

**NEVILLE TOWNSHIP
5050 GRAND AVENUE
NEVILLE ISLAND, PA 15225**

**January 14, 2021
7:00 PM
REGULAR MEETING**

CALL TO ORDER:

The January 14, 2021 Regular Meeting was called to order by Chairman Rutter at 7:01 PM. Due to the COVID-19 Pandemic Emergency, a hybrid meeting was held both virtually and at the Municipal Building with a limited number of participants.

PLEDGE OF ALLEGIANCE:

Chairman Rutter led the Pledge of Allegiance.

ROLL CALL:

Officials Present:

Present: Mr. Brown, Mr. Kerr, Mr. Leon, Mrs. Phillips, and Mr. Rutter.

Also, Present:

Township Manager Jeanne Creese
Township Solicitor Charles Means
Township Engineers Drew Null and Ned Mitrovich
Ohio Township Police Chief Hanny
Township Clerk Debra Thomas

AUDIENCE COMMENT ON AGENDA ITEMS ONLY: Chairman Rutter stated the public was informed via advertisement that comments or questions could be submitted via email or phone until 6:00 PM this evening. No public comment has been received.

SCHEDULED VISITORS-

Representing Calgon Carbon Equipment and Assembly Plant Land Development Application:
Terry Bimle, Calgon, Executive Manager, E&A Division
John Balk, Project Manager, Calgon Carbon
Ethan Brice, CEC
Robert Oatis, CEC

Chairman Rutter discussed Calgon's request for waivers and relief from the landscaping and sidewalk ordinance. He stated he reviewed the landscaping plan, and it does not reflect the intent of the Township ordinance. Chairman Rutter stated the Township cannot proceed until a new plan is presented.

Mr. Bimel stated the project address is 4301 Grand Avenue and Calgon is adding a 5,000 square foot addition of the rear of the building that will not be visible from Grand Avenue. It will be visible from Neville Road. Space is limited along Grand Avenue and in lieu of sidewalks and street trees along Grand Avenue they are requesting to place them on Neville Road.

Robert Oatis stated Calgon discussed with the Planning Commission providing the landscaping on Neville Road. The adjacent property is owned by the railroad and also enclosed by a fence. A buffer of 20 feet of greenspace will be placed in this area.

Chairman Rutter stated his objection is that the greenspace is inside the fence. The intent of the ordinance is to buffer industrial areas, including the fence with greenspace.

Solicitor Means explained the Board has ninety days from the December 17, 2020 Planning Commission Meeting to take action. He recommended that instead of denying the application this evening, the Board table the matter and work with the developer to present a revised plan at the February meeting.

Mr. Bimel asked what alternatives the Board would approve. Calgon thought that improving Neville Road was a good option and apologized that their plan was not acceptable.

Chairman Rutter stated that greenspace inside the fence does not benefit the community. He asked if the fence could be moved.

Mr. Bimel stated Calgon is willing to move the fence back and place the green space outside of the fence. They may have limited areas due to the railroad property adjacent to this area.

Motion 1: Calgon Carbon Equipment and Assembly Plant-Land Development Waivers:

Motion by Mr. Leon to approve waiver requests to the SALDO, Section 806-Sidewalks, Section 911.1a-Street Trees and Section 911.3-Front Yard Landscape Buffer Area, as requested by the Calgon Carbon Corporation for the Equipment and Assembly Plant Storage Building Land Development, 4301 Grand Avenue, to accommodate existing conditions and per the conditions detailed in the Township Engineer's letter dated January 12, 2021 with the agreement that the fencing will be moved behind the landscaping on Neville Road.

Second: Mr. Brown

Motion: 5/5

Motion 2: Calgon Carbon Equipment and Assembly Plant-Land Development:

Motion by Mr. Kerr to approve the Preliminary and Final Land Development Application for the Calgon Carbon Corporation Equipment and Assembly Plant Storage Building Land Development, 4301 Grand Avenue, as recommended by the Planning Commission on December 17, 2020 and per the Township Engineer's letter dated December 17, 2020 and January 12, 2021.

