

SUMMIT TOWNSHIP SUPERVISORS
Regular Business Meeting
Monday, November 19, 2018

Chairman Lee called the regular business meeting of the Board of Supervisors to order at 4:30 p.m. following salute to the flag. Supervisor Welka was present, as were Solicitor Sennett, Zoning Administrator Miller, Engineer Jonas, Secretary Yeast, and three interested persons. Supervisor Davis was absent.

CALL TO ORDER

Motion by Welka, seconded by Lee, to approve the minutes of the Regular Business Meeting on November 5, 2018 and the Budget Work Session on November 14, 2018, as presented and reviewed by the Board of Supervisors.

11/5/18 and 11/14/18
MINUTES

Vote: 2/0

Secretary Yeast read an e-mail received from Gayle Kaderly on behalf of her parents Gary and Eleanor Shepherd requesting a waiver of the late fee for their 2018 Municipal and County Real Estate Tax.

CORRESPONDENCE

- Shepard request to waive late fee
- Kienholz request to refund \$1,000 SMTF bond

Solicitor Sennett responded that he would not recommend waiving the late fee. Sennett made it clear that the statute states that taxes must be paid whether a notification is received or not. He also stated that these requests have to be addressed on a uniform basis, and criteria established, for which the Board currently has none.

Motion by Lee, to deny the Shepard's request for the Township to waive the real estate tax late fee. Motion died for lack of second. Supervisor Welka stated that he would like to find out more information.

Secretary Yeast read correspondence dated November 13, 2018 from Don and Debbie Kienholz requesting Board consideration to refund the Small Flow Treatment Facility \$1,000 bond.

Zoning Administrator Miller explained that the \$1,000 Bond is established for the life of the Small Flow Treatment Facility. If the property is sold the previous property owners receive no refund. This escrow is recorded at the Court House so potential buyers are aware of its existence. Miller added that homeowners have the right to request an additional \$1,000 during the sale of their home to recoup this cost.

Motion by Lee, seconded by Welka to deny the Kienholz's request for a refund of the SFTF Bond.

Mr. Kienholz explained that he objects to (4) issues. One, his contractor was unaware of this bonding requirement that was instituted in March 2018. Two, his contractor is apprehensive about excessive inspection requirements. Three, the testing requirements are expensive, and four, there is nothing wrong with his current septic system. Mr. Kienholz further explained that in the process of selling his property, the septic failed and at that time he decided to invest in the SFTF as it is the only option available. Mr. Kienholz stressed that his major concern is that there was no disclosure about new requirements.

Vote: 2/0

Motion by Welka, seconded by Lee, to approve the October 2018 Treasurer's Report as presented and reviewed by the Board of Supervisors (\$1,272,599.44 expensed).

OCT. 2018 TREAS.
REPORT

Vote: 2/0

Motion by Welka, seconded by Lee to approve the sale of a 2003 Mack Tandem Axle Truck (Asset #7) to Franklin Township in the amount of \$30,000.

SALE OF 2003
MACK TRUCK

Vote: 2/0

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Motion by Welka, seconded by Lee, to adopt Resolution #2018-23 approving the Nov. 7, 2018 Amendment to the Erie Area Council of Government (EACOG) By-Laws.

Vote: 2/0

RES. #2018-23
EACOG BY-LAW
AMENDMENT

Motion by Lee, seconded by Welka, to adopt Resolution #2018-24 approving the EACOG 2019 Budget.

Vote: 2/0

RES. #2018-24
EACOG 2019
BUDGET

Engineer Jonas explained that the contract for the floor slab of the new salt building was awarded to Guzik Concrete and Masonry. It was discovered after the concrete was poured that no fiber re-inforcement was added. A one year warranty was built into the contract. Engineer Jonas recommended the Board accept the Guzik deduction amount of \$585, along with an additional (1) year warranty.

