

The regular meeting of the Millcreek Township Board of Supervisors was called to order at 9:30 a.m. by Chairman Kujawa in the Assembly Room of the Millcreek Township Municipal Building. Present were Gerald Wolf, Richard Figaski, Joseph Kujawa, Brian McGrath, Evan Adair, Esq., Gail Jares and Richard Morris, P.E. Mrs. Vollbrecht was absent.

Following the Pledge to the Flag, Mr. Kujawa called for public comment on agenda items other than development or rezoning applications. No one expressed a desire to offer comment.

The Board presented to Lou Bizzarro, Sr. a plaque commemorating Mr. Bizzarro's work over the past six years sponsoring and conducting the Knocking Out Homelessness program, which helps the homeless and others in our community requiring assistance. Mr. Bizzarro thanked Mayor Sinnott and others who have helped make the annual program a success.

It was moved by Mr. Figaski and seconded by Mr. McGrath that the minutes prepared for the Board's March 12, 2013 meeting be approved. Motion carried by unanimous roll call vote.

It was moved by Mr. McGrath and seconded by Mr. Figaski to approve payment of the weekly General Fund bills dated March 15, 2013 in the amount of \$111,559.55. Motion carried by unanimous roll call vote.

A public hearing was held on the following subdivision plan applications:

Jason P. and Tracy Gargasz. Subdivision Plan to create a 0.460 acre parcel (Lot 1) with a 4.466 acre residue parcel located along the west line of Lancaster Road north of Oakley Drive in the South Gore Tract.

Michael Sanford of Sanford Surveying & Engineering appeared on behalf of the applicants. Mr. Morris reported that the Planning Commission had recommended approval with a variance as to the 3:1 depth to width regulation and with a request that applicants grant to the Township five feet of right-of-way for Lancaster Road. Mr. McGrath stated that the additional right-of-way would not be requested as future widening of the street was very unlikely. No other person spoke with respect to the application. On motion by Mr. McGrath, seconded by Mr. Figaski, the application was approved with the variance by unanimous roll call vote.

Howard R., Jr. and Lorrie A. Stolz. Subdivision plan to create a 4.111 acre parcel (Lot A) with a 1.102 acre residue parcel located along the west line of Red Pine Lane (private drive) at its northern terminus north of Hershey Road (S.R. 4010) in Tract 350.

Mr. Kujawa stated that the Board had received a letter from the applicants, requesting that action on this application be tabled for two weeks. Mr. McGrath noted that the actual request did not ask for a particular date. Attorney Adair noted that he had been contacted by the attorney applicants had contacted, who was unable to meet with the applicants prior to today, and recommended that the Board table action until the April 2, 2013 meeting. On motion by Mr. McGrath, seconded by Mr. Figaski, the Board by unanimous roll call vote approved tabling of consideration until the Board's April 2, 2013 meeting.

Kerry J. and Peggy R. Schwab. Subdivision plan to create a 0.04 acre parcel (Parcel A) located

along the north line of West Lake Road (S.R. 4018) east of Peninsula Drive in Tract 6. Said 0.04 acre parcel to become an integral part of Erie County Tax Parcel 33-029-050-003.

Mr. Morris reported that Planning Commission recommended approval of this application, which provides that the parcel created become an integral part of the adjacent parcel, which bears Erie County Tax Index No. (33) 029-050-003. Todd Sesler appeared for the applicants. No other comment was offered. On motion by Mr. Figaski, seconded by Mr. McGrath, the application was approved by unanimous roll call vote.

It was moved by Mr. Figaski, seconded by Mr. McGrath, to approve Ordinance No. 2013-2, which would amend and restate Ordinance No. 96-15 and procedures governing procedures for petitions for street lighting, approval of installation of lights, entry into contracts for street lighting, the requiring of payment of all costs of street lighting by annual assessments imposed upon properties benefited thereby; providing that such assessments shall constitute liens upon benefited properties and for payment and collection of assessments; effecting revisions consistent with adopted uniform guidelines for calculating property frontages; establishing penalties and imposing interest for failure to make timely payment of assessments. Mr. Kujawa noted that the ordinance makes certain changes as to the imposition of assessments. The motion carried by unanimous roll call vote.

