

MINUTES
Cecil Township Board of Supervisors Meeting
Monday, March 7, 2022

Call to Order:

The Monday, March 7, 2022 Board of Supervisors' Regular Monthly Meeting was called to order at 7:00 PM by Board Chairperson Supervisor Cindy Fisher.

At this time, Board Chairperson Supervisor Cindy Fisher announced the Board had a brief Executive Session prior to the meeting to consult with the Township Solicitor regarding the Conner Samuel well pad.

Members in attendance included:

- Supervisor Cindy Fisher
- Supervisor Frank Egizio
- Supervisor Tom Casciola
- Supervisor Ron Fleeher
- Supervisor Darlene Barni

In addition:

- Donald A. Gennuso, Township Manager
- Chief of Police Shawn Bukovinsky
- Planning Director/Assistant Township Manager Jacque King
- Engineer Dan Deiseroth of The Gateway Engineers
- Attorney Gretchen Moore, Township Solicitor
- Public Works Director Bill Bottorff
- Fire Chief Noel (Mac) McMullen
- 36 Residents in Attendance

Citizens' Comments:

Comments will be taken at this time for any item to be voted on by the Board that appears on the agenda. General Township comments or questions will be addressed after Board of Supervisors Discussion of Old Business. **PLEASE STEP TO THE MICROPHONE AND STATE YOUR NAME AND ADDRESS FOR THE RECORD.**

There were no Citizens' Comments

TO CECIL TOWNSHIP RESIDENTS: The Cecil Township Board of Supervisors **will hold their monthly meeting on Monday, March 7, 2022, at 7:00 pm.** Meeting Agenda will be available on our website www.ceciltownship-pa.gov **prior to the meeting.** This meeting is open to the public. Seating is preset to social distancing requirements and should not be moved by attendees for any reason.

If you are uncomfortable attending the meeting in person, we will stream the meeting live at 7:00 pm on our YouTube Channel: Cecil Township PA. The meeting agenda will be available prior to the meeting and comments about **agenda items can be made via email: comments@ceciltownship.com**

Board Chairperson Supervisor Fisher read through the ANNOUNCEMENTS

ANNOUNCEMENTS:

Pavilion Rental for NON-RESIDENTS is Friday, March 11, 2022, beginning at 8:00 am.

Cecil Township Historical Society will hold their monthly meeting on Wednesday, March 16, 2022, at 7:00 pm in the meeting room of the municipal building.

Spring Craft & Vendor Show – Saturday, March 26, 2022, from 9:00 am to 2:00 pm at the Cecil Township VFC #3 Fire Hall, 3351 Millers Run Road (Route 50) Cecil, PA. Over 35 Crafters & Vendors. \$30 for an 8 foot table. For information, contact ladiesauxiliarycecil@gmail.com or Ruthie at 724-746-3477.

The Cecil Township Parks & Recreation Board will sponsor an Easter Egg Hunt on Saturday, April 9, 2022, from 10:00 am to 1:00 pm. Registration form will be posted in Cecil Comm-UNITY Parks & Recreation page and on the Township’s website. The event is open to Cecil Township residents ages 12 and under. Age groups will be assigned a start time, the start time will be indicated on the registration form.

The Cecil Township Parks & Recreation Board will sponsor a Fishing Derby on Saturday, April 30, 2022, from 10:00 am to 1:00 pm. Event is open to Cecil Township residents only ages 3 to 12. Registration form will be posted in Cecil Comm-UNITY Parks & Recreation page and on the Township’s website at the end of March. Please arrive between 9:30 am and 9:45 am to check in at the registration table near the concession stand. Information and instructions will be presented at 9:45 am; Derby starts at 10:00 am.

