

Regular Meeting

September 24, 2019

The regular meeting of the Millcreek Township Board of Supervisors was called to order at 7:00 p.m. by Chairman John Groh in the Assembly Room of the Millcreek Township Municipal Building. Present were Mark Zaksheske, John Morgan, John Groh, James Bock, Mark Shaw, Esq., Matthew Waldinger, Gary Snyder, Nina DiPlacido, Evelyn Moore and Sheryl Williams.

Following the Pledge to the Flag, Mr. Groh reminded everyone that the meeting is being recorded by WQLN and will be broadcast on Spectrum Channel 1024 and YouTube.com with closed captioning available.

Mr. Groh called for public comment on agenda items other than development or rezoning application hearings. No public comment was offered.

Mr. Groh introduced 2019-2020 Student Ambassadors Nina DiPlacido and Evelyn Moore, who are seniors at McDowell High School.

On motion by Mr. Morgan, seconded by Mr. Bock, it was carried by unanimous roll call vote to approve the minutes from the September 10, 2019 Regular Meeting.

On motion by Mr. Morgan, seconded by Mr. Bock, it was carried by unanimous roll call vote to approve payment of General Fund bills in the amount of \$1,801,397.15, Sewer Revenue Fund bills in the amount of \$156,889.42, and a Performance & Surety Fund Account bill in the amount of \$9,186.70.

Public Works Director Gary Snyder reported that bids were solicited and received for landscaping following storm sewer installation on 40th Street from Lancaster Road to Concord Road, as follows: Tri-verse Ecosystems - \$17,000.00, Gerlach's Garden and Power Equipment - \$11,700.00, Manzi Services – No Quote. On recommendation of Mr. Snyder, it was moved by Mr. Morgan, seconded by Mr. Bock and carried by unanimous roll call vote to award the contract to Gerlach's for \$11,700.00.

On motion by Mr. Bock, seconded by Mr. Morgan, it was carried by unanimous roll call vote to table action on the purchase of a garage door for the pole barn.

On recommendation of Planning and Development Director Matthew Waldinger, it was moved by Mr. Morgan, seconded by Mr. Bock and carried by unanimous roll call vote to approve Change Order #1 for the Millcreek Township Sidewalk Accessibility Project Phase VII in the amount of - \$8,020.00, reducing the amount of the original contract with Empire Excavation from \$184,450.00 to \$176,430.00, as some of the originally quoted items were not needed. Mr. Waldinger also noted that the project is financed by CDBG (Community Development Block Grant) funds.

A Public Hearing was held on the following Subdivision Plans:

JEFFREY A. & EMILY L. McCULLOR. Small Subdivision. A small subdivision plan to show the creation of 0.07 acre lot that is to become an integral part of tax parcel ID (33) 165-610-13, located on the northeast corner of the intersection of Crowell Street and Berry Street in Tract 346. Index 757-046

Planning and Development Director Matthew Waldinger reported that at their regular meeting on September 3, 2019, the Planning Commission recommended approval with two requirements: The 0.07 acre lot is to become an integral part of the Erie

County Tax Parcel (33) 165-610-13, and the Mylar is to be corrected indicating the 40' rear yard setback for Tax Parcel (33) 165-610-13.

Ben Clement, 5727 Crowell Street, the property owner, stated that he would like to build a sunroom addition onto his home and understands the requirements. No one else spoke in favor of or in opposition to the small subdivision plan. On recommendation of Mr. Waldinger, it was moved by Mr. Morgan, seconded by Mr. Bock and carried by unanimous roll call vote to approve the Jeffrey A. & Emily L. McCullor Small Subdivision plan, with the requirements that the 0.07 acre lot is to become an integral part of the Erie County Tax Parcel (33) 165-610-13, and the Mylar is to be corrected indicating the 40' rear yard setback for Tax Parcel (33) 165-610-13.

ROBERT W. & ELISE E. SESLER. Small Subdivision. A small subdivision plan to show the creation of one new lot of 3.960 acres with two residual lots of 0.592 acres (parcel (33) 44-229-38) and 0.449 acres (parcel (33) 44-229-39). The subdivision is along the north line of West Ridge Road and west of Colonial Avenue in Tract 309. Index 406-012 & 406-013

Planning and Development Director Matthew Waldinger reported that at their regular meeting on September 3, 2019, the Planning Commission recommended approval.

No one appeared on behalf of the applicant for the hearing, and no one else spoke in favor of or in opposition to the subdivision plan. Mr. Morgan asked Mr. Waldinger if he had any concerns regarding the plan, to which he replied no, and that essentially the frontage is being switched from a parcel with a home to a parcel that is vacant. Mr. Morgan asked Solicitor Mark Shaw if the Board can approve the plan without the applicant being present, to which Mr. Shaw replied that the applicant is not required to attend the hearing, but action on the plan is at the Board's discretion. Mr. Waldinger explained that the applicant was required to attend the Planning Commission hearing and did so. He added that the property has recently been rezoned and complies with the SALDO (Subdivision and Land Development Ordinance).

On recommendation of Mr. Waldinger, it was moved by Mr. Morgan, seconded by Mr. Bock and carried by unanimous roll call vote to approve the Robert W. & Elise E. Sesler Small Subdivision plan.

