

RESOLUTION R2010-10
Hopewell Township, Beaver County, Pennsylvania

A RESOLUTION OF THE TOWNSHIP OF HOPEWELL, BEAVER COUNTY, PENNSYLVANIA APPROVING THE PLAN OF CONSOLIDATION AND SUBDIVISION OF LOT PARCEL NOS. 65-010-0141.000, 65-010-0141.002 AND 65-010-0141-005 KNOWN AS THE MICHAEL T. LIS PLAN #1 IN HOPEWELL TOWNSHIP IN ACCORDANCE WITH ZONING ORDINANCE NO. 2004-1 AND SUBDIVISION & LAND DEVELOPMENT ORDINANCE NO. 91-02

WHEREAS, on August 4, 2009 an application was submitted to the Hopewell Township Planning Commission by Michael T. Lis to consider the proposed plan of consolidation and subdivision known as Michael T. Lis Plan No. 1 seeking to combine parcels and create three (3) new parcels along Mercer Street, a private road located in an R-1 District, and

WHEREAS, the Beaver County Planning Commission rendered its comments in a letter dated August 19, 2009, and

WHEREAS, on January 20, 2010 Widmer Engineering, Inc. issued a comment letter addressing the aforementioned plan citing that the fire department review for adequacy the "L" turn around area for emergency equipment, the naming of the private road, the need for a maintenance agreement for the private road and the need for Planning Waiver and Non-Building Declaration on the plan and the completion and filing of PADEP Form 3800-FM-WSFR0349 in order to comport with Hopewell Ordinances, and

WHEREAS, on June 26, 2008 the Hopewell Township Planning Commission recommended approval of the land development application contingent upon the compliance with the comments in Widmer Engineering letters dated October 23, 2008, August 27, 2009 and January 20, 2010 and the Board of Commissioners' determination of the requirement for an agreement concerning maintenance responsibilities for the private portion of Mercer Road, review of the "L" turn around by the fire department, and completion of forms pertinent to the developer's request for a non-building waiver, and

WHEREAS, the Hopewell Planning Solicitor Kelly Tocci recommended approval in the letter dated January 25, 2010 conditioned upon compliance with the comments contained in Widmer Engineers' review letters dated October 23, 2008, August 27, 2009 and January 20, 2010.

NOW, THEREFORE, BE IT RESOLVED that the Hopewell Township Board of Commissioners hereby approves the Michael T. Lis Plan No. 1 Land Development Plan

conditioned upon the applicant fully complying with the comments contained in the Widmer Engineering letters dated October 23, 2008, August 27, 2009 and January 20, 2010 and the recommendations of both the Beaver County and Hopewell Township Planning Commissions prior to recording the Plan with the Beaver County Recorder of Deeds.

FURTHERMORE, the Hopewell Township Board of Commissioners are satisfied that the private road considerations outlined in Section 703(f) of the Hopewell Subdivision and Land Development Ordinance were addressed by the engineer and Planning Commission in that the proposed plan provides for only one additional lot, an "L" turn has been included for emergency access, and in light of the non-building waiver further review of storm and sanitary sewer systems was not necessary.

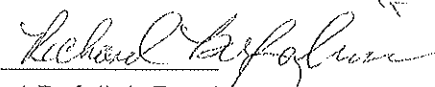
RESOLVED AND ENACTED this 12th Day of April, 2010

Attest:



Andy Brunett, Township Manager

Hopewell Township Board of Commissioners

By: 
Richard Bufalini, President

**TOWNSHIP OF HOPEWELL
Beaver County, Pennsylvania
BOARD OF COMMISSIONERS
WORKSHOP MINUTES**

April 12, 2010
Meeting in Session at 6:17 p.m.