DISCUSSION ITEMS:

- 1. Review The Request For Local Delivery by MinerD and Sons, Inc. Along Baker Road**

Dan Deiseroth addressed this item noting Don Gennuso received a request from MinerD & Sons, Inc. requesting relief from local delivery restrictions against the recent ordinance that was recently passed for Baker Road. Dan Deiseroth noted the company provided information why they would qualify. Board Chairperson Supervisor Fisher noted there is no formal vote and she requested the Board Members send an email to Don Gennuso on their thoughts for this request.

DISCUSSION ITEMS: (continued)

2. Review The Request For A Stormwater Consistency Letter From The Cool Valley Consultant For Their Application For A Joint Permit

Dan Deiseroth addressed this item noting he received a call in February from GAI requesting this letter. Dan Deiseroth explained the process. The Board agreed it would be okay to supply the letter as long as 100% of the cost of engineering and solicitor fees are paid up front.

3. Review The Plan From PennDOT For The Completion Of Stream Restoration Through The Township Park Along Millers Run

Dan Deiseroth addressed this item noting the required MS4 Permit and the completion of a pollution reduction plan. He noted that PennDOT is ready to proceed and that an agreement is necessary that the Township will maintain the stream once the restoration is installed. The work will be done in the stream and along the bank. Supervisor Egizio inquired of Bill Bottorff about the maintenance. Mr. Bottorff noted it is minimal maintenance.

4. Discuss Submitting An Application For An LSA Grant With No Matching Funds For A Salt Storage Building At The Public Works Site Along Klinger Road

Dan Deiseroth addressed this item and explained there is a \$130 million grant through the DCED and noted it is due on the 15th. By a general consensus of the Board, it was agreed to make application for the grant.

5. Review Letter From Stewart Contracting Regarding the Public Works Project

Dan Deiseroth addressed this item noting a letter was received from Mike Stewart requesting a change order for fuel escalation. There was discussion regarding the request and it was noted the increase in costs are being experienced all over.

RESOLUTIONS:

#54-2022 BY A GENERAL CONSENSUS OF THE BOARD, MONDAY, MARCH 21, 2022, AT 7:30 PM WAS SET AS A DATE AND TIME FOR A PUBLIC HEARING REGARDING REZONING APPLICATION #2021-0033 FOR SILVERCREEK. LOCATION: SILVERCREEK LANE, McDONALD. REQUESTED CHANGE FROM R-1 LOW DENSITY TO R-2 MEDIUM DENSITY RESIDENTIAL ZONING DISTRICT. APPLICANT: MARONDA HOMES.

#55-2022 MOTION AND A SECOND TO TABLE REZONING APPLICATION #2021-0039 FOR 0 WEST END DRIVE, McDONALD. REQUESTED CHANGE FROM R-3 VILLAGE RESIDENTIAL TO C-1 GENERAL COMMERCIAL ZONING DISTRICT. APPLICANTS: RON AND LYNN GAGLIA.

Jackie Cargnoni was present and addressed the Board on behalf of the rezoning request. Board Chairperson Supervisor Cindy Fisher recommended tabling this item and allowing the applicant to submit additional information before the Board renders a decision. Ms. Cargnoni was instructed to come in front of the Board of Supervisors on Monday, March 21, 2022, at 7:30 pm.

ALL FIVE (5) BOARD MEMBERS IN ATTENDANCE VOTED AYE TO TABLE THIS ITEM.

#56-2022 MOTION AN A SECOND TO APPROVE CONDITIONAL USE APPLICATION #2022-0002, FOR NEW HOME CONSTRUCTION AT 21 MUSE-BISHOP ROAD, CANONSBURG, IN THE C-2 CONVENIENCE COMMERCIAL ZONING DISTRICT. APPLICANT: ROBERT MIKULSKI. THE PLANNING COMMISSION RECOMMENDED APPROVAL ON FEBRUARY 17, 2022.

ALL FIVE (5) BOARD MEMBERS IN ATTENDANCE VOTED AYE.

