

The regular meeting of the Millcreek Township Board of Supervisors was called to order at 9:30 a.m. by Vice Chairman Figaski in the Assembly Room of the Millcreek Township Municipal Building. Present were Gerald Wolf, Richard Figaski, John Groh, Evan Adair, Anne Sokol, and Sheryl Williams. Brian McGrath was absent.

Following the Pledge to the Flag, Vice Chairman Figaski called for public comment on agenda items other than development or rezoning applications. No comments were received.

It was moved by Mr. Groh, seconded by Mr. Figaski and carried by unanimous vote to approve the minutes of the Board's March 11, 2014 meeting.

It was moved by Mr. Groh, seconded by Mr. Figaski and carried by unanimous vote to approve payment of the weekly General Fund bills in the amount of \$125,689.73, and Sewer Revenue Fund bills in the amount of \$1,390,621.03.

Rezoning Petition No. 1587, Index 608-055, which was scheduled to be on the Agenda, has been withdrawn by the applicant.

The following bids for aggregate materials, and the hauling of aggregate materials to the Township Yard, opened on March 12, 2014, were announced and awarded:

**10,000 TONS BITUMINOUS ASPHALT SAND, TYPE B-3**

Troyer Sand and Gravel		<b>\$ 5.35/ton</b>
Trucking:	Russell Standard Corporation	\$ 4.20/ton
	Cindy Glover Trucking	\$ 4.44/ton
	Network Co.	\$ 4.80/ton

It was moved by Mr. Figaski, seconded by Mr. Groh, and carried by unanimous vote to award Troyer Sand and Gravel the bid for 10,000 TONS BITUMINOUS ASPHALT SAND, TYPE B-3 at \$5.35 per ton, total \$53,500.00; and Russell Standard Corporation the bid for hauling said aggregate at \$4.20 per ton, total \$42,000.00.

**10,000 TONS TYPE A CRUSHED AGGREGATE, AASHTO NO. 8, 1-B LIMESTONE**

Erie Sand and Gravel/Carmeuse		<b>\$20.98/ton</b>
Trucking:	Erie Sand and Gravel	\$ 3.25/ton
	(c/o Carmeuse Lime and Stone)	
	Grygo Trucking	\$ 3.10/ton
	Cindy Glover Trucking	\$ 2.49/ton
	Russell Standard Corporation	\$ 2.40/ton
	Network Company	\$ 4.30/ton
Allegheny Mineral		<b>\$34.50/ton (includes hauling)</b>
Trucking:	Erie Sand and Gravel/Carmeuse	No Bid
	Grygo Trucking	No Bid
	Cindy Glover Trucking	No Bid
	Russell Standard Corporation	\$ 12.00/ton
	Network Company	\$ 8.80/ton
	Suit-Kote Corporation	\$ 19.11/ton

It was moved by Mr. Figaski, seconded by Mr. Groh, and carried by unanimous vote to award Erie Sand and Gravel (c/o Carmeuse Lime and Stone) the bid for 10,000 TONS TYPE A CRUSHED AGGREGATE, AASHTO NO. 8, 1-B LIMESTONE at \$20.98 per ton, total \$209,800.00; and Russell Standard Corporation the bid for hauling said aggregate at \$2.40 per ton, total \$24,000.00.

**4,000 TONS TYPE A CRUSHED AGGREGATE, ASSHTO NO. 57, 2-B LIMESTONE**

Erie Sand and Gravel/Carmeuse		<b>\$20.98/ton</b>
Trucking:	Erie Sand and Gravel	\$ 3.25/ton
	(c/o Carmeuse Lime and Stone)	
	Grygo Trucking	\$ 3.10/ton
	Cindy Glover Trucking	\$ 2.49/ton
	Russell Standard Corporation	\$ 2.40/ton
	Network Company	\$ 4.30/ton
Allegheny Mineral Corporation		<b>\$28.50/ton (includes hauling)</b>
Trucking:	Erie Sand and Gravel/Carmeuse	No Bid
	Grygo Trucking	No Bid
	Cindy Glover Trucking	No Bid
	Russell Standard Corporation	\$ 12.00/ton
	Network Company	\$ 8.80/ton
	Suit-Kote Corporation	\$ 19.11/ton

