

TOWNSHIP OF ROSTRAVER

Minutes of the Monthly Meeting

January 7, 2008

Chairman Lorenzo called the regular monthly meeting of the Rostraver Township Board of Commissioners to order on this date at 6:10 p m. in the Rostraver Township Municipal Building.

Members present were:	Ralph Iacoboni	Patrick G Egros
	Thomas G Patterson	Nick Lorenzo
	Brian L. Sokol	

Chairman Lorenzo at this time recognized in the audience former Commissioners Andy Temoshenka, George Martin, Dr Folmer from Belle Vernon Area School District, Dennis Manown, Gerald Smith and Gary Dilmore from the Sewage Authority, Tom Godzak, School Director, Road Supervisor, Tom Backstrom, Elaine Phillips, Township Treasurer, Andy Solan, Rostraver Library and Chairman Lorenzo's brother Frank Lorenzo and Chairman Lorenzo's son John Lorenzo.

The Pledge of Allegiance was led by Chairman Lorenzo, audience participating

Attorney Maatta, Engineer DeiCas and Secretary Beard were also present

Thomas G Patterson moved there being no additions or corrections to the minutes of the Monthly Meeting of December 5, 2007; Special Meetings of November 19, 2007, December 3, 2007, December 10, 2007, and December 27, 2007; and Work Sessions of November 19, 2007, December 10, 2007 and December 27, 2007 they stand approved as read Patrick G Egros seconded the motion. The following yea and nay votes were recorded:

Patrick G Egros – yea	Thomas G Patterson – yea
Ralph Iacoboni – yea	Brian L. Sokol – yea
Nick Lorenzo - yea	

Total yeas – 5; nays - 0

CITIZENS WANTING TO DISCUSS AGENDA ITEMS ONLY:

Brian L Sokol moved to hear from citizens at this time Ralph Iacoboni seconded the motion The following yea and nay votes were recorded:

Patrick G Egros – yea
 Ralph Iacoboni – yea
 Nick Lorenzo – yea

Thomas G. Patterson – yea
 Brian L. Sokol – yea

Total yeas – 5; nays – 0

Daniel Bankston, 625 Webster Hollow Road – Mr Bankston questioned the tabling of item B on the agenda.

PETITIONS, RESOLUTIONS, ORDINANCES:

RESOLUTION NO. 812, introduced by Nick Lorenzo, is a Resolution Declaring Maronda Homes, Inc. in Default of their Development Agreement, was given a reading by Solicitor Maatta

Resolution of the Township of Rostraver

WHEREAS, the Township of Rostraver entered into a certain Development Agreement with Maronda Homes, Inc., on January 26, 2005; and

WHEREAS, a provision in the Developer's Agreement required a surety provision to guarantee the performance of the terms and conditions set forth in the Agreement as written together with those elements required by the Municipalities Planning Code 53 PS 10101 through 11202; and

WHEREAS, the developer, Maronda Homes, Inc., purchased a certain Irrevocable Letter of Credit from Wells Fargo Bank, principally established in the amount of Two Hundred Forty Six Thousand Thirty Eight Dollars (\$246,038 00).

WHEREAS, the Township of Rostraver, upon recommendation of the Township's Planning Agency as well as the Township's engineer and Solicitor, has determined that the developer, Maronda Homes, Inc., is in default of said Developer's Agreement, be it therefore resolved by the Township through its Board of Commissioners at a public meeting duly assembled:

1. That Maronda Homes, Inc., is hereby in default of its Developer's Agreement and Amendments;
2. Maronda Homes, Inc., has failed to perform the public improvements for Renaissance Heights Phase II Plan of Lots, which consists of streets, sanitary sewers, storm water management, recreational facilities and earthwork in the amount of Eighty Three Thousand One Hundred and Seventy Two Dollars (\$83,172 00).

- 3 That the Township Planner, Tamira Spedalieri, is hereby directed to claim the amount of Eighty Three Thousand One Hundred and Seventy Two Dollars (\$83,172 00) from Wells Fargo, its successors or assigns pursuant to Irrevocable Letter of Credit NZS536050 and Amendments, by furnishing them with a certified copy of this Resolution.

