

**MINUTES
SCOTT TOWNSHIP
BOARD OF COMMISSIONERS
301 LINDSAY ROAD, MAIN MEETING ROOM
SCOTT TOWNSHIP, PA 15106
AGENDA MEETING
JUNE 9, 2015**

The meeting was called to order by President Jason at 7:30 p.m. Mr. Giudici then led all present in prayer and pledge to the flag.

Roll Call:

Patricia A. Caruso	Present
Eileen Meyers	Absent
Thomas M. Castello, Esq.	Present
Stacey Altman	Absent
Donald Giudici, Vice President	Present
Craig C. Stephens, Esq.	Absent
David G. Calabria	Present
William Wells	Present
David A. Jason, Vice President	Present

PRESENT - 6

ABSENT - 3

ALSO PRESENT:

Robert McTiernan, Esq., Solicitor, Tucker Arensburg, PC
Lawrence Lennon, P.E., Lennon, Smith, Souleret Engineering
Randy Lubin, Director of Public Services
Robert Fischer, Building Inspector/Code Enforcement Officer
Kathleen Gazda, Assistant Secretary
Chief James Secreet

Pool Status Report

Laura Hartman (Pool Advisory Committee) said she thinks things are progressing nicely. Last week they received county and state permits to begin construction. The Engineer is ready to submit the final specs at the next meeting and it will be ready to send out to bid. They discussed moving the slide to the other side of the pool. This one little change will open up more space in the shallow section.

They are also talking about having a pool party at the end of the season as a celebration.

Mr. Castello said the pool party on August 16 would be two faceted – to blow up the old pool and start the new one.

Mr. Wells asked if it would look similar to Mt. Lebanon's.

Mrs. Hartman said it will be similar. They have two offshoot sections and diving wells. Scott's will have play equipment and a nice entertainment area in the shallow section, two climbing walls in the deep end and a double slide.

Mr. Wells said he was up there looking around and they have a very nice pool.

Mrs. Hartman said they will have the same dimensions but they have the high dive with a deep diving well there. This will save a little on insurance.

Mr. Wells asked if they really want it heated. He asked if they can heat it at the beginning of the year and then shut it down.

Mrs. Hartman said they are told by experts that they can heat it fast or they can heat it slowly. They will be able to have both so it is not arctic. She said there is a big difference in water temperature when it is warm at night.

Mr. Jason said they can discuss that after the pool is opened.

Mr. Castello said if there are warm nights, it stays warm. If it is 50 degrees at night, it will be cold. He asked Mr. Lennon if they are on target.

Mr. Lennon said yes.

Mr. Wells asked if the borings are okay.

Mr. Lennon said they did not find a void. The risk for the new pool is the same as for the old pool. They drilled into the mine and found coal filler. That tells them that it is not deteriorating, but they cannot quantify it.

Mr. Wells asked if they will drain the new pool.

Mrs. Hartman said they do not drain pools.

Mr. Calabria asked why they drain the current pool.

Mrs. Hartman said it is just an old school process that was carried on.

Planning, Zoning and Code Enforcement

Solicitor's Report

Engineers Report

Storm and Sanitary Sewer Report

ACHD/EPA Administrative Consent Order

Feasibility Study.- They did receive a letter from the Allegheny County Health Department on June 20, 2014. There were 2 sections: 1) Municipal Conveyance Capacity summarizes findings and recommendations of the Scott Township study and 2) ACO Compliance states the ACHD reviewed Scott Township's Feasibility Study and determined that it includes these minimal requirements. The ACHD did not comment on implementation of the Feasibility Study.

ALCOSAN Wet Weather Plan – this is submitted six months in advance of the Feasibility Study.

US EPA Presentation – showed a \$4 Billion plan that achieves compliance with the water quality requirements and a \$3.6 Billion plan does not achieve compliance but they described as affordable. It is the \$3.6B Plan that they want to implement.

