

The regular meeting of the Millcreek Township Board of Supervisors was called to order at 9:30 a.m. by Chairman John Groh in the Assembly Room of the Millcreek Township Municipal Building. Present were Mark Zaksheske, Brian McGrath, John Groh, John Morgan, Mark Shaw, Esq., Sheryl Williams and Richard Morris, P.E.

Following the Pledge to the Flag, Mr. Groh called for public comment on agenda items other than development or rezoning applications. None were received.

It was moved by Mr. McGrath, seconded by Mr. Morgan and carried 2-0 to approve the minutes from the September 27, 2016 meeting. Mr. Groh abstained due to being absent at the previous meeting.

It was moved by Mr. McGrath, seconded by Mr. Morgan and carried by unanimous vote to approve payment of the weekly General Fund bills in the amount of \$1,805,183.54.

Caleb Dixon, Fire Code Official and Assistant EMA Coordinator, announced the theme of this year's Fire Prevention Week is "Don't Wait, Check the Date!" He noted that this year the Township collaborated with the local fire departments and the American Red Cross to provide fire prevention education to over 2,000 students.

Quotations for the purchase of two Fenix Fusion lightbars and a Fenix controller were solicited and received by EMA Coordinators Matthew Exley and Caleb Dixon, and are budgeted expenses: Uniform Fitters - \$2079.00, SirenWorld - \$2197.99. It was moved by Mr. Groh and seconded by Mr. McGrath to purchase the items from Uniform Fitters for \$2079.00. Motion carried by unanimous roll call vote.

Quotations for the purchase of a 2016 6' x 12' trailer for the EPA Spill Response Project were solicited and received by EMA Coordinators Matthew Exley and Caleb Dixon, and is a budgeted expense: FAME RV - \$2670.00, Boyer RV Center - \$2800.00, and Fabin's - \$3800.00. On recommendation of Mr. Exley, Mr. Groh and seconded by Mr. McGrath to purchase the trailer from FAME RV for \$2670.00. Mr. Groh noted that EPA will provide supplies for the trailer. Motion carried by unanimous roll call vote.

It was requested by EMA Coordinator/Fire Code Official Matthew Exley, moved by Mr. Groh and seconded by Mr. McGrath, to permit EMA Department Officials Caleb Dixon, Rich Pietron and Mr. Exley to attend a meeting and training at the PA State Emergency Operations Center (EOC) in Harrisburg from October 20-21, 2016, with total lodging cost of \$217.04 and use of the assigned Township vehicle for transportation. Motion carried by unanimous roll call vote.

Solicitor Mark Shaw announced that at the next meeting on October 25, 2016, the Supervisors will consider amending the Weather Events Regulations Ordinance, which will reduce the hours from 12 to 8 before a vehicle will be towed, and clarify when MPD will take certain actions under the ordinance. A draft will be available on the website shortly.

It was moved Mr. McGrath and seconded by Mr. Morgan to approve the sale of Erie County Parcel 33-034-172.0-022.15 [1243 Taki Drive] for \$250.00 and forgive taxes of \$304.61. Mr. Zaksheske explained this is a routine matter when the county requests tax forgiveness to sell a property, which in this case is a mobile home. Motion carried by unanimous roll call vote.

Engineer Richard Morris announced that a Sidewalk Deferral Request was received from Temple Anshe Hessed – Temple Anshe Hessed Reform Congregation of Erie, Developer.

Steve Spaulding, Project Manager, 641 Vermont Avenue, noted that the deferral request is two-fold, in that the temple does not object to installing the sidewalk, but not at this time. Because the sidewalk would be installed in a wetlands area, certain permits would be required which would delay the entire project by at least six months. He would like the sidewalk deferral to be granted, then a building permit to be granted, followed by the sidewalk permit process to be started. A lengthy discussion ensued regarding the initial approval of the plan almost a year ago, and Mr. Spaulding noted that he was not involved with the project at that time. Mr. Morris added that there is no flexibility with the Conservation District with this issue as well, and until a mylar is recorded, a building permit cannot be obtained. Mr. Spaulding would prefer to see the project split into two projects, but the DEP will not agree to this.

