

## Regular Meeting

September 8, 2020

The regular meeting of the Millcreek Township Board of Supervisors was called to order at 9:30 a.m. by Chairman James Bock in the Assembly Room of the Millcreek Township Municipal Building. Present were James Bock, Daniel Ouellet, Mark Zaksheske, Mark Shaw, Esq., Gary Snyder, Matthew Waldinger and Sheryl Williams. John Morgan was absent.

Following the Pledge to the Flag, Mr. Bock announced that due to the current Coronavirus pandemic, the regular meetings of the Millcreek Township Board of Supervisors will be held in the Assembly Room of the Millcreek Township Municipal Building, and the meetings are being televised live online via the following web address: <https://www.facebook.com/MillcreekOEM>. The public will be able to participate in the public comment portions of the meeting by phoning in to 833-1111 ext. 380. The Board of Supervisors will keep the comment period open until it receives no further telephone calls.

Mr. Bock further noted that the meeting is being recorded by WQLN and will be broadcast on Spectrum Channel 1024 and on YouTube.com, with closed captioning available.

Mr. Bock called for Public Comment on Agenda items other than development or rezoning applications. No comments were offered.

On motion by Mr. Ouellet, seconded by Mr. Bock, it was carried by unanimous roll call vote to approve the minutes from the August 25, 2020 Regular Meeting.

On motion by Mr. Ouellet, seconded by Mr. Bock, it was carried by unanimous roll call vote to approve payment of General Fund bills in the amount of \$311,055.96.

Planning and Development Director Matthew Waldinger reported that the Pollutant Reduction Plan (PRP) has been revised per the DEP's review comments. Lynne Mowery from Wood PLC attended the meeting remotely to discuss the revised PRP via a PowerPoint presentation. Ms. Mowery reported that a new stream restoration project was identified on Walnut Creek which will replace two (2) smaller projects on Scott Run and on West 28<sup>th</sup> Street. The public comment period for the revised PRP is currently open from August 17 – September 18. The estimated total cost of the project is currently \$1 million dollars. There were no questions or public comment on the presentation.

On recommendation of Public Works Director Gary Snyder, it was moved by Mr. Ouellet, seconded by Mr. Bock and carried by unanimous roll call vote to approve Change Order #4 to the Lindy Paving Contract in the amount of \$9,315.00 for extra repairs on Calico Drive.

Quotations to repair a damaged driveway apron on Tamarac Drive were solicited and received by Public Works Director Gary Snyder as follows: Maya Brothers – no quote, CMS Construction - \$1,600.00, and Montagna Concrete - \$1,575.00. On recommendation of Mr. Snyder, it was moved by Mr. Ouellet, seconded by Mr. Bock and carried by unanimous roll call vote to award the contract to Montagna Concrete for \$1,575.00.

On recommendation of Mr. Snyder, it was moved by Mr. Ouellet, seconded by Mr. Bock and carried by unanimous roll call vote to award a contract to Cleveland Brothers under COSTARS Contract #008-579, in the amount of \$10,290.00, for the budgeted repair of the Kearsarge Station Generator.

On recommendation of Mr. Snyder, it was moved by Mr. Ouellet, seconded by Mr. Bock and carried by unanimous roll call vote to award a contract to Cleveland Brothers under COSTARS Contract #008-579, in the amount of \$ 3,525.00, for the budgeted repair of the Glenwood Station Generator.

Solicitor Mark Shaw announced that a proposed ordinance has been advertised to authorize the Township to borrow up to \$440,000.00 to purchase a 2020 Mack Chassis and a Vactor Jet-Vac truck, with action on the ordinance to take place at the next regular meeting on September 22, 2020.

On recommendation of Chief Heidt and IT Manager Kris Filson, it was moved by Mr. Bock, seconded by Mr. Ouellet, and carried by unanimous roll call vote to adopt Resolution 2020-R-53; 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 MPD DashCam videos that will reach the end of the 180-day retention period from September 9, 2020 – September 22, 2020.

Solicitor Mark Shaw explained that the next resolution is in tandem with the Governor's order to extend Pennsylvania's Disaster Emergency Declaration to December 15, 2020. The resolution also modifies the Township's policy to hold all future public meetings, including Supervisors, Planning Commission and Zoning Hearing Board, via Go Live via YouTube, and the public may attend in person using required social distancing and masks, with special provisions for those who need or choose to participate via telephone. On recommendation of Mr. Shaw, it was moved by Mr. Ouellet, seconded by Mr. Bock, and carried by unanimous roll call vote to adopt Resolution 2020-R-54; A Resolution Amending Resolution 2020-R-27 to Extend the Disaster Emergency Declaration within Millcreek Township regarding COVID-19.

Treasurer Mark Zaksheske explained that Erie County received \$24,358,828 in grant funds for COVID-19 reimbursement for the county's municipalities, and the Township would like to apply for reimbursement of \$199,000.00 for COVID-19 related expenses incurred during the pandemic. On recommendation of Mr. Zaksheske, it was moved by Mr. Ouellet, seconded by Mr. Bock, and carried by unanimous roll call vote to adopt Resolution 2020-R-55; A Resolution to Approve the Application for Erie County CARES Municipal Reimbursement Program and Authorize Signatories.

Solicitor Mark Shaw explained that the Lester-Lawndale sewer extension project has been completed, and a resolution is needed to assess each unit \$15,853.14 plus a connection fee of \$1,896.68. On recommendation of Mr. Shaw, it was moved by Mr. Ouellet, seconded by Mr. Bock, and carried by unanimous roll call vote to adopt Resolution 2020-R-56; A Resolution Establishing the Assessment Amount for the Properties Benefited by the Lester-Lawndale Sanitary Sewer Extension Project.

On recommendation of Solicitor Mark Shaw, it was moved by Mr. Ouellet, seconded by Mr. Bock, and carried by unanimous roll call vote to approve an Agreement to Vacate Alley with the Riehl Family Limited Partnership. The alley runs east-west behind the Colony Plaza and is used by store owners mostly for parking and refuse storage and pickup. Mr. Shaw explained that the Board of Supervisors partially vacated the alley in 1975, and Ralph "Chip" Riehl opined that this is something that needed to be done to complete the vacation.

On recommendation of Planning and Development Director Matthew Waldinger, it was moved by Mr. Ouellet, seconded by Mr. Bock and carried by unanimous roll call vote to approve a Stormwater Management Plan and Stormwater Maintenance Agreement for Premier Surgery Center – Project 2020, LLC, Developer in the Niagara Village development.

On recommendation of Treasurer Mark Zaksheske, it was moved by Mr. Ouellet, seconded by Mr. Bock and carried by unanimous roll call vote to authorize VALIC (Variable Annuity Life Insurance Company) to offer a 529 Educational Savings Plan to employees via payroll deduction.

On recommendation of Parks and Recreation Director Ashley Marsteller, it was moved by Mr. Ouellet, seconded by Mr. Bock and carried by unanimous roll call vote to approve retention of the following Fall Season part-time employees:

<u>NAME</u>	<u>POSITION</u>	<u>RATE</u>
<b>CHILDREN'S PROGRAMS</b>		
Samantha Howard	Supv. Youth Dance	\$10.50
<b>ADULT FITNESS</b>		
Haley Haggerty	Supv. Adult Dance	\$10.50
Charlotte Haggerty	Supv. Adult Dance	\$10.50
Dave Wayman	Supv. Tai Chi	\$10.50
Kathy Wayman	Supv. Qi Gong	\$10.50
Shannon Eggleston	Supv. Piloslide	\$10.50
Nylene Baney	Supv. Body Sculpt	\$10.50
Kathy Smith	Supv. Yoga	\$10.50
Jeanne Espy	Supv. Yoga	\$10.50
<b>ADULT LEISURE</b>		
Darlene Bennett	Supv. Art	\$10.50
Lauren Ertsgaard	Supv. Knitting	\$10.50
<b>BARN SUPERVISOR</b>		
Evelyn Bossar		\$ 9.50
Charles Elliott		\$ 9.50
Susan Shickler		\$ 9.50
Lauren Ertsgaard		\$ 9.50

On separate motions by Mr. Bock, seconded by Mr. Ouellet, the following requests from Chief Heidt were approved by unanimous roll call vote:

Permission for the West Ridge Fire Department Fire Police to assist with traffic control at the Westminster Church on September 8 and 22, 2020.

Permission to send two (2) officers to an NRA Rifle Instructor Development Certification Course in Allison Park, PA from November 16-20, 2020, at a total cost of \$1269.00, and with use of a department vehicle.

Permission to participate in the Drug Enforcement Agency's 19<sup>th</sup> National Take Back Initiative to be held on October 24, 2020 from 10:00 a.m. - 2:00 p.m. in the front lobby of the Municipal Building.

Mr. Bock reported that the Board met in Executive Session with Solicitor Mark Shaw on August 27, 2020 and September 3, 2020 to discuss legal matters.

With no further business to come before the Board or any other citizens to be heard, on motion by Mr. Ouellet, seconded by Mr. Bock, the meeting was adjourned at 10:11 a.m.

Sheryl A. Williams  
Township Secretary

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Approved: September 22, 2020

James S. Bock \_\_\_\_\_

Daniel P. Ouellet \_\_\_\_\_

John E. Morgan \_\_\_\_\_