

BOARD OF COMMISSIONERS MEETING
MONDAY, OCTOBER 1, 2012

CALL TO ORDER: Chairman Samuel Abatta called the regular meeting of October 1, 2012 to order at the Municipal Complex, 1000 Church Hill Road at 7:00 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL: Cegelski-Present, Mapel-Present, Shiwarski-Present, Forquer-Present, Abatta-Present

Presentation by Paul Steigerwald and Kathy Mazzai of Green Roads Energy regarding an electricity purchasing program for the residents of Robinson Township. Information was distributed to the Board.

ENGINEER'S REPORT

The Engineering Status Report from Remington, Vernick & Beach dated October 1, 2012 is attached.

Engineer Meyer stated that in regards to the remaining work for the 2011 and 2012 Road Programs, the contractor should be out milling some time later this week with a completion date of October 15th for the remainder of the roads. These roads are: Geysler, Parkway View Drive and East Windhaven.

Commissioner Shiwarski, I just want to go over some of the projects that we have and maybe you can enlighten everyone about it. If I am looking correctly, we have completed most of the 2011 portion at this point in time. This was a total mill and overlay on Silver Lane, William Drive and Hark Dr., which are done at this point in time. Out of that 2011 Program, we have two more roads to complete. Those are Parkway View Dr. and East Windhaven Rd. That will complete the 2011 Program. Under the 2012 Program, back in June or July, a mill and overlay was done to Aiken Rd. Geysler Rd. is a substantial part of the program. All of the prep work was done in early summer and that is scheduled for an October completion.

Engineer Meyer, there was a lot of drainage and prep work that was done by Public Works, which saves quite a bit of money. That is why it was put off until now so that they could complete all of the work that they had to do.

Commissioner Shiwarski, just for the residents, that part of our program was approximately \$420,000 out of the 2012 Road Budget. The mill and the overlay is the most extensive procedure that we have.

Engineer Meyer, the expenses include the repair of the base, etc. so it is a lot more expensive than some of the other treatments.

Commissioner Shwarski, also under the 2012 Program, on Cobblestone, Pebble Court, Glass and West Harbison, we did micro-surfacing. Can you just go over that again as to what that is?

Engineer Meyer, micro-surfacing is in between what is called pavement rejuvenation and replacement. What micro-surfacing does is, it puts a blanket on top of the roadway. It refreshes the asphalt and makes sure that it stays for a longer period of time. I have been involved in projects going back about 20 years that we have used this and what it does is extends the life of the road. Instead of having to mill and overlay the road, it adds some of the oils as well as sand back into the pavement, keeps it longer, rejuvenates it and makes sure that it stays for a longer period of time. Typically the micro-surfacing will add an additional 12 to 15 years of life onto the roadway until it has to be resurfaced. One of the things in our pavement manager system is to not only worry about doing your total reconstructions every time, but also look at maintenance and keeping the roads that you have in decent shape so you can prolong their life.

Commissioner Shiwarski, what company did we use on that?

Manager Bibro, Suit-Kote.

Commissioner Shwiarski, I believe that Public Works went out in other parts of the state and inspected their work to see how it would hold up.

Engineer Meyer, and they are under County contract.

Commissioner Shwiarski, now the last part of our 2012 Road Program, which we did on Scottdale, Gordan and Edward Lane has been completed also. That is our rejuvenator?

Engineer Meyer, this one I have not used. I have heard a lot of good things. We talked a lot about it. I know that Joe Bonkowski really looked into it as well. In essence, it does a little similar to a micro-surfacing only it is a much thinner application and therefore, a lot less cost. I believe the whole cost was \$4000.00 or so.

Commissioner Shiwarski, the total cost was \$4300.00. We are trying to see if this does extend the life of the roads.

Mgr. Bibro, those products are actually currently being used in communities like Mt. Lebanon, Peters Township and Upper St. Clair, which are known to have some of the best practice models for local government. We try to learn from other organizations that are doing things right.

Engineer Meyers, it goes back again to our whole premise that pavement managing is geared towards keeping the roads that are in good shape and not always following the ones that are bad because you will never have any money. You will just chase your tail and you will never catch it. By putting some of these up ahead and maintaining them and

putting things in to keep the asphalt from drying out over time and losing a lot of your stone up on top, these things are able to do that and it will extend the life of a roadway.

Commissioner Shiwarski, I know with that rejuvenator, I know that Mr. Bonkowski talked with some of his peers elsewhere and he waited a couple of years to get some feedback on how this stood up to the test of time in those other communities. Just to recap, what should be done in the month of October is Geysers Rd., and the two carry-overs from the 2011 Program, which is Parkway View and East Windhaven. That will then complete our Road Programs for 2011 and 2012.