It was moved by Mr. McGrath, seconded by Mr. Figaski, to approve Ordinance No. 2013-3, which would establish regulations governing use of outdoor wood-fired boilers within the Township; define certain terms; establish responsibility of owners and operators; define violations of the Ordinance and provide for enforcement and for imposition of fines for violation. Mr. Kujawa and Mr. McGrath both noted that Supervisors have received many calls from residents concerned about others' use of wood-fired furnaces, many relating to their use during good weather months and the burning of all sorts of materials. Mr. Kujawa noted that the ordinance establishes setbacks from adjacent property lines and buildings, limits those materials which can be burned and prohibits use between May 1 and September 30. The motion carried by unanimous roll call vote.

Mr. Wolf, on recommendation by Diane Lyons, recommended that the Board hire Shannon Sharrar as a school crossing guard to work at Vernondale School effective March 15, 2013, at a rate of \$25 per hour for one hour's work per day. Mr. McGrath moved and Mr. Figaski seconded that the recommendation be approved. The Board approved the recommendation by unanimous roll call vote after no public comment was offered.

Mr. Figaski moved that after evaluation, Kristoffer Filson's hourly pay rate be increased from \$18.72 to \$19.74 effective March 15, 2013. Mr. McGrath seconded the motion. No public comment was offered. The recommendation was approved by unanimous roll call vote.

Mr. Kujawa moved that the Board approve an Amended and Restated Agreement with Fairview Township defining the two townships' respective obligations as to maintenance of Millfair Road, Mr. Kujawa noting that the agreement had been approved by Fairview Township's Board of Supervisors. Mr. McGrath seconded the motion and no public comment was offered. The motion carried by unanimous roll call vote.

On recommendation by Chief Carlotti, Mr. McGrath moved that the Board authorize Sgt. Lesley Mitchell to attend a Computer Voice Stress Analyzer recertification class to be held at the Erie County Training Facility/911 Center from May 14 through May 16, 2013. As there is a tuition credit due, there will be no additional cost. Mr. Figaski seconded the motion. No public comment was offered. The motion carried by unanimous roll call vote.

On Chief Carlotti's recommendation, Mr. McGrath moved that the Board authorize Ptlmn. Joseph Makowski to attend a Police Report Writing class on April 23, 2013, to be held at the State Police Northwest Training Center. Travel would be by Township vehicle. Mr. Figaski seconded the motion. No public comment was offered. The motion carried by unanimous roll call vote.

On recommendation by Chief Carlotti, Mr. McGrath moved that the Board authorize West Ridge Fire Department's Fire Police to control pedestrian and motor vehicle traffic on Caughey Road from the McDowell High School parking lot to Gus Anderson Field on March 30, 2013 from 10:00 a.m. until noon to assist Real Life Assembly Church's Easter egg hunt. West Ridge Fire Chief Dan Ouellet approved the request. Mr. Figaski seconded the motion, and no public comment was offered. The motion carried by unanimous roll call vote.

On recommendation by Chief Carlotti, Mr. McGrath moved that the Board authorize Lieut. William Detisch and Cpl. Mark Irwin to attend Lethality Assessment training in Harrisburg on April 25 and 26, 2013. The program is free of charge and is sponsored by the Pennsylvania Coalition Against Domestic Violence. Attending officers will learn updated techniques to better prepare front line officers. Costs for the program will include a hotel room at \$100/night for two nights, a two-day meal allotment for each officer, gas and tolls. PCADV will reimburse the Township for one night's lodging, vehicle mileage and a portion of the meals. Travel would be by Township vehicle and participation would not incur any overtime. Mr. Figaski seconded the motion, and no public comment was offered. The motion carried by unanimous roll call vote.

On recommendation by James Sperry, Mr. McGrath moved that Megan Mitchell be employed as a water safety instructor for the 2013 spring season beginning March 11, 2013 at a pay rate of \$9.50 per hour. Mr. Figaski seconded the motion. No public comment was offered and the motion carried by unanimous roll call vote.

Mr. McGrath advised that he had received a request from the executive director of Harborcreek Township's Sewer Department, asking for services by Millcreek's inflow and infiltration crew for three Friday afternoons and two Saturday mornings in March and April. Mr. McGrath said that Gary Snyder has no objections to this schedule. The Township has a written inter-governmental cooperation agreement with Harborcreek for this work and would be reimbursed by Harborcreek at the appropriate work. Mr. Figaski seconded the motion. No public comment was offered. The motion carried by unanimous roll call vote.

No citizens wishing to be heard, on motion by Mr. Figaski seconded by Mr. McGrath and duly carried, the meeting was adjourned at 9:52 a.m.

Gail L. Jares
Administrative Assistant

APPROVED: April 2, 2013

Joseph S. Kujawa
Richard P. Figaski