

## Regular Meeting

January 3, 2017

Chairman Brian McGrath announced that that the first order of business will be swearing in the Township's new Police Chief, but wanted to thank retiring Police Chief and Director of Police Michael Tesore for nearly 30 years of excellent service to the Township, and wished him well in his retirement. Mr. McGrath then highlighted new Police Chief Scott Heidt's accomplishments during his 30 years as an employee of the Township, and administered the Oath of Office to Chief of Police Scott A. Heidt. Mr. McGrath congratulated Chief Heidt and his family, and excused family and friends for a reception in the lobby.

The regular meeting of the Millcreek Township Board of Supervisors was called to order at 10:04 a.m. by Chairman McGrath in the Assembly Room of the Millcreek Township Municipal Building. Present were Mark Zaksheske, Brian McGrath, John Groh, Mark Shaw, Esq., Richard Morris, P.E. and Sheryl Williams. John Morgan was absent.

Chairman McGrath called for public comment on agenda items other than development or rezoning applications. None were received.

It was moved by Mr. Groh, seconded by Mr. McGrath and carried by unanimous vote to approve the minutes of the Board's December 27, 2016 meeting.

It was moved by Mr. Groh, seconded by Mr. McGrath and carried by unanimous vote to approve payment of the General Fund bills in the amount of \$715,464.37.

Solicitor Shaw explained that the purpose of proposed Ordinance 2017-1 was to modify the current Fire and Property Maintenance Codes to give additional flexibility to impose fines to more rapidly ensure enforcement. It was moved by Mr. Groh and seconded by Mr. McGrath to enact Ordinance 2017-1; An Ordinance to amend Chapter 29, Part 4, Fire Prevention, and Part 5, Property Maintenance, of the Millcreek Township Code, making certain changes to enable more rapid and effective enforcement of violations of the International Fire Code and Property Maintenance Code. Motion carried by a unanimous roll call vote.

Solicitor Shaw explained that the purpose of proposed Ordinance 2017-2 was to correct some inconsistencies so that it is in compliance with ADA requirements. He added that the ADA requires that a 4-foot sidewalk have 5-foot width passing zones, and this ordinance requires that all sidewalks be 5 feet in width. It was moved by Mr. Groh and seconded by Mr. McGrath to enact Ordinance 2017-2; An Ordinance to Amend Chapter 29, Part 2, Public and Private Improvements, of the Millcreek Township Code, making certain changes to Section 29-43, Pedestrian Circulation, to ensure that it is consistent with the requirements of the Americans with Disabilities Act. Motion carried by unanimous roll call vote.

Treasurer Mark Zaksheske explained that the current police pension participation rate is 5%. He recommends that the Township reaffirm this rate from the previous year until arbitration has been completed and if there are any modifications need to be made. It was moved by Mr. Groh and seconded by Mr. McGrath to approve Resolution 2016-R-3; A Resolution to set the rate of participant contribution to the Millcreek Township Police Pension Plan. Motion carried by unanimous roll call vote.

It was moved by Mr. Groh and seconded by Mr. McGrath to approve the sale of Erie County Parcel 33-048-174.0-014.00 [AVONDALE ADDN L411 12 84X83.03] for \$250.00 and forgive taxes of \$958.66. Motion carried by unanimous roll call vote.

On recommendation of Engineer Richard Morris, it was moved by Mr. Groh and seconded by Mr. McGrath to deny a Financial Security Release Request from Abiding Hope Lutheran Church - Abiding Hope Lutheran Church, Developer, tabled from December 27, 2016, as the Township has not received written notice from Greenman-Pedersen Engineering confirming approval of the stormwater management facility. Motion carried by unanimous roll call vote.

On recommendation of Engineer Richard Morris, it was moved by Mr. Groh and seconded by Mr. McGrath to deny a Financial Security Release Request from Giant Eagle #4237 – Giant Eagle, Inc., Developer, as the Township has not received written notice from Greenman-Pedersen Engineering confirming approving the stormwater management facility. Motion carried by unanimous roll call vote.

