

WILKINS TOWNSHIP BOARD OF COMMISSIONERS

REGULAR MEETING MONDAY, MARCH 14, 2016

The Regular Meeting of Monday, March 14, 2016 was brought to order at 7:00 PM by President Sylvia J. Martinelli. A quorum was present as follows:

Mrs. Martinelli Ms. Criner Mr. Boyd
Mr. Costa Mr. Wells

(99-16) MOVED BOYD-CRINER to approve the minutes of the Second Stated Meeting of Monday, February 29, 2016 as presented. The motion was adopted by unanimous roll call vote.

Communications:

Mrs. Bradley shared an email exchange between her and Mr. Robinson, the Churchill Borough Manager regarding a resident's statement at the February 29th meeting. Mr. Robinson confirmed that there was no validity to the statement made by the resident pertaining to Mr. Heider.

Mr. Dominic D'Andrea, P.E., PTOE, Manager, Operations & Safety Programs for the Southwestern Pennsylvania Commission submitted an email advising that in the coming weeks, he will be contacting Mrs. Bradley to discuss the Township's 2013 application for a SINC-UP project under the Regional Traffic Signal Program's 3rd cycle within PennDOT's District 11-0's territory.

Mr. Michael Pugh, P.E., Civil Engineer for the Mon-Fayette Expressway submitted correspondence relaying the current progress and future plans for the development of the PA Rt. 51 to I-376 leg of the Mon-Fayette Expressway system. This 14 mile segment will run north from PA Route 51 in Jefferson Hills through West Mifflin, Dravosburg, Duquesne, Turtle Creek and Wilkins before connecting to the Parkway East I-376 near Thompson Run Road in Monroeville. The Turnpike Commission halted this connection in 2009 due to financial constraints. In 2014, the project was revisited and the decision was made to drop the East Pittsburgh to Oakland leg of the expressway. The amended design includes a narrower median, realignment of a bridge over the Monongahela River at Duquesne and a cashless all-electronic tolling system. The environmental reevaluation for this project is scheduled for completion by mid-2017. Right-of-way acquisition is anticipated to begin in 2018. Construction is scheduled to start in 2022. Section 53F of the project impacts Wilkins. This segment is located in North Versailles Township, Turtle Creek Borough, Wilkins Township and the Municipality of Monroeville. This portion of the project begins at just south of Turtle Creek in North Versailles Township and crosses Turtle Creek, several streets within Turtle Creek Borough, Thompson Run and the Union Railroad before continuing north paralleling the Union Railroad line and Thompson Run within the former railroad yard property. The northern limit of the project is approximately 400 feet north of the existing railroad bridge over Thompson Run Road. This section includes approximately 8400 feet of railroad relocation and the abandonment of Thompson Run Road north of Rodi Road.

Citizens' Comments:

There were no citizens' comments.

REPORTS:

The Engineers Report is on file in the Manager's Office

Police Report for February 2016:

	<u>2015</u>	<u>2016</u>
Total Police Calls Logged	189	185
Total Criminal Offenses Reported	17	24
Criminal Arrests/Persons Charged	7	9
Criminal Offenses Cleared	8	10
Traffic Citations Issued	8	27
Parking Tags Issued	0	6
Parking Citations Issued	0	0
Monies collected during January	\$ 5,315.70	\$ 6,504.27

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In addition to the monthly report, Chief Krancic reported the following:

DUI-Alpine Blvd. Actor arrested & charges filed. VUFA-Gun & Drugs-Sheetz. Actor arrested & transported to ACJ. Harassment/Criminal Mischief-Kuhn's. Actor cited & released. Drugs-Cline St. Actor arrested & charges filed. Drugs-Residence Inn. Actor arrested & charges filed. DUI-Wm Penn Hwy. Actor arrested & charges filed. 12 Motor Vehicle Accidents, 3 DUI, 3 Drugs, 1 Harassment & Criminal Mischief, 1 Retail Thefts, 1 VUFA (gun charge) & 1 Criminal Mischief. 350 Traffic Details.

Mr. Bruener's PWD Report is on file in the Manager's Office.

