones made a motion, seconded by Mr. Allen to authorize Chairman to sign the bond retirement agreement for the 2013 bonds with funds from the sale of the sewer system

Vote on the motion: All yes. The motion carried.

4. Appointment – Recreation Board:

Mr. Pirritano made a motion, seconded by Mr. Jones to appoint Charles Hubbard to the Recreation Board.

Vote on the motion: All yes. The motion carried.

5. Appointments – Zoning Hearing Board:

Mr. Waller explained that with the passing of Larry Shaffer, a vacancy exists on the Board. Because the Zoning Hearing Board consists of only three members, it is felt that an alternate member should be appointed to assure that there is always a quorum.

Mr. Pirritano made a motion, seconded by Mr. Jones to appoint Keith Bashore to fill the vacancy and Timothy Mader as alternate.

Vote on the motion: All yes. The motion carried.

6. Building, Zoning, Codes:

A. Final Revised Subdivision Plan – 703 YMCA Drive – 3 Lots:

Mr. Jones made a motion, seconded by Mr. Pirritano to approve the final revised plan for 703 YMCA Drive, contingent upon submittal of signed and notarized plans; payment of recording fees; payment of all engineer fees; and compliance with the Township staff memo dated 01/19/16.

Vote on the motion: All yes. The motion carried.

B. Subdivision and Land Development Modification Requests - White, Schoolhouse Lane:

Mr. Waller reviewed the requests for the Board.

SLDO 260.14.A(1) Original Property Description Scale

Mr. Pirritano made a motion, seconded by Mr. Jones to approve the modification request above.

Vote on the motion: All yes. The motion carried.

SLDO 260.14.A(16) Existing Natural Features

Mr. Pirritano made a motion, seconded by Mr. Leslie to deny the modification request above.

Vote on the motion: All yes. The motion carried.

SLDO 260.14.A(18) Contours

Mr. Pirritano made a motion, seconded by Mr. Leslie to deny the modification request above.

Vote on the motion: All yes. The motion carried.

SLDO 260.22.A(7) & 260.22.B(2) Roadway Widening

Mr. Jones made a motion, seconded by Mr. Leslie to approve the modification request above.

Vote on the motion: All yes. The motion carried.

SLDO 260.24.B Curbing

Mr. Leslie made a motion, seconded by Mr. Jones to approve the modification request above.

Vote on the motion: All yes. The motion carried.

SLDO 260.30.A(4)(c) Replacement Septic Area

Mr. Leslie made a motion, seconded by Mr. Allen to deny the modification request above.

Vote on the motion: All yes. The motion carried.

C. Time Extension Request:

Tall Oaks – Tall Oak Drive

To July 25, 2016

Mr. Jones made a motion, seconded by Mr. Leslie to approve the time extension request listed above.

Vote on the motion: All yes. The motion carried.

7. Notice of Retirement & Acceptance into the DROP Program:

Mr. Jones made a motion, seconded by Mr. Allen to accept the notice of retirement from Douglas L. Johnston, effective February 1, 2016, with acceptance into the DROP Program for a period not to exceed 2 (two) years

Vote on the motion: All yes. The motion carried.

8. Approval to Hire Police Officer:

Mr. Pirritano made a motion, seconded by Mr. Allen to approve hiring Kayla Miske as a full-time police officer, with a start date of January 26, 2016 for a one-year probationary period, with salary (\$51,500) and benefits as outlined in the police contract

Vote on the motion: All yes. The motion carried.

9. Personnel Matter – Police Department:

Mr. Pirritano made a motion, seconded by Mr. Allen to ratify disciplinary action as recommended by Chief of Police.

Vote on the motion: Dr. Cox, Mr. Allen, Mr. Pirritano – yes; Mr. Jones, no; Mr. Leslie, abstain. The motion carried.

10. Easement Agreement – Ann Drive Pump Station:

Mr. Jones made a motion, seconded by Mr. Pirritano to authorize the Chairman to sign the easement agreement with PA American Water for the Ann Drive pump station.

Vote on the motion: All yes. The motion carried.

11. Resolution No. 2016-1, Fee Schedule:

Mr. Allen made a motion, seconded by Mr. Jones to approve Resolution No. 2016-1, 2016 Fee Schedule.