Engineer Richard Morris reported that the Township received a Financial Security Reduction Request from Stan's Garden Center West – James S. Skarzenski, Developer, noting that all stormwater management facility requirements have been met and the reduced security should be more than sufficient to defray costs of completing any remaining plantings. On recommendation of Mr. Morris, it was moved by Mr. Groh and seconded by Mr. McGrath to approve a reduction of Marquette Savings Bank Treasury Check #702448 from \$33,550.00 to \$5,500.00. Motion carried by unanimous roll call vote.

On request of Treasurer Mark Zaksheske, it was moved by Mr. Groh and seconded by Mr. McGrath to approve the attendance of the following management employees at two upcoming educational conferences with total expenses estimated to be \$9,320.00 (hotel, mileage and meals).

PELRAS Conference, State College, PA, March 21-24, 2017: Brian McGrath, John Groh, John Morgan, Mark Zaksheske, Diane Lyons - \$ 3,630.00

PSATS Conference, Hershey, PA, April 23-26, 2017: Brian McGrath, John Groh, Mark Zaksheske, Rick Morris, 1 more employee to be determined - \$5,690.00

Motion carried by unanimous roll call vote.

It was moved by Mr. Groh and seconded by Mr. McGrath to approve Mr. McGrath's attendance at the PSATS quarterly meeting in Hershey, PA January 29-31, 2017, with all expenses to be covered by PSATS. No public comment was offered. Motion carried by unanimous roll call vote.

On recommendation of Parks and Recreation Director Ashley Marsteller, it was moved by Mr. Groh and seconded by Mr. McGrath to approve Charlotte Haggerty as Adult Dance Supervisor and Zumba substitute at an hourly rate of \$10.50. Motion carried by unanimous roll call vote.

On request from former Director of Police Michael Tesore and tabled from the December 27, 2016 meeting, it was moved by Mr. Groh and seconded by Mr. McGrath to approve the trade of one deadline MPD vehicle to Mercyhurst University North East Municipal Police Academy in exchange for equal value in mandatory 2017 Act 180 training for MPD Officers. Since the last meeting, Mr. Groh spoke with Mr. Tesore to learn more about the proposal and benefits. Mr. Morgan had expressed interest in possibly using the vehicle in another Township department, but there are other vehicles that will be coming available as well. Mr. Shaw added that this transaction does qualify as a sale of personal property of the Township to a non-profit organization providing a community service. Motion carried by unanimous roll call vote.

On request of EMA Coordinator, it was moved by Mr. Groh and seconded by Mr. McGrath to approve the budgeted purchase of 2 portable radios and 1 mobile radio from Mobilcom as part of the new countywide public safety radio system. Motion carried by unanimous roll call vote.

It was moved by Mr. Groh and seconded by Mr. McGrath to accept the new fee schedule for UCC Appeal Board Solicitor Jay Shimek of \$125.00 per hour for 2017. Motion carried by unanimous roll call vote.

Mr. Groh announced that the AFSME contract for non-uniformed employees expired December 31, 2016, and they are currently in negotiations with the Township. It was moved by Mr. Groh and seconded by Mr. McGrath to continue under contract terms (“status quo”) until the contract has been resolved. No public comment was received. Motion carried by unanimous roll call vote.

Mr. Groh announced the retirement of John Orr, who retired this past week from the Engineering Department after 43 years with the Township. He wished him and his family well in his retirement.

Open Records Officer Sheryl Williams reported there were no Right-to-Know requests in the month of December.

It was moved by Mr. Groh and seconded by Mr. McGrath to approve a new fee schedule reflecting a 3% increase for engineering services by Greenman-Pedersen, Inc. in 2017. Motion carried by unanimous roll call vote.

Mr. McGrath announced the annual Christmas TreeCycling Event will again take place at the Millfair Recycling Center on Sat., January 14, 2017, from 9:00 a.m. – Noon. Monetary donations will be accepted at the gate and will benefit the Emmaus Soup Kitchen.

There being no citizens to be heard or any further business to come before the Board, it was moved by Mr. McGrath and seconded by Mr. Groh to adjourn the meeting at 10:22 a.m.

Sheryl A. Williams  
Assistant Secretary

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Approved: January 24, 2017

Brian P. McGrath  
John H. Groh  
John E. Morgan