Mgr. Bibro, over \$1 million dollars invested in the infrastructure in Robinson Twp. this year.

Engineer Meyer, in regards to the Oak Ridge Estates/Oaks Plan of Lots, I will defer to Solicitor Garvin.

Solicitor Garvin, the trial is scheduled for the end of November in this matter. They will be taking some depositions at some point this month. The case will go to trial the end of November if it is not resolved before then.

Engineer Meyer, in regards to the MS4 Permit, the application has been sent to DEP for their review. As part of the permit, a new stormwater management ordinance will need to be adopted.

Chairman Abatta, you are talking about more than revisions?

Engineer Meyer, yes. In order to revise it and get everything that they want, it is a lot easier and a lot more efficient to just adopt the entire thing.

Solicitor Garvin, I have seen it in other communities and their engineers have recommended adopting it. The state has a format of an ordinance and it seems to be acceptable to the municipal engineers as well.

Mgr. Bibro, that is all that I have for my report.

TOWNSHIP SOLICITOR'S REPORT

Solicitor Garvin, I have just one brief comment. Last month the Board authorized us to intervene in the litigation involving Greentree Borough and Centax and we did that. Within almost days of getting a court order permitting us to intervene, Jordan Tax Service was able to pick up the accounts and the documentation from Centax. Bill Linnert from Jordan is trying to move forward to match up information to verify that amounts received and potentially try to identify amounts that were not received because I do see that the year to date amount is six figure low. Mr. Bibro has been working

diligently with Jordan in order to work this out. The one benefit that they did have, the communities that did jump into this very quickly got moved to the top of the list in getting things transferred over to Jordan. I appreciate the Board granting us that authority and we are monitoring the case at this point. I do not think there is any reason to be actively involved in it. There is some delinquent EIT that you are also collecting.

Chairman Abatta, thank you for your insight. Mr. Forquer is well aware of missing funds and we will hear from him shortly.

THE BOARD OF COMMISSIONERS CONDUCTED AN EXECUTIVE SESSION ON OCTOBER 1, 2012 FROM 6:00 P.M. TO 7:00 P.M. TO DISCUSS LEGAL MATTERS, DOCKET NO. GD12-011597. THE BOARD WILL TAKE OFFICIAL ACTION, IF ANY, FROM THIS EXECUTIVE SESSION DURING THIS MEETING.

Discussion to approve the August 16, 2012 Board of Commissioners Meeting Minutes.

Discussion to approve the September 4, 2012 Board of Commissioners Meeting Minutes.

Discussion to approve the August, 2012 Treasurer's Report

Discussion to approve the September, 2012 List of Bills

NEW BUSINESS

Discussion to approve Resolution No. 22 of 2012 proclaiming October 21-27, 2012 as "Friends of Libraries" week in Robinson Township and to urge everyone to join the Friends of the Library and thank them for all they do to make our library and community so much better.

Mgr. Bibro, there is a Resolution attached to the agenda and we can either read that now or wait. There are representatives here from the library and we could probably do that now so that they can enjoy the remainder of their evening.

Commissioner Cegelski requested that Joan Trautman come to the podium to read the Proclamation.

Ms. Trautman read the Proclamation aloud and thanked the Board for their support.

Friends of the Library Board members present were introduced as follows: Cathy Keely, President, Kim Smith, Treasurer, Roberta DaMaty.

Chairman Abatta, we appreciate the job that you so willingly do and it does enhance our community greatly. We thank you again.

Discussion to adopt Ordinance No. 6 of 2012 amending Section 300-75 Area and Bulk requirements by providing for a three (3) acre minimum lot area requirement for a hotel in the C-3 Planned Commercial/Office/Multiple-Family District as recommended by the Planning Commission.

Discussion to adopt Ordinance No. 7 of 2012 adopting a schedule of reasonable costs in connection with the collection of delinquent local service taxes and delinquent earned income taxes as authorized by the Local Tax Enabling Act as amended by Act 7 of 2007 and Act 32 of 2008.

Discussion to adopt Resolution No. 23 of 2012 adopting a revision to the official sewage facilities plan and submitting to the Department of Environmental Protection for its approval for the upgrade of the Dendron Drive and Douglas Hill pump station.

Discussion to approve a road use agreement for Hickman Road between the Township of Robinson and Braskem American, Inc., Ashland Inc., Beazer, Inc. (collectively, the operators) to implement a remedial construction project pursuant to the Cleanup Plan approved by the Pennsylvania Department of Environmental Protection.

Discussion to approve the Marriott Towne Place Suites Site Plan as recommended by the Planning Commission.

Discussion to approve the Auction Direct Subdivision Plan #2 as recommended by the Planning Commission.

Discussion to approve the Auction Direct Amended Site plan as recommended by the Planning Commission.