Mr. McGrath prefaced his motion by stating that if an agreement is finalized with PennDOT, they will want sidewalks to be installed, and the temple will have to install sidewalks anyway. Mr. McGrath then moved to approve the Sidewalk Deferral Request for Temple Anshe Hased, seconded by Mr. Groh. Mr. Morgan strongly opined that he feels this deferral request does not meet the Township's sidewalk deferral requirement or ordinance, and the proposed deal is inappropriate because the developer chose not to meet the requirements until a few weeks ago, thus making it difficult to meet them in a timely manner, and he feels the Board should not develop a new procedure to accommodate this. Motion carried 2-1, with Mr. Morgan voting no.

Mr. Morgan then asked Solicitor Shaw if a secondary vote was required to amend the Land Development Plan. On advice of Mr. Shaw, it was moved by Mr. McGrath and seconded by Mr. Groh to approve amendment of the final land development plan to remove the sidewalk shown on the Temple Anshe Hased Land Development Plan. Mr. Morgan reiterated his previous comments. Motion carried 2-1, with Mr. Morgan voting no. Mr. Shaw also recommended that amendments be made to the sidewalk deferral agreements as well.

On recommendation of Engineer Richard Morris, it was moved by Mr. McGrath and seconded by Mr. Morgan to approve a Sidewalk Deferral Agreement for 1509 Berry Street – 1509 Berry, LLC, Developer. Mr. Morris noted there are no sidewalks in the area. Mr. Shaw added that the agreement has been updated to include the new Township Code regulations as well. Motion carried by unanimous roll call vote.

On request of Mr. McGrath, it was moved by Mr. Groh and seconded by Mr. Morgan to authorize Mr. McGrath, in his capacity as Administrator of Streets, Sewers and Parks, to attend the annual PSATS Standing Committee meetings and quarterly Executive Board meeting November 16-18, 2016, with all expenses to be paid by PSATS. Motion carried by unanimous roll call vote.

Mr. Groh announced that this Friday, October 14, 2016 is McDowell High School's Homecoming. This year the staging will start at MIHS on Homestead, with the gate open for from approximately 5:30 – 6:00 p.m. while the parade proceeds down Homestead to 27th Street, and then ends on Caughey.

Mr. Groh announced that on October 22, 2016, Millcreek Township, MPD and volunteers will again participate in the Drug Take Back Day at the Municipal Building from 10:00 a.m. – 2:00 p.m. Residents can drop off prescription and non-prescription medication to be destroyed. The Township asks that you please do not place medication in the sewer system or trash containers.

Mr. Groh reported that after discussion with local emergency personnel, he would like the Supervisors to direct the Township Solicitor to create a Fire Commission, in an advisory capacity, to look at Township operations and purchases. He also reported that over the weekend a fall event occurred which caused a traffic situation, and suggested an ordinance requiring an event permit so that Township police are notified and ready to handle this type of

situation. It was moved by Mr. Morgan and seconded by Mr. McGrath to direct Mr. Shaw and EMA Coordinator Matthew Exley to develop recommendations to the Board for a Fire Commission and Event Permit. No public comment was offered. Motion carried by unanimous roll call vote.

Mr. Morgan announced that 2016 Halloween Trick-or-Treat hours for Millcreek Township will be 6:00 to 8:00 p.m. on Monday, October 31, 2016.

Mr. Morgan reported at the last meeting that there was a potential grant opportunity for traffic signals; however, the Township was unable to meet the requirements on time, so will plan to apply for the grant next year.

Mr. Morgan reported on the recent "Embrace Millcreek" Community Survey, noting that over 1000 responses were received. Preliminary results and comments are encouraging, and will be sent by November 1st via email to those who registered for the newsletter, with results available on the website as well.

Student Ambassador Sydney Stitt reported that McDowell students are looking forward to the upcoming Homecoming Festivities.

Sheryl Williams, Open Records Officer, gave the September Right-to-Know Report, noting that two requests were submitted, with one granted and one denied because no records existed responsive to that request.

Mr. Groh summarized the Township's building construction report for the month of September 2016, and announced that the report will be available on the Township website and in the Engineering/Zoning Office.

Total Residential Structures	\$	598,530.00
Total Non-residential Structures		<u>206,329.00</u>
	\$	804,859.00
Zoning Permits Issued		27
Zoning Permit Fees	\$	3,150.00

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. Morgan to adjourn the meeting at 10:15 a.m.

Sheryl A. Williams
Assistant Secretary

Approved: October 25, 2016

John H. Groh
John E. Morgan