

HARMONY TOWNSHIP BOARD OF COMMISSIONERS
REGULAR MONTHLY MEETING
JUNE 20, 2007

PAUL KOKOSKI
CURT LARRICK – ABSENT (ON VACATION)
JOHN CERMAK
DONALD GUNTHER
GLENN ANGUS

DAMIAN, AMATO AND START, P.C. – RICHARD F. START, ESQUIRE
NIRA CONSULTING ENGINEERS, INC. – FRANK LEMMON, JR.
PAULA WINNE, TREASURER
LYLA L. SWAN, SECRETARY

MR. CERMAK MADE A MOTION TO APPROVE THE MINUTES OF THE MAY 16, 2007 REGULAR MONTHLY MEETING. MR. KOKOSKI SECONDED THE MOTION. ALL IN FAVOR, MOTION CARRIED.

MR. GUNTHER MADE A MOTION TO APPROVE THE POLICE DEPARTMENT REPORT, CODE ENFORCEMENT OFFICER REPORT, FIRE DEPARTMENT REPORTS AND ROAD DEPARTMENT REPORT. MR. KOKOSKI SECONDED THE MOTION. ALL IN FAVOR, MOTION CARRIED.

MR. CERMAK MADE A MOTION TO APPROVE THE LIST OF BILLS PAYABLE AS OF JUNE 18, 2007 FOR THE GENERAL FUND, LIQUID FUELS FUND AND CAPITAL IMPROVEMENTS ROAD PROGRAM FUND. MR. KOKOSKI SECONDED THE MOTION. ALL IN FAVOR, MOTION CARRIED.

MR. KOKOSKI MADE A MOTION TO APPROVE THE TREASURER'S REPORT. MR. GUNTHER SECONDED THE MOTION. ALL IN FAVOR, MOTION CARRIED.

MR. ANGUS READ THE NEW BUSINESS ITEMS AS LISTED ON THE AGENDA AND STATED THEY ARE SELF-EXPLANATORY.

JACK BEDALOTA, SYLVAN ROAD

-QUESTIONED ITEM #2 UNDER NEW BUSINESS REGARDING THE BARTOLAC PROPERTY. MR. LEMMON EXPLAINED THE TOWNSHIP HAD TO FILE A DECLARATION OF TAKING OF THE BARTOLAC PROPERTY ON VALLEY ROAD SO THAT NECESSARY SLIDE REPAIRS CAN BE MADE.

-QUESTIONED ITEM #6 UNDER NEW BUSINESS REGARDING THE PAYMENT TO ALLISON PARK CONTRACTORS, INC. AND ASKED WHO IS RESPONSIBLE FOR FILLING IN RUTS ALONG SYLVAN ROAD WITH BLACKTOP. MR. LEMMON STATED HE WILL TALK TO THE CONTRACTOR ABOUT THIS TOMORROW. FRANK PRESTO ADDED THAT THE CONTRACTOR STATED

CARS ARE TRAVELING TOO FAST ON THE ROAD AND ALTHOUGH THE PATCHING IS NOT ON PURPOSE, IT HELPS SLOW TRAFFIC DOWN.

SANDRA WALKER, BREITENSTEIN ROAD

-QUESTIONED ITEM #1 UNDER NEW BUSINESS REGARDING THE SEX OFFENDER ORDINANCE AND STATED THAT SHE LIVES NEXT DOOR TO FRANK BARNABI. SHE ASKED WHAT THIS ORDINANCE DOES TO PROTECT HER AND HER GRANDCHILDREN AND OTHER NEIGHBORHOOD CHILDREN. CHIEF LIVELY STATED HE WILL LOOK INTO WHAT MR. BARNABI IS CLASSIFIED AS BY THE STATE WHEN HE IS RELEASED. CHIEF LIVELY ALSO STATED A MISTAKE WAS MADE AT BARNABI'S SENTENCING HEARING IN THAT HE IS NOT UNDER "MEGANS LAW".

SHE ASKED ABOUT THE NEARBY BUS STOP AND THE CHILDREN THAT WAIT THERE. CHIEF LIVELY STATED THAT MR. BARNABI HAS BEEN DENIED PAROLE SEVERAL TIMES BASED ON THIS TYPE OF INFORMATION PROVIDED BY CHIEF LIVELY. HE ADDED THAT HE DOES NOT KNOW WHEN HIS NEXT PAROLE HEARING IS SCHEDULED. MRS. WALKER STATED SHE DOES NOT CARE ABOUT CLASSIFICATION, SHE DOES NOT WANT HIM BACK. CHIEF LIVELY STATED HE DOES NOT WANT HIM BACK EITHER, BUT SHE CAN CONTACT THE STATE REGARDING HER SAFETY CONCERNS. MR. CERMAK ADDED THE STATE HAS DONE NOTHING AND THIS IS WHY THE TOWNSHIP ADOPTED THIS ORDINANCE.

MR. CERMAK MADE A MOTION TO ADOPT THE "SEX OFFENDER ORDINANCE". MR. GUNTHER SECONDED THE MOTION. AFTER A UNANIMOUS ROLL CALL VOTE, THE MOTION CARRIED.

MR. GUNTHER MADE A MOTION TO ADOPT THE "BARTOLAC DECLARATION OF TAKING ORDINANCE". MR. KOKOSKI SECONDED THE MOTION. AFTER A UNANIMOUS ROLL CALL VOTE, THE MOTION CARRIED.

MR. KOKOSKI MADE A MOTION TO APPROVE AUTHORIZATION FOR COMMONWEALTH SECURITIES AND INVESTMENTS TO PROCEED TO INVESTIGATE THE RESTRUCTURING OF THE TWO CURRENT TOWNSHIP BOND ISSUES AND ASSEMBLE FINANCING SUBJECT TO FINAL APPROVAL OF THE BOARD OF COMMISSIONERS. MR. CERMAK SECONDED THE MOTION. ALL IN FAVOR, MOTION CARRIED.

MR. CERMAK MADE A MOTION TO APPROVE THE MODANY-FALCONE, INC. SITE PLAN CONTINGENT UPON FURNISHING ITEMS THAT REMAIN IN THE NIRA REVIEW LETTER AND IN PARTICULAR, THE SIZE OF THE DETENTION POND FACILITY. MR. GUNTHER SECONDED THE MOTION. ALL IN FAVOR, MOTION CARRIED.

MR. GUNTHER MADE A MOTION TO APPROVE PARTIAL PAYMENT #2 TO GREENLAND CONSTRUCTION, INC. IN THE AMOUNT OF \$79,585.84. MR. KOKOSKI SECONDED THE MOTION. ALL IN FAVOR, MOTION CARRIED.

MR. CERMAK MADE A MOTION TO APPROVE PARTIAL PAYMENT #4 TO ALLISON PARK CONTRACTORS IN THE AMOUNT OF \$235,311.78. MR. KOKOSKI SECONDED THE MOTION. ALL IN FAVOR MOTION CARRIED.

THE FOLLOWING ITEMS WERE REVIEWED IN THE ENGINEER'S REPORT:

1. WILL ATTEND MEETING TO DISCUSS HARMONY TOWNSHIP AND AMBRIDGE MUNICIPAL AUTHORITIES AGREEMENT ON JUNE 21, 2007.
2. UPDATED RIDGE ROAD AND WOODLAND ROAD AREA SANITARY SEWER PROJECT AND CONTRACTOR PAYMENTS FOR THE AGENDA ADDING THAT ALLISON PARK CONTRACTORS IS 80% COMPLETE AND GREENLAND CONSTRUCTION IS 20% COMPLETE.
3. UPDATE STATUS OF VALLEY ROAD SLIPPAGE AREA IN A SECTION THAT THE ROAD DEPARTMENT REPAIRED.
4. UPDATE OF HOWARD STREET IMPROVEMENT PROJECT AFTER PRE-CONSTRUCITON MEETING AND WAITING FOR NOTICE TO PROCEED.
5. SYLVAN ROAD DESIGN WILL BEGIN SOON FOR 2007 ROAD PROGRAM.

RALPH TODARO, WOODLAND ROAD

-PRESENTED A PETITION WITH SIGNATURES OF RESIDENTS IN FAVOR OF ALLOWING BURNING IN THE TOWNSHIP. MR. ANGUS READ THE PETITION AND EXPLAINED THAT MOST OF THE TOWNSHIP RESIDENTS DID NOT APPROVE OF BURNING. MR. ANGUS SUGGESTED ALLOWING ONLY ONE SPRING AND ONE FALL BURNING DAY. MR. TODARO EXPLAINED A LOT OF RESIDENTS HAVE TREES AND BRUSH FROM CLEANING UP THEIR PROPERTIES AND ADDED THAT THE BURNING WOULD BE DONE IN A BURNING BARREL. MR. CERMAK STATED HE DOES NOT BELIEVE IN BURNING, ADDING THAT BURNING CAUSES MORE HARM TO THE ENVIRONMENT, BUT HE WOULD CONSIDER A CHANGE IF THE MAJORITY OF COMMISSIONERS AGREE.

JOE ROTONDO, HARMONY TOWNSHIP VFD PRESIDENT

-STATED THE VFD WILL NOT TAKE A POSITION ON THE BURNING, AND THAT IT IS A DECISION UP TO THE BOARD OF COMMISSIONERS. MR. ANGUS QUESTIONED IF THE VFD WOULD HAVE SOMEONE AT THE FIRE DEPARTMENT ON THE DESIGNATED BURNING DAYS. MR. ROTONDO STATED THE VFD WOULD GO ALONG WITH WHATEVER THE BOARD DECIDES. CHIEF LIVELY STATED THERE WOULD BE NO PROBLEM AND RESIDENTS WOULD BE REQUIRED TO BURN IN A BARREL ON THE SPECIFIC DAYS. MR. ANGUS STATED SMALL FIRE PITS WOULD BE PERMITTED.

MR. ANGUS STATED THE BOARD WILL AUTHORIZE THE SOLICITOR TO PREPARE A DRAFT BURNING ORDINANCE FOR REVIEW THAT WOULD PERMIT ONE BURNING DAY IN THE SPRING AND ONE BURNING DAY IN THE FALL. MR. CERMAK ADDED THAT PEOPLE LIVING ON THE HILL AREA AND BURN WILL CAUSE THE SMOKE TO FALL.

MIKE KUGA, HIGHLAND AVENUE

-QUESTIONED MR. LARRICK'S ABSENCE AND WHAT IS THE LIMITATION. MR. CERMAK REPLIED THAT THE FIRST CLASS TOWNSHIP CODE STATES THREE UNEXCUSED ABSENCES IN A ROW. MR. CERMAK ADDED THAT IN MAY 2007 MR. LARRICK HAD TO WORK AND IN JUNE 2007 MR. LARRICK WAS ON VACATION AND HE WAS EXCUSED.

JACK BEDALOTA, SYLVAN ROAD

-QUESTIONED HOW SYLVAN ROAD WILL BE PAVED. MR. ANGUS REPLIED IT WILL BE A REAL ROAD WHEN COMPLETED. MR. PRESTO ADDED THAT ALL SANITARY SEWER TAPS MUST BE DONE FIRST. MR. ANGUS ADDED THAT ONLY SYLVAN ROAD WILL BE DONE THIS YEAR.

-COMPLAINED ABOUT PROPERTY MAINTENANCE OF DUSS AVENUE BUSINESSES. MR. ANGUS STATED IT IS A SLOW PROGRESS AND THE BOARD IS TRYING EVERY MEANS POSSIBLE.

MR. KOKOSKI MADE A MOTION TO ADJOURN THE MEETING. MR. CERMAK SECONDED THE MOTION. ALL IN FAVOR, MOTION CARRIED.

SECRETARY _____