Discussion to approve the Rockwell Plan of Lots #2 Subdivision Plan as recommended by the Planning Commission

CITIZENS COMMENTS (AGENDA ITEMS)

No citizens signed in.

FINANCE UPDATE BY VICE-CHAIRMAN FORQUER

Vice-Chairman Forquer, the balance in the general account as of this morning was \$3,576,150. The market value of the police pension fund as of the close of business day, September 28th was \$10,380,700. From the August 31st report, this was up, which was \$10,268,100. The police pension plan is funded every year by the Township and the State. Because a good portion of this account is in stock and bond funds, the account balance is subject to market volatility. I always give a little bit of a view as far as what is going on with our economy in my report. Interest rates are expected to remain low until 2015. Our economy is currently functioning in a pure oxygen environment because of

the Federal Reserve's actions. All I can say is that anybody who thinks there is not inflation, is not doing the shopping today. LST collected in September was 0, which brings the year total to \$348,207. Past history year to date shows the high was \$607,000 and the low was \$500,000. The budget for the year is \$880,000 so the uncollected portion for this year is \$532,000. At the last meeting we appointed Jordan to collect the LST. Our manager has been working with them. There was one question regarding this transition to Jordan. At one point I had heard there was some money in an account, roughly \$100,000 that was going to be transferred. Do you know anything about that?

Mgr. Bibro, I was told the same thing by Bill Linnert from Jordan when he took over the transition process. He did find that they had checks just sitting in an office. We will be getting that soon. I am told that it will not be a problem.

Vice-Chairman Forquer continued, real estate taxes, including interim collected for September were \$28,087. The year to date is \$4,028,828. The 2012 budget for real estate is \$4,100,000. We are getting close to that number and should make budget easily. Interim taxes collected for the period were 0 and year to date \$6,928.00. We have a budget of \$30,000, so we are going to look into that and see what is going on there. Real Estate delinquent taxes collected by Jordan for May were \$5,032.00. Year to date is \$180,628. Our budget for the year was only \$75,000 so Jordan's collection has exceeded our budget by over \$100,000. They seem to be doing a good job for us. I think that everybody would agree that they are doing a very good job of collection and they are very easy to work with. That concludes my report.

BUILDING INSPECTOR/ZONING OFFICER REPORT

A copy of the September, 2012 Report by Mr. Urbano is attached to the minutes.

MOTION Mapel, SECOND Shiwarski to approve the August 6, 2012 Board of Commissioner's Meeting Minutes

ROLL CALL: Cegelski-Y, Mapel-Y, Shiwarski-Y, Forquer-Y, Abatta-Y

M/C 5-0

MOTION Shiwarski, SECOND Forquer to approve the September 4, 2012 Board of Commissioner's Meeting Minutes.

ROLL CALL: Cegelski-Y, Mapel-Y, Shiwarski-Y, Forquer-Y, Abatta-Y

M/C 5-0

MOTION Forquer, SECOND Mapel to approve the August, 2012 Treasurer's Report

ROLL CALL: Cegelski-Y, Mapel-Y, Shiwarski-Y, Forquer-Y, Abatta-Y

M/C 5-0

MOTION Forquer, SECOND Cegelski to approve the September list of bills.

ROLL CALL: Cegelski-Y, Mapel-Y, Shiwarski-Y, Forquer-Y, Abatta-Y

M/C 5-0

MOTION Cegelski, SECOND Shiwarski to approve Resolution No. 22 proclaiming October 21-27, 2012 as “Friends of Libraries” week in Robinson Township and to urge everyone to join the Friends of the Library and thank them for all they do to make our library and community so much better.

ROLL CALL: Cegelski-Y, Mapel-Y, Shiwarski-Y, Forquer-Y, Abatta-Y
M/C 5-0

MOTION Mapel, SECOND Forquer to adopt Ordinance No. 6 of 2012 amending Section 300-75 Area and Bulk Requirements by providing for a three (3) acre minimum lot area requirement for a hotel in the C-3 Planned Commercial/Office/Multiple-Family District as recommended by the Planning Commission.

ROLL CALL: Cegelski-Y, Mapel-Y, Shiwarski-Y, Forquer-Y, Abatta-Y
M/C 5-0

MOTION Forquer, SECOND Shiwarski to adopt Ordinance No. 7 of 2012 adopting a schedule of reasonable costs in connection with the collection of delinquent Local Service Taxes and delinquent Earned Income Taxes as authorized by the Local Tax Enabling Act as amended by Act 7 of 2007 and Act 32 of 2008.