6:17PM: Resident John Katekovich 7706 Lafayette Square expressed his concerns over the consistent speeding issue on Lexington Drive, the traffic light at five points, and the continuing puddling of water at the intersection of Gringo Independence Road next to CoGo's. The Board of Commissioners advised Mr. Katekovich that the Township will deploy its speed trailer to that location in order to deter and document the speeding, and that the Chief of Police will review the data with him. At that point Mr. Katekovich can take the data to the Condo Association to discuss it with them. The Board also advised Mr. Katekovich that it will continue to contact PennDot in regards to coming up with a solution to the water issue at the traffic light of Gringo Independence Road as well as the five point intersection traffic issues

6:42PM: Workshop Meeting Called to Order by Mr. Bufalini

ROLL CALL

President

Richard Bufalini

Vice President

Chuck Piroli

Commissioners

Joe Kusnir

Brian Rohm

Norm Kraus Absent

Others Present

Andy Brunette, Township Manager/Controller

Mike Jones, Solicitor

Marie Stratakis-Hartman Township Engineer

6:42pm **ENGINEER REPORT** Marie Stratakis- Hartman, P.E. Report on file.

7:05pm **CITIZEN COMMENTS pertaining to the Agenda** None

7:05pm **BUSINESS AGENDA**

A public hearing to consider adoption of an Ordinance 2010-01 was conducted to consider regulating the parking of vehicles during periods of snow fall; prohibiting the dumping, shoveling, pushing or placement of any snow or ice into the public highways or streets of the Township of Hopewell; and proscribing penalties for violation.

Steve Rodich 3195 Bradbury Drive:

Mr. Rodich commented on his support of the ordinance 2010-01 and suggested that additional language be added to include a 24 hour period for residents to maintain and clear their sidewalks after a snow storm. Solicitor Mike Jones was going to check previous ordinances to make sure this was not already passed previously. If not passed previously the Board agreed that it would be added to ordinance 2010-01.

Mr. Rohm Motion to approve Ordinance 2010-01 of the Township of Hopewell Beaver County, Pennsylvania, a First Class Township under the laws of the Commonwealth of Pennsylvania, regulating the parking of vehicles during periods of snow fall; prohibiting the dumping, shoveling,

pushing or placement of any snow or ice into the public highways or streets of the Township of Hopewell; and proscribing penalties for violation

Mr. Kusnir Second the motion

Roll Call Vote:

Mr. Kusnir yes
 Mr. Rohm yes
 Mr. Kraus absent
 Mr. Piroli yes
 Mr. Bufalini yes
 Motion Carried

A hearing to consider adoption of an Ordinance 2010-02 of the Township of Hopewell Beaver County, Pennsylvania, a First Class Township under the laws of the Commonwealth of Pennsylvania, amending the Hopewell Township Zoning Ordinance No. 2004-01 article XX signs to allow moving signs as permitted uses in the C-1 commercial highway zoning district and further restricting the size and hours of operation of moving signs in both the C-1 and C-2 zoning districts.

Steve Rodich 3195 Bradbury Drive:

Mr. Rodich questioned how long the moving signs will be allowed to be kept on as well as who will enforce the ordinance if business owners keep their signs on past the prescribed time that was stated in the ordinance.

John Thomas Fez Banquet Center Brodhead and Longvue:

Mr. Thomas questioned how his business the Fez would be affected by the new sign ordinance. Mr. Thomas also requested the Board of Commissioners consider changing the time that the moving signs can stay on until 12:00am instead of 11:00pm.

Jim McClaren 1089 Croxall Ave:

Mr. McClaren asked about the definition of a moving sign.

The Board of Commissioners discussed the time, usage and location of the signs and what affect the new ordinance would have on Hopewell Township businesses and residents who live along the Brodhead road and near other business locations throughout the Township. The Board agreed to amend the times of operation in ordinance 2010-02 to allow the signs to operate Sunday through Thursday until 11:00pm and Friday and Saturday until 12:00am.

