

THE MUNICIPALITY OF MURRYSVILLE

Regular Voting Meeting – Wednesday, July 24, 2019

Council of the Municipality of Murrysville held a Regular Voting Meeting on Wednesday, July 24, 2019, at 7:00 p.m. in the Municipal Building. Present at the meeting were Council members Toni Brockway, Dayne Dice, Loren Kase, Jamie Lee Korn, Josh Lorenz, Tony Spadaro, Carl Stepanovich, and Mayor Synan. Also present were Chief Administrator, James Morrison, and Solicitor, George Kotjarapoglus.

**REGULAR VOTING MEETING
AGENDA**

ROLL CALL/VOTING ORDER: Toni Brockway, Dayne Dice, Loren Kase, Jamie Lee Korn, Tony Spadaro, Josh Lorenz, Carl Stepanovich, and Mayor Synan.

PLEDGE OF ALLEGIANCE: Mr. Lorenz led the audience in the Pledge of Allegiance.

UNISTED AMENDMENTS: None

CONSENT CALENDAR ITEMS

- A. Accounts Payable
- B. Cash Investments and Transfers
- C. July 10, 2019 Council Meeting Minutes

In regards to accounts payable, Mr. Stepanovich asked who the professional services were paid to which was listed under the General Fund. Mr. Morrison stated that Geary and Loperfito, LLC, is the solicitor for the Zoning Hearing Board.

Mrs. Lee Korn moved to approve the consent calendar item. Mr. Kase seconded. All present voted aye. Motion approved.

MAYOR'S COMMENTS: Mayor Synan stated that White Valley VFD is hosting a Rough Terrain Rescue Training on Saturday, July 27th from 10:00 a.m. till noon. The fire departments in the Municipality of Murrysville will be using Pleasant Valley Park as a training scenario as they look for a missing person. The departments will be utilizing a training dummy for this exercise. Expect to see first responders on foot and all-terrain-vehicles. We thank the public in advance for their cooperation during this training exercise.

Wetlands Wildlife Event Series hosted by Murrysville Recreation Department will be held at the Murrysville Community Park Wetlands on July 27th at 10:00 a.m. Butterflies will be the topic.

Murrysville Recreation Department and The Amateur Astronomers Association of Pittsburgh will present a Star Party on Sunday July 28th at Murrysville Community Park, Field #6 and will begin at sunset, 8:29 p.m. Register on-line or at momrecreation@murrysville.com.

National Night Out is being held at the Public Works Complex on Tuesday, August 6th from 4:30 – 8:30 p.m. All of Murrysville's emergency services will be there, food trucks, activities and giveaways. This is a free event and great for family and friends.

CHIEF ADMINISTRATOR’S COMMENTS: None

COMMUNITY INPUT: Mr. Lorenz stated that this is the opportunity for members of the community to speak to Council about anything they’d like to talk about, as long as it is three minutes or less.

Walter Cebulak, 4000 Fredericksburg Court: Today is 280 days since Council approved the Conditional Use for the Sloan campus. Under Murrysville Code #201-57, Franklin Regional has 30 days to respond to Council’s conditional approval and they did not. Code #201-66, there was no development agreement nor was any amenities bond made by Franklin Regional to Murrysville, which calls for rescinding of the approval. Under Code #201-68(a), the administrator can approve reinstatement within 180 days. The 180 days have passed without the municipality getting anything back from Franklin Regional. Code #201-68(b) calls for resubmission of their application. Has this resubmission happened? Mr. Kotjarapoglus stated that he forwarded a letter to the school district solicitor and the appellant’s attorney indicating that the developer’s agreement, specifically, had to be signed within a certain time window once the appeal is taken. Once the appeal is taken, they do not have to comply with that deadline until the end of the case. Mr. Cebulak stated that another thing to consider is the \$2.3 million bond obligation, which was called for in the conditions, has not be brought forward to the school board for voting and is in violation of the Pennsylvania Department of Education code as well as the Murrysville code.

Dick Kearns, 4997 Longview Court: Mr. Kearns stated that he was at the FTMSA meeting last night. The School Road pump station was out of service for a couple of days after the rains on Saturday and Sunday. The infiltration not only lets water in but debris and rocks also. When it meets with the pumps, then the pumps don’t work and the pump station shuts down. A concern he has is that Sardis Road was closed. Mr. Kearns would like to know when it was closed, when it was open, what the duration was. He heard that the road was closed for five hours. If there was a problem at the Municipality, Public Works, or at the school, how would you get Medic One down there if the road is closed for five hours? Mr. Morrison stated that he would find out how long the road was closed and let Mr. Kearns know.

Joan Kearns, 4997 Longview Court: Mrs. Kearns stated that she would like to reserve her comments and questions for the discussion on the GetGo project.

LIAISON COMMENTS AND COMMITTEE REPORTS:

Mr. Spadaro: The Planning Commission met a week ago. There will be a small subdivision coming up. The Powers Subdivision, 4901 Logan Ferry Road, which is a 2-lot subdivision, zoning R-R. A lot of conditions were discussed and this was tabled until the August 6 meeting. The other subdivision discussed was The Acres at Magnolia Farms. The name was changed to “The Acres”. This is a 13 lot subdivision, S-5-19, located at Saltsburg Road and Sardis Road. They are still working on the street names and intersections. Waivers will be needed on the storm water easements. This will need preliminary plan approval and will be brought back in August. If they need sewer taps, it will be awhile before they can get them.

Mr. Stepanovich: The Environmental Advisory Committee is not going to be meeting this month. The Parks and Recreation Committee will be meeting on August 13.

Mr. Kase: Murrysville Medic One met and is very active within the community. Medic One received the 2019 American Heart Association Mission Lifeline Gold Plus Award. The certificate they received is for

applying the most up-to-date evidence based treatment guidelines to improve patient care and outcomes in the community. This is a very impressive recognition. Medic One was only 1 of 4 in the western half of Pennsylvania to receive this award for three consecutive years.

Mrs. Lee Korn: There has been no new meeting of the Pension Board. They will meet August 14th at 9:00 a.m.

Mr. Dice: Eight out of nine communities have approved the Pucketa Creek COA. Delmont should be approving this at their regular meeting the first week in August. Location of the manholes is 98% complete. There are flowmeters being installed throughout the system. The Sloan Pump Station did malfunction during the weather event we just had. The main issue was infiltration from rocks and other debris. FTMSA crews responded immediately and worked for two days straight and were assisted by Westmoreland Water Authority who volunteered some of their pumps so that an emergency pump could be set up. Within two days, everything was completely restored. FTMSA is cameraing and doing whatever it can for all the pipes in the surrounding area to make sure that whatever did happen, doesn't happen again.

Ms. Brockway: Murrysville Community Library met Thursday, July 18. The Library was active in the Westmoreland Library Network's booth at this year's Arts and Heritage Festival engaging with patrons from across the county. The Library has had a successful partnership with the Municipality's Recreation Department for Tuesday's at Townsend, providing fun and educational programming for children attending any of the three events. The Library thanks the Recreation Department for including them. Over 900 children have registered for the summer reading program and foot traffic in the Library has increased by 3,000 in the month of June. The next meeting is August 22nd at 7:00 p.m.

WORKSHOP ITEMS

ADMINISTRATION: None

ENGINEERING: None

COMMUNITY DEVELOPMENT: None

PUBLIC WORKS AND PARKS: None

COUNCIL ACTION ITEMS

ADMINISTRATION:

13.A. Consider authorization to advertise for a Public Hearing for the 2020-2024 Capital Improvements Program

Ms. Brockway made a motion to authorize advertising for a Public Hearing for the 2020-2024 Capital Improvements Program (CIP) to be held on August 7, 2019 at 7:00 p.m. The workshop will be held during the regular Council meeting. Mr. Stepanovich seconded.

Mr. Morrison stated that this is the beginning of the budget season. A hard copy of the CIP will be in Council's mailboxes by Tuesday. If an electronic copy is preferred, just let him know.

Upon a roll call vote: Ms. Brockway – yes, Mr. Dice – yes, Mr. Kase – yes, Mrs. Lee Kornis – yes, Mr. Spadaro – yes, Mr. Lorenz – yes, and Mr. Stepanovich – yes. Motion approved.

13.B. Consider approval of Resolution No. 706-19, a Resolution to Dispose of Certain Municipal Records

Mrs. Lee Kornis made a motion to approve Resolution No. 706-19, a resolution to dispose of certain municipal records in accordance with the State Records Retention Policy. Mr. Kase seconded.

Mr. Morrison stated that staff continues to clean out old records; dispose of the ones we can and make electronic copies of the ones we need. This resolution is for disposal of the paper copies.

Upon a roll call vote: Ms. Brockway – yes, Mr. Dice – yes, Mr. Kase – yes, Mrs. Lee Kornis – yes, Mr. Spadaro – yes, Mr. Lorenz – yes, and Mr. Stepanovich – yes. Motion approved.

13.C. Consider approval of the renewal of the Cyber Risk Insurance Policy with Traveler's Insurance Company

Mr. Spadaro made a motion to approve the renewal of the Cyber Risk Insurance Policy with Traveler's Insurance Company for the period of August 1, 2019 to July 31, 2020 for \$4,100. Mr. Dice seconded.

Mr. Morrison stated that last year was the first year for this type of coverage for the Municipality mainly because of the increased use of payment cards, especially for recreational activities. There was only one quote, which was satisfactory with the same company with a premium increase of \$310.

