

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, Richard Morris, P.E., Charles Pierce and Sheryl Williams. Brian McGrath and Solicitor Evan Adair were 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 December 9, 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 \$621,051.97.

Consideration of Land Development Plans:

THE ESTATE OF RANJIT S. DHALIWAL & RONALD E. & CAROL J. WALTER. Subdivision Plan. A small subdivision plan to show the creation of three 2.8± acre parcels (A-1, A-2 & A-3) along the north line of Arbuckle Road, west of Lake Pleasant Road and three parcels along the west line of Lake Pleasant Road (State Route 1001) – a 0.112 acre parcel that is to become an integral part of Erie County Tax Parcel 33-115-495-35, a 0.256 acre parcel and a 0.710 acre parcel, both of which are to become an integral part of the residue, Parcel A-4, in Tract 340. **Index 916-048 & 052 and 917-050**

Engineer Morris reported that at its meeting on December 9, 2014, the Planning Commission recommended approval with the following stipulations: Variance – 3:1 depth-to-width ratio for parcel A-1, A-2 and A-3; Modification – Flag lot for Parcel A-4; Requirement – 0.112 acre parcel to become an integral part of Erie County Tax Parcel 33-115-495-35.

Mike Sanford, Sanford Surveying and Engineering, spoke on behalf of the subdivision plan, and stated that the developer understands all stipulations for approval. It was recommended by Engineer Morris, moved by Mr. Groh and seconded by Mr. Figaski, to approve the Ranjit Dhaliwal & Ronald E. & Carol J. Walter Subdivision Plan with the stipulations stated above. No further public comment was received. Motion carried by unanimous vote.

BAC RECREATIONAL CAMPER PARK. Land Development Plan. A land development plan to show the construction of a recreational vehicle park containing 77 sites with associated roadways and stormwater management facilities, located along the north line of West 6th Street and the east line of Peninsula Drive (State Route 832) in Tracts 4 and 7. **Index 218-005 & 281-013**

Engineer Morris reported that at its meeting on December 9, 2014, the Planning Commission recommended approval with the following recommendation: They would like to urge the Board of Supervisors to talk to both neighbors and Presque Isle State Park concerning the letter that was received from the Presque Isle State Park Advisory Committee dated November 6, 2014. This letter asked for consideration to retain an undeveloped corridor through the property for a future potential Right of Way or easement agreement to permit a trail connection from the Tom Ridge Environmental Center of the Commonwealth of PA to Scott Park. This connector link would be needed for future potential development of a new trail connection to Presque Isle from the existing Seaway/National Scenic Byway trail running along 6th Street. This project would be good for the community as well as this development. Also, a representative for the Presque Isle Condo Association, Michael Simon, would like to be included in the talks.

Ralph Heidler, 5037 Dobler Road, Girard, stated that he has done surveying work on the site, and is asking for Board approval pending stormwater approvals. He stated that he has spoken with John Lyons, Presque Isle Advisory Committee, and Harry Leslie, Presque Isle Park Manager, and plans to

meet to review and discuss drawings regarding an access way to the north of the development.

Mr. Groh asked if there were any plans to sell the property to the state. Mr. Heidler responded that there has been discussion in the past, but is not aware of any current negotiations.

Michael Simon, 304 Presque Isle Condos, Apt. 12, is in support of the land development plan and feels it will be financially beneficial to the county as well as to the surrounding local businesses.

Mr. Figaski reported that the Township has received many calls regarding this land development plan, and feels that all three Supervisors should be present to vote on this issue. It was moved by Mr. Figaski and seconded by Mr. Groh to table the decision on the BAC Recreational Camper Park Land Development Plan until the December 30, 2014 meeting. No further public comment was received. Motion carried by unanimous vote.