Patrick G. Egros moved Resolution No 812 be adopted as read Ralph Iacoboni seconded the motion. The following yea and nay votes were recorded:

Patrick G Egros – yea	Brian L Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea
Thomas G Patterson – yea	

Total yeas – 5; nays - 0

RESOLVED this 7th day of January, 2008. Board of Commissioners. Township of Rostraver.
BY: Nick Lorenzo, President. **ATTEST:** Pamela S Beard, Secretary.

RESOLUTION NO. 813, introduced by Ralph Iacoboni, is a Resolution Recognizing the Incurrence of Debt in the Form of Sewer Revenue Obligation Bonds by the Rostraver Township Sewage Authority in a Par Amount Not to Exceed \$8,300,000.00; Covenanting to Adhere to Any and all Rights Previously Assumed by the Rostraver Township Sewage Authority and the Township in Prior Agreements and Ratifying the Legal Obligation Between the Authority and the Township Insofar as the Issuance of this Bond is Concerned, was given a reading by Solicitor Maatta

WHEREAS, the Township of Rostraver had established the Rostraver Township Sewage Authority, hereinafter RTSA; and

WHEREAS, RTSA has, by its Resolution No. 2007-9, authorized the incurrence of debt in the form of sewer revenue obligation bonds in a par amount not to exceed Eight Million Three Hundred Thousand (\$8,300,000 00) Dollars with PNC Capital Markets LLC as underwriter of the bonds; and

WHEREAS, by previous legal agreements, RTSA and the Township had entered into agreements governing duties and obligations of the Authority to the Township.

NOW, THEREFORE, BE IT RESOLVED as follows:

- 1 The prior agreements between the RTSA and the Township of Rostraver are hereby ratified, reconfirmed and imposed on this borrowing
2. The Township shall not be obligated in any manner to provide a suretyship or guarantee to this RTSA borrowing.

3 RISA shall supply at the Township's reasonable demand all financial information timely pursuant to said prior agreements.

Ralph Iacoboni moved Resolution No 813 be adopted as read Thomas G. Patterson seconded the motion. The following yea and nay votes were recorded:

Patrick G Egros – yea	Brian L. Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea
Thomas G. Patterson - yea	

Total yeas – 5; nays – 0

MOTIONS:

Brian L. Sokol moved to approve Clara N. Klochak (Linda Aglio, executor) – Klochak Plan, Simple Subdivision. A simple subdivision for a side lot addition for one parcel of ground and a consolidation of two existing lots into another parcel of ground all located off of Ridge Road (tax map number 56-17-00-0-115). The Planning Agency recommends approval Ralph Iacoboni seconded the motion The following yea and nay votes were recorded:

Patrick G Egros – yea	Brian L. Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea
Thomas G. Patterson – yea	

Total yeas – 5; nays – 0

Thomas G. Patterson moved to table Daniel L. and Loraine L. Bankston – Bankston Plan, Simple Subdivision. A simple subdivision plan to correct a property line encroachment on an existing garage located off of Webster Hollow Road (tax map number 56-08-03-0-057). The plans were never revised addressing the December 18, 2007 Planning Agency comments. The Planning Agency recommends tabling this plan until all comments are addressed. Patrick G. Egros seconds the motion. The following yea and nay votes were recorded:

Patrick G. Egros – yea	Brian L. Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea
Thomas G. Patterson - yea	

Total yeas – 5; nays – 0

Thomas G. Patterson moved to approve Laurance A. Bujdos, et al – Bujdos & Lacarte Plan, Preliminary Subdivision. A preliminary subdivision plan to create four (4) buildable lots with on-lot sewage, an existing lot with a house and a residual non-building lot for a total of six lots

located off of Lutz Run Road (tax map number 56-17-00-0-066) The Planning Agency recommends approval Patrick G Egros seconded the motion. The following yea and nay votes were recorded:

Patrick G Egros – yea	Brian L. Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea
Thomas G. Patterson – yea	

Total yeas – 5; nays – 0

Thomas G. Patterson moved to become a special events sponsor with the Smart Growth Partnership of Westmoreland County for the 2008 calendar year at a Tier 1 cost of \$1,000 00 This includes name recognition on all event brochures and programs, special acknowledgement at every event, banner display (when applicable), recognition and meeting coverage for Rostraver Township on their website and complimentary registration for two attendees at each event. Patrick G. Egros seconded the motion. The following yea and nay votes were recorded:

Patrick G. Egros – yea	Brian L. Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea
Thomas G. Patterson – yea	

Total yeas – 5; nays – 0

Patrick G Egros moved to name Pamela S. Beard as Township Secretary for a term of two (2) years Thomas G. Patterson seconded the motion. The following yea and nay votes were recorded:

Patrick G. Egros – yea	Brian L. Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea
Thomas G. Patterson – yea	

Total yeas – 5; nays – 0

Patrick G. Egros moved to approve Commissioners attending the Allegheny League of Municipalities and PA League of Cities & Municipalities' 2008 Conferences Thomas G. Patterson seconded the motion. The following yea and nay votes were recorded:

Patrick G. Egros – yea	Brian L. Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea
Thomas G. Patterson – yea	

Total yeas – 5; nays – 0

Chairman Lorenzo requested nominations for position to serve on the Rostraver Township Library Board with term to expire December 31, 2010

Commissioner Patterson nominated Andrew Solan
 Commissioner Iacoboni nominated Ruthann Zupan
 Commissisoner Egros nominated Sherry Lustig

Hearing no further names, Chairman Lorenzo declared nominations for this office closed.

Thomas G. Patterson moved to name Andrew Solan, Ruthann Zupan and Sherry Lustig as members of the Rostraver Township Library Board with term to expire December 31, 2010
 Patrick G Egros seconded the motion The following yea and nay votes were recorded:

Patrick G Egros – yea	Brian L Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea
Thomas G Patterson – yea	

Total yeas -- 5; nays – 0

Chairman Lorenzo requested nominations for position to serve on the Rostraver Township Sewage Authority for one term appointment due to vacancy (one-year)

Commissioner Sokol nominated John Kosco.

Hearing no further names, Chairman Lorenzo declared nominations for this office closed

Thomas G Patterson moved to name John Kosco as a member of the Rostraver Township Sewage Authority with term to expire December 31, 2008 Patrick G. Egros seconded the motion The following yea and nay votes were recorded:

Patrick G Egros – yea	Brian L Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea
Thomas G Patterson – yea	

Total yea – 5; nays – 0

Chairman Lorenzo requested nominations for position to serve on the Rostraver Township Sewage Authority for a five (5) year term (December 31, 2012)

Commissioner Patterson nominated William Norman Callaway.

Hearing no further names, Chairman Lorenzo declared nominations for this office closed.

Thomas G Patterson moved to name William Norman Callaway as a member of the Rostraver Township Sewage Authority with term to expire December 31, 2012. Patrick G. Egros seconded the motion. The following yea and nay votes were recorded:

Patrick G Egros – yea	Brian L. Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea
Thomas G Patterson – yea	

Total yeas – 5; nays – 0

Chairman Lorenzo requested nominations for position to serve on the Rostraver Township Zoning Hearing Board with term to expire December 31, 2010

Commissioner Egros nominated John E. Carroll.

Hearing no further names, Chairman Lorenzo declared nominations for this office closed

Brian L Sokol moved to name John E. Carroll as a member of the Rostraver Township Zoning Hearing Board with term to expire December 31, 2010. Thomas G. Patterson seconded the motion. The following yea and nay votes were recorded:

Patrick G. Egros – yea	Brian L Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea
Thomas G. Patterson – yea	

Total yeas – 5; nays - 0

Patrick G. Egros moved Russell Standard Corporation be awarded contract to furnish CRS-2PM, CRS-2 and Bituminous Material as bid for 2008. Ralph Iacoboni seconded the motion. The following yea and nay votes were recorded:

Patrick G Egros – yea	Brian L Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea
Thomas G. Patterson – yea	

Total yeas – 5; nays - 0

Patrick G. Egros moved Hanson Aggregates BMC Inc be awarded contract to furnish Superpave Asphalt as bid for 2008. Ralph Iacoboni seconded the motion. The following yea and nay votes were recorded:

Patrick G Egros – yea	Brian L. Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea

Thomas G. Patterson – yea

Total yeas – 5; nays - 0

Patrick G. Egros moved Hanson Aggregates BMC Inc. be awarded contract to furnish #8 Washed, #57, 2RC, #3 and #1 Stone as bid for 2008. Brian L. Sokol seconded the motion. The following yea and nay votes were recorded:

Although Laurel Aggregates, Inc. was the low bidder for #8 Washed as bid, they have informed the Road Foreman Backstrom that they do not wash the #8 but merely meet PennDOT 408 Sec 470. Road Foreman Backstrom desires a truly washed #8.

