

SUMMIT TOWNSHIP SUPERVISORS
Regular Business Meeting
Monday, August 3, 2015

Chairperson Agostine called the regular business meeting of the Board of Supervisors to order at 6:00 p.m. following salute to the flag. Supervisors Church and Lee were present, as were, Solicitor Sennett, Engineer Jonas, Zoning Administrator Miller, Secretary Yeast, and eleven interested persons.	CALL TO ORDER
Motion by Agostine, seconded by Church, to amend the agenda, adding Item 5B, "Insurance Policies 2015-2016". Vote: 3/0	AGENDA AMENDED
Chairperson Agostine announced that an Executive Session was held on Thursday, July 30, 2015 with representatives of the Perry Hi-Way Hose Company (PHHC). The purpose of this meeting was to provide information for PHHC legal counsel to review, and to discuss funding for a proposed "paid" ambulance service in Summit Township. Agostine added that PHHC was directed to provide the Board of Supervisors with anticipated expense requirements, possibly with assistance from a consultant.	EXECUTIVE SESSION 7/30/2015
Motion by Lee, seconded by Church, to approve the minutes of the Regular Business Meeting on July 20, 2015 as presented and reviewed by the Board of Supervisors. Vote: 3/0	7/20/15 MINUTES
Chairperson Agostine reported that she had received an e-mail from Pete Tresler, a local contractor who has expressed concerns with the recently instituted Sidewalk Regulations. Agostine confirmed that this Board will proceed to correspond with Mr. Tresler and address his concerns.	CORRESPONDENCE: -Sidewalk Regs.
Motion by Lee, seconded by Church, to approve the July 2015 Expenditures as presented and reviewed by the Board of Supervisors. Vote: 3/0	JULY 2015 EXPENSES
Engineer Jonas reported that he has reviewed the information provided by the Township to recommend speed limits for roads within the Township that are currently not posted or posted without proper documentation. Summaries and analysis for various roads were provided along with a complete list of recommended speed limits per either speed study or statutory speeds.	SPEED LIMIT ORD. AD AUTHORIZED
Motion by Church, seconded by Lee, to authorize advertisement of Board consideration to adopt ordinances for speed limits on various roads within the Township during the Regular Business Meeting on August 17, 2015. Vote: 3/0	
Motion by Lee, seconded by Church, to approve expenses for attendance to the Erie County Association of Township Supervisors (ECATO) Annual Picnic on August 27, 2015. Past Supervisors, Auditors, and the Tax Collector are also invited to attend. Vote: 3/0	ECATO PICNIC
Supervisor Agostine reported that, after an extensive amount of research, we received an insurance quote from HDH Group for insurance coverage through MRM Property and Liability. This company is endorsed by PA State Association of Township Supervisors (PSATS) and is non-profit offering dividends, when warranted. The initial premium difference from our current carrier was over \$12,000, but after giving Selective an opportunity to "sharpen their pencil" the cost savings is still \$6,000.	PROPERTY & LIABILITY INS., PUBLIC OFFICIALS INSURANCE & WC 2015-2016

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Motion by Agostine, seconded by Lee, to accept the quote from HDH Group for coverage through MRM Property and Liability Trust for property and liability insurance, Darwin National Insurance Company for Public Officials Insurance, and United Wisconsin for the Workers Compensation Insurance for a total premium cost of \$91,382, effective July 24, 2015.

Jim Chojnacki, 9481 Old French Road, confirmed with Supervisor Agostine that this change does not involve employee health insurance. Mr. Chojnacki asked, what is Public Officials Insurance? Atty. Sennett responded that it covers errors and omissions by elected officials.
Vote: 3/0

Zoning Administrator Miller reported that he received a request for release of remaining Stormwater Financial Security from STURMARC Realty, LLC for the development at 7400 Schultz Road. Engineer Jonas inspected the site on July 9, 2015, and found the stormwater system to be in compliance with regulations.

STURMARC
REALTY, LLC
STMWTR BOND
RELEASE

Motion by Church, seconded by Lee, to release the remaining Stormwater Financial Security for 7400 Schultz Road to STURMARC Realty, LLC in the amount of \$7,500.
Vote: 3/0

Zoning Administrator Miller reported that the Thomas Covatto Small Flow Treatment Facility (SFTF) for 8121 Edinboro Road requires Board approval by resolution.