Comments made by EPA Administrator:

1. Regionalization and flow reduction are key elements of the plan moving forward.
2. History: CD negotiations restrained by two issues:
 - a. No flow reduction on municipal systems. ALCOSAN must accept all flow per agreement.
 - b. No desire to pursue regionalization

They are going to review progress on flow reduction and regionalization every six years. They expect significant progress in regionalization. They are not talking in terms of ALCOSAN taking over all sewers in county. They do expect that the flow reduction will be reduced. The basis of the feasibility study as submitted is wrong. The Z Agreement with ALCOSAN is that they will accept whatever is sent to them and they should be setting goals for the municipalities to meet. It was a significant presentation with some large issues.

Sewer Committee Meeting – they had a Sewer Committee meeting yesterday morning.

MS4 Phase II Stormwater – there are two ordinances they are working on; the Flood Plain Ordinance and the MS4 Operation and Maintenance Ordinance and a Stormwater Ordinance.

Finley Avenue Sanitary Sewer Connection – that work has been completed and they expect to have an invoice for the next meeting.

Public Works Report

Swallow Hill Road/Rockfield Road Reconstruction – the work on Rockfield is complete. Golden Triangle Construction has completed Phase I of the project from Lindsay to Scrubgrass. They have implemented Phase II closure and MPT plan. They are expecting to have the job done the first week of August.

The issue of the roughness discussed at the June meeting was brought to the Contractor's attention. The section in question was tested with a 10 foot straight edge and was found to be within Penn DOT tolerances. But the contractor said it was good enough for them. They will level the road to be sure the high spots are taken care of. They were very cooperative and very protective of their reputation. They did submit Partial Payment Request No. 5 in the amount of \$216,234.90. They have reviewed it and recommend payment. They also submitted Change Order No. 2 for changing the traffic paint to epoxy paint.

FEMA Flood Insurance Rate Map Changes – the changes to the flood insurance rates based on risk was suspended temporarily by Congress, but the rates are going to increase significantly. The only thing that can help rates is the Community Rating System, a plan FEMA has in place. If as a community, they enter into this program, there are 18 activities to earn point and the residents will have the benefit of the rate reduction program. If they get 2,000 points they might get a 20 per cent reduction. One of the activities is for the community to adopt a Stormwater Management ordinance. Scott Township has had a Stormwater Ordinance in place for many years. The question is whether the township would want to participate.

Mr. Jason said he thinks it is worth pursuing. He asked Mr. Lennon to look into the cost to the township to participate.

Mr. Lennon said this is just an awareness discussion. It is not clear if they have to participate in each of the 18 activities. There is a 900 page program they are just digging into. The program has to be adopted by the community but there is an expense with surveys and certifying the elevations.

Mr. Calabria said it would be less expensive to have Larry go out and survey an entire area, rather than going out on a one-by-one basis.

Mr. Wells said they would have to be in a designated flood hazard area; not just an area that flooded. On a \$100,000 home, the flood insurance could run 10 per cent or \$10,000 a year. With a 10 or 20 per cent discount, it is still \$8,000 or \$9,000.

Mr. Giudici said banks could require that they carry flood insurance and the costs would be so high they wouldn't be able to sell them. They would be paying the price of their homes every ten years.

Mr. Lennon said there is a list of 300 property owners whose property is in a designated flood area. They are being notified by the township of the increase of rates and the changes.

CDBG Year 40 Final Applications– they did receive notification from SHACOG they were awarded the 216 Noblestown Road demolition project in the amount of \$11,000 or 50 per cent of construction cost.

2014 Capital Infrastructure Paving Improvements – the contractor started the week of May 26 and has multiple crews working on multiple roads. Currently they are 75 per cent complete. Contractor has submitted Partial Payment Request No. 1 in the amount of \$709,758.39. It is in order and they are making recommendation for payment.

2014 Roadway Improvement Program – the milling, base repair and binder work has been completed on all work except Ryan Drive. There is some additional base work they need to do on Swallow Hill.

2013 Roadway Improvement Project – all work is completed with the exception of lawn restoration and retainage is being held for this. A field review was held with the contractor on May 15, 2014. They will have another final review with the contractor before they close this out.

