

**Special Meeting Agenda  
Medical Marijuana Establishments Pending Ordinance**

Chairman Brian Merdian on Wednesday, June 21, 2017 at 7:00pm in the Meeting Room of the Municipal Building called a Special Meeting of the Sewickley Township Board of Supervisors to order. The members of the Board of Supervisors present were Brian Merdian, Joseph Kerber, and Alan Fossi. Also attending the meeting were, Dan Augustine, Margaret Sensue, Elizabeth Sensue, Daniel Keely, Linda Harvey, John Seanor, Tom Bonner, Mike Slivensky, Victoria Slivensky, Kathy Cochran, Dee Holmquist, Elizabeth Guardasoni, Paula Slebodnik, Chuck Slobodnik, Sandy Dull, Tracy Hampshire, Tom Lord, Robert Janzef, Kristin Janzef, Chip Payne, Janet Schork, Debi Pils, Nick Newcaster, Attorney Claire Throckmorton and Erika Horvat.

Mr. Merdian led those present in the Pledge of Allegiance.

Chairman Brian Merdian announced that we will be holding a special meeting regarding the Medical Marijuana establishment pending ordinance.

**Public Comment**

None

With no further business to come before the Board, Joe Kerber made a motion to adjourn, seconded by Alan Fossi. Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously. Meeting adjourned at 7:01pm.

## Regular Meeting Agenda

Chairman Brian Merdian on Wednesday, June 21, 2017 at 7:00pm in the Meeting Room of the Municipal Building called the Regular Meeting of the Sewickley Township Board of Supervisors to order as advertised in the Tribune Review on Tuesday, December 27, 2016. The members of the Board of Supervisors present were Brian Merdian, Joseph Kerber, and Alan Fossi. Also attending the meeting were, Dan Augustine, Margaret Sensue, Elizabeth Sensue, Daniel Keely, Linda Harvey, John Seanor, Tom Bonner, Mike Slivensky, Victoria Slivensky, Kathy Cochran, Dee Holmquist, Elizabeth Guardasoni, Paula Slobodnik, Chuck Slobodnik, Sandy Dull, Tracy Hampshire, Tom Lord, Robert Janzef, Kristin Janzef, Chip Payne, Janet Schork, Debi Pils, Nick Newcaster