

BOARD OF COMMISSIONERS MEETING MINUTES

SEPTEMBER 8, 2009

The regular meeting of the Board of Commissioners of the Township of Upper St. Clair, duly advertised and posted in accordance with law, was called to order at 7:30 PM on Tuesday, September 8, 2009 in the Board of Commissioners' Meeting Room, Township Municipal Building, 1820 McLaughlin Run Road, Upper St. Clair, PA 15241. The Pledge of Allegiance was recited by all present.

PRESENT: Commissioner Mertz President
 Commissioner McElhinny Vice President
 Commissioner Dandoy
 Commissioner Del Re
 Commissioner Orchowski
 Commissioner Shimer

 Matthew R. Serakowski Township Manager
 Mark S. Mansfield Assistant Township Manager
 August G. Stache, Jr. Director of Finance
 Scott Brillhart Director of Planning & Community Development
 Irving Firman Township Attorney
 Ruthann Omer Township Engineer
 Diana Pifer Recording Secretary

EXCUSED: Commissioner Brown

PUBLIC: Approximately 10 people attended

REVIEW OF BOARD OF COMMISSIONERS' REGULAR MEETING MINUTES OF AUGUST 3, 2009

Commissioner Shimer moved to approve the meeting minutes of August 3, 2009. This was seconded by Commissioner Dandoy and carried with a 4-0-2 voice vote. Commissioners Mertz and McElhinny abstained from voting as they were not present for the August 3, 2009 meeting.

PUBLIC COMMENTS

There were no Public Comments.

OLD BUSINESS

There were no Old Business items.

NEW BUSINESS

RECOMMENDATION RE. SIGNAGE AND NAMING OF BOYCE MAYVIEW PARK COMMUNITY RECREATION CENTER

Commissioner Mertz stated that the Board of Commissioners had discussed the naming of the Boyce Mayview Park Community Recreation Center at the Informational and General Affairs Meeting on June 29, 2009 and the choice was narrowed down to either "Community Recreation Center" or "Community & Recreation Center."

Commissioner Mertz explained that when the goals were established for the park, the Board had expressed their desire to make it a regional park. He indicated that he believes that not including Boyce Mayview or Boyce Mayview Park in the name could cause the park to lose its regional flavor. He also provided comments regarding the Regional Asset District (RAD) funding and the naming rights of the recreation center.

Commissioner McElhinny stated that it is her opinion that everyone will continue to call the building the "Rec Center" as it has casually been called for quite some time. She indicated that she would be comfortable with naming the building the Recreation Center at Boyce Mayview Park. She provided additional comments regarding RAD funds, naming rights and the marketing for non-resident members.

Commissioner Dandoy stated that his first instinct was to name the building the Community & Recreation Center as he considers both entities important and it would be an easy transition to add a person or company's name as a sponsor. He indicated that he was not as concerned regarding the regional aspect as the citizens of the Township are paying taxes for the recreation center.

Commissioner Del Re indicated that if the Board believes that the name will make a difference in recruiting non-residents, then the regional aspect should be taken into consideration. He also provided comments regarding the possibility of including Allegheny County in the name and the impact of RAD monies.

In response to Commissioner Mertz's request, Mr. Mansfield reviewed RAD's funding process and Mr. Serakowski stated that RAD has made it very clear that they do not allocate monies to recreation centers.

Commissioner Shimer explained why he believes that the distinction between the community and recreation was important for functions that would be held at the center. He recommended that an ampersand be used and the center be named the Community & Recreation Center at Boyce Mayview Park. He added that including Boyce Mayview Park could possibly have more impact on RAD funding.

Commissioner Orchowski indicated that the Board's regional goal has already been achieved as the proposed entrance designation sign by Kolano Design is going to indicate "Boyce Mayview Park." He provided additional comments regarding Boyce Mayview Park's acreage, the unique recreation center, RAD funding and the naming rights for the building.

Ms. Tracey Buckman, 1535 Redfern Drive, explained the reasons why she thought the building should be named the Community & Recreation Center.

Mr. Bill Bates, 1185 Polaris Circle, provided comments regarding RAD funding and recommended that the Board consider naming the building the Boyce Mayview Commons. He indicated that he believes that there needs to be a separation between the building being a community center and a recreation center; however, does not think the formal naming will change what people will call the center.

MOTION TO NAME THE RECREATION CENTER THE COMMUNITY & RECREATION CENTER AT BOYCE MAYVIEW PARK

Commissioner Shimer moved to name the recreation center the Community & Recreation Center at Boyce Mayview Park. This was seconded by Commissioner Dandoy.