Mr. Castello said they received information from Duquesne Light that they would be paving several roads in the township and would do the entire road if the township is willing to pay half the cost in the amount of \$16,000. Stacey graciously gave the money out of her road program.

Mr. Lennon said they will make that adjustment in the final quantities.

Township Garage (Bartley Way Subdivision Plan – the field property survey work has been completed. The work remaining includes computation of boundaries, confirmation of adjacent property lines, and preparation of a property drawing and setting off corners.

Vanadium Storage – they have a draft developer’s agreement being reviewed by John Vogel

Ryan Drive Slope Stabilization – The DEP GP-3 permit has been submitted for approval. Tentatively the project will be advertised in July with a bid opening in August, pending the DEP permit approval.

Short Street Gabion Wall – work is pending as authorized.

Idlewood Avenue Bridge – Representative Kotik provided a grant application for the bridge. They provided additional information requested by the Representative in support of a funding request.

Mr. Jason said Representatives Kotik and Mustio are trying to help but it is tough to get money for bridges from the state.

Finance Committee Report

Discuss ratifying advertisement for RFP for ladder truck

Mr. Castello said this is ready to advertise. He said to put it on the agenda to ratify.

Public Safety Committee Report

Public Works Committee Report

Mr. Stephens said they would have a committee meeting in September.

Environmental Committee (Sewer Committee)

Discuss recent storm (Calabria)

Mr. Jason asked that any residents with sanitary backups make their comments first. He also asked that they keep comments to two or three minutes. They are going to try to help them.

Mr. Calabria said they just wanted to put a face next to the addresses.

Madeline Paul of 128 Orchard Spring Road said she has lived there 56 years and has been flooded nine times. Only twice really bad and wants to do something about the cause. Glenn Shipley told her that

she had two choices; to buy a boat or move. She appreciates the help she received from the Chief and his officers. She said she lost everything. She would be glad to sign any petitions or testify for anyone.

Mr. Jason said this is a sanitary sewer issue and the township has an obligation to correct it.

Mrs. Paul said she talked to several people and finally did get a follow up. Forty years ago, the township guys came in and took care of everything in two days. The reason she lost everything was that she had to wait so long to get help.

Art Duva of 2018 Borland Road. He has lived there 26 years and has been flooded five times. He has had engineers there and told it is an easy fix. His drain is an add-off and he has to go out when it rains to pop the man hole. Unfortunately this year he was away. It's a simple solution and the house next to him starts a new run. All they need to do is tap into that.

Mr. Calabria said the repair has been approved and the engineer will be out to look at it.

Betty Ritson of 352 Rockhill Road said she had over a foot of sewage in her house. She is told 356 is connected to Elmbrook and they got over three feet. This is eight times in 42 years that she has had sewage back-up. The people on the left side are affected and the people on the right are not. She has an article from the Almanac dated July 5, 1995 where a resident complained that they continuously resurface Rockhill Road and now there are no curbs left. The road surface is so high that stormwater is not draining the way it should. Residents went to Harrisburg in 1954 when they were having flood problems and the health department insisted they add auxiliary lines to sewer lines.

Mr. Lennon said when that subdivision was built, they were experiencing flooding and they put a 12 inch directly above them.

Mrs. Ritson asked if they are maintained.

Mr. Lennon said he thinks they are maintained. That area was effectively swamps and roadway run off is an issue, but it is a complicated problem and an expensive fix. Their recommendation in the 90's was to build an entire new sewer system. They board felt they could not force the residents to pay for the private laterals for the system to work. The average cost was \$3,500.00. In the early 90's every commissioner wanted an inch of asphalt on their roads and it did build up.

Mrs. Ritson said she was told to increase her back-up insurance. She asked how she will sell her house in the future.

Mr. Stephens said a back flow preventer might help. She should talk to a plumber about that.

Mr. Lubin said a back flow preventer might be affected by a French drain.

Mr. Jason said there is a bigger problem there that the township has to look into.