Vote on the motion: All yes. The motion carried.

12. Update – Stormwater Issues, Diane Drive:

Mr. Bitner advised that the three property owners all installed drainage pipes of different sizes which causes runoff into the yard of 666 Diane Drive. He recommends that the Township replace these with an 18" pipe which would solve the drainage problem. He estimates the cost to be +/- \$5,000.

Mr. Jones made a motion, seconded by Mr. Leslie, to approve the installation of a new stormwater drainage pipe on Diane Drive.

Vote on the motion: All yes. The motion carried.

13. Discussion – Vehicle Weight Restrictions on Certain Roads:

Mr. Bitner said that with the Sunoco pipeline project there will be a lot of heavy equipment driving over Township roads. He feels there should be some weight restrictions and bonding on certain roads.

Atty. Jones explained the procedures necessary and that the restrictions would apply to anyone, not just Sunoco.

14. Ratify Snow Emergency:

Mr. Jones made a motion, seconded by Mr. Pirritano to ratify the declaration of a snow emergency from 7:00 p.m. January 22, 2016 to 8:00 a.m. January 25, 2016.

Vote on the motion: All yes. The motion carried.

15. Manager's Residency Requirement: (Tabled from reorganization meeting)

The Board discussed options for the residency requirement. Atty. Jones said there are two other areas in the ordinance that should be considered – setting manager's compensation and manager's authority to hire and fire. Mr. Leslie said his recommendations would be that the manager must be a PA resident but never need be a Township resident, that compensation be set by majority vote of the Board, and hiring and firing of employees be by the Board at the manager's recommendation. Mr. Jones said he feels the manager should be a resident.

The following residents spoke in favor of keeping the residency requirement: Kelly Minito; John Rossi; Damian Heidingsfelder; Connie Gaumer; Jay Pellman; Brenda Rossi.

Vicki Wickwire said the Board must make a decision on the residency requirement before the position is advertised. Atty. Jones said a compromise could be requiring the applicant live within 20 miles of the Township boundary.

Mr. Jones said he feels the ad should be placed now instead of waiting any longer. Atty. Jones said the requirements should be decided first so the applicants know exactly what they are applying for.

Mr. Pirritano said he is in favor of no residency requirement and finding the best candidate.

Dr. Cox said he is in favor of tabling this matter to the next meeting to give the Board members time to consider all the options. The other Board members concurred.

VII. OLD BUSINESS

Mr. Pirritano asked the status of moving the yard waste facility to the Mt. Zion property. Mr. Martin said the property has been surveyed and is under design by Rettew Associates. The building renovations will be addressed at a later time.

VIII. NEW BUSINESS

1. The Board discussed presenting plaques at the February meeting recognizing the service of Larry Shaffer on the Zoning Hearing Board and former supervisors Stanley and Minito.
Mr. Jones made a motion, seconded by Mr. Allen approving the plaque for Larry Shaffer.
Vote on the motion: All yes. The motion carried.
Mr. Jones made a motion, seconded by Mr. Pirritano to approve the plaques for Mr. Stanley and Mr. Minito.
Vote on the motion: Mr. Leslie, no; all others, yes. The motion carried.
2. Mr. Martin read a letter from the Red Land Food Bank thanking the Township for giving 25 Christmas food baskets for distribution to Township families. All the items in the baskets were donated by Township employees.
3. Mr. Pirritano said that a dog was recently hit by a car on Springers Lane and subsequently died. He said the speed limit is 35 mph and wondered if a speed study could be done. Chief Loper said he would look into accident reports in that area.

IX. APPROVAL OF MINUTES:

Mr. Pirritano made a motion, seconded by Mr. Leslie to approve the minutes of the January 4, 2016 meeting of the Board of Supervisors.

Vote on the motion: All yes. The motion carried.

X. RATIFICATION OF BILLS PAYABLE:

Mr. Jones made a motion, seconded by Mr. Allen to ratify payment of all Bills Payable as presented.

Vote on the motion: All yes. The motion carried.

XI. ANNOUNCE EXECUTIVE SESSION:

There will not be an executive session following this meeting.

XII. ADJOURNMENT

The meeting was adjourned at 8:57 p.m.