Commissioner Del Re confirmed that this had nothing to do with the signs that the Board will be approving for Boyce Mayview Park.

Commissioner Mertz stated that the Board is only voting on the naming of the building and not what will be printed on the signs.

Commissioner Orchowski stated once again that Boyce Mayview Park did not need to be added to the name as the proposed entrance sign by Kolano Design is going to indicate "Boyce Mayview Park." He stated that if the name is kept simple it will it would allow space for an individual or corporate naming right.

Commissioner Shimer stated that he could amend his motion to strike Boyce Mayview Park.

AMENDED MOTION TO MODIFY THE NAME OF THE RECREATION CENTER TO THE COMMUNITY & RECREATION CENTER

Commissioner Shimer moved to modify his prior motion to name the recreation center the Community & Recreation Center and to remove Boyce Mayview Park. This was seconded by Commissioner Dandoy.

Additional discussion ensued among the Board regarding the naming of the recreation center.

Commissioner Shimer withdrew his amended motion to modify the name of the recreation center to the Community & Recreation Center. He stated that his original motion to name the recreation center the Community & Recreation Center at Boyce Mayview Park will stand.

Commissioner Mertz stated that he would like to wait until Commissioner Brown arrives in order for him to have the opportunity to express his opinion and vote on the naming of the building.

MOTION TO TABLE THE DISCUSSION TO NAME THE RECREATION CENTER

Commissioner McElhinny moved to table the discussion to name the recreation center. This was seconded by Commissioner Orchowski and carried with a 6-0 voice vote.

RECOMMENDATION RE. NAMING OF DELGATES TO THE ALLEGHENY SOUTHWEST TAX COLLECTION COMMITTEE

Mr. Stache stated that the Department of Community and Economic Development (DCED) has assigned the Township and the Upper St. Clair School District to the Allegheny Southwest Tax Collection District for the Countywide Earned Income Tax Collection process. He explained that the governing board of this Tax Collection District (TCD) will be called the Tax Collection Committee (TCC) and will consist of appointed delegates from each local taxing entity within its district. He stated that according to the DCED Act 32 Countywide Tax Collection Timetable a local taxing entity's governing body needs to name its delegates and alternate delegates to the TCC by September 15, 2009; therefore, Resolution No. 1501 has been prepared naming the Director of Finance as the delegate for the Township, with the Township Manager and Assistant Township Manager, as the first and second alternate delegates, respectively. Mr. Stache also referred to a

worksheet completed by the DCED which indicated how the weighed vote was calculated for each taxing entity within the Allegheny Southwest TCD.

Commissioner Orchowski confirmed with Mr. Stache that this was a state mandate.

Mr. Stache stated that this was a state mandate and provided additional comments regarding the Countywide Earned Income Tax Collection process.

MOTION AND VOTE TO ADOPT RESOLUTION NO. 1501

Commissioner McElhinny moved to adopt Resolution No. 1501 approving the naming of August G. Stache, Jr., Director of Finance, as the delegate for the Township, with Matthew R. Serakowski, Township Manager, as first alternate delegate, and Mark S. Mansfield, Assistant Township Manager, as second alternate delegate, to the Allegheny Southwest Tax Collection Committee. This was seconded by Commissioner Shimer and carried with a 6-0 roll call vote.

RECOMMENDATION RE. RESOLUTION FOR MAYVIEW ROAD RIGHT-OF-WAY DEDICATION

Mr. Brillhart stated that the Pennsylvania Department of Transportation (PennDOT) requires adoption of a Resolution authorizing the Township Manager to sign the Deed Fee Simple that transfers the right-of-way acquired by the Township to PennDOT for the Mayview Road Improvement Project. He added that Staff is recommending that the Board approve Resolution No. 1502 to approve the Mayview Road Right-of-Way Dedication.

MOTION AND VOTE TO ADOPT RESOLUTION NO. 1502

Commissioner Del Re moved to adopt Resolution No. 1502 authorizing the transfer of the right-of-way acquired by the Township for the Mayview Road widening project to the Pennsylvania Department of Transportation. This was seconded by Commissioner Orchowski and carried with a 6-0 roll call vote.