Fred Taylor of 34 Cynthia Drive said a neighbor came to him today to ask him how to pop the top of a manhole. He went out to show him and there was five to six feet of water in the manhole. Randy said

they had forced water in to wash it out but now it is not draining. With the rain they had tonight the water rose six to eight inches. Yesterday he suggested they run a camera in there and he hopes they come to a conclusion to straighten this situation out. He has been popping the sewer and it has kept the water out of his basement. Some neighbors haven't been that fortunate and they are getting very nervous.

Beth Tomasovich of 1707 Berkwood Drive said this is the second time in less than a year that she has three feet of water and lost a new car. She told the township about her neighbors putting in a new sewer line into the street. She hired an engineer because she cannot go through this every year. She asked the board to please come up with a solution.

Mr. Lennon said it would cost \$1,400,000 to repair.

Mr. Jason said this is a home they might have to purchase. It is a difficult, expensive fix.

Mrs. Tomasovich said she just wants to get out of there because she cannot go through this every year.

Mr. Calabria said before she does anything she could bring the recommendations in for Larry to look at it.

Mr. Lennon said he cannot do that. He represents the township. She has a professional engineer with experience in hydraulics.

Vince Fera of 415 Pinetrees Drive said this is the second time this year and the third time in two years that they have flooded. This was the worst. It did not just affect his residence. It affected the neighbors on either side and the neighbor across the street. Last year they spent \$20,000 to fix it the best they could and all that was lost. When this plan was approved, the system might have been adequate, however, over the last ten years, it has eroded to the point that it is not doing what it should. The runoff from the top of the hill to their back yard is so bad it has dug a channel and they cannot slow it down. The drain cannot keep up with it. The township maintains the drain opening, but there is nowhere for the water to go because it arrives so quickly. His neighbor has a video where the water surrounds the house like a moat. This isn't a problem they can fix as a resident, like changing downspouts or anything like that.

Mr. Jason said he agrees that there is nothing he has done wrong. They have to figure out a way to capture more water from the hill. They are working on the financial side of the issue.

Mr. Wells said he and Pat were on the Planning Commission when that development was put in. At that time there was supposed to be like a honeycomb throughout that whole hillside. It was called riprap and over the years the riprap has filled with dirt and silt and instead of the water draining into the riprap it just runs right past it. He has a water cannon aimed at him. This is the newest plan and it is not an expensive fix. It is less than \$100,000 to repair this problem. He feels this is something they need to step up to the plate with. It has to be done. Water is always going to drain down the hill but they need to slow it down.

Mr. Castello said his house is at the lowest point of his development and he has never had water come down the hill, He said it is a difference in the storm water plan. The water flows the way it is supposed to.

Mr. Wells said they all have their garage doors open and have their rugs out and their furniture out. \$98,000 is not a huge amount of money.

Mr. Jason said they have a list. They had to identify responsibility and the gravity of the need. There is not an unlimited amount of money. They are now in the process of identifying the financial source.

Mr. Wells said when he and Pat approved this they thought they were doing the right thing. They never dreamed this could happen.

Mr. Lennon said a lot of water comes off that hillside and it comes at a high velocity. It is difficult to get that water to turn and go into the swale.

Mr. Fera said it goes down faster now than it did ten years ago. The channel is so deep now that it just takes off. They put up sandbags and the y ended up on the patio.

Robert Shamonsky of 1436 Old Scrubgrass Road said he lives beside the creek and with the last rain, big boulders washed down and he is afraid that if there is another rain, it will create a dam. They need to be picked up and moved.

Mr. Lennon said that is Penn DOT's bridge.

Mr. Calabria said Dean Schmitt is their contact for Penn DOT. He said he will call him in the morning.

Leo Weidle of 411 Pinetrees Drive said it is a major problem..The water runs down every time they have a major storm. Anything the township can do to rectify this as soon as possible would be a big help.

Abigail Pagliai of 1382 Scrubgrass Road said they have had two floods in the past years. They have lived in the home for 11 years and this all started after the buildup of the Conservancy and the Penn DOT work. Her home is not livable and not salable. Her house is not cleaned yet because they have to wait for FEMA. They are still in the process of cleaning up after last year. They went to the state because they were told they are on a state road. They are in a unique situation on Scrubgrass because of the Penn Dot issue.