Mr. Piroli Motion to approve Ordinance 2010-02 of the Township of Hopewell Beaver County, Pennsylvania, a First Class Township under the laws of the Commonwealth of Pennsylvania, amending the Hopewell Township Zoning Ordinance No. 2004-01 article XX signs to allow moving signs as permitted uses in the C-1 commercial highway zoning district and further restricting the size and hours of operation of moving signs in both the C-1 and C-2 zoning districts

Mr. Kusnir Second the motion

Roll Call Vote:

Mr. Kusnir yes
 Mr. Rohm yes
 Mr. Kraus absent
 Mr. Piroli yes
 Mr. Bufalini yes
 Motion Carried

A public hearing to consider adoption of an Ordinance 2010-03 of the Township of Hopewell Beaver County, Pennsylvania, a First Class Township under the laws of the Commonwealth of Pennsylvania, approving and authorizing an intergovernmental cooperation agreement with the Center Township Sewer Authority in order that

Hopewell Township may provide sewer services to certain Center Township customers and in order that the Center Township Sewer Authority may provide sewer services to certain Hopewell Township customers and further approving and authorizing an intergovernmental cooperation agreement with the Center Township Water Authority to provide for the termination of water service in the event that a Center Township customer should fail to pay Hopewell for sewer service

There was no public comment on ordinance 2010-03

- Mr. Rohm Motion to approve Ordinance 2010-03 of the Township of Hopewell Beaver County, Pennsylvania, a First Class Township under the laws of the Commonwealth of Pennsylvania, approving and authorizing an intergovernmental cooperation agreement with the Center Township Sewer Authority in order that Hopewell Township may provide sewer services to certain Center Township customers and in order that the Center Township Sewer Authority may provide sewer services to certain Hopewell Township customers and further approving and authorizing an intergovernmental cooperation agreement with the Center Township Water Authority to provide for the termination of water service in the event that a Center Township customer should fail to pay Hopewell for sewer service
- Mr. Piroli Second the motion

Roll Call Vote:

- Mr. Kusnir yes
 - Mr. Rohm yes
 - Mr. Kraus absent
 - Mr. Piroli yes
 - Mr. Bufalini yes
- Motion Carried

8:22pm EXECUTIVE SESSION

9:23PM EXECUTIVE SESSION OVER

- Mr. Kusnir Motion to approve the Workshop Minutes of March 8, 2010
- Mr. Rohm Second the motion

Roll Call Vote:

- Mr. Kusnir yes
 - Mr. Rohm yes
 - Mr. Kraus absent
 - Mr. Piroli abstain
 - Mr. Bufalini yes
- Motion Carried

- Mr. Kraus Motion to approve the List of Bills dated April 12, 2010
- Mr. Rohm Second the motion

Roll Call Vote:

- Mr. Kusnir yes
 - Mr. Rohm yes
 - Mr. Kraus absent
 - Mr. Piroli yes
 - Mr. Bufalini yes
- Motion Carried

- Mr. Piroli Motion to approve Primo DJ Services to perform at Parkfest on July 9, 2010 for four (4) hours, in the amount of \$250.00 per budget line item 1-454-470, start time to be determined

Mr. Kusnir Second the motion

Roll Call Vote:

Mr. Kusnir yes
 Mr. Rohm yes
 Mr. Kraus absent
 Mr. Piroli yes
 Mr. Bufalini yes

Motion Carried

Mr. Rohm Motion to approve the purchase of a Tymco 600 BAH Stainless Steel Street Sweeper Mounted on a 2010 International Navistar 4300-M7 through Golden Equipment Company in the amount of \$179,990.00, per Costars contract number 016-002. This will be a three year capital lease with \$1.00 buyout at the end of the term. Three year annual expense of \$64,146 principal and interest as budgeted for the next three years per line item 1-430-336 for principal payments and 1-430-338 for the interest payments

Mr. Piroli Second the motion

Roll Call Vote:

Mr. Kusnir yes
 Mr. Rohm yes
 Mr. Kraus absent
 Mr. Piroli yes
 Mr. Bufalini yes

Motion Carried

Mr. Piroli Motion to approve to advertise the sale of the following two items (2) used police vehicles to the highest, most responsible bidder: 2004 Chevy Impala, 120,492 miles, fair condition, VIN 3343, and 2004 Chevy Impala, 107,397 fair condition, VIN 1632

Mr. Rohm Second the motion

Roll Call Vote:

Mr. Kusnir yes
 Mr. Rohm yes
 Mr. Kraus absent
 Mr. Piroli yes
 Mr. Bufalini yes

Motion Carried

Mr. Kusnir Motion to approve the annual Charter Agreement between Hopewell Township and Hopewell Township Boys Scout Troop #435