Patrick G. Egros – yea
Ralph Iacoboni – yea
Thomas G. Patterson – yea

Brian L. Sokol – yea
Nick Lorenzo – yea

Total yeas – 5; nays – 0

Patrick G. Egros moved Laurel Aggregates, Inc. be awarded contract to furnish #8 and Gabion Stone as bid for 2008. Ralph Iacoboni seconded the motion. The following yea and nay votes were recorded:

Patrick G. Egros – yea
Ralph Iacoboni – yea
Thomas G. Patterson – yea

Brian L. Sokol – yea
Nick Lorenzo – yea

Total yeas – 5; nays – 0

Ralph Iacoboni moved Pleasant Unity Supply, Inc. be awarded contract to furnish Smooth Wall and Plastic Pipe as bid for 2008. Patrick G. Egros seconded the motion. The following yea and nay votes were recorded:

Patrick G. Egros – yea
Ralph Iacoboni – yea
Thomas G. Patterson – yea

Brian L. Sokol – yea
Nick Lorenzo – yea

Total yeas – 5; nays – 0

Patrick G. Egros moved Glassmere Fuel Service, Inc. be awarded contract to furnish Octane and Diesel as bid for 2008. Ralph Iacoboni seconded the motion. The following yea and nay votes were recorded:

Patrick G Egros – yea	Brian L Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea
Thomas G Patterson – yea	

Total yeas – 5; nays – 0

Patrick G. Egros moved Zappi Oil be awarded contract to furnish Motor Oil, Hydraulic Oil, Transmission Fluid, Gear Oil, Anti Freeze and Gear Lube as bid for 2008. Brian L. Sokol seconded the motion. The following yea and nay votes were recorded:

Patrick G Egros – yea	Brian L Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea
Thomas G. Patterson – yea	

Total yeas – 5; nays – 0

Thomas G Patterson moved to release Mon Valley Petroleum for \$10,000 holding tank bond. Patrick G Egros seconded the motion. The following yea and nay votes were recorded:

Patrick G. Egros – yea	Brian L Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea
Thomas G. Patterson – yea	

Total yeas – 5; nays – 0

Patrick G Egros moved Secretary to advertise Ordinance to Amend the Vehicle and Traffic Code. Ralph Iacoboni seconded the motion. The following yea and nay votes were recorded:

Patrick G. Egros – yea	Brian L Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea
Thomas G. Patterson – yea	

Total yeas – 5; nays - 0

NEW BUSINESS:

Thomas G. Patterson moved all bills presented be approved/ratified for payment. Patrick G Egros seconded the motion. The following yea and nay votes were recorded:

Patrick G. Egros – yea	Brian L Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea
Thomas G Patterson – yea	

Total yeas – 5; nays – 0

Thomas G. Patterson moved to approve the Finley Road application for Payment No. 4 in the amount of \$105,277.11 to be paid to Plum Contracting Inc. Patrick G Egros seconded the motion. The following yea and nay votes were recorded:

Patrick G Egros – yea	Brian L. Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea
Thomas G. Patterson – yea	

Total yeas – 5; nays – 0

CORRESPONDENCE: Distributed at work sessions, reviewed and filed for reference

CITIZENS TO BE HEARD:

Ralph Iacoboni moved to hear from citizens in attendance. Patrick G. Egros seconded the motion. The following yea and nay votes were recorded:

Patrick G. Egros – yea	Brian L. Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea
Thomas G. Patterson - yea	

Total yeas – 5; nays - 0

ADJOURNMENT:

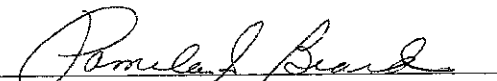
Patrick G. Egros moved monthly meeting be adjourned. Ralph Iacoboni seconded the motion. The following yea and nay votes were recorded:

Patrick G. Egros – yea	Brian L. Sokol – yea
Ralph Iacoboni – yea	Nick Lorenzo – yea
Thomas G. Patterson - yea	

Total yeas – 5; nays - 0


 Nick LORENZO, Chairman

ATTEST:


 Pamela S. BEARD, Township Secretary

THIS MEETING WAS TAPED.