On recommendation of Information Technology Manager Kris Filson, it was moved by Mr. Morgan, seconded by Mr. Bock, and carried by unanimous roll call vote to adopt Resolution 2019-R-52; A Resolution pursuant to Resolution 2015-R-20 and the Municipal Records Manual to approve proposed disposition of certain Township records. This authorizes the disposal of police DashCam videos that have reached the end of their 180-day retention period from September 25, 2019 – October 8, 2019.

It was moved by Mr. Bock, seconded by Mr. Morgan and carried by unanimous roll call vote to adopt Resolution 2019-R-53; A Resolution for Plan Revision for a Small Flow Treatment Facility at 5350 Old French Road. This resolution was a requirement of the Department of Environmental Protection.

On recommendation of Solicitor Mark Shaw, it was moved by Mr. Bock, seconded by Mr. Morgan and carried by unanimous roll call vote to adopt Resolution 2019-R-54; A Resolution Approving the Recommendation of the Millcreek Township Fire and Emergency Medical Services Commission to Reduce the call volume for Millcreek Township Fire Departments. Mr. Shaw explained that two types of calls would be eliminated with minimal impact on level of service, thereby reducing call volume, costs, volunteers needed, and wear and tear on vehicles. Mr. Shaw said that after doing a test run there was a noticeable difference.

On recommendation of Recycling Coordinator Jessica Stutzman, it was moved by Mr. Groh, seconded by Mr. Bock and carried by unanimous roll call vote to authorize the Township to apply for a PA DEP Section 904 Performance Grant in the amount of \$126,649.34 to be used for recycling programming, education and events. Mr. Groh explained that the grant is based upon the total amount of material recycled in the Township in 2018, which was 8,978 tons.

Treasurer Mark Zaksheske reported that the Township received \$310,000 from the PA Fire Department Relief Fund, and \$1.165 million in state aid for the Township's Pension Plan program.

On recommendation of Planning and Development Director Matthew Waldinger, it was moved by Mr. Morgan, seconded by Mr. Bock and carried by unanimous roll call vote to authorize Zoning and Development Officer Matthew Puz, Jr. to use a Township vehicle on October 4, 2019 to travel to Oil City to take the Certified Floodplain Manager test.

On recommendation of Mr. Waldinger, it was moved by Mr. Morgan, seconded by Mr. Bock and carried by unanimous roll call vote to authorize Emma George, P.E. and John Sebesta, P.E. to attend the Green Infrastructure (GI) Design and Implementation Techniques workshop in Meadville on September 27, 2019 at a total cost of \$20.00, and with use of a Township vehicle.

On recommendation of Planning and Development Director Matthew Waldinger, it was moved by Mr. Morgan, seconded by Mr. Bock and carried by unanimous roll call vote to authorize Emma George, P.E. and Mr. Waldinger to attend the 2019 PSATS Stormwater Conference in Monroeville on October 16, 2019 at a total cost of \$250.00, and with use of a Township vehicle.

On request of Recycling Coordinator Jessica Stutzman, it was moved by Mr. Groh, seconded by Mr. Bock and carried by unanimous roll call vote to authorize Ms. Stutzman to attend a First Time Notary Seminar in Erie on October 1, 2019 at a cost of \$153.12.

Mr. Groh reported that the Board met in Executive Session with Solicitor Mark Shaw on September 12 and 19, 2019 to discuss legal matters.

Mr. Groh announced that Caughey Road will be closed at approximately 5:00 p.m. on September 27, 2019 for the McDowell High School Homecoming Parade.

Mr. Bock reported that the Next Generation Radio system was launched this week, beginning with the Erie Police Department, and MPD will begin using the system on September 25, 2019. He stated that the \$26.5 million project will enable all entities to communicate on one system, and noted that the system is encrypted.

On recommendation of Chief Scott Heidt, it was moved by Mr. Bock, seconded by Mr. Morgan, and carried by unanimous roll call vote to approve the following:

Permission for West Ridge Fire Department Fire Police to assist with traffic control at Brown's Farm on October 12, 2019 for an MYAA Cross Country event.

Permission for MPD to participate in the Drug Enforcement Agency's National Take Back Initiative at the Millcreek Township Building on October 26, 2019, and at the request of Wegman's, to have an officer present at each store, with Wegman's to reimburse the Township for associated costs.

Permission to send one additional officer to the Street Cop Training Course in Erie on October 2-3, 2019, at a total cost of \$199.00.

Student Ambassador Nina DiPlacido announced that McDowell's Homecoming Weekend festivities include the parade and football game on Friday, followed by the dance on Saturday evening.

Student Ambassador Evelyn Moore reported that McDowell's Marching Band placed second at last week's competition, that the Math Club has grown to 70 members, and that eligible students were given the opportunity to register to vote on National Voter Registration Day.

Public Works Director Gary Snyder requested that West Ridge Fire Department remove the lock on the gate on Homestead Road so that it can be opened for the Homecoming Parade.

Jeff Mehrmann, 5632 Bondy Drive, voiced concern that his road complaints have not been addressed.

Penny Mechley-Porter, a therapist, introduced herself as the owner of Thrive Therapy Space, a co-working space to assist other therapists.

With no further business to come before the Board or any other citizens to be heard, it was moved by Mr. Morgan and seconded by Mr. Bock to adjourn the meeting at 7:53 p.m.

Sheryl A. Williams
Township Secretary

Approved: October 8, 2019

John H. Groh _____

John E. Morgan _____

James S. Bock _____