

**TOWNSHIP OF ROSTRAVER****Minutes of the Monthly Meeting****September 3, 2008**

Chairman Lorenzo called the regular monthly meeting of the Rostraver Township Board of Commissioners to order on this date at 6:00 p.m. in the Rostraver Township Municipal Building.

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

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

Attorney Maatta and Secretary Beard were also present.

Thomas G. Patterson moved there being no additions or corrections to the minutes of the Monthly Meeting of August 6, 2008; Special Meeting of August 11, 2008; and Work Sessions of July 28, 2008 and August 11, 2008 they stand approved as read. Patrick G. Egros seconded the motion. The following yeas 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

**COMMITTEE REPORTS:**

Chairman of Public Safety, Nick Lorenzo, reported for the month of August, 2008. Criminal Arrests 40, YTD 322; Non-Traffic Citations 30, YTD 254; Traffic Citations 74, YTD 567; Parking Tags 1, YTD 62; Written Warnings 7, YTD 98; Total Number of Incidents 922, YTD 6,714; Total Number of Miles Driven 11,821 YTD 97,372. Chairman Lorenzo said Finley Road will be paved starting on Monday and should take approximately three (3) weeks to complete. This will open up two (2) lanes. Chairman Lorenzo said the school sidewalks are almost complete and the guardrails, paint and curb still need done. Chairman Lorenzo said there will be no parking along the sidewalks and this will be enforced.

Chairman of Parks and Recreation, Brian L. Sokol, reported for the month of August, 2008. Commissioner Sokol said the recreation season is in its final phase for the year. Commissioner Sokol said the fall sports have begun. Commissioner Sokol said the grass cutting contract will expire this year and will need to go out for bid. Commissioner Sokol said the sewage is hooked up at the soccer/baseball facility at the sports complex. Commissioner Sokol thanked Commissioner Egros for having the Road Department assist in this project.

Chairman of Roads, Streets and Equipment, Patrick G. Egros reported for the month of August, 2008. Commissioner Egros said the Road Department has been hot patching holes, rebuilding catch basins and boom mowing. Commissioner Egros said they are preparing for winter.

Chairman of Health and Welfare, Ralph Iacoboni, reported for the month of August, 2008. Commissioner Iacoboni said the Township will be advertising for refuse collection bids for 2009, 2010 & 2011. Commissioner Iacoboni gave a sewage update.

Chairman of Budget and Finance, Thomas G. Patterson, reported for the month of August, 2008. Assets: \$1,218,455.70, Revenues & Other Financing Sources: \$247,448.29, Expenditures: \$166,064.49, Debt Principal & Interest Payable: \$417,600.00, Police Pension Fund Assets: \$3,979,622.95. Commissioner Patterson said the Township has spent \$114,000.00 plus on salt this year so far. Commissioner Patterson said we are in good shape for salt this year.

Township Engineer, Carl DeiCas, was not present. Chairman Lorenzo reported for the month of August, 2008. Twenty Four (24) permits were issued for the month of August, 2008. Two (2) new residential homes, two (2) condos, one (1) swimming pool, one (1) garage, three (3) signs, two (2) roofs, two (2) gas wells, three (3) demolitions and two (2) zonings. Total construction for the month of August, 2008 - \$2,141,457.00. Total construction for the year 2008 - \$11,221,169.00.

Attorney Maatta reported for the month of August, 2008. Attorney Maatta said he performed routine business.

Chairman Lorenzo said he would like to go into Executive Session before the meeting is adjourned tonight.

#### **CITIZENS WANTING TO DISCUSS AGENDA ITEMS ONLY:**

Ralph Iacoboni moved to hear from citizens at this time. Thomas G. Patterson 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

The following Public Hearing advertised for this evening has been postponed to the October 1, 2008 monthly meeting at the request of the applicant:

William P. Nutt, Rezoning Request. A request for a rezoning change, tax map number 56-16-07-0-008, located off of Broad Avenue from R-2 (Suburban Residential) to B-2 (Retail Business) The applicant intends to open up a take-out type restaurant.

**RESOLUTION NO. 828**, introduced by Patrick G. Egros, is a Resolution Declaring Maronda Homes, Inc. in Default of Their Development Agreement, was given a reading by Solicitor Maatta.

**WHEREAS**, the Township of Rostraver entered into a certain Development Agreement with Maronda Homes, Inc., on October 30, 2002; and an Amendment to the Developer's Agreement on June 2, 2004; 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, principally established in the amount of One Hundred Fifteen Thousand Eight Hundred Sixty-two Dollars (\$115,862.00).

**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 Amendment;
2. Maronda Homes, has failed to perform the public improvements for the Renaissance Heights Plan, Phase I, which consists of streets, sanitary sewers, storm water management, recreational facilities and earthwork in the amount of One Hundred Six Thousand Sixty-two Dollars (\$106,062.00)
3. That the Township Planner, Tamira Spedalieri, is hereby directed to claim the amount of One Hundred Six Thousand Sixty-two Dollars (\$106,062.00) from Wells Fargo, its successors or assigns pursuant to Irrevocable Letter of Credit #NZS552221 Amendment No. 2 dated August 27, 2007, by furnishing them with a certified copy of this Resolution.

