

## Regular Meeting

July 25, 2023

The regular meeting of the Millcreek Township Board of Supervisors was called to order at 5:00 p.m. by Chairman James Bock in the Assembly Room of the Millcreek Township Municipal Building. Present were James Bock, Daniel Ouellet, Kim Clear, Mark Zaksheske, Matthew Waldinger, Robert Rodemoyer, P.E., Capt. Scott Sebulak, Fire Chief Michael Cliff, Lydia Caparosa, Esq., Samuel Peterson and Sheryl Williams. Robert Donikowski, Jessica Stutzman, Ashley Marsteller, Police Chief Carter Mook, and Mark Shaw, Esq. were absent.

Following the Pledge to the Flag, a Proclamation was read and presented to 17-year-old Zachary Coverdale for his heroic rescue of a woman who was trapped in her car which was sinking in a pond following a violent car accident on July 4, 2023.

Mr. Bock called for Public Comment on agenda items other than development or rezoning applications. There was no public comment.

On motion by Mr. Ouellet, seconded by Ms. Clear, it was carried by unanimous roll call vote to approve the minutes from the July 11, 2023 Regular Meeting.

On motion by Mr. Ouellet, seconded by Ms. Clear, it was carried by unanimous roll call vote to approve payment of General Fund bills in the amount of \$1,745,564.47, and Sewer Revenue Fund bills totaling \$459,301.65.

A Public Hearing was held on the following Subdivision and Land Development Plans:

**SUBDIVISION OF LAND FOR JOSEPH & BARBARA BRENNAN. Small Subdivision Plan. A subdivision plan to show the creation of a 3,000 square foot parcel from 2431 Peninsula Drive (tax parcel ID 33-051-209.0-008.00) to become an integral part of 2409 Peninsula Drive (tax parcel ID 33-051-209.0-004.00) creating a 3.1306-acre lot with a residual lot of 0.1951-acre, along the east line of Peninsula Drive, north of West 26<sup>th</sup> Street, in Tracts 17 and 16. Index 314-079**

Planning and Development Director Matthew Waldinger reported that at their regular meeting on July 11, 2023, the Planning Commission recommended approval with one requirement: a 3,000 square foot parcel from 2431 Peninsula Drive (tax parcel ID 33-051-209.0-008.00) is to become an integral part of 2409 Peninsula Drive (tax parcel ID 33-051-209.0-004.00). Jim Law of Elks Lodge #67 spoke on behalf of the petition, stating that the lodge is the purchaser of the property. He explained the owner is in support of the purchase, because he is currently unable to cross over Cascade Creek due to erosion. The Elks Club wishes to add this parcel to their property to square it off. There was no further public comment. On recommendation of Mr. Waldinger, it was moved by Mr. Ouellet, seconded by Ms. Clear and carried by unanimous roll call vote to approve the SUBDIVISION OF LAND FOR JOSEPH & BARBARA BRENNAN Small Subdivision Plan.

**LAND DEVELOPMENT PLAN FOR LAUREL HILL CEMETERY - SECTION 15. Land Development Plan. A land development plan to show the construction of 29,185 square foot of new impervious surface for private roadways for interior circulation at the Laurel Hill Cemetery (tax parcel ID 33-094-555.0-064.00) with associated stormwater management facilities located at the southeast corner of the intersection of Sterrettania Road and Love Road, in Tracts 83 and 82. Indices 354-001, 356-038, 601-025 & 601-030**

Planning and Development Director Matthew Waldinger reported that at their regular meeting on July 11, 2023, the Planning Commission recommended approval. Tim Polaski, Urban Engineers, stated that the next section of Laurel Hill Cemetery is being developed with the required stormwater management, and that there will be no structures. Mr. Bock asked if this is the southern portion of the cemetery, to which Mr. Polaski replied it was actually the middle section. There was no further public comment. On recommendation of Mr. Waldinger, it was moved by Ms. Clear, seconded by Mr. Ouellet and carried by unanimous roll call vote to authorize by Mr. Ouellet, seconded by Ms. Clear and carried by unanimous roll call vote to approve the LAUREL HILL CEMETERY – SECTION 15 Land Development Plan.

Lydia Caparosa, Esq. from Solicitor Mark Shaw's office, reported that the SALDO ordinance has been sent to the Township Engineer for further review, and public comment opportunities will be announced soon. She also reported that there will be an amendment to the Noise Ordinance on the agenda for the August 8, 2023 meeting to correct the zoning district language which was affected by the enactment of the Zoning Ordinance.