ROLL CALL: Cegelski-Y, Mapel-Y, Shiwarski-Y, Forquer-Y, Abatta-Y
M/C 5-0

MOTION Forquer, SECOND Cegelski to adopt Resolution No. 23 of 2012 adopting a revision to the official sewage facilities plan and submitting to the Department of Environmental protection for the upgrade of the Dendron Drive and Douglas Hill pump station.

ROLL CALL: Cegelski-Y, Mapel-Y, Shiwarski-Y, Forquer-Y, Abatta-Y
M/C 5-0

MOTION Forquer, SECOND Mapel to approve a road use agreement for Hickman Road between the Township of Robinson of Braskem American, Inc., Ashland Inc., Beazer, Inc. (Collectively, the Operators) to implement a remedial construction project pursuant to the Cleanup Plan approved by the Pennsylvania Department of Environmental Protection

ROLL CALL: Cegelski-Y, Mapel-Y, Shiwarski-Y, Forquer-Y, Abatta-Y
M/C 5-0

MOTION Shiwarski, SECOND Mapel to approve the Marriott Towne Place Suites Site Plan as recommended by the Planning Commission.

Ccommissioner Shiwarski, I have a question. I have had conversation and given advice to people from Auction Direct pertaining to the auto industry in Western Pennsylvania, so for the next three items, I feel that I should abstain.

ROLL CALL: Cegelski-Y, Mapel-Y, Shiwarski-Abstain, Forquer-Y, Abatta-Y
M/C 4 Yes, 1 Abstain

MOTION Forquer, SECOND Mapel to approve the Auction Direct Subdivision Plan #2 as recommended by the Planning Commission.

ROLL CALL: Cegelski-Y, Mapel-Y, Shiwarski-Abstain, Forquer-Y, Abatta-Y
M/C 4 Yes, 1 Abstain

MOTION Mapel, SECOND Shiwarski to approve the Auction Direct amended site plan as recommended by the Planning Commission

ROLL CALL: Cegelski-Y, Mapel-Y, Shiwarski-Abstain, Forquer-Y, Abatta-Y
M/C 4 Yes, 1 Abstain

MOTION Mapel, SECOND Shiwarski to approve the Rockwell Plan of Lots #2 Subdivision Plan as recommended by the Planning Commission

ROLL CALL: Cegelski-Y, Mapel-Y, Shiwarski-Y, Forquer-Y, Abatta-Y
M/C 5-0

Chairman Abatta, I have an addendum to the agenda that I will call 37A.

MOTION Forquer, SECOND Mapel to adopt Resolution No. 24 of 2012 recognizing the requirements of the Pennsylvania Chief of Police Act, providing the same fringe benefits to the Robinson Township Chief of Police as awarded to the Robinson Township Police Association in establishing compensation for the Chief of Police.

ROLL CALL: Cegelski-Y, Mapel-Y, Shiwarski-Y, Forquer-Y, Abatta-Y
M/C 5-0

NON-AGENDA CITIZENS' COMMENTS (3 MINUTES)

Chairman Abatta, please limit your comments to 3 minutes.

Charles Simm (34 Eichelberger Drive), I am here tonight to notify the Board of Commissioners of Robinson Township that right now Mrs. Kraft, whose house supposedly was fixed, is still receiving damage from this problem with the street water of Robinson Township. She spent \$7300.00 of her money to have foundation people fix it and right now the damage that she has received on her house, is more than she had when she got the waterproofing people to do this job. The damage is coming from the sewer across the street, directly across from her property and it is damaging her property all over again. This is to notify you people that this is going on. I request that you send somebody over to verify the fact that this damage is occurring. All you have to do is walk up to the front door and look down along the house and you can see that the front wall of her house is about ready to fall forward. Everybody thought that this problem was solved when they announced that there was a statute of limitation on payment of the claim that Mrs. Kraft and myself put in for this. I feel right now that it is not a statute or law that you can apply to this and I do not want you as a group of Commissioners to use that to tell Mrs. Kraft when she has to pay the second time to get this fixed that it is under

that statute of limitation. Right now, I do not believe any court in the world is going to have Mrs. Kraft pay twice for the same damage while this has been going on. You really never fixed the damage when you did the job on the driveway in between my house and Mrs. Kraft. I feel that the damage that is occurring is also damaging Mrs. Morris' property and if Mr. Abatta remembers, I so very nicely pointed out to him and Mr. Meyer, the Township Engineer that there was a wall in direct line coming down the division between Mrs. Morris' property and Mrs. Kraft's property. That wall is still moving. That means you are getting water from this street sewer, right straight across under the road and coming down and damaging this property. Mrs. Morris' property has never been fixed, so I believe there have been two sets of damage on her property.

Chairman Abatta, please summarize and finish up please.