Motion by Agostine, seconded by Lee, to adopt Resolution #2015-14 approving the SFTF for 8121 Edinboro Road Parcel ID No. (40) 17-77-10.06.
Vote: 3/0

Solicitor Sennett reported that he was directed to research the First Energy request for relief from zoning fees based on their assertion that public utilities are exempt from building permits and fees and are under the jurisdiction of the Public Utilities Commission (PUC). Per the Municipal Planning Code the PUC would need to be petitioned by First Energy for a determination of exemption. Solicitor Sennett added that it is likely that the PUC would grant an exemption based on previous case files. To avoid additional legal costs, and in light of the fact that the proposed fee is \$180, Solicitor Sennett recommends the permit be waived.

SOLICITOR:
• First Energy
request for
relief from
Zoning Fees

Motion by Lee, seconded by Church, to waive the zoning fees for the First Energy construction project on Old French Road.
Vote: 3/0

Engineer Jonas reported that he received the PaDOT Highway Occupancy Permit (HOP) application response for the New Road Stormsewer Project. An 18" pipe cannot be tied into the existing 15" pipe that is located underneath Peach Street. Engineer Jonas suggested piping the ditches further north and using existing ditches as a conveyance. Lines and grades may need adjusted.

ENGINEER:
• New Road
Stmswr. Project
• Picnicana
Parking
Expansion

Engineer Jonas reported that the proposed parking expansion for Picnicana Park will generate an additional 42 spaces. He will further analyze the stormwater due to increased impervious area.

Supervisor Agostine confirmed that Engineer Jonas will keep the Board apprised of the New Road status.

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Supervisor Church reported that the Executive Session held on July 30, 2015 was productive in that a sample agreement was presented for PHHC to review and funding options including a raise in Local Services Tax (LST), and a one-half mil increase in Real Estate Tax were discussed. Church gave assurance that this Board is moving as quick as possible to resolve the issue of lack of emergency volunteers by funding the full-time employment of ambulance personnel.

Supervisor Lee added that by raising the LST from \$10 to \$52, employees who work but do not live in Summit Township will share in the cost of providing emergency personnel.

Chairperson Agostine announced that an Executive Session will be held immediately following the meeting.

Paul Bardwell, 2839 Hershey Road, expressed concern that Emergycare is limited when responding to calls in Summit Township, and supported the PHHC funding suggested by Supervisor Church and referenced above.

Mark Ditrich 1390 Lee Road, expressed concern that the set-back requirement for A-1 Zoning Districts is obsolete due to the lack of farming within Summit Township. He further expressed his aggravation that he has built other structures that do not meet the 50' set-back and other neighboring properties also do not meet it. Supervisor Agostine responded that the building permits would have to be researched to determine what had happened in the past. Zoning variances can be obtained if the Zoning Hearing Board determines a hardship has occurred. There is a \$300 filing fee to cover solicitor and stenographer costs. Discussion ensued regarding zoning changes, and the difficulties of amending the Zoning Ordinance.

Larry Jones, 2540 Laurie Drive, complained that Palermo Development has not finished correcting a situation he created between the two housing developments. Engineer Jonas and Zoning Administrator Miller both confirmed that the catch basins have been uncovered and the stormwater system is functioning. Supervisor Church reminded Mr. Jones that this Board can only ensure that Mr. Palermo is not altering the approved stormwater plan. Some of the landscaping activity is occurring on Palermo's property. Engineer Jonas was directed to try and move Mr. Palermo's landscaping efforts along.

Downia Glass, 9242 Old French Road, reported loud banging noises at Picnicana last Saturday evening between 9:00-9:20 p.m. Supervisor Agostine responded and directed Mrs. Glass to contact the PA State Police in the event she hears it again.

Mark Welka, 10160 Tiger Lily Lane, on behalf of the Fort LeBoeuf Little League, thanked the Board of Supervisors and the grounds staff for keeping the fields in great shape.

Jim Chojnacki, 9481 Old French Road questioned how the various Zoning Districts are determined, and are they reviewed periodically. Supervisor Agostine responded that they were created years ago through a combined effort of residents and elected officials. Discussion ensued regarding the process to change a zoning district.

Mr. Chojnacki asked Zoning Administrator Miller if he had investigated the possible sign violation that Mr. Chojnacki had alerted him to on Oliver Road. Mr. Miller responded, not yet.

SUPERVISORS

- PHHC
- Executive Session

PUBLIC INPUT

- Emergency Responses
- A-1 Zoning
- Noise at Picnicana
- Ft. LeBoeuf Little League

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Mark Ditrich, 1390 Lee Road, asked if he is granted a variance to construct a structure within the 50' set-back, how long is the zoning permit good. Agostine responded, two years.

With no further business to come before the Board, motion by Church, seconded by Lee, to adjourn at 6:55 p.m.

Vote: 3/0

ADJOURNMENT

Respectfully submitted,

Christene S. Yeast
Municipal Secretary
08/07/2015