Mr. Rohm Second the motion

Roll Call Vote:

Mr. Kusnir yes
 Mr. Rohm yes
 Mr. Kraus absent
 Mr. Piroli yes
 Mr. Bufalini yes

Motion Carried

Mr. Bufalini Motion to appoint Janice Gibson Hopewell Township's Boys Scout Troop #435 Charter representative until the expiration of her Park Board term ending December 31, 2012

Mr. Rohm Second the motion

Roll Call Vote:

Mr. Kusnir yes
 Mr. Rohm yes
 Mr. Kraus absent
 Mr. Piroli yes
 Mr. Bufalini yes

Motion Carried

Mr. Piroli Motion to approve the sludge hauling contract to Joseph J. Brunner, Inc. in the amount of \$22.50/ton ending 2/28/2011, \$23.60/ton ending 2/29/2012, and \$25.96/ton ending 2/28/2013, for disposal of aerobically digested and dewatered sewage sludge. The contract also includes \$147.00/rotation hauling price for a thirty cubic yard dumpster and \$45.00/ton for transportation and disposal of grit and screenings ending 2/28/2013

Mr. Kusnir Second the motion

Roll Call Vote:

Mr. Kusnir yes
 Mr. Rohm yes
 Mr. Kraus absent
 Mr. Piroli yes
 Mr. Bufalini yes

Motion Carried

Mr. Rohm Motion to approve Satin Sound to provide the sound systems for Parkfest on July 10th and July 11th 2010 for a fee of \$1,750.00 per budget line item 1-454-470

Mr. Kusnir Second the motion

Roll Call Vote:

Mr. Kusnir yes
 Mr. Rohm yes
 Mr. Kraus absent
 Mr. Piroli yes
 Mr. Bufalini yes

Motion Carried

Mr. Piroli Motion to approve the preparation of plans and specs for the Park's Nature Center Roof and Chimney for advertisement for bid

Mr. Bufalini Second the motion

Roll Call Vote:

Mr. Kusnir yes
 Mr. Rohm yes
 Mr. Kraus absent
 Mr. Piroli yes
 Mr. Bufalini yes

Motion Carried

Mr. Rohm Motion to approve the advertisement for the Raccoon sludge disposal pad construction for bid

Mr. Bufalini Second the motion

Roll Call Vote:

Mr. Kusnir yes
 Mr. Rohm yes
 Mr. Kraus absent
 Mr. Piroli yes
 Mr. Bufalini yes

Motion Carried

9:35PM **ITEMS FOR DISCUSSION**

Engineer Marie addressed the letter that was sent to the Township from the Airport Area Business Complex listing concerns and problems it would like to have the Township resolve. Marie put together a comprehensive response to all points that were listed. The only outstanding points would be painting a center line and addressing additional lighting in the business park. Letter would be sent by the Manager to the owners of the buildings in the business park.

Marie updated the board on the status of the Laird Road landslide and started the process of trying to figure out what went wrong with the original repair. The Board also at this time advised the Manager to send a letter to the School District recommending to them that they reroute all school bus traffic that currently uses Laird road from Brodhead to Kane Road to alternate routes in the interest of public safety.

Marie updated during her engineer report that she is still in the process of putting together the updated version of Hopewell Township's revised sewer rules and regulations.

Marie updated the board on the 2009 Road Paving Program repairs, and stated that she has sent a letter to Youngblood Paving requesting that they come back and seal all the center lines in the roads that they paved. Marie also stated that the new paved roads will have reflective cracking in which our Road Department will have to seal.

The Board discussed the Fence agreement between Hopewell School District, Hopewell Township and Hopewell Youth Baseball Association. It was determined that additional language was needed to be added to the agreement in regards to length of time. The board will readdress this agreement at its April 26th 2010 meeting.

The review of the sample ordinance for oil and gas drilling was tabled until a future meeting.

The review of the timber and harvesting ordinance was reviewed and will be discussed further at the Boards next workshop.