#57-2022 MOTION AND A SECOND TO ADOPT THE STANDARD DEP RESOLUTION FOR THE SEWAGE FACILITIES PLANNING MODULE FOR THE ELISH PLAN OF LOTS. THIS PLANNING MODULE PROPOSES ON-LOT SEWAGE SERVICING 2 RESIDENTIAL LOTS, AND HAS BEEN APPROVED BY THE WASHINGTON COUNTY SEWAGE COUNCIL. LOCATION: TARR HEIGHTS DRIVE, CANONSBURG, R-2 MEDIUM DENSITY RESIDENTIAL ZONING DISTRICT. APPLICANT: GEORGE ELISH.

Dan Deiseroth addressed this item noting this is one parcel being divided into two and the Planning Module is in order.

ALL FIVE (5) BOARD MEMBERS IN ATTENDANCE VOTED AYE.

#58-2022 MOTION AND A SECOND TO ACCEPT THE CECIL TOWNSHIP PLANNING AND ZONING 2021 ANNUAL REPORT. THE REPORT RECEIVED PLANNING COMMISSION APPROVAL ON FEBUARY 17, 2022.

ALL FIVE (5) BOARD MEMBERS IN ATTENDANCE VOTED AYE.

#59-2022 MOTION AND A SECOND TO APPROVE THE DEVELOPMENT AGREEMENT FOR GRADING BETWEEN SPB HOLDINGS, LLC AND CECIL TOWNSHIP.

Dan Deiseroth addressed this item and noted it is Tom Robinson's property off Morganza Road and along Southpointe Blvd. interchange.

ALL FIVE (5) BOARD MEMBERS IN ATTENDANCE VOTED AYE.

RESOLUTIONS: (continued)

#60-2022 MOTION AND A SECOND TO AUTHORIZE BIDDING OF THE MONTOUR TRAIL CONNECTION TO RESERVE DRIVE.

Dan Deiseroth addressed this item and presented an overhead noting it is ready to go
ALL FIVE (5) BOARD MEMBERS IN ATTENDANCE VOTED AYE.

#61-2022 MOTION AND A SECOND TO AWARD THE COLEMAN ROAD RETAINING WALL PROJECT TO SLUSARCZYK EXCAVATING, LLC IN THE AMOUNT OF \$90,780.

ALL FIVE (5) BOARD MEMBERS IN ATTENDANCE VOTED AYE.

#62-2022 MOTION AND A SECOND TO ADOPT THE STANDARD RESOLUTION FOR SUBMISSION OF AN LSA GRANT FOR THE CONSTRUCTION OF A SALT STORAGE BUILDING AT THE PUBLIC WORKS SITE ALONG KLINGER ROAD.

ALL FIVE (5) BOARD MEMBERS IN ATTENDANCE VOTED AYE.

#63-2022 MOTION AND A SECOND TO TABLE ORDINANCE #2-2022, AN ORDINANCE MODIFYING THE UDO BY DELETING AND REPLACING SIGN REGULATIONS.

ALL FIVE (5) BOARD MEMBERS IN ATTENDANCE VOTED AYE TO TABLE THIS ITEM.

#64-2022 MOTION AND A SECOND TO ACCEPT THE CONTRACT WITH BULLDOG TREE SERVICE IN THE AMOUNT OF \$16,875 FOR THE REMOVAL OF FOUR (4) TREES AFFECTING VEHICLE TRAFFIC ON NORTH DePAOLI ROAD.

ALL FIVE (5) BOARD MEMBERS IN ATTENDANCE VOTED AYE.

#65-2022 MOTION AND A SECOND TO APPROVE A ONE (1) YEAR CONTRACT WITH FAIRFIELD LANDSCAPING FOR TURF APPLICATIONS AT THE THREE (3) FIELDS OF KLINGER PARK AT A COST OF \$11,427.50.

Board Chairperson Supervisor Cindy Fisher noted that CMYSA would no longer be participating in field maintenance. Additionally, she noted, the field has been rented out for a day in April and future rentals of the fields will recoup these funds. She noted the rates of hourly rentals for fields in North Strabane and Southpointe Fieldhouse.