Mr. Simm, somebody is going to have to pay to get this thing done and I don't think Mrs. Kraft should have to do it and I don't think that the statute of limitation that you people went ahead against my wishes, whenever you submitted that claim to your insurance company, should apply to this since the damage is still going on right now and has been going on for a very long time. You people have got over there and put dirt in that sewer drop. I don't know if your people have notified you about it, but right now I would say this is a problem that we are going to have to work out and the insurance company for the waterproofing company may want to have their engineer inspect this job. I would like you to have your engineer inspect this and see how much damage has reoccurred on this job.

COMMISSIONERS COMMENTS

Commissioner Cegelski, good evening Robinson Township residents. I attended the Council of Governments meeting on September 20th and some important items discussed at the meeting were as follows: Ryan Wotus, Solicitor for COG reported on Act 13, which permits drilling and fracking in all zones including close to homes in residential zones, which really strips municipalities of their zoning rights regarding drilling. In addition, it censors Pennsylvania doctors from sharing critical health information. Mr. Wotus told us that oral arguments have begun in challenging this legislation. We will look forward to hearing more as that unfolds. We also had guest speaker, State Representative Rob Matzie of the 16th District and he provided information on HB1682, which would provide for the creation of land banks for the conversion of vacant or tax delinquent land into productive use. That will be ongoing as far as information on that as well. Thanks to the COG we have a new multi-municipality cleaner that was secured through a grant and a loan for use by municipalities based on membership dues and sewer cleaner fees, so we can have cleaner sewers in Robinson Township. Congratulations to our Engineer Mike Meyer, who was in attendance with me. He now has another calendar meeting to attend, as he is our selected COG engineer. Congratulations to you Mr. Meyer. At our next COG meeting, Rich Fitzgerald our Allegheny County Executive and Wayne Fontana, our PA State Senator will be guest speakers. Also, Rosslyn Farms is

auctioning off police equipment so if there is anything there that we may be able to use. They said “come one, come all”, so you might want to take a look.

On Robinson Township Library news, they received notice that beginning in 2013, they will receive state funding, which is great news for us. This is as part of their formula. This means that they do not have to wait for the Carnegie Library of Pittsburgh to present them with funding. Because of our population in Robinson, they will have direct funding from the State. That is excellent news. Also, fall programming is in full swing and they have a nice brochure that they have published for residents of all ages. Please know that we would like everyone to attend to support our proclamation, if you can, during our Friends of the Library week. I would like to personally thank all of those people who did such an outstanding job showcasing Robinson Township at our festival. It was heartfelt to be part of the dedication of the field for Mr. Dan Tallon in recognition of all that he contributed to the Township. Also, a good friend of mine, Mike Migliozi, gets a shout out from me because he helped me drive the golf cart around after Mr. Shiwarski exited. However, I think I got the rookie cart because there was constant backfiring occurring, so the people we were riding around received an extra treat. It was a really great time and I thank everybody for their fine efforts.

Commissioner Mapel, I have a somewhat abbreviated statement tonight. First of all, with respect to flu shots, I did not know if Mgr. Bibro was going to discuss this or not but for the MATR employees the shots will be administered on Tuesday, October 9th and then on Wednesday, October 10th, the shots will be given at the municipal building for Township employees. These are being provided by Giant Eagle and Market District. Once again, my wife will be the person with the needle, so look forward to that next week. We appreciate that contribution to our community from Giant Eagle as they continue to be a very important part of our community. I might also add, we have discussed over the recent months about the desire to acquire an addition to our police force in the form of four legs as opposed to two. You may see, as you do your shopping in the Market District, that there are receptacles with a little information behind it. If you have any extra change or money that you don't know what to do with, it is a wonderful cause that we are working towards. We are hoping that it is sooner rather than later. On that note of public safety, I am going to move right into something that Chief Vietmeier invited me to attend last night. Quite frankly, I have not experienced anything quite like the drill that was staged at the mall once it closed last evening. It involved all three of our areas of public safety. Our EMS people along with our police department and fire departments were very well represented. Along with Chief Vietmeier, I would like to mention Matt Maritz, Joel Hamilton, Brian Jazudek, Gary Bane and Ken Kisow. It was amazing to me to see how well these departments work in an emergency type scenario. We have fortunately found ourselves to have very pro-active public safety departments. Once you see an actual event like this take place, you start to realize how important it is to be pro-active. We have read and seen in various parts throughout the country how these programs are implemented after the fact. I am here to tell you that we are doing what we can do to best prepare for these kinds of things that we have seen happen and God forbid that it happens here. I appreciate the opportunity to all of you who encouraged me to be there. I was very impressed and I commend all of you.

Moving on, there are some things that I would love to be able to talk about and I have said in previous meetings that it is inappropriate to do so because of the status that we find ourselves, but there are some general comments that I would like to make. In response to those who feel from time to time to question and maybe even critique some of the work that we do here, I have some thoughts that I would like to share. I would like to remind those who stand in judgement of how we do the people's work here, we are human beings and we are going to make mistakes. We have a policy that we follow that leads towards following the recommendations of our professionals and we do that on a fairly regular basis because ultimately, that is why they are here. They are not always going to make the right calls because they are human too. Understanding that from time to time with the best of interests and intentions, we may have to go back and re-visit things that we do from time to time. If that means reversing a decision, correcting something or mending it in some way, we are not opposed to doing that in public and taking responsibility for it. With that said, I would like to share something that as I was preparing for the meeting this past week, something that jumped out at me and I felt it applies to some of the things that we deal with here. I will just read this to you.

“Happiness lies not in the mere position of money. It lies in the joy of achievement and the thrill of creative effort. The joy and the moral stimulation of work no longer must be forgotten in the mad chase of evanescent profits. These dark days will be worth all that they cost us if they teach us that our true destiny is not to be ministered unto, but to minister to ourselves and our fellow men.” Those words were spoken by FDR in his first inaugural address in 1933 and I am here to tell you that our economic situation and employment situation was a lot worse then. So as we prepare to elect a president in the weeks to come, in these difficult times, much like in FDR's day, we are reminded that our president is only a reflection of we the people. We survived those economic times because of trust, hard work, discipline, family values and most of all, trust in God. As I have said in the past, our goals here in Robinson Township should be the same as the goals of our state, our nation and the entire world to show support, respect and encouragement to our families, our neighbors and those who serve us in so many different ways and yes, even our enemies. Let us remain objective moving forward and learning from our history and participate in our democratic process and demonstrate again to the world, that we are indeed, one nation under God. With that said, I will encourage us all to be kind to one another, be safe driving out there.. Also, do not forget that when you do go to vote, make sure that you have your license with your picture or some other form of identification. Don't forfeit your right to vote.

Commissioner Shiwarski, in reference to the adage that sometimes a drum that beats often and loudly does not necessarily constitute music, but just noise, I am going to keep my comments very short. First, I would like to echo what has been said here. It was fantastic seeing everyone at the Fall Festival. I want to thank again, all of the volunteers, workers and vendors. What an excellent job you did. Secondly, the Road Program that is in its final stages of completion, is just another example of why Robinson Township is such a top notch community. It is not that it is inexpensive or easy to accomplish an undertaking of that scope and we have done it without a tax increase. We are talking

about a \$1 million road budget over the last two years. To avoid costs going forward that may push off those costs into the future that could severely impact our budget and cause hardships and not to mention the safety concerns of having a substandard road that is not up to standards. Lastly, I would like to say that summer is just about over. I was at a picnic the other day and I had to pull out a sweater. As that time of the year comes along, my thoughts turned to our Public Works Department and our Police and Public Safety Departments. I know that as the weather becomes more challenging and the days get shorter and it is darker out, their jobs become more demanding. I want to thank you guys and gals in advance. I respect the job that you do and I think we should all appreciate it. With that being said, I just want to wish everybody a Happy Halloween season coming up here at the end of the month. Everyone have a great October.

Vice-Chairman Forquer, congratulations to the Parks Board and our Public Works Department, Emergency Services and all the great volunteer work that was done to put on another great Fall Festival. I put a few hours in as well driving a golf cart, as did the other Commissioners and by virtue of the number of cars I seen parked in the fields, I would not be surprised if it was not a record turnout. The other thing that I think was a very tender moment for all of our Commissioners', was the dedication of the field in honor of Dan Tallon. It is nice that he will be remembered. He was a Commissioner for twelve years here and I cannot imagine how he did it because it is wearing me down and I have not even been here for three yet.

We had a meeting that was called by Congressman Murphy and we met with several of the businesses down on Campbells Run Rd. They are having some flooding issues down there and his staff set up the meeting. It was at Mosites office on Wednesday, September 26th at 10:30 a.m. Knickerbocker Russell was represented and Congressman Murphy invited representatives from the DEP, Allegheny County Public Works and the Army Corps of Engineers. This was in addition to representatives from our Campbells Run Flood Committee and Ruth Ann Omer, the CEO of Gateway Engineering. She is the Chairperson of the Flood Committee. After we all viewed the presentation of the businesses that included video of Hurricane Ivan Flooding, she informed the businesses about the work of our flood committee and asked them to write a letter of support to Allegheny County Development Authority for a grant to do a comprehensive study aimed at identifying the problem areas along Campbells Run Creek so that we can put some controls in place and perhaps resolve some of those issues. There was a pretty substantive discussion between the businesses, the Township, and the DEP. Congressman Murphy presided over that. From the Township, Aaron Bibro was there, I was there and Mike Meyer. We also had the opportunity to put our two cents worth in there. As a follow-up, during the heavy rain on Friday, September 8th, I checked out one of the detention ponds below Settlers Ridge and the level of that pond was not anywhere near overflow. I think we had about one inch of rain that fell over several hours. There was at least five feet to the top of the standpipe on that. However, going down and viewing one of the pipes down there by Knickerbocker Russell, it was a huge pipe but there was only about twelve inches left and the water would have been washing over that. One of the things that was talked about at our meeting with the DEP was that Knickerbocker Russell wants to go in and do some stream cleanout down there. I spoke with management from