It was moved by Mr. Figaski, seconded by Mr. Groh, and carried by unanimous vote to award Erie Sand and Gravel (c/o Carmeuse Lime and Stone) the bid for 4,000 TONS TYPE A CRUSHED AGGREGATE, AASHTO NO. 57, 2-B LIMESTONE at \$20.98 per ton, total \$83,920.00; and Russell Standard Corporation the bid for hauling said aggregate at \$2.40 per ton, total \$9,600.00.

It was moved by Mr. Figaski and seconded by Mr. Groh to approve Ordinance No. 2014-3, an Ordinance to amend the Millcreek Township Zoning Ordinance, No. 2011-8, as amended, by changing the classification of certain parcels of land situate in the Township of Millcreek, Erie County, Pennsylvania, described as follows, to-wit: Property located along north right of way of 2900 block of Haas Avenue, now zoned R-1 Single Family Residential District C-2 General Commercial District, to be rezoned to RC Resort Commercial District; and Property being all of Lot 2 in Block "A" of Chestnut Hill Subdivision along the south line of West Grandview Boulevard, now zoned R-1 Single Family Residential District, to be rezoned to C-1 Local Commercial District. No public comment was received. Motion carried by unanimous vote.

It was recommended by the Engineering Department, moved by Mr. Groh and seconded by Mr. Figaski to approve Resolution 2014-R-10, A Resolution to accept as public streets of the Township of Millcreek: Platinum Drive – C.L. Copper Drive to north line of Sterling Ridge Ph. 4; Copper Drive – C.L. Lake Pleasant Road to C.L. Platinum Drive. No public comment was received. Motion carried by unanimous vote.

It was recommended by the Engineering Department, moved by Mr. Groh and seconded by Mr. Figaski to approve a Stormwater Maintenance Agreement with Euliano Family, LP, developer, for Powell Avenue Place on Powell Avenue, north of West 26<sup>th</sup> Street. No public comment was received. Motion carried by unanimous vote.

It was recommended by the Engineering Department, moved by Mr. Groh and seconded by Mr. Figaski to approve a release of Erie Bank Letter of Credit #1126 for County National Bank development, County National Bank, developer, in the amount of \$97,492.00. All Public improvements have been completed in accordance with Township specifications. Motion carried by unanimous roll call vote.

It was recommended by the Engineering Department, moved by Mr. Groh and seconded by Mr. Figaski to approve a release of County National Bank Letter of Credit #1176 for Erie Bank – Edinboro Road, Erie Bank, developer, in the amount of \$107,277.00. All Public improvements have been completed in accordance with Township specifications. Motion carried by unanimous roll call vote.

A Letter of Credit Release request for Sterling Ridge Subdivision Phases 1 and 5, Maleno Developers, Inc. has been withdrawn by the developer.

It was recommended by Treasurer Gerald Wolf, moved by Mr. Groh and seconded by Mr. Figaski, to award a quote to Kronos Corporation for \$5,580.00 to update the Payroll system. No public comment was received. Motion carried by unanimous vote.

It was requested by Chief Tesore, moved by Mr. Figaski and seconded by Mr. Groh to approve the purchase of police ammunition and accessories, including items for Special Weapons and Tactics Team, from the Officer Store of Witmer Public Safety Group in the total amount of \$11,100.00. This is budgeted purchase. No public comment was received. Motion carried by unanimous vote.

It was requested by Kris Filson, IT Manager, moved by Mr. Figaski and seconded by Mr. Groh to approve Data 911 to provide rewiring and reconstruction services in the Township police vehicles in the amount of \$3,828.00. This is budgeted purchase. No public comment was received. Motion carried by unanimous vote.

It was requested by the Porreco Center Campus of Edinboro University, moved by Mr. Figaski and seconded by Mr. Groh to send a letter of support for the expansion of their curriculum to the President of Edinboro University. No public comment was received. Motion carried by unanimous vote.