RECOMMENDATION RE. APPROVAL OF CONTRACT

Mark Mansfield stated that Staff recommends that the appropriate officials be authorized to enter into the following contract for the Board's approval in accordance with Township Code:

Cargill, Inc.	Sodium Chloride	\$52.75 / ton (Approx. 5,500 tons)
North Olmsted, Ohio		(with three (3) additional option years)

MOTION AND VOTE TO APPROVE A CONTRACT FOR JOINT SODIUM CHLORIDE BID THROUGH SHACOG

Commissioner Dandoy moved to approve a contract for the Joint Sodium Chloride Bid through SHACOG with Cargill, Inc. This was seconded by Commissioner Shimer and carried with a 6-0 roll call vote.

OTHER BUSINESS

Commissioner Del Re stated that he was joined by Township personnel and representatives from Gateway Engineers this afternoon at the barn at Boyce Mayview Park to walk through the barn and evaluate the structure. He indicated that his personal observation was that the barn was well beyond its useful life, it would be cost prohibitive to restore, there may be a liability issue, the structure is

not safe, and there is a possibility of collapse. He indicated that the assessment needs to be done and then raze the building.

Mr. Serakowski stated that at the Board's Informational & General Affairs Meeting of August 31, 2009 the Board requested that he, along with Commissioner Del Re and the site engineer from Gateway Engineers, evaluate the barn structure. He explained that what they determined was that there was not so much a water issue as it was major structural issues. He stated that it was their intention to take a look at the numbers that were prepared in 2006 and attempt to update the numbers for 2009 and 2010. Mr. Serakowski provided additional comments regarding the roof structure, which was in good shape, and the areas underneath which were damaged. He indicated that Staff will have to wait for the feedback from the structural engineer and then a meeting will need to be scheduled with the Township Engineer and structural engineer to discuss. He stated that all of the heavy equipment has been moved out of the facility and that the only remaining items on the first floor are a few carts and recycling containers. He also added that before Staff could consider demolition or renovation there must be a determination regarding lead paint, asbestos, and if the animal remains have directly impacted the structure.

Mr. Bill Bates, 1185 Polaris Circle, stated that the barn had already been evaluated by Wallace, Roberts & Todd (WRT) in the late 1990's when he was a Township Commissioner and that he had the report available to share with the Board.

Discussion ensued among the Board.

Commissioner Mertz confirmed with Mr. Serakowski that Staff needs the report from the structural engineers regarding the barn, that they will use WRT's report which was prepared in the late 1990's as a resource, and that they will get back to the Board as quickly as possible so that this item can be put back on the agenda for discussion.

Commissioner Shimer asked if the Board will be informed as to the hazardous waste issues and if Gateway Engineers will estimate the teardown costs.

Mr. Serakowski indicated that Staff has only taken steps to determine what needs to be done to the barn; however, if the Board wishes Staff to determine if there is lead paint, asbestos, and how the animal remains have directly impacted the structure, this can be addressed. He added that, regarding the teardown costs, this information will be available from the engineer's report.

Commissioner Mertz stated that he hopes that WRT's report will be valid and that the Board does not want to incur any additional costs at this time. He confirmed with Mr. Serakowski that this will be completed as soon as possible.

Commissioner Orchowski stated that there was a Budget & Finance Committee meeting which preceded this meeting and the committee reviewed the Comprehensive Annual Financial Report for 2008. He added that the next Budget & Finance Committee meeting will be held on Monday, September 21, 2009 at 5:00 PM.

At this point, Commissioner Mertz asked for a motion to continue the discussion regarding the naming of the recreation center.

MOTION AND VOTE TO CONTINUE DISCUSSION RE. SIGNAGE AND NAMING OF BOYCE MAYVIEW PARK COMMUNITY RECREATION CENTER

Commissioner Del Re moved to continue the discussion Re. Signage and Naming of Boyce Mayview Park Community Recreation Center. This was seconded by Commissioner McElhinny and carried with a 6-0 voice vote.

Discussion ensued among the Board.

In response to Commissioner Del Re's question, Commissioner Mertz clarified that the Board is only voting to name the building at this time and the signage is a separate issue.

VOTE TO NAME THE RECREATION CENTER THE COMMUNITY & RECREATION CENTER AT BOYCE MAYVIEW PARK

The motion to name the recreation center the Community & Recreation Center at Boyce Mayview Park carried with a 5-1 roll call vote. Commissioner McElhinny cast the negative vote.

ADJOURNMENT

Following a motion for adjournment by Commissioner Shimer and a second by Commissioner Dandoy, which carried with a 6-0 voice vote, the meeting was adjourned at approximately 8:55 PM.

Diana M. Pifer
Recording Secretary
September 2009