Mr. Wells said this is a major creek that runs through there. He said he doesn't know how they could correct that.

Mrs. Pagliai said the water is coming down from the Conservancy and gets stuck. So it comes over to her neighbor and then to them.

Mr. Calabria said he will have a representative from Penn DOT contact her tomorrow.

Mrs. Pagliai said they do carry flood insurance and have been notified by the government of the changes. She said she wants to sell her house but no one would buy it.

Mr. Wells asked where the water from Providence Point drains.

Mr. Lubin said it goes up to Bower Hill Road and Jaycee Drive.

Sam Grande of 2048 Spring Valley Road said he has lived there for 17 years. His in laws bought the house in the 50's and never got water. He can't believe that they haven't had a rain harder than the past rain in 50 years. They did the last phase of the sanitary sewers. There was a swale there that kept water from his property. Water is running over the road and the curb cannot be more than 2 per cent. There are no curbs any more. He remembers painting numbers on the curbs and they are gone. The roads are so much higher now. They fixed the sanitary problem in the neighborhood, but now they have storm water problems.

Mr. Wells asked if they can build a curb there.

Mr. Lubin said they can look at curbing.

Mr. Castello said this started in 1997 when they ran the leaders from the roofs.

Mr. Lennon said the storm two weeks ago was an unusual storm and the storm last July was an unusual storm.

Frank Mance of 2101 Bower Hill Road said he has been here many times. He asked if there is a solution.

Mr. Jason said this issue is in litigation so they cannot comment on it.

Mr. Mance said it is not in litigation.

Mr. McTiernan said they last time they discussed this they were represented by counsel.

Mr. Mance said he called out of courtesy because he did not understand what was going on.

Mr. Mance said none of the water originates on his property. It was directed to his property from Spinner Field and the development above. By law you are not allowed to direct water onto somebody else's property.

Mr. Jason said they are stewards of the taxpayer's money.

Mr. Mance asked why they are spending it on other people's problems. The township owns the park and that is where the water is coming from. Somebody let them put the building there and let them put the pipe there.

Mr. Wells asked if maybe Mike Finnerty could help them determine whose responsibility it is.

Mr. Jason said if they had documentation that it was the township's pipe, they would take of it.

Mrs. Mance said she talked to a gentleman who said he watched the township put in the pipe.

Mr. Jason said they would need documentation.

Mrs. Mance said she lost her business that it took 17 years to build. She said she grew up in Scott Township. Her parents were also flooded several times because of the storm water system

Mr. Jason said they are looking into solutions and her property is on their list.

Mrs. Mance asked if they are really on the list. She said they have been flooded eight times. She said she has several documents she has had to get on her own because she has never had any help.

Mr. Wells said they have a list with the repairs cost and the cost for this is \$580,000. Everyone owns the water and everybody owns these problems. Do they put on a sewer fee of \$94 or do they increase taxes? He doesn't want to sit here for two or three more years and hear people whose lives have been affected by this water. There is money left in the bond. If they forego the parks, they can begin to fix these things. No one should have to live like this. He said he would support a \$94 fee to fix these things.

Mr. Jason said it is coming. There are issues with the federal side where they will have to start doing things to get the water out. There are tough times coming.

Mr. Wells said they cannot spend township money to fix a county pipe.

Mrs. Mance said Bill Quinn told her it was a township pipe when they bought the place. Is he still available? She saw pictures of the township truck in her driveway.

Mr. Jason said Randy will contact Bill Quinn.

Joe Woznicki said as they listen to residents talk he realizes the more you resurface the higher the roadway gets and the curb becomes a moot point. Why are they not doing a squared curb especially where they are putting in new curbing.

Mr. Lennon said in the new road programs they do not overlay, they mill down and replace the curbing. But it will take a while to get through the township.

Mr. Woznicki asked if that is the new protocol.

Mr. Lennon said yes.