Upon a roll call vote: Ms. Brockway – yes, Mr. Dice – yes, Mr. Kase – yes, Mrs. Lee Kornis – yes, Mr. Spadaro – yes, Mr. Lorenz – yes, and Mr. Stepanovich – yes. Motion approved.

COMMUNITY DEVELOPMENT:

14.A. Consider approval of the GetGo Development, SP-2-19 and CU-2-19, to include the development and construction of a 4,900 SF convenience store, fueling facility, car wash and parking lot located at 4806 Old William Penn Highway, B-Zoning

Mrs. Lee Kornis made a motion to approve the GetGo Development, SP-2-19 and CU-2-19, to include the development and construction of a 4,900 SF convenience store, fueling facility, and parking lot located at 4806 Old William Penn Highway, B-Zoning. Mr. Spadaro seconded.

Mr. Joe Cortez, on behalf of Giant Eagle, stated that two weeks ago, Giant Eagle agreed to eliminate the car wash. In addition to that, the radius for the vehicles traversing into and exiting onto west bound Route 22 will no longer go into the passing lane. The remaining issues involve signage. There will be a separate application for signage which should take place in the next couple of month. On behalf of Giant Eagle, that application will be in compliance with all Municipality regulations. Development should start by the end of this calendar year.

Joan Kearns, 4994 Longview Court: Mrs. Kearns asked how many fuel islands there would be. Mr. Cortez answered there will be 6 pumps. Mrs. Kearns asked where the delivery trucks will be approaching from. Mr. Morrison stated that the fueling trucks will be coming east to west, exiting east on Old William Penn to Cline Hollow. The delivery trucks will be coming from the west or the east. Coming from the west, they will access Cline Hollow then to Old William Penn and exit heading west on Route 22. Mrs. Kearns stated that her concern has been the traffic snarl that's going to be in that area. Afternoon traffic on Old William Penn backs up way beyond Tarr Hollow Road. This is going to be one big bottleneck. Give this some serious thought.

Mr. Stepanovich stated that Giant Eagle has, by eliminating the car wash, eliminated a potential bottleneck.

Josh Haydo, Traffic Engineer for Wooster Engineering, stated that he would be happy to answer any specific questions. There were none.

Mrs. Lee Kornis stated that she understands Mrs. Kearns' concerns, but doesn't feel this is going to substantially impact that area.

Mr. Lorenz stated that the area is properly zoned for this development. Giant Eagle has worked with staff to mitigate the potential impact of that area. Removing the car wash will alleviate a lot of that. The application complies with what we are asking and the applicant has been cooperative.

Mrs. Lee Kornis made a motion to approve the GetGo Development, SP-2-19 and CU-2-19, to include the development and construction of a 4,900 SF convenience store, fueling facility, and parking lot located at 4806 Old William Penn Highway, B-Zoning. Mr. Kase seconded.

Mr. Lorenz stated that recommendations and conditions set forth in the staff briefing should be added to the motion. Mr. Lorenz asked the applicant if they are in favor of and agree to abide by those conditions in the staff briefing. Mr. Cortez answered yes.

Mrs. Lee Kornis made a motion to amend her motion to include the current conditions as set forth in the staff briefing regarding the general site plan and traffic. Mr. Kase seconded.

Upon a roll call vote to amend the motion: Ms. Brockway – yes, Mr. Dice – yes, Mr. Kase – yes, Mrs. Lee Kornis – yes, Mr. Spadaro – yes, Mr. Lorenz – yes, and Mr. Stepanovich – yes. Motion approved.

Upon a roll call vote on the original motion as amended: Ms. Brockway – yes, Mr. Dice – yes, Mr. Kase – yes, Mrs. Lee Kornis – yes, Mr. Spadaro – yes, Mr. Lorenz – yes, and Mr. Stepanovich – yes. Motion approved.

ENGINEERING: None

PUBLIC WORKS AND PARKS: None

OLD BUSINESS: None

NEW BUSINESS: None

EXECUTIVE SESSION: None

ACTION ITEMS: None

ADJOURNMENT: Mr. Lorenz adjourned the regular voting meeting at 7:37 p.m.

**PUBLIC HEARING FOR CU-1-18 CONDITIONAL USE AND CU-2-18
MAJOR EXCAVATION FOR CONSTRUCTION AND OPERATION OF
THE TITAN WELL PAD, 6189 BOLLINGER ROAD**

A Public Hearing was held at 7:40 p.m. for CU-1-18 Conditional Use and CU-2-18 Major Excavation for construction and operation of the Titan Well Pad, located at 6189 Bollinger Road.

Stenographer, Ms. Frost, recorded the proceedings.

The Public Hearing closed at 10:15 p.m.

The Regular Voting Meeting and Public Hearing were broadcast on local government Channel 19. A true copy of the Council meeting DVD is available for the public to purchase from the Municipality of Murrysville and is in the Murrysville Public Library for review.