It was moved by Mr. Groh and seconded by Mr. Figaski to appoint Fred Infield, former alternate member, to regular member of the Zoning Hearing Board, replacing Bob Sidman, who resigned earlier this month. No public comment was received. Motion carried by unanimous vote.

It was recommended by Zoning Administrator Charles Pierce, moved by Mr. Groh and seconded by Mr. Figaski to appoint Art Goellner as the new alternate member of the Zoning Hearing Board. No public comment was received. Motion carried by unanimous vote.

It was requested by Gary Snyder, Sewer Department Operations Superintendent, moved by Mr. Groh and seconded by Mr. Figaski, to approve a quote from Bill Hitchcock, Operations Manager - Township Garage, to purchase two (2) ¾ ton 4 Wheel Drive GM Sierra pickup trucks from Penske GMC for the price of \$25,321.00 each. This is COSTARS pricing, and this purchase has been budgeted for this year. No public comment was received. Motion carried by unanimous vote.

Jack Whipple, 940 Ardmore Avenue, questioned why Township Sewer Department workers needed to be present while a contractor was working on the sewer system in his neighborhood this morning. He admitted that he had gotten into an argument with the workers and the police were called, who said Mr. Whipple was creating a disturbance while there were school children in the area. He was asked to return home, which he did.

Mr. Figaski replied that normally the Township has Sewer Authority or Sewer Department staff present to monitor when contractors are working on the sewer system. In this case, the employees who were monitoring the work were the Inflow and Infiltration (I & I) System team, and Mr. Figaski stated that these workers came to see Mr. Figaski this morning to report the confrontation with Mr. Whipple. They were very distraught. Mr. Figaski then continued to try to explain that the work done by this team saves the Township hundreds of thousands of dollars, but Mr. Whipple continued to interrupt and was argumentative. After Mr. Figaski warned Mr. Whipple to be quiet and Mr. Whipple continued to escalate, Mr. Figaski ordered the Township Police Officer to remove Mr. Whipple from the meeting. Mr. Figaski then apologized to the public for the disturbance.

Dean Swanson, Chairman of Millcreek Township Water Authority, received a draft of the 2013 audit to be reviewed at next week's Water Authority board meeting, and wished to dispute the claim that the Water Authority has been losing money. He stated that depreciation and capitol play a big part of the net asset position in the net income of the Water Authority. Mr. Swanson reported that there was an increase of \$612,838.00 in total assets from the end of 2012 (\$27,915,865.00) to the end of 2013 (\$28,528,703.00). He also reported that there was a net increase in cash flow of over \$59,000.00 in the past year as well.

David Sterrett, Executive Director, Millcreek Township Water Authority, stated that he and Mr. Figaski had met during the past week to discuss the sale of the Water Authority, and that they both had been researching possible consultants who could conduct a valuation study to determine a fair market value of the Millcreek Township Water Authority. Mr. Sterrett reminded the Board of his past requests for an impartial third party to conduct this study, and expressed concern for one of the consultants being suggested. Mr. Figaski responded that he feels the request for the quote from an independent consultant was rather involved, but assures that the Board wants to obtain a fair valuation study as well. Mr. Sterrett also wanted to clarify the method of determining market value vs. book value of the Water Authority, stating that 200% of the Book Value would be the Fair Market Value, and based on the 2013 audit, that amount would be \$45,975,978.00.

It was requested by Recycling Clerk Jessica James, moved by Mr. Groh and seconded by Mr. Figaski, that the Township partner with Lincoln Recycling to sponsor a recycling coloring contest for students of Millcreek Township School District. The contest will run from April 1-9, 2014, with the winner being announced on April 10, 2014, Earth Day. No public comment was received. Motion carried by unanimous vote.

There being no other citizens to be heard or any further business to come before the Board, it was moved by Mr. Groh and seconded by Mr. Figaski to adjourn the meeting at 10:02 a.m.

Sheryl A. Williams  
Assistant Secretary

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Approved: March 25, 2014

Richard P. Figaski  
John H. Groh