Second: Mrs. Phillips

Motion: 5/5

ENGINEER'S REPORT AND MS4 STORMWATER REPORT

1. Annual tasks will include training, inspections and outfall screening. Annual Board training to be scheduled.
2. **Developments / Planning Commission:**
 - **Calgon Carbon:** Calgon to address restoration items in spring.
 - **Gottlieb Warehouse:** Construction underway.
 - **Columbia Gas Parking Lot Improvements:** No change this month.
 - **Lucknow-Highspire Terminal:** Resubmission is outstanding.
 - **Neville Chemical Company Riverbank Erosion Protection:** Work is underway.
 - **DTE Energy (Ashland) Sewage Lift Station:** *No change.*
 - **Leo Metals (GSK Holdings LLC):** Solicitor provided letter in response to property owner. Working towards submitting a plan.
 - **Neville Chemical Hydrogenation Process:** Resubmission is outstanding.
 - **Calgon Carbon West Plant Expansion:** *Calgon is proposing a building expansion to their existing West Plant site at 4301 Grand Avenue (adjacent to Pipelines, Inc.). Submission of a Land Development Application to be completed for this work. A preapplication meeting was held on October 16, 2020. Submission received; response issued December 17, 2020 (Attachment A). Calgon application discussed at the December 2020 Planning Commission Meeting. The applicant is requesting relief for items related to sidewalk, street trees and buffer zone. Resubmission was received on January 7, 2021, response provided on January 12, 2021 (Attachment B). Motions were voted on earlier in the meeting.*
 - **US Army Corps:** No change this month.

- **PennDOT I-79 Bridge Preservation:** No change this month.
 - **Metalico Water Service:** Response was received from Metalico, review is ongoing.
 - **Andrews Logistics:** No change this month.
 - **Frontier Steel:** Field meeting was held on December 9, 2020 to review, additional information to be provided by property owner.
 - **Trumbull Fill Site:** No change this month.
 - **5800 Grand Avenue (former Kings Restaurant):** No change this month.
3. **Street Opening Permits:**
- **7030 Front River Road (Water Service):** Response from Applicant is outstanding.
 - **7030 Front River Road (Gas Service):** Replacement of this pad is being scheduled by Columbia Gas.
 - **205 3rd Street (Columbia Gas):** Outstanding items remain.
 - **6601 Riverside Place (Columbia Gas):** Outstanding items remain.
4. **Phase I Consent Order and Agreement (COA):** Potential source flow reduction project to be review with Public Works. Request was filed with PaDEP to extend the interim CAP to June 30, 2021 (Attachment C).
5. **Neville Road 16-inch Waterline Replacement:** Waterline construction is complete, pending punch list items. Punchlist and property owner complaints were provided to Contractor (Attachment D). Partial Payment Request No. 2 was received from the Contractor for consideration at tonight's meeting. Item is placed on tonight's agenda.
- The PaDEP Public Water Supply Certificate of Construction was filed on January 7, 2021 (Attachment E). Certificate is required for PaDEP review and issuance of Operations Permit for newly construction waterline. Hydrostatic and bacterial samples were taken and came back today, clean. This was submitted to the DEP for Operation Permit. Request made to DEP to expedite this process. Restoration needs completed.
6. **Water Distribution System Model:** Geometry is being updated based on recent observations.
7. **Rules and Regulations:** Draft was provided to Township.

8. **Water System Compliance:** LSSE is working with Public Works and Manager Creese to complete the following plans as required by PaDEP and/or EPA.
 - **O/M Plan:** SOPs drafted and being reviewed with Public Works.
 - **Risk and Resilience Assessment:** We are reviewing the requirements for plan preparation.
 - **Lead and Copper Rule:** Updates to be provided when released by EPA.
 - **Act 110 Primary Facilities and Sub-Facilities Report:** Annual report is due to be submitted to PaDEP by March 31, 2021. Preparation is underway.
 - **Water Allocation Permit Compliance Report:** Annual report is due to be submitted to PaDEP by April 10, 2021.
9. **Automatic Flushing / Sample Stations:** Contract was awarded to Stefanik's Next Generation Contracting Co., Inc. in the amount of \$140,550.00. Pre-Construction Meeting to be scheduled within the next week.
10. **Mayflower Place Sanitary Sewer Repair:** Bid Documents are being prepared. Met with Public Works.
11. **Meter Inventory, Water System Leaks and Violations:** Public Works advised of several leaks and violations reported in the system. LSSE is working with Public Works to notify the property owners and resolve the matters:
 - **Neville Chemical Water System:** Comments to be provided regarding metering, backflow, etc. following review with Public Works. Additional mapping was submitted, including connections to the Neville Chemical wells.
 - **Neville Chemical Backflow Installation:** Update to be requested.
 - **3000 Grand Avenue (Mr. John):** *Public Works reported multiple properties connected to a common water service line which include the following.*
 1. *ACME Metals*
 2. *Jeffrey A Nunes Laboratory*
 3. *Jerry Trucking Service / Tri-Boro Trailer Building*
 4. *Former Dart Trucking Site*

Mr. John is proposing to disconnect service from the existing meter pit and construct a new service connection. Revised plans received; outstanding comments have been satisfied. Shop drawing submittals were received. John advised that they also terminate the water service for the former Dart Trucking Site. Work to be scheduled following completion of Neville Road Waterline project.