Knickerbocker and was told that the DEP had made contact and they are going to try to get a permit to go into the stream and do some cleanout work. The Corps of Engineers also made a visit, so there was some good that came out of that meeting.

The next issue that I want to talk about is on a more serious matter. It looks like we have reached a stalemate concerning the settlement of the Robinson Peripheral Bond Contract. We may reach a settlement with the Mall/JCP Associates on that TIF contract, which includes most of the Mall at Robinson with the exception of Macys. There was \$18,130,000 in TIF bonds issued in 2001 for that contract. Our dispute with the Mall/JCP Associates involved an appeal they filed for and were granted in error by Allegheny County. The appeal was in violation of the Mall/JCP Associates contract and reduced the property valuation of the main parcel by \$11,200,000, which should have resolved in under-funding of the bonds. Unfortunately, they admit the appeal was granted in error, but they will not repeal it. We proposed the settlement to resolve both of the TIF contracts, but that was not acceptable to Forest City's counsel. They insisted that we settle the Mall/JCP Associates dispute concerning the assessment for the largest parcel before they discuss a settlement to the Peripheral contract. In addition, we have been told that one of the developers will not accept our proposal to receive only the prevailing amount of property taxes generated in the Peripheral District. Remember that bonds for the Peripheral District were sold privately by Allegheny County Redevelopment Authority to the developers. There was approximately \$9 million in bonds issued for the Peripheral Bond District and because there was never enough property tax base in that district, it should never have been bonded. The area was bonded in 2001 and in 2019 there will still be approximately \$9 million in debt left over to pay off. It is also interesting that the Peripheral District C bond was issued with a 16% dividend rate that ends in 2019, even if there are no payments made to the principal or interest. Otherwise, it would rack up a debt of \$5 million. This is a dead giveaway that it was known at the time the contract was written that this contract was going to be under-funded. Consider that the properties of the Mall District which were bonded for \$18,130,000. in 2001 should be paid off in 2017. The properties in the Mall/JCP District provide \$1,900,000. in annual property taxes direct to the bonds. Now consider that the property is in the Peripheral TIF District, which was bonded for \$9,000,000 in 2001, will never be paid off. The main reason for that is that the property in the Peripheral District only provides approximately \$430,000 in annual property tax that can be directed to fund those bonds. Although with the interest rates of 9 and 12%, it does not help the situation. Refinancing is not the solution. It will never solve the \$9 million debt that still exists. Remember this review was all started because I requested an audit in TIF collection. That is almost two years ago now. The State TIF Act is very clear that TIF contracts have to have a completion date of not over 20 years. It is also clear looking at the bond indentures for the A and B bonds that their maturity dates are 12% and 17% and will never be possible to complete. Even with those maturity dates, I propose that a fair settlement would be to continue paying the prevailing rate of the TIF available until 2019 if they would end the rest of the \$9 million in debt and write that off by the developers. They have thus far refused to do that. However, considering some of the issues that we have recently discovered, I will never agree to direct a penny more of our tax dollars towards the Peripheral TIF bonds. On August 13th we had a meeting with Reed Smith,

representatives from Allegheny County and Montour School District. We were informed at that meeting by Allegheny County that they were going to stop paying into this Peripheral Bond contract themselves. Our Board voted to stop payments to fund the Peripheral Bonds months ago. I find it troubling that Dr. Boyer from the Montour School District, attended the August 13 meeting along with his Solicitor and has yet to commit to stop payment to the Peripheral Bonds. I sent an email to the entire school board, including Dr. Boyer and requested that they cooperate and also stop funding the Peripheral Bonds, but they still have not taken action. I have to tell all of you here and all of you listening at home that knowing the injustices that we are dealing with in the Peripheral Contract, I am absolutely inflamed that our school superintendent is willing to pour \$300,000 per year of school taxes into a contract that was not legally conceived. I am not sure whom he thinks he represents, but it is not the taxpayers of the Montour School District. Considering the Montour School District is the largest contributor of the Peripheral Bond contract, I cannot believe that you would not support forcing a settlement to the contract by stopping payment. If this contract dispute is not resolved, it will strap the District with close to a \$6.5 million debt at the end of 2019. There would also be debt for the Township and Allegheny County, yet the District is suing Robinson Township over some other issues that do not have near this much of a financial effect. I find it very troubling. I would appreciate if everyone listening to this broadcast and here tonight, contacts the Montour School District and Dr. Boyer and ask him why he continues to want to fund these bonds. I would appreciate your support. Good evening everyone and God Bless America.