The manager addressed the paddle boat release of liability forms with the solicitor and expressed the urgency to make sure the solicitor has the forms completed by the next meeting. The forms are needed because the Park pavilion rental season will be in full force in May. The Manager also advised the Board that the Park supervisor will be inspecting, numbering and placing weight limits on the paddle boats in the upcoming weeks.

The Manager discussed with the Board a meeting he had with the President of the Volunteer Fire Department Dan Caton in regards to his Board making sure that Volunteer Fire Department members who are out of work from their regular job due to illness or injury have the proper release documentation before they are allowed to resume any fire fighting functions. Mr. Caton agreed with the Township on this issue.

The manager discussed the results of Hopewell Township's 2009 DCED report with the Board. The Manager explained to the board that both of its major funds the General and Sewer Fund performed better than forecasted and that he hoped the trend will continue for 2010.

President of the Board Mr. Bufalini asked the Board for a motion in regards to proceeding with the stop sign removal and placement of stop signs in the designated beta test site area of the Bradbury Plan. Cost of the removal and placement of the stop signs in this test area were also given as well as concerns for increased speeding in this area by the Police Department if indeed the beta test was to continue. Mr. Bufalini asked a second time for a motion to continue this process. No motion was moved upon. At this point no further action can take place in regards to the beta test area.

Mr. Piroli Motion to approve Resolution R-2010-09 amending Ordinance 96-6 to allow Hopewell Township's Police Department to remove and fine owners of vehicles who are parked in the Municipal and Police building parking lots at the owner's expense

Mr. Kusnir Second the motion

Roll Call Vote:

Mr. Kusnir yes
 Mr. Rohm yes
 Mr. Kraus absent
 Mr. Piroli yes
 Mr. Bufalini yes
 Motion Carried

Mr. Piroli Motion to approve Richard Bufalini and Brian Rohm as delegate and alternate delegate as the representatives for Hopewell Township in the Beaver County C.O.G. association
 Mr. Kusnir Second the motion

Roll Call Vote:

Mr. Kusnir yes
 Mr. Rohm yes
 Mr. Kraus absent
 Mr. Piroli yes
 Mr. Bufalini yes
 Motion Carried

10:32PM CITIZENS FORUM

Jim McClaren 1089 Croxall Avenue

Mr. McClaren discussed with the board his concern over speeding in the school zone areas. The Board advised Mr. McClaren that the police do regularly control the school zones on different days, but they will pass on the information to the Chief of Police.

10:35PM NEW BUSINESS

President of the Board Mr. Bufalini wanted to address the following four letters he received with the Board: 1) a letter in regards to the pot-holes and paving on Cherry street, 2) thank you letter for our Road Department from residents at 5143 McIntosh Drive, 3) a thank you letter from the Lutheran Service Society for Manager Brunette volunteering his time to participate in Hopewell Township's meals --on-wheels program, 4) a letter on the condition of Crissman Drive.

Commissioner Rohm passed on a request form the Clearview Civic League for dirt and topsoil for its playground and ball field area located at the end of Martin Street. The Manager advised that he would have the Public Works Superintendent determine how much dirt or topsoil would be needed and then he would advise Commissioner Rohm

Commissioner Rohm also wanted to know if we could re-paint the white line at the stop light at the five point's intersection next to the veterinary clinic. The manager advised Mr. Rohm that he would check into it with PennDot and the Township's Public Works Superintendent.

Commissioner Rohm also asked the manager if additional slag from PennDot could be distributed on Steuer Lane. The Board agreed that before any more slag or rock material is added that the Township engineer should look at it and determine if it is safe to put more rocks on the road.

Commissioner Piroli passed on information to the Board in regards to the island on McIntosh Drive. He was approached by the Clearview Civic League to see if the Township can remove the grass and replace with crown vetch seed to alleviate the mowing of this area. The manager will get a price for the Board in regards to this issue.