Patrick G. Egros moved Resolution No. 828 be adopted as read. 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

**RESOLVED** this 3rd day of September, 2008. Board of Commissioners. Township of Rostraver.  
**BY:** Nick Lorenzo, President. **ATTEST:** Pamela S. Beard, Secretary

#### **OLD BUSINESS:**

Brian L. Sokol moved to approve the Finley/Perfetti Plan, Sally M. Finley and Thomas A. Perfetti Trustee, Subdivision. A simple subdivision of tax map number 56-16-00-0-085 located off of SR 201 and Quarry Lane. The purpose of the subdivision is to add a 0.039 acre parcel to an abutting parcel of ground to correct a property line encroachment. The Planning Agency recommends approval contingent on the non-building waiver being signed by all parties. 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

#### **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

Ralph Iacoboni move to amend motion made to purchase 2009 Ford Police Interceptor for \$25,941.00. The total cost will be \$24,619.00 as the 2009 Anticipated Price increase of \$1,322.00 will not be charged in the sale. 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

Thomas G. Patterson moved to approve the Finley Road application for Payment No. 12 in the amount of \$38,723.20 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  
 Ralph Iacoboni – yea  
 Thomas G. Patterson – yea

Brian L. Sokol – yea  
 Nick Lorenzo – yea

Thomas G. Patterson moved to approve the Finley Road application for Payment No. 13 in the amount of \$109,952.20 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  
 Ralph Iacoboni – yea  
 Thomas G. Patterson – yea

Brian L. Sokol – yea  
 Nick Lorenzo – yea

Total yeas – 5; nays – 0

Chairman Lorenzo said it took a lot of work, agreements and cooperation from the Commissioners and PennDOT to get the lanes opened and blacktopped on Finley Road to make it easier for residents and business.

Brian L. Sokol moved to pay the City of Monessen \$60.00 for transfer tax received when property located at 614 Altman Street, Monessen, PA 15062 was recorded erroneously in Rostraver Township. Thomas G. Patterson 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 to waive the application fees for Belle Vernon Area School District's Pricedale Bus Garage Project. 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 advertise to sell vehicles/equipment in “as-is” condition. Ralph Iacoboni seconded the motion. The following yeas 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 Chairman to sign Appraisal Agreement with Industrial Appraisal Company for buildings/structures at a cost of \$590.00 and to also accept the optional service for equipment at a cost of \$825.00. (total \$1,415.00) Brian L. Sokol seconded the motion. The following yeas 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

Brian L. Sokol moved to amend motion made July 2, 2008 to hire Charles Roberts to install sewer lines at the DiVirgilio Sports Complex and Maintenance Building at a cost of \$2,800.00. An additional ditch to the drain pump was needed at a cost of \$380.00. (total \$3,180.00) Patrick G. Egros seconded the motion. The following yeas 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 Chairman signing contract with HRG to serve as the Municipal Traffic Engineer on an as needed basis. Ralph Iacoboni seconded the motion. The following yeas 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 to approve the Rostraver Safe Routes to School Project Estimated Progress Report Number 1 in the amount of \$1,975.28 for Construction Inspection to be paid to The EADS Group, Inc. (Altoona). Thomas G. Patterson 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 to approve the SRTS Crest Avenue application for Payment No. 2 in the amount of \$123,455.88 to be paid to Appalachian Industries, Inc. Thomas G. Patterson 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 to approve Secretary advertising for refuse collection bids for 2009, 2010 and 2011. Brian L. Sokol 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

Thomas G. Patterson moved to approve Secretary advertising ordinance amending the zoning ordinance. (Fire Stations) 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 ratify Secretary advertising to hire full time laborer. 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

Ralph Iacoboni moved to authorize The EADS Group, Inc. a Time Extension for Agreement No. 125449 from September 14, 2008 to October 15, 2008 for the Rostraver Safe Routes to School Project MPMS No. 73370. 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:**

Patrick G. Egros moved to hear from citizens in attendance. 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

Jay Folmer, 121 Alpine Circle – Mr. Folmer wanted to know when the Finley Road Project will be completed. Chairman Lorenzo said around late October, 2009

Bill Monroe, West McClain Road – Mr. Monroe wanted to know when will they bring dirt out to landscape on West McClain Road due to the sewage project. Commissioner Egros said he will contact sewage authority to see when they will be out to do this work and if they do not the Township will address the situation. Chairman Lorenzo said he will talk to Road Supervisor, Tom Backstrom.

Fred Clark – Mr. Clark wanted to know when Bob Lees will be demolishing his building in Pricedale. Chairman Lorenzo said everything was forwarded to the Redevelopment Authority

Bill Monroe wanted to know if Road Supervisor, Tom Backstrom will talk to him before they do any landscaping on West McClain Road.

**ADJOURNED INTO EXECUTIVE SESSION AT 6:30 P.M.**

**RECOVERED INTO MONTHLY MEETING AT 6:35. P.M.**


**ADJOURNMENT:**

Patrick G. Egros moved monthly meeting be adjourned. Thomas G. Patterson 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

  
Nick LORENZO, Chairman

ATTEST:

  
Pamela S. BEARD, Township Secretary

THIS MEETING WAS TAPED