Chairman Abatta, on September 15th we had the Autumn Festival at the Burkett Park and it was a huge success. There were records set as far as the number of people that came through the gate and the amount of monies that were taken in. It was a huge success. I would like to notify everyone that at the next monthly meeting, I will be bringing in my Parks Board and recognizing all of those people for all of the hard work that they do throughout the year.

As I sit here this evening and listen to all of the comments made by citizens who feel aggrieved or feel the need to comment on every negative concern, understand that they have a right to their opinions. It makes me feel extremely grateful that in our system of government that we employ at the local level is a mirror of what occurs at the national level. Politics and bipartisan aside, we all have been able to speak our minds, whether it is to discontent or approval on how we are running our businesses or government. Since being elected to the position of Chairperson of the Robinson Township Commissioners Board, I have become extremely proud of all of my fellow Commissioners and what they have accomplished thus far and what they are relentlessly working on as far as issues and concerns that will make us all proud to be from Robinson Township. Please let me speak graciously of each and every one at this time:

Ms. Bobbi Cegelski, our newly appointed Commissioner of whom we have all had the joy to work with. She holds various degrees in education and is extremely proud to serve. She has taken on the challenge of being a liaison between our Library Board and our community and has been working diligently to foster community development within

our borders. She is our current representative to the COG Board, which consistently explores venues and ways of making our Township better as a whole. Bobbi has hit the ground running since her appointment and has never slowed down in her efforts to serve.

Mr. Earl Mapel, our newly elected Commissioner, is a life-long resident of Robinson Township. He is a landowner, a business owner and a proud family man, who serves on two committees as Chair of Planning and Zoning and Public Safety Representative. He is constantly finding ways to enhance, modify and update every aspect of our Township codes and ordinances to benefit and protect the public. He is spearheading new inroads into beneficial and helpful public safety matters. He takes his position seriously and without remorse to help make Robinson Township the best it can be.

Mr. Ron Shiwarski is a current Commissioner, who tirelessly works as the Chair of our Public Works Department, to maintain and provide essential and excellent services for our infrastructure and maintenance of all of our public facilities. He is in touch with the pulse of the community. Along with running a multi-million dollar business as his daily job, Ron is 100% dedicated to public service.

Mr. Jess Forquer, Vice Chairman of the Board, this is an individual who is also our Financial Chairperson. As far as I am concerned, he has no equal in this department. Before Jesse, there was a feeling of disarray within our financial operations. He has total knowledge and comprehension of the operation of finances like no other individual that I have ever worked with. Jesse works tirelessly 24/7 to maintain and enhance all of these issues. I honestly do not think he sleeps at night. He is always working to make us a better community.

As for myself, besides being in touch with the Administration on a daily basis, helping to solve issues that arise, I am proud to be the Chair of the Parks & Recreation Board. I am certain that you are all aware of the outstanding facilities that we have within our Township borders. I feel that these amenities are some of the best within the State of Pennsylvania and Allegheny County. Our Parks and Recreation Board of individuals do an outstanding job on organizing and putting on such fantastic events in another timely fashion. In closing, understand that these are the people which you have elected that are taking care of their families, practicing their religious beliefs, while maintaining the highest standards and the daily work of solving issues and making key decisions that best benefit all of the residents and serving with respect. Yes, there are concerns that need immediate attention and those issues, which make take time to solve, but bear in mind that these individuals are giving 100% all of the time to rectify these matters. Finally, coming from a background of education, I have always related real life incidents to analogies that prove themselves true. My analogy of the Robinson Township Commissioners and our governing body is that I look as myself as a musical conductor, an orchestra leader who is helping to conduct the daily operations of the Township in quite an orderly fashion. As you all know, the conductor of an orchestra is only the person in front. Understand that the real music, the ebb and flow of our times and the tunes, come from the orchestra, the entire body contributing. These individuals that make it all happen are my fellow Commissioners and Administrative people flanking me up at

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this dais right now. As far as I am concerned, they do deserve all of the credit and I am proud to be a member of this Board. With that said, please do your due diligence and go out and vote on November 6th.

MOTION Forquer, SECOND Mapel to adjourn the Meeting.

ROLL CALL: Cegelski-Y, Mapel-Y, Shiwarski-Y, Forquer-Y, Abatta-Y.

M/C 5-0

Respectfully submitted,

Carol Merks
Secretary

