

**MINUTES**  
**REGULAR MEETING, SHALER TOWNSHIP**  
**BOARD OF COMMISSIONERS**  
**TUESDAY, MARCH 8, 2022**

The meeting was called to order at approximately 7:00 P.M. by Chairman David Shutter. Following a prayer by Commissioner Boyle and the Pledge of Allegiance, the Chairman asked the Secretary to call the roll as follows:

**PRESENT:** Fisher, Iozzo, Boyle, Cross, Shutter, Wagner, Mizgorski  
**ALSO PRESENT:** Timothy Rogers, Manager; Judith Kording, Assistant Manager; Harlan Stone, Solicitor; Sean Frank, Chief of Police; Robert Vita, Code Enforcement Officer; Matthew Sebastian, Township Engineer; Anthony Zelina, Public Works Director; Amanda Jennings, Assistant Finance Director; Elaina DiBucci, Administrative Assistant

The Chairman announced that an Executive Session was held on February 8, 2022 and this evening at 5:30 p.m. wherein the following topics were discussed: employee and personnel matters, contracts and policies, and an update on the actual and on-going litigation as well as potential litigations and identifiable complaints and agency business which if conducted in public would violate a lawful privilege or lead to the disclosure of confidential information. Mr. Stone said the session was absolutely necessary and was in full compliance with the Pennsylvania Sunshine Act.

**Approval of Minutes**

The first item of business was the possible approval of the Regular Meeting Minutes of the Board of Commissioners held Tuesday, February 8, 2022. **Mr. Boyle moved, seconded by Mrs. Fisher that the Minutes of the Regular Meeting of February 8, 2022 be approved as received by each Commissioner. The motion was carried.**

**Planning Commission**

The next item of business was the Planning Commission minutes. **Mr. Piekarski** stated that they provided final approval to Site Development – EAS Roofing – 1201 William Flynn Highway – Lot & Block 356-J-182 – Fourth Ward after their stormwater management plan was delivered to the planning commission and approved. He also stated that the subdivision/property line revision for James M. Ketterer, 1134 Middle Road, Lot & Block #s 356-G-6, 356-G-10, and 356-L-2 and Joseph A. Fette III, 1138 Middle Road – Lot & Block #s 356-G-8 and 356-G-12 – Seventh Ward was given final approval after they straightened their property line.

**Mr. Rogers** thanked the members of the planning commission for reviewing the two Zoning Ordinances the Township currently has under review.

**Engineers Report – Mr. Matthew Sebastian**

The next item of business was the Engineers Report.

- *Sanitary and Storm Sewer*

- Continued meetings with the 3 Rivers Wet Weather working group and the Separate Sanitary System subcommittee to discuss the ALCOSAN Consent Orders, responses, and multi-municipal planning.
- *MS4 and Flood Control*
  - Continued coordination with Gateway Engineers on stormwater pond inspections and the preparation of a pond maintenance bid. Also continued work on planning pollutant reduction plan projects, focusing on stream restoration opportunities.
  - Completed the annual community Rating System Recertification.
- *Roads and Paving*
  - Met with the Shaler Area School District to discuss potential partnerships related to paving for 2022 and the future.
  - After assessing road conditions and various paving priority lists, I have compiled the 2022 Road Paving Program list below. This year, our focus is on several roads that we've held off on paving in recent years. The approach of "it can hold on for 1 more year" has run its course for these streets.

As prices have gone up over the last year and gas prices have increased in recent weeks, I've been discussing paving prices with other engineers. Typically, I would adjust my cost estimate by 3-5% every year. This year, I'm adding 10% to my estimate. As is the preference of the Manager and the Board, I have worked to distribute the paving budget across the Wards. While there are still differences in the amount of budget allocated to each Ward, efforts have been made to find eligible roads throughout the Township.

I'll be happy to answer any questions and speak about the lists in more detail by phone, email, or at the Board of Commissioners Meeting. I look forward to the Board's recommendation and proceeding with the project.

**2022 Paving:**

			Cost
Ward	Street	A	\$
			18.76
1	Hiram St	2977	\$ 55,848.52
1	James St	2290	\$ 42,960.40
1	Park St	2518	\$ 47,237.68
2	Donald Ave	1749	\$ 32,811.24
2	Dravo St	920	\$ 17,259.20
2	Grall Ave	3348	\$ 62,808.48
2	June Dr	1190	\$ 22,324.40
2	Meyeridge Rd	3536	\$ 66,335.36
3	Flint Rd	4822	\$ 90,460.72
3	Fir Dr	1022	\$ 19,172.72
3	Lakeside Dr	5284	\$ 99,127.84
3	Vermeer Dr	1354	\$ 25,401.04

4	Highland Ave	1147	\$ 21,517.72
4	Maple Ave	3208	\$ 60,182.08
4	Phillips Ave	4722	\$ 88,584.72
4	W. Genessee St	1540	\$ 28,890.40
4	W. Undercliff St	1281	\$ 24,031.56
5	Loire Valley Dr	5936	\$ 111,359.36
5	E Springwood Dr	1670	\$ 31,329.20
5	Wise Ln	997	\$ 18,703.72
6	Grandview Ave	2416	\$ 45,324.16
6	E. Elfinwild Rd	8823	\$ 165,519.48
7	E. Pennview St	9245	\$ 173,436.20
7	Kimble Dr	4888	\$ 91,698.88
		76883	\$ 1,442,343.84

**Ward Total**

1	\$ 146,046.60
2	\$ 201,538.68
3	\$ 234,162.32
4	\$ 223,206.48
5	\$ 161,392.28
6	\$ 210,843.64
7	\$ 265,135.08
\$ 1,442,325.08	

- *Other*
  - The multi-year grasscutting contract was bid out. The contract runs for 3 years (2022-2024) with 1 year extension options for 2025 and 2026.

