

SUPERVISORS OF FAIRVIEW TOWNSHIP

7471 McCray Road
Fairview, PA 16415

Regular Meeting
June 21, 2013
9:00 A.M.

The regular meeting of the Supervisors of Fairview Township was called to order at 9:00 A.M. on June 21, 2013 by Chairman Peter D. Kraus, followed with the Pledge of Allegiance.

Present: Supervisors Ralph Heidler, Peter Kraus and David Carner;
Secretary Pamela Rhoades; Zoning Administrator James Cardman;
Solicitor Paul Burroughs

Visitors: Paul Bacik, Jr.; Tom Gido

CITIZENS CONCERNS/INQUIRIES: None

MINUTES: Minutes of the June 7, 2013 regular meeting and June 17, 2013 special meeting were approved on motion by Mr. Heidler, seconded by Mr. Kraus. Unanimous.

PAYMENT OF BILLS: Unanimous approval was given for the payment of bills, per the list attached to the agenda, on motion by Mr. Carner, seconded by Mr. Heidler.

General Fund: \$ 8,477.12 Payroll 6/13/13 Checks #45177-45193
12,664.22 Payables 6/13/13 Checks #11229-11231
8,140.68 Payroll 6/20/13 Checks #45194-45209
429.38 Payables 6/20/13 Checks #11232-11234
79,015.06 TBP 6/21/13 Checks #11235-11260

TREASURER'S REPORT: Approved, as presented on motion by Mr. Carner, seconded by Mr. Heidler. Unanimous

SOLICITOR:

Attorney Burroughs received notification that the Fronc Property is in foreclosure thru PNC Bank. The Zoning Office will do one more mowing before the sale date and then we will have a final lien amount.

Attorney Burroughs presented a draft agreement with Fairview Fire Department for the Local Service Tax Distribution. The Supervisors will review this agreement and make any necessary changes.

Mr. Kraus asked Attorney Burroughs to check into the Township selling pipe to residents for use in ditches and driveways. Mr. Burroughs feels that if the sale is for a valid public purpose and not intended for private use, it is a valid sale.

The Supervisors have a clear site triangle issue with the property at Route 5 and Manchester Road. Our ordinance states that bushes/hedges must be trimmed to 3 feet. The homeowner submitted a quote to have the bushes ripped out and replaced with new bushes at a cost of \$5,330.00 and wants the Township to pay the cost, due to the fact that we did not enforce the ordinance with the previous owner. Attorney Burroughs stated that the Township needs to maintain the right of way and clear site triangle. He will research other cases like this one and get back to us.

Mr. Kraus asked Attorney Burroughs if the phone call motion on the Foti Subdivision that was made by Mr. Carner was legal. Attorney Burroughs feels that as long as the motion is made on speaker phone at a public meeting and the audience can hear it, it is legal.

Mr. Heidler stated that we now have florescent orange violation notice door hangers and a protocol for our Zoning Officer. The Zoning Officer was instructed to photograph the door hanger with date and time that it was hung.

PLANNING & ZONING: None

SECRETARY:

Road materials bid opening (June 19, 2013) results were discussed with the following contracts awarded, per lowest bid (*), on motion by Mr. Carner, seconded by Mr. Heidler. Unanimous.

1. **Applied Materials** – 9.5 MM Wearing Course ; Fog Seal
 - ***Russell Standard Corp. (\$449,611.40)****
 - Mayer Bros. Construction (\$469,264.92)
2. **Single Seal Coat/9.5 MM/19 MM**
 - ***Russell Standard (\$117,951.60)****
 - Suit-Kote (\$132,149.07)
3. **FOB Materials**
 - ***Award to all bidders.***
4. **Rental Equipment** – Skid-loader with mini miller & operator; broom sweeper & operator; street sweeper & operator; pavement roller & operator; truck rental & operator
 - ***Russell Standard (\$25,970.00)****

The Supervisors unanimously approved Resolution No. 7-2013 deleting Parcel No. (21) 53-93.01-51.73 and remove taxes from 2009-current year, on motion by Mr. Heidler, seconded by mr. Carner.

RESOLUTION NO. 7-2013

WHEREAS, the Assessment Office of the County of Erie has deleted a parcel (ID No. 21-053-093.1-051.73) based on the determination of value or existence of the trailer per a field review, and

AND WHEREAS, outstanding taxes of \$30.71 for Fairview Township for years 2009-2011 remain unpaid.

NOW THEREFORE, the Supervisors of Fairview Township approve unanimously for the removal of these taxes for the years indicated and all future years.

UNFINISHED BUSINESS:

Attorney Burroughs reported that the Scobey Property Acquisition is moving along with a few revisions.

The Supervisors agreed to have the Fire Loss Ordinance hearing held on the same date as the SALDO hearing.

NEW BUSINESS:

The Supervisors unanimously approved David Biletnikoff to replace George Harmon on the Zoning Hearing Board on motion by Mr. Carner, seconded by Mr. Heidler. We are now looking for a resident to fill the vacant spot as an alternate.

The Supervisors received a re-zoning request from Mr. Gregory Kiddo, Sr. for index number (21) 70-126-16, located at the corner of Route 98 & Sterrettania Road. This request will be forwarded on to the Fairview Planning Commission and Erie County Department of Planning for their approval on motion by Mr. Heidler, seconded by Mr. Carner. Unanimous.

The Supervisors discussed the purchase of a push camera for storm sewer pipes. Mr. Carner received a quote from A & H Equipment but will check around for other model and prices to compare.

SUPERVISORS' REPORT:

Mr. Carner reported that the Fairview Water and Sewer Authority has take out loans for a number of projects.

The meeting was adjourned at 10:13 A.M. Motion by Mr. Carner, seconded by Mr. Heidler.

Respectfully submitted,

Pamela S. Rhoades
Secretary