GUZIK CONCRETE
DEDUCTION AND
ADDITIONAL
WARRANTY

Motion by Lee, seconded by Welka, to approve the Guzik Concrete and Masonry deduction amount of \$585 due to the lack of fiber re-inforcement, along with an additional (1) year warranty.

Vote: 2/0

Motion by Lee, seconded by Welka, to authorize advertisement of Board intent to hire a CPA to audit 2018 accounts.

Vote: 2/0

CPA TO AUDIT 2019
ACCOUNTS

Motion by Lee, seconded by Welka, to approve a 2018 Annual Employee Bonus of \$300.

Vote: 2/0

2018 EMPLOYEE
BONUS

Motion by Welka, seconded by Lee, to approve a real estate tax refund to Presque Isle Downs, Inc. for the years 2013 – 2017, in the amount of \$47,473.99 less discount. Secretary Yeast stated that there was some discussion with the Scott Maas, from Erie County Assessment Office about confusion of the amount of refund. Welka amended his motion with Lee as second, to approve payment contingent upon confirmation of amounts.

Vote: 2/0

PIDI R.E. TAX
REFUND FOR 2013-
2017

Motion by Lee, seconded by Welka, to advertise the availability of the proposed 2019 Budget for public review with possible approval at the December 17, 2018 Regular Business Meeting.

Vote: 2/0

2019 BUDGET

Zoning Administrator Miller reported that the Kienholz SFTF Planning Module is complete and the Kienholz's have provided the required escrow and signed the Township Operation and Maintenance Agreement. Miller recommends adopting Resolution #2018-25.

RES. #2018-25
KIENHOLZ SFTF

Motion by Welka, seconded by Lee, to adopt Resolution #2018-25 for the Kienholz SFTF Planning Module for 8089 Edinboro Road, Parcel ID No. 40-017-077.0-010.03.

Vote: 2/0

Zoning Administrator Miller reported that the R&S Clark Family Partnership is requesting Conditional Occupancy as their greenspace is not complete due to weather constraints. Labor and Industry (L&I) has scheduled an inspection next week along with a fire inspection by Kip Hayford. A bond in the amount of \$2,587 has been provided by the property owners.

R&S CLARK
FAMILY
PARTNERSHIP C.O.

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Motion by Welka, seconded by Lee, to authorize Zoning Administrator Miller to issue a Conditional Occupancy for the R&S Clark Family Partnership, contingent upon final approval by L&I and Kip Hayford for 9740 Peach Street, Parcel ID No. 40-026-103.0-031.00.
Vote: 2/0

Solicitor Sennett reported that Charter Communications has remitted the Franchise Fee payment for the first three (3) quarters of 2019 including interest.

SOLICITOR:
• Charter Comm.
ENGINEER:
• Salt Bldg.

Engineer Jonas reported the Log Cabin Fence will be in tomorrow to complete their punch list for the new Salt Building, and then Building Inspection Underwriters (BIU) can perform the final inspection.

Kevin Ingraham, 8905 Honeysuckle Dr. teased Supervisor Lee and Zoning Administrator Miller for the Halloween picture in the Township Newsletter. Mr. Ingraham further expressed support for the Township to consider providing available tax incentives to the volunteer emergency personnel. Mr. Ingraham also expressed support for PHHC to place signs in the yards of residents who donate. Discussion ensued regarding the possibility of setting up a fund to build up in the event a paid fire company is created.

PUBLIC INPUT

Thomas Greene, 8553 Dundee Road, as a representative of the Township History Department, wanted to thank the various residents who donated to the PHHC display in the lobby of the Municipal Building. Mr. Greene confirmed that he will provide a list of names to Secretary Yeast.

With no further business to come before the Board, motion by Welka, seconded by Lee, to adjourn the meeting at 5:12 p.m.
Vote: 2/0

ADJOURNMENT

Respectfully submitted,

Christene S. Yeast
Municipal Secretary
11/27/2018