Fire Companies:

WTVFD #1 reported the following for January 2016: 18 Fire Calls, Man-Hours 82; 2 Practices, Man-Hours 68; 3 Meetings, Man-Hours 53; 3 Misc., Man-Hours 7; Total Man-Hours 210. WTVFD #1 reported the following for February 2016: 15 Fire Calls, Man-Hours 83; 7 Practices, Man-Hours 237; 10 Station & Equipment Maintenance, Man-Hours 211.5; 1 Meeting, Man-Hours 36; Total Man-Hours 567.5.

WTVFD #3 reported the following for February 2016: 9 Fire Calls, Man-Hours 106.72; 6 Trainings, Man-Hours 62.5; 6 Activities, Man-Hours 605.5; Total Man-Hours 774.72.

WTVFD #4 reported the following for February 2016: 14 Fire Calls, Man-Hours 69; 4 Work Details, Man-Hours 38; 4 Fire Schools, Man-Hours 23.5; Total Man-Hours 130.5.

Building Permits Issued for February 2016:

There were no building permits issued in February.

Deed Transfer Tax:

The Township received \$299,616.91 in deed transfer tax in the month of February 2016, representing transfer tax collected by Allegheny County in the month of January 2016.

Act 511 for February 2016:

Earned Income Taxes: Difference

Current Month	\$80,247.74	Previous Year	\$74,563.27	
Current YTD	\$122,508.45	Previous YTD	\$115,819.50	\$6,688.95

2016 Budget-\$820,000

Local Service Tax: Difference

Current Month	\$6,416.52	Previous Year	\$3,923.24	
Current YTD	\$6,505.05	Previous YTD	\$3,953.97	\$2,551.08

2016 Budget-\$140,000

Mercantile Tax: Difference

Current Month	\$2,269.94	Previous Year	\$30,118.70	
Current YTD	\$2,334.51	Previous YTD	\$30,581.30	(\$28,246.79)

2016 Budget - \$275,000

Business Privilege Tax: Difference

Current Month	\$7,653.02	Previous Year	\$4,187.41	
Current YTD	\$7,653.02	Previous YTD	\$4,187.41	\$3,465.61

2016 Budget - \$230,000

The Solicitors Report is on file in the Manager's Office.

(100-16) MOVED CRINER-BOYD to approve the payment of the schedule of bills in the amount of \$220,497.22. The motion was adopted by unanimous roll call vote.

Old Business:

(101-16) MOVED COSTA-BOYD authorizing the Manager to execute a Solicitor Engagement letter between the Township of Wilkins and John Rushford of Cafardi, Ferguson, Wyrick, Weis & Stotler. The motion was adopted by unanimous roll call vote.

Dan Cohen of the Cohen Law Group addressed the Board regarding the proposed ordinance that would amend the telecommunications (cell tower) portion of the zoning ordinance. Technology is rapidly changing and the Township's cell tower provisions, while appropriate for the time period in which they were adopted are now outdated. Smart phones, digital tablets and other wireless devices have greatly increased the demand for wireless broadband. Traditional cell towers allow phone calls, not data use. New digital access facilities (DAS) are being placed upon existing and/or newly constructed utility poles within municipal rights-of-way. The proposed ordinance regulates this type of activity. The ordinance has been under review by the Planning Commission for several months. In a nutshell, it provides: 1) legal protections; 2) regulations for new facilities; 3) amendments to existing language due to changes in the law (including the Pennsylvania Broadband Act); and 4) permit fees for DAS constructed within the right-of-way. The ordinance broadly separates tower and non-tower facilities inside and outside of the rights-of-way.

Mr. Boyd questioned whether it was appropriate to continue to require applications for special exceptions versus conditional use application for those instances when a hearing is necessitated. Mr. Rushford stated that because the Planning Commission and the Board of Commissioners are responsible for creating the zoning rules applicable to telecommunication facilities, that it makes sense to have the Zoning Hearing Board act as the quasi-judicial board that hears requests for special exceptions. This provides for a review of required criteria in a relatively neutral way.