Parks and Recreation

Discuss DIY Pittsburgh home improvement workshops

Mrs. Meyers said she was approached by a company about holding two hour workshops on things such as installing drywall, etc. She said she doesn't have the prices.

Mr. Wells said this might be a good idea for the library. They are holding all kinds of classes and they might like home repair.

She said the Movie in the Park will be the Lego Movie at 8:45 p.m. Saturday.

Mr. Castello asked when the basketball courts would be completed.

Mr. Lubin said it will be 30 days before the line strippers come in.

Public Relations Committee Report

Ms. Altman thanked the fire departments for their help during the flooding.

Library Liason Report

SHACOG

Mr. Stephens asked for an update on the leasing situation with SHACOG.

Mr. Jason said they could discuss that in Executive Session.

Administration

Discuss Strategic Plan

Mr. Castello asked if they could defer that.

Discuss Senior Center (Jason)

Mr. Jason said he would defer this in light of all the serious problems residents are relating here tonight. He said he is exploring looking for a location and how they can fund it. Unless he is able to get the support of a very wealthy individual who might do this as a legacy thing.

Discuss back-up at Raceway Plaza (Calabria)

Mr. Calabria said he wrote a memo to Denise and has been checking on the back up at Raceway Plaza. He said he didn't want to send the memo as a representative of Scott Township without the board's input. The main thing is to let the people get out of Raceway Plaza.

Discuss approval of Estimate No. 15 for the Tri Community Revitalization Project from A. Liberoni in the amount of \$88,025.75

Mr. Jason said to put this on the agenda for a vote.

Conferences and Workshops

Discuss recent PSATC conference

Mr. Jason said it was a very good conference, He would like to put it on the agenda for the next workshop meeting.

Discuss approving eligible commissioners attending the 42nd Fall Conference for the Allegheny League of Municipalities to be held at Seven Springs September 25 through September 28, 2014 in the amount of \$615 per person for Plan A; \$439 per person for Plan B or \$259 per person for Plan C

Mr. Jason said whoever is eligible can go.

Mr. Wells said only he and Dave are eligible. And he will not be attending,

Mr. Calabria said he won't be attending.

Public Comments on Items Not Listed on the Agenda

Jerry Butts of 301 Thompson Street commended the board for handling a very serious issue with professionalism and grace.

He said the traffic is backed up on Vanadium Road everyday from 2:00 until 6:00. Penn DOT did not change the cycle on the left turn lane. It is a major detour for Bower Hill Road sending people down Vanadium Road. It is still on a 30 second cycle and they did not allow for additional traffic. Main Street is a truck detour and the sign increases traffic on Vanadium. When Mr. Calabria talks to the Penn DOT guy, this could be a simple fix.

He said when the fire departments and public works close a road, there is a reason for it. People ignore traffic control and drive right into a dangerous situation.

Betty Ritson asked who is responsible for utility companies trimming trees.

Mr. McTiernan said they are regulated by the Public Utility Commission.

Mr. Stephens said Public Works trims trees growing over a street.

Commissioners Requests

Mrs. Caruso – nothing.

Mrs. Meyers – nothing.

Mr. Castello asked about Denny's.

Mr. McTiernan said he spoke with a local attorney representing the person who operates Denny's. He is from Babco Hospitality. The property owner leased the property to the Lampl Foundation and they sub-lease to the franchisee. He has not yet had an opportunity to talk to the attorneys in South Carolina who represent the Lampl Family Foundation.

Mr. Castello said this is a high priority.

Mr. Wells said George's Run must run under there. There was a video on KDKA Saturday that showed the water gurgling out of there.

Mr. Giudici – nothing.

Mr. Stephens – nothing.

Mr. Calabria - nothing.

Mr. Wells asked if they are going to fix the sanitary sewer at Wynnecliffe Drive so they can take the cone out of there.

Mr. Jason asked that Randy contact the paving company to let them know he thinks they are going a great job.

Executive Session

Adjournment.

Motion by Ms. Altman, second by Mrs. Meyers to adjourn the meeting.

The meeting was adjourned at 10:30 p.m.

Attest:
