

SUPERVISORS OF FAIRVIEW TOWNSHIP

7471 McCray Road
Fairview, PA 16415

Regular Meeting
August 16, 2018
9:00 A.M.

The regular meeting of the Supervisors of Fairview Township was called to order at 9:00 A.M. on August 16, 2018 by Chairman Ralph Heidler, followed with the Pledge of Allegiance.

Present: Supervisors Mark Gennuso, Ralph Heidler, and Peter Kraus; Secretary-Treasurer Michelle Barnes, Assistant Zoning Officer Brandon Pratt and Paul F. Burroughs, Esquire, Quinn Law Firm.

VISITORS: Tony Mitcho – 8400 Beckman Road; Paul Bacik – 7131 Kreider Road; Sandy Rhodes – WCNJ; Jim Laughlin – 6780 Knollwood Drive

CITIZEN'S CONCERNS/INQUIRIES:

Mr. Mitcho addressed the Board of Supervisors and requested that only the person to whom he addressed a question respond. He questioned the Township's mowing of state roads. Mr. Heidler responded that the Township does mow the clear sight triangle where Township roads intersect state roads for safety reasons. For intersections of two state roads, the Township has mowed them over the years amid safety concerns addressed by residents. Mr. Heidler further confirmed that an Agility Agreement is not in place between the state and the Township as the Township would lose money at the reimbursement rate paid by PennDot since it required a shadow vehicle to follow the mower and that there are no exchanged services being rendered as a result. Mr. Burroughs briefly addressed liability concerns raised by Mr. Mitcho and in part the presence of an agreement with PennDot may be irrelevant when determining negligence of the driver of the mowing machine. The conversation continued when Supervisors' Reports were given at which time Mr. Kraus and Mr. Gennuso offered additional insight on the matter. Opinions varied as to whether the Township should continue to mow intersections of two state roads at the urging of residents who cite safety concerns.

Mr. Mitcho questioned the payment on the bill list register to Lake Shore Fire Department with the description of 2018 Millcreek Contribution in the amount of \$21,893.10, Mrs. Barnes clarified that Millcreek Township sends Fairview Township a check for \$25,000.00 for Lake Shore Fire Department. Mrs. Barnes withholds 40% of the yearly cost of the worker's compensation and gives the remaining amount to Lake Shore.

Mr. Bacik thanked the Township Supervisors for their mowing this year and keeping the residents' safety a priority.

Mr. Laughlin gave the Supervisors a small presentation on Municipal Insurance Solutions which has two components: workers compensation and property/liability. The company has been providing insurance protection for local governments since 1982. Mr. Laughlin would like the opportunity to give the Township a quote and sit down with Board on a more personal level and discuss everything the HUB Company can offer.

MINUTES:

Minutes of the August 2, 2018 Regular Meeting and Workshop Meetings August 8, May 16, June 13 & 20, 2018 were approved on motion by Mr. Gennuso, seconded by Mr. Kraus.

PAYMENT OF BILLS:

Unanimous approval was given for the payment of bills, per the list attached to the agenda on motion by Mr. Gennuso, seconded by Mr. Kraus.

SOLICITOR'S REPORT:

Mr. Burroughs updated the Supervisors on the Cell Tower Appeals. On Monday the Township picked up the transcripts and plan on submitting finding of facts on or before August 28, 2018, and anticipate 6 to 8 weeks before we get a decision.

PLANNING/ZONING REPORT:

Supervisors unanimously approved Resolution 2018-9, on motion by Mr. Gennuso, seconded by Mr. Kraus. Unanimous.

**FAIRVIEW TOWNSHIP
ERIE COUNTY, PENNSYLVANIA**

RESOLUTION NO 2018-9

**A RESOLUTION OF FAIRVIEW TOWNSHIP, ERIE COUNTY,
PENNSYLVANIA APPROVING LERTA APPLICATION OF X-CELL
TOOL AND MOLD, INC.**

WHEREAS, Fairview Township enacted an ordinance under the Local Economic Revitalization Tax Assistance Act ("LERTA") to provide such tax relief as set forth in the ordinance; and

WHEREAS, X-Cell Tool and Mold, Inc., filed a timely application for real estate tax exemption on certain improvements as authorized by the ordinance for property

located in Fairview Township at 7701 Klier Drive South and bearing Property Tax Identification No. (21) 88-99-6.01; and

WHEREAS, at its regularly scheduled meeting on August 16, 2018, the Board of Supervisors reviewed the application and Supervisor Mark Gennuso moved to approve the said LERTA application for the above property and the matter was seconded by Supervisor Ralph Heidler and all three supervisors voted to approve.

NOW, THEREFORE, it is hereby resolved and enacted by the Board of Supervisors of Fairview Township, Erie County, Pennsylvania, that the application of X-CELL TOOL AND MOLD, INC. for LERTA relief is approved as of August 16, 2018.

RESOLVED AND ENACTED THIS 16th DAY OF AUGUST, 2018.

SUPERVISORS' REPORT:

Mr. Gennuso reported the following:

- International Coastal Cleanup is September 15th from 9-Noon at Avonia Beach this year.
- Fairview Township received the following Community Warning from PSATS: In recent weeks, fundraising solicitations and requests for volunteer firefighters have been showing up all over PA. They are from a group called Volunteer Firefighter Alliance from Topeka, Kansas. There is a tough enough battle to preserve volunteer fire departments without outside intervention filtering well intentioned dollars out of state. It is a shameful attempt to capitalize on good peoples heartstrings. This information was shared last week with State Fire Commissioner Bruce Trego with the intention that the Wolf Administration would share the info and warning to the fire services.

Mr. Heidler reported that Russell Standard has started resurfacing the roads in the Township and should be finished within 2 weeks weather permitting.

The meeting was adjourned at 10:00 A.M. on motion by Mr. Gennuso, seconded by Mr. Kraus. Unanimous.

Respectfully submitted,

Michelle Barnes
Secretary/Treasurer