**Shaler Hampton EMS (SHEMS)**

The next item of business was a report from Mr. Eric Schmidt, Director of Shaler Hampton EMS (SHEMS). **Mr. Schmidt** reported on call volume for the month of February and the number of patients they transported. He stated for their response times for high priority calls, they had an 18-minute response time in Shaler Township and this was because it was a psychiatric call and they had to wait for the police officers to make it safe. Upon inquiry from Chief Frank, Mr. Schmidt stated they will work together to help keep that time down for calls like that. Mr. Schmidt also stated that they are no longer wearing face masks in the station as of last week but they are still wearing a minimum of N95 masks on calls. He also stated that the subscription drive information is on its way out to residents and there are signs available for front yards if anyone is interested to please contact them.

**New Business**

**Site Development – EAS Roofing – 1201 William Flynn Highway – Lot & Block 356-J-182 – Fourth Ward**

The next item of business was the Site Development – EAS Roofing – 1201 William Flynn Highway – Lot & Block 356-J-182 – Fourth Ward.

**Mr Wagner moved, seconded by Mr. Mizgorski that that Site Development – EAS Roofing – 1201 William Flynn Highway – Lot & Block 356-J-182 – Fourth Ward be approved.**

**Subdivision/Property Line Revision – James M. Ketterer, 1134 Middle Road, Lot & Block #s 356-G-6, 356-G-10, and 356-L-2 and Joseph A. Fette III, 1138 Middle Road – Lot & Block #s 356-G-8 and 356-G-12 – Seventh Ward**

The next item of business was the Subdivision/Property Line Revision – James M. Ketterer, 1134 Middle Road, Lot & Block #s 356-G-6, 356-G-10, and 356-L-2 and Joseph A. Fette III, 1138 Middle Road – Lot & Block #s 356-G-8 and 356-G-12 – Seventh Ward.

**Mr. Cross moved, seconded by Mr. Boyle that the Subdivision/Property Line Revision – James M. Ketterer, 1134 Middle Road, Lot & Block #s 356-G-6, 356-G-10, and 356-L-2 and Joseph A. Fette III, 1138 Middle Road – Lot & Block #s 356-G-8 and 356-G-12 – Seventh Ward be approved.**

### **Receipts and Authorizations**

The next item of business was the receipts for the month of February 2022.

**Mr. Boyle moved, seconded by Mr. Iozzo that the receipts for the month of February 2022 be turned over to the proper authorities for deposit. The motion was carried.**

The next item of business was the authorizations for the month of February 2022.

**Mr. Boyle moved, seconded by Mr. Cross that warrants be drawn for the month of February 2022. The motion was carried.**

### **Ordinances & Resolutions**

#### **Resolutions**

**Resolution Number 5-2022 PA State Police Speed Enforcement – Route 28 (SR0028)**

The next item of business was Resolution Number 5-2022 PA State Police Speed Enforcement – Route 28 (SR0028).

**Mr. Cross moved, seconded by Mrs. Fisher, to approve Resolution Number 5-2022 PA State Police Speed Enforcement – Route 28 (SR0028). The motion was carried.**

**Resolution Number 6-2022 Statewide Local Share Assessment Grant**

The next item of business was Resolution Number 6-2022 Statewide Local Share Assessment Grant.

**Mr. Boyle moved, seconded by Mrs. Fisher to approve Resolution Number 6-2022 Statewide Local Share Assessment Grant. The motion was carried.**

#### **Commissioners Comments**

**Mr. Iozzo thanked Mr. Zelina on his fast response in assisting with a resident on Wise Lane.**

**Mr. Stone provided the Board with an update on the Paul Oliver v. Shaler Township landslide case.**

**Mr. Stone** stated he appeared in court today along with the Township Engineer and an expert in the case of Shaler Township v. Paul Oliver. He stated that case involved a landslide on Prospect Street. He stated it was scheduled for a non-jury trial before Judge Luty. He stated during the course of a pre-trial conciliation, they were able to come to terms with Mr. Oliver and

the basic terms are that he will take care of the cost and expense associated with remediation of the hillside and stabilization of the hillside of his property and that it will be done to the satisfaction and approval of the Geotechnical Engineer and the Township Engineer. He stated the Township will have the right of final inspection. In the meantime, Shaler will take care of repairing any damage to Prospect Street that was the result of the landslide. He stated the case itself will be continued until September 7, 2022, at which time the parties will report to the Judge as to the progress of the project. Mr. Stone recommends a motion by the Board approving the terms of the interim settlement as they still have to report back in September to the Judge. He also stated that Mr. Oliver will settle all claims that he has against the Township and that he will enter into a release, releasing the Township of any liability.

**Mr. Cross moved, seconded by Mr. Boyle, that the terms set forth in the interim settlement as said in the trial held today by Judy Luty be approved. The motion was carried.**

There being no further business, **Mr. Boyle moved, seconded by Mrs. Fisher that the meeting be adjourned at 7:35 PM.**

Respectfully submitted,

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Timothy J. Rogers, Secretary  
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