On recommendation of Atty. Caparosa, it was moved by Ms. Clear, seconded by Mr. Ouellet and carried by unanimous roll call vote to adopt Resolution 2023-R-30; A Resolution amending the schedule of charges and fees assessed for providing copies of public records and services under the Pennsylvania Right-to-Know Law by adopting the Official Fee Schedule of the Pennsylvania Office of Open Records.

On recommendation of Planning and Development Director Matthew Waldinger, it was moved by Ms. Clear, seconded by Mr. Ouellet and carried by unanimous roll call vote to approve an agreement with Well Done Foundation to adopt and access an orphaned gas well on the Township property associated with the Highland Park stormwater basin on West 25<sup>th</sup> Street, with the intention of plugging the abandoned well. Amanda Veazey, Vice President of Well Done Foundation, reported that the well has no owner and that the process takes approximately one week.

On recommendation of Planning and Development Director Matthew Waldinger, it was moved by Mr. Ouellet, seconded by Ms. Clear and carried by unanimous roll call vote to approve payment of a \$6,500 fee to Civil and Environmental Consultants, Inc. (CEC), the Township's design consultant, for submitting a Conditional Letter of Map Revision (CLOMR) to FEMA for the Wilkins Run Restoration Project.

On recommendation of Fire Chief Michael Cliff, it was moved by Mr. Ouellet, seconded by Ms. Clear and carried by unanimous roll call vote to approve an agreement with National Testing Network for testing new firefighters, at a cost of \$500 per year per job classification. Chief Cliff reported that the Township intends to hire 9 full time and 30 part time firefighters.

On recommendation of Planning and Development Director Matthew Waldinger, it was moved by Ms. Clear, seconded by Mr. Ouellet and carried by unanimous roll call vote to approve the release of Marquette Saving Bank Check #504 in the amount of \$1,000.00 for John P. Abbate Land Development, John P. Abbate, Developer, as all requirements have been met.

On recommendation of Treasurer Mark Zaksheske, it was moved by Mr. Ouellet, seconded by Ms. Clear and carried by unanimous roll call vote to amend the Township's Covered Preventative Healthcare Services to include PSA testing for prostate cancer as a covered preventative service when recommended by a member's physician.

Tabled from July 11, 2023, on recommendation of Human Resource Manager Diane Lyons, it was moved by Mr. Bock, seconded by Ms. Clear and carried by unanimous roll call vote to approve the hiring of Daniel Lawrence as a Heavy Equipment Operator at Millfair Compost Center at \$18.00/hour, effective July 31, 2023.

On recommendation of Ms. Lyons and on separate motions by Ms. Clear, seconded by Mr. Ouellet, it was carried by unanimous roll call vote to approve the following new Police Dispatchers:

Laura Deets, Full Time Dispatcher - \$19.51/hour, effective August 7, 2023  
Julie Hager, Part Time Dispatcher - \$14.00/hour (training), \$15.00/hour (when trained)  
effective August 5, 2023

On recommendation of Capt. Scott Sebulak, it was moved by Ms. Clear, seconded by Mr. Ouellet and carried by unanimous roll call vote to authorize Capt. Sebulak to attend a free "Sports & Special Events Incident Management" course at the Erie County 911 Center on November 8-9, 2023.

On recommendation of Planning and Development Director Matthew Waldinger, it was moved by Ms. Clear, seconded by Mr. Ouellet and carried by unanimous roll call vote to authorize a letter of support to be sent to PennDOT along with a Special Events Permit for the Barber "Beast on the Bay" event in September.

Mr. Bock reported that the Board met in Executive Session with Solicitor Mark Shaw on July 13, 2023 to discuss real estate matters relating to right of way easements, an orphaned gas well, and parks and recreation facilities, and litigation matters relating to Right-to-Know appeals, Orphans' Court petition and state lawsuits. He reported that the Board met with Atty. Shaw on July 18, 2023 to discuss real estate matters relating to right of way easements, floodplain map issues, and parks and recreation facilities matters, and to discuss litigation matters relating to Right-to-Know appeals, Zoning Hearing Board appeals, Orphan's Court Petition, and state and federal lawsuits.

There were no further Solicitor Communications.

Ms. Clear reported that some employees are being falsely accused online when they are just doing their jobs, and admonished those who are making false statements. She and the rest of the Board of Supervisors pledged their support of Township employees.

There being no further business to come before the Board or any Citizens to be Heard, it was moved by Ms. Clear and seconded by Mr. Ouellet to adjourn the meeting at 5:34 p.m.

Sheryl A. Williams  
Township Secretary

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APPROVED: August 8, 2023

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James S. Bock

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Daniel P. Ouellet

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Kim Clear