A Public Hearing was held on a Petition Requesting a Change in Zoning Classification:

Jon M. and Janet E. Skrabacz, for property located at 5552 West Ridge Road, now zoned RR Rural Residential District asking for a change of classification to C-3 Highway Commercial District. **Index 401-021. County Index (33) 41-230-4**

Charles Pierce, Zoning Administrator, reported that at its meeting on November 11, 2014, the Millcreek Township Planning Commission recommended approval, and the Erie County Department of Planning stated that the proposed rezoning is consistent with the Erie County Comprehensive Plan.

William Morton, Esq., 3213 West 26th Street, representing Mr. and Mrs. Skrabacz, stated that the owners need to expand their current business and move to this location. He reported that the back lot needs to be rezoned in order for the owners to utilize all of the property, which would then be consistent with the zoning in that area.

It was recommended by Mr. Pierce, moved by Mr. Groh and seconded by Mr. Figaski to approve a change in zoning classification for 5552 West Ridge Road. No further public comment was received. Motion carried by unanimous vote.

It was recommended by Engineer Morris, moved by Mr. Groh and seconded by Mr. Figaski to approve a Storm Water Maintenance Agreement for VCG Properties, LLC – 2204 West 12th Street. No public comment was received. Motion carried by unanimous vote.

Mr. Groh explained the new Pennsylvania Tax Collector Reform Bill, which increases requirements for Tax Collectors, including the appointment of a neighboring qualified collector as Deputy Tax Collector. It was requested by Lynn Case-Craker, Millcreek Township Tax Collector, moved by Mr. Groh and seconded by Mr. Figaski, to appoint Debra Camerson, Summit Township Tax Collector, as Millcreek Township Deputy Tax Collector. No public comment was received. Motion carried by unanimous vote.

It was recommended by Engineer Morris, moved by Mr. Groh and seconded by Mr. Figaski to approve a Sidewalk Deferral Agreement for the Pittsburgh Avenue frontage only of the property at 2204 West 12th Street – VCG Properties, LLC, developer. No public comment was received. Motion carried by unanimous vote.

Carl Anderson, 2709 Legion Road, speaking on behalf of the Township's senior citizens and MECA, Inc., feels that too much money and time have been spent on a "meritless" investigation of the alleged missing items from the former J.O.Y. Center. He also feels that many policies are being ignored. Mr. Figaski responded by clarifying that the charges were withdrawn by the District Attorney's office, and there was no finding of guilt or innocence in this case.

Larry Dedinsky, 2502 Powell Avenue, Apt. #3, stated that the First Amendment of the United States Constitution guarantees the right to peaceably assemble and to petition for governmental redress of grievances, including

returning to future meetings to address the same issues. He inquired as to the interview process for the Recreation and Parks Director position, and Mr. Groh explained. He stated that he felt Mr. Figaski and Mr. Groh disregarded the anti-nepotism policy when hiring the new Director of Parks and Recreation Department.

Gary Behr, 4045 Feidler Drive, stated that he has compared the Township budgets from 2010 through the proposed 2015 budget, and calculated the overall increases in several areas. He noted that employee benefits overall have increased more than 33% since 2010, and Parks and Recreation expenditures have increased over 49% since 2010. Mr. Behr is concerned that projects initially funded by grants may cost the Township a lot of money over time, and encouraged the Supervisors to carefully prioritize funding in the future. Mr. Groh and Mr. Figaski both acknowledged Mr. Behr's comments and assured him that they are aware of this, and explained that the Township is keeping millions of dollars in reserve for that reason.

Dee Hartle, 5024 LaRae Drive, noted that there is a section on the Township's Application for Employment form for the applicant to certify by signature that he or she is not a relative of a Township employee, and that the Supervisors should have noticed that on the applications for the Director of Parks and Recreation position.

There being no further business to come before the Board or citizens to be heard, it was moved by Mr. Groh and seconded by Mr. Figaski to adjourn the meeting at 9:51 a.m.

Sheryl A. Williams
Assistant Secretary

Approved: December 30, 2014

Richard P. Figaski
John H. Groh