Mr. Boyd stated that he is not in favor of permitting tower-based wireless communication facilities (WCF) to locate on all of the streets listed in the ordinance as recommended by the Planning Commission. He also questioned the language located on Page 13, paragraph f(4) which states that when making application for tower-based WCF, the applicant must demonstrate that tower-based WCF cannot be accommodated on an existing or approved structure or building, or sited on land owned and maintained by Wilkins Township. The Applicant is required to demonstrate that it contacted the owners of tall structures, buildings, and towers within a one quarter mile radius of the site, sought permission to install an antenna and was denied because a commercially reasonable agreement could not be reached with the owner of such building, structure or tower.

Mr. Cohen, Mr. Rushford and Mr. Boyd will arrange for a subsequent telephone conference to further discuss amendments to these particular points. Following that discussion, the ordinance will be reintroduced to the Board.

New Business:

(102-16) MOVED BOYD-COSTA accepting the recommendation of the Engineer to award Contract #1 of the 2016 Paving Contract to A. Liberoni, Inc., of Plum Borough at the low-bid price of \$158,641.84 and to reject all bids for Contract #2 of the 2016 Paving Project.

(103-16) MOVED COSTA-BOYD accepting Mr. Bruener's recommendation to enter into an agreement with W.A. Petrakis for the repair of a sanitary sewer line on Tynewood at a cost of \$4,570 plus \$150 per square yard for concrete (less than 10 square yards).

(104-16) MOVED BOYD-WELLS accepting the recommendation from the Recreation Advisory Board to use the Wilkins Primary School as the starting point for the 5K Run/Walk on June 25, 2016 and authorizing the Board to seek permission from the School Board.

(105-16) MOVED CRINER-BOYD accepting the recommendation from the Recreation Advisory Board to host a Farmer's Market in the (former) Brewstones Parking Lot at Penn Center from June 15th through October 26th.

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(106-16) MOVED BOYD-CRINER approving the request of Jeff Freiwald, Board Member of the Woodland Hills Youth Soccer Association to use the playground side of Lions Park on weekday evenings (Mon-Fri) from 6:00 PM until 8:00 PM between March 21st and June 1st to practice for the Under-10 boys and girls soccer teams.

(107-16) MOVED BOYD-CRINER to purchase a copy of the 2015 International Property Maintenance Code to be lent out to the public for a refundable deposit in equal value to the cost of the publication.

Motions 102-16 to 107-16 inclusive were adopted by unanimous roll call vote.

Commissioners' Comments:

Mr. Boyd requested that Mr. Saunders be asked to develop a list of rules for the compost pile; stated that the sign that was placed at the top of Harrison to deter trucks from traveling down it to Anchor Industries is working. Mr. Boyd also stated that he attended a meeting with representatives of the Congress for Neighboring Communities (CONNECT), an organization that promotes coordination and collaboration between the City of Pittsburgh and the 37 communities that surround it. Churchill and Forest Hills Borough are now members of CONNECT, and Mr. Boyd will continue to explore whether Wilkins should also become a member to take advantage of some of their programs. Mr. Boyd continued to express his concerns with the proposed Mon-Fayette expressway and the negative implications of the project to the residents of Wilkins including increased traffic and pollution. Finally, Mr. Boyd stated that he provided Mrs. Bradley and Chief Krancic with information regarding classes for the proper installation of child seats in vehicles. He would like to send a couple of police officers to training to do this. There is a class in October in Irwin. Chief Krancic will check the schedule and this will be on the agenda for the March 28th meeting.

Mrs. Martinelli stated that she attended the Monroeville Chamber of Commerce Legislative Breakfast and that her photograph is displayed along with other local legislators in the current edition of the Monroeville Chamber newsletter. The Chamber will also be hosting an after-hours event at Buffalo Wild Wings on March 31st and Mrs. Martinelli encouraged Commissioners to attend this event because it is in Wilkins Township.

Executive Session: The Board of Commissioners met in Executive Session following adjournment of the regular meeting to discuss the potential purchase of land. If public action is required, it will be taken at a subsequent meeting of the Board.

(108-16) MOVED CRINER-BOYD to adjourn. The meeting adjourned at 8:08 PM. The motion was adopted by unanimous roll call vote.

Respectfully submitted,

Rebecca Bradley
Secretary