The remaining property owners (ACME and Nunes) have been requested to provide an update. Field meeting was held on November 16, 2020 to discuss this service and Township requirements. Nunes has reported that they are working with a plumber to install separate service at this site.

- **Lucknow Highspire Terminals (LHT):** No response to date.
 - **5100 Neville Road (Pittsburgh Gear):** No response to date.
 - **2610 Neville Road (Duquesne Light Substation):** Connection was installed on the 16-inch main along Neville Road, update to be requested from Duquesne Light.
 - **2600 Neville Road (American Made Lining):** Public Works conducted a field review and reported that a shut off valve and meter pit are not present for the water service. Property owner has been notified.
12. **Nebraska Avenue Waterline Replacement:** Public Works reported a break on January 9, 2021 for this segment. Waiting to hear back from the County to have project finalized.
- Columbia Gas advised that they will be replacing an existing steel gas main at this location beginning the week of January 10, 2021.
13. **Cottage Park ADA Drinking Fountains:** COG advised on January 11, 2021 that the Contract was awarded, and documents sent to the Contractor for execution. Notice to Proceed to be issued by the County prior to scheduling a Pre-Construction Meeting.
14. **Riverfront Park:** *Vertical Bridge advised on August 21, 2020 that they will not be moving forward with this site.*
15. **Allegheny County CD Year 47 Grant Cycle:** *The County will be accepting applications for the Year 47 Grant Cycle. A 35% local match is required for water and sewer projects. Preapplications were submitted for the following:*
- **Building Demolition:** *Final application was filed in November 2020. No change.*
 - **Utah Street Waterline Replacement** *Final application was filed in November 2020. No change.*
16. **Annual Chapter 94 Wasteload Management Report:** Report preparation is underway.
17. **2021 Road Program:** Scope to be reviewed with Public Works.
18. **Grand Avenue Railroad Crossing:** PUC advised on December 18, 2020 that the application is closed.

19. **Park Rehabilitation and Development Program:** The Pennsylvania Department of Conservation and Natural Resources (DCNR) will be accepting applications until April 14, 2021. The Township has previously applied (2015-2018 funding cycles) for funding consideration through this program. A 50% funding commitment will be required by the Township for submission of this grant. A pre-application meeting with DCNR is required prior to submission of an application.
20. **Grand Avenue Waterline:** Public Works reported settlement and detected a potential leak to a portion of the 12-inch waterline near the intersection of Grand Avenue and Gibson Lane. The line was excavated on January 7, 2021. A leak detection survey was completed on January 8, 2021. An Allegheny County Highway Occupancy Permit was filed for this work (Attachment F). Temporary restoration was completed, permanent restoration to be reviewed and considered for the 2021 Road Program. There are leaking valves in the area.
21. **2021 Water System Improvements:** Public Works has reported several intersections where valves are leaking or requested to improve water system operation. This includes valves observed to be leaking along Gibson Lane as a result of recent leak detection survey. Scope to be reviewed with Public Works.
22. **Fleming Park Bridge Sanitary Sewer Forcemain:** An invoice was recently received for the Township share in painting of the sanitary sewer forcemain suspended beneath the Fleming Park Bridge. Payment in the amount of \$47,828.99 is recommended (Attachment G). Item placed on tonight's agenda.

SOLICITOR'S REPORT

Solicitor Means submitted his report dated January 11, 2021.

Mr. Means stated he reviewed the CWM Back-up Operators contract and it is acceptable. He was pleased the contract renewal included the changes he recommended for the original contract period.

Mr. Means stated he filed the condemnation for the 16-inch Neville Road Waterline condemnation. This should be discussed in Executive Session if the Board has questions.

COMMISSIONER'S COMMITTEE REPORTS:

Commissioner Dave Kerr: Public Works- Water and Sewer: Commissioner Kerr reported the Water Department prepared consumption reports and performed water sampling and testing. Assisted Imperial Plumbing with backflow questions with the new VEPO system. Drew Null and Public Works have been working with the 16-Inch Neville Road Waterline Replacement Project with Iron City Construction. Ordered and installed new sump pumps for both Pump Stations to address leaks.