10:47PM **OLD BUSINESS**

Mr. Rohm Motion to approve resolution R-2010-08 a resolution of the Township of Hopewell, Beaver County, Pennsylvania approving the lot consolidation plan of lot parcel 65-193-0228.002, known as the Hopewell Township Community Park in Hopewell Township, in accordance with zoning Ordinance NO. 2004-01 and Subdivision & Land Development Ordinance NO. 91-2

Mr. Bufalini Second the motion

Roll Call Vote:

Mr. Kusnir yes
 Mr. Rohm yes
 Mr. Kraus absent
 Mr. Piroli yes
 Mr. Bufalini yes

Motion Carried

Mr. Piroli Motion to approve resolution R-2010-10 a resolution of the Township of Hopewell, Beaver County, Pennsylvania approving the lot consolidation plan of lot parcel NOS. 65-010-0141.000, 65-010-0141.002 and 65-010-0141-005 known as the Michael T. Lis Plan #1 in Hopewell Township, in accordance with zoning Ordinance NO. 2004-01 and Subdivision & Land Development Ordinance NO. 91-2

Mr. Rohm Second the motion

Roll Call Vote:

Mr. Kusnir yes
 Mr. Rohm yes
 Mr. Kraus absent
 Mr. Piroli yes
 Mr. Bufalini yes

Motion Carried

Mr. Kusnir Motion to approve Resolution R2010-11 a resolution of the Township of Hopewell, Beaver County Pennsylvania Creating the Hopewell Township Uniform Construction Code Appeals Board, Appointing Impartial Members to Said Board to Rule on Appeals Taken From Decisions of the UCC Code Official and Establishing a Corresponding Appellate Procedure

Mr. Rohm Second the motion

Roll Call Vote:

Mr. Kusnir yes
 Mr. Rohm yes
 Mr. Kraus absent
 Mr. Piroli yes
 Mr. Bufalini yes

Motion Carried

10:52PM **EXECUTIVE SESSION**

11:51PM EXECUTIVE SESSION OVER

Mr. Kusnir Motion to approve the payment of Scanlon ADR Services for Hopewell Township's half of the
NIRA mediation hearing
Mr. Bufalini Second the motion

Roll Call Vote:

Mr. Kusnir yes
Mr. Rohm yes
Mr. Kraus absent
Mr. Piroli yes
Mr. Bufalini yes
Motion Carried

Mr. Rohm Motion to hire the following for Hopewell Township's summer Park Maintenance work program
per budget line item 1-454-140: Chad Alviani \$8.75 per hour, Andrew Kraus \$8.75 per hour,
Greg Prodonovich \$8.50 per hour, Daniel Domsic \$7.75 per hour, Michael Bufalini \$7.75 per
hour, Brett Smith \$7.75 per hour, Zachary Cunningham \$7.50 per hour, and Edward Domitrovich
\$7.25 per hour
Mr. Kusnir Second the motion

Roll Call Vote:

Mr. Kusnir yes
Mr. Rohm yes
Mr. Kraus absent
Mr. Piroli yes
Mr. Bufalini yes, except for abstaining from Michael Bufalini and Edward Domitrovich
Motion Carried

Mr. Kusnir Motion to hire the following for Hopewell Township's summer Road Department work program
per budget line item 1-430-143: Brian Bost \$7.25 per hour, and Gino Sabatini \$7.25 per hour.
First right of refusal will be as follows: Christian Farris, Justin Downs, Michael Downs, Tyler
Pajak, and Ben Galzerano, all wages for first right of refusal is \$7.25 per hour
Mr. Piroli Second the motion

Roll Call Vote:

Mr. Kusnir yes
Mr. Rohm yes
Mr. Kraus absent
Mr. Piroli yes
Mr. Bufalini yes,
Motion Carried

Mr. Bufalini Motion to hire Mike Parrish Part-time for Hopewell Township's Parks Department per budget line
item 1-454-140 at a starting rate of \$9.50 per hour
Mr. Kusnir Second the motion

Roll Call Vote:

Mr. Kusnir yes
Mr. Rohm yes
Mr. Kraus absent
Mr. Piroli yes
Mr. Bufalini yes,
Motion Carried

12:04aM

ADJOURNMENT

Mr. Piroli Motion to adjourn
Mr. Kusier Second the motion
Voice Vote: All in favor
Motion Carried

Minutes Recorded by: Andy J. Brunette 04/12/10
Minutes Prepared by: Andy J. Brunette 04/14/10