ALL FIVE (5) BOARD MEMBERS IN ATTENDANCE VOTED AYE.

RESOLUTIONS: (continued)

#66-2022 MOTION AND A SECOND TO AUTHORIZE THE SOLICITOR TO FILE LAWSUIT RELATED TO TERMINATION OF KLINGER PARK LICENSE AGREEMENT, IF A SETTLEMENT AGREEMENT CANNOT BE REACHED BY THE END OF NEXT WEEK.

Board Chairperson Supervisor Cindy Fisher stated the Township and CMYSA are currently deadlocked in the Klinger Park Agreement noting the Association believes they have complete control regarding use of the Klinger Park fields; however, the fields are not being used every day and the Township is losing significant funds due to the CMYSA not being charged, and as well as losing development of the park. Kristal Gable of 112 Latimer Avenue, Strabane, PA addressed the Board and read from a prepared statement that pled their case. Ms. Gable noted she was representing the CMYSA.

There was discussion between Ms. Gable and Board Chairperson Supervisor Cindy Fisher with Supervisor Fisher providing counter points and dismissing some of the points brought up by Ms. Gable as not factual. There was also discussion regarding the lack of communication between the Township and CMYSA.

Resident and member of CMYSA Mr. Paul Marks of 120 Briwood Drive addressed the Board of Supervisors regarding the past meetings that were held and lack of their entire Board being present. Mr. Marks inquired as to the possibility of starting talks over with new members of their Board. There was continued discussion regarding past emails that went back and forth between Supervisor Fisher and CMYSA's president regarding future promises that did not occur. Supervisor Fisher noted that CMYSA sends out an email stating their fundraising of \$40/family goes for the development of Klinger Park but the Township has not seen any funds nor any improvements to the fields.

ALL FIVE (5) BOARD MEMBERS IN ATTENDANCE VOTED AYE TO TABLE THIS ITEM.

#67-2022 MOTION AND A SECOND TO AWARD THE BID FOR A 2015 FORD EXPLORER TO ROBERT SIMONELLI IN THE AMOUNT OF \$4,102.

ALL FIVE (5) BOARD MEMBERS IN ATTENDANCE VOTED AYE.

#68-2022 MOTION AND A SECOND TO AWARD THE BID FOR A 2006 FORD EXPLORER TO WILLIAM KINDER IN THE AMOUNT OF \$1,750.

ALL FIVE (5) BOARD MEMBERS IN ATTENDANCE VOTED AYE.

#69-2022 MOTION AND A SECOND TO APPROVE THE TRADE-IN OF A 2010 CAST 580 SUPER M3+ BACKHOE TO GROFF TRACTOR IN THE AMOUNT OF \$28,000. THE UNIT WAS ADVERTISED FOR SALE ON MUNCIBID WITH ZERO (0) BIDS.

ALL FIVE (5) BOARD MEMBERS IN ATTENDANCE VOTED AYE.

#70-2022 MOTION AND A SECOND TO APPROVE THE TRANSFER OF CECIL TOWNSHIP PARCEL ID #140-007-00-00-0008-02 TO SOUTHBRIDGE EMS PENDING A POSITIVE LEGAL OPINION.

ALL FIVE (5) BOARD MEMBERS IN ATTENDANCE VOTED AYE.

RESOLUTIONS: (continued)

#71-2022 MOTION AND A SECOND TO APPROVE THE PROPOSAL BY TOSHIBA FOR A THIRTY-NINE (39) MONTH LEASE FOR ONE (1) HP XL3600 MFP LARGE FORMAT PRINTER AT A MONTHLY RATE OF \$546.81. THIS PROPOSAL IS A COSTARS CONTRACT ITEM #001-055. ALL FIVE (5) BOARD MEMBERS IN ATTENDANCE VOTED AYE.

#72-2022 MOTION AND A SECOND TO APPROVE THE PURCHASE OF TWO (2) FORD SUV POLICE VEHICLES FOR \$85,570 AS PER THE APPROVED 2022 BUDGET. THIS IS A COSTARS PURCHASE. ALL FIVE (5) BOARD MEMBERS IN ATTENDANCE VOTED AYE.

#73-2022 MOTION AND A SECOND TO APPROVE THE MINUTES FROM THE MONDAY, FEBRUARY 7, 2022, MONTHLY MEETING OF THE CECIL TOWNSHIP BOARD OF SUPERVISORS. ALL FIVE (5) BOARD MEMBERS IN ATTENDANCE VOTED AYE.

#74-2022 MOTION AND A SECOND TO APPROVE THE GENERAL FUND INVOICES FROM FEBRUARY 1 THROUGH FEBRUARY 28, 2022. ALL FIVE (5) BOARD MEMBERS IN ATTENDANCE VOTED AYE.

At this time, Board Chairperson Supervisor Cindy Fisher addressed an issue regarding the recent lane change (to merge right instead of left) on SR50 noting that there was no previous notice given to the Township or the Police Department. She added there has been conversation back and forth between Representative Ortity's office and PennDOT. Representative Ortity's office suggested that the Township contact PennDOT and invite them here to a public meeting. Additionally, Supervisor Fisher requested that Dan Deiseroth pull the traffic study that Wooster did for Silvercreek and have Mike Haberman look at it and if needed, that Gretchen Moore send a letter to PennDOT.

Supervisor Fleeher stated, because of the flooding, PennDOT will be in the Township next Monday to clean out all the storm sewers along SR50 from North DePaoli to the end of the 2 lanes,

CITIZENS' COMMENTS

Resident Nancy Marshall of 45 Tomahawk Claim Lane submitted a signed petition with 62 signatures to not rezone Hillside until a fix for Reissing Road is identified with firm dates and funding. Ms. Marshall read the petition. Supervisor Fisher noted the information from the workshop that was previously held and stated the Board's concerns were the same and they were relayed to the developer. Dan Deiseroth noted there are some things that can be done regarding the issues.

CITIZENS' COMMENTS (continued)

Resident Ed Badia of 22 Birch Way addressed the Board and inquired about the status of the Patty Mowry situation. Solicitor Gretchen Moore addressed his inquiry noting it is settled and discontinued. She added there was a Settlement Agreement (that is a public document) that the Board voted on at the last meeting and both suits have been discontinued. Additionally, Mr. Badia inquired as to the total amount of legal fees that were spent. Solicitor Moore responded she did not have a tally for that information. Mr. Badia also commented that the PA system is terrible.

Marion Miller, owner of 3240 and 3242 Millers Run Road addressed the Board regarding the stormwater issues on her property. Mrs. Miller noted she has photographs of the damage to the property as a result of the stormwater issues. Additionally she reported an estimate she has to make the repairs is \$42,000 and that insurance does not cover that type of damage created by water coming in from the outside. Mrs. Miller also noted there is mold in the building. Mrs. Miller noted they put in a curb in front of the building and also they installed a new pipe in front of the building. She also inquired if restitution was available through the Township. Dan Deiseroth added that a possible improvement at DePaoli to bring the storm sewer down along South DePaoli and running it into the creek would help correct the water run off. Dan Deiseroth elaborated on a possible fix regarding installation of an additional storm sewer. Supervisor Fisher noted the Township is limited what they can do on private property and a state road. Supervisor Fisher suggested Mrs. Miller have Representative Ortity talk to PennDOT on their behalf. Supervisor Fisher requested some time to see if they can come up with a solution and set up a meeting. Mrs. Miller also noted about the possibility of the Developers' being able to provide restitution if problems arise due to their actions.

At this time Supervisor Barni requested a moment of silence for long time resident Anna Coen, an advocate of local government, who recently passed away.

ADJOURNMENT:

With no further business to come before the Board, the meeting was adjourned by Chairperson Supervisor Cindy Fisher at 8:45 pm.