Commissioner Bill Leon: Public Works-Streets and Highways: Commissioner Leon reported roads were salted and plowed. Worked to update the sign ordinance. Garbage containers were emptied along Grand Ave. Finalized payments for the Veteran's Banner brackets.

Commissioner Tracy Phillips: Parks and Recreation: Commissioner Phillips reported the gazebo and Township building were decorated for the holidays. Flyers were distributed for the Holiday Decorating Contest.

Chairman Rutter commented on the positive feedback from the Holiday Decorating Contest and residents who requested we continue the program in 2021.

Commissioner Jim Brown: Public Safety-(Police, Fire, EMA): Commissioner Brown summarized Chief Hanny's report.

Commissioner Rick Rutter: Finance, Administration and Buildings: Commissioner Rutter referred the Board to the written report.

BILLS:

Motion 3: Motion by Mr. Kerr to accept the bills due and payable January 14, 2021.

Second: Mrs. Phillips

Motion 5/5

TREASURER'S REPORTS:

Motion 4: Motion by Mr. Leon to accept the Treasurer's Report for the month of December 2020.

Second: Mr. Brown

Motion 5/5

MEETING MINUTES:

Motion 5: Motion by Mrs. Phillips to approve the minutes from the December 3, 2020 Caucus Meeting and the December 10, 2020 Regular Meeting.

Second: Mr. Kerr

Motion 5/5

ORDINANCES

Motion 6 – Ordinance 858 – Tax Collector Compensation:

Motion by Mr. Brown to adopt Ordinance 858; AN ORDINANCE OF THE TOWNSHIP OF NEVILLE AMENDING ORDINANCE NO. 823 AND ESTABLISHING THE COMPENSATION FOR THE OFFICE OF TAX COLLECTOR COMMENCING IN 2022.

Second: Mr. Leon

Motion 5/5

RESOLUTIONS:

Motion 7 - Resolution 01-14-2021-01-Fee Resolution:

Motion by Mr. Leon to adopt Resolution 01-14-2021-01: A RESOLUTION OF THE TOWNSHIP OF NEVILLE ESTABLISHING FEES FOR THE TOWNSHIP OF NEVILLE AND PROVIDING A METHOD TO AMEND FEES BY SUCH RESOLUTION.

Second: Mr. Kerr

Motion 5/5

ACTION ITEMS:

Motion 8 - Tax Collector Exoneration:

Motion by Mr. Kerr to exonerate Dorothy Antonelli, Tax Collector of the Township of Neville for taxes, penalties and interest received and collected that were assessed in duplicate for the Year 2020 in accordance with the laws of Pennsylvania.

Second: Mrs. Phillips

Motion 5/5

Motion 9 - CWM Back-up Operator Contract:

Motion by Mr. Kerr to authorize a one-year contract extension with CWM Environmental for Emergency Back-up Operators for the Water and Sewer Systems, effective March 1, 2021 and at a rate of \$525.00 per month.

Second: Mrs. Phillips

Motion 5/5

Motion 10 - Fleming Park Bridge Improvements:

Motion by Mr. Brown to approve invoice No. NT-C to Allegheny County in the amount of \$47,828.99 for the Township share in painting of the sanitary sewer force main suspended beneath the Fleming Park Bridge.

Second: Mr. Leon

Motion 5/5

Motion 11 -Partial Pay Request No. 2- Neville Road Waterline Replacement Project:

Motion by Mr. Leon to approve Partial Pay Request No. 2 to Iron City Construction, Inc. in the amount of 92,246.94 for work completed to-date on the Neville Road Waterline Replacement Project, Contract No. 19-W1.

Second: Mrs. Phillips

Motion 5/5

ANNOUNCEMENTS- None

EXECUTIVE SESSION / ADJOURN:

Chairman Rutter stated the Board will adjourn to an Executive Session for the purpose of discussing the Neville Road 16-inch Waterline Property Condemnation (Legal and Property Negotiations). The Board will not return to a public session or take any further actions this evening.

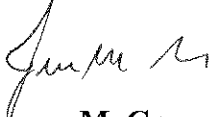
Motion by Mr. Leon to adjourn the meeting to a Executive Session at 7:50PM.

Second: Mrs. Phillips

All in Favor.

Motion 5/5

Respectfully submitted by,

A handwritten signature in black ink, appearing to read "Jeanne M. Creese". The signature is written in a cursive style with a large initial "J".

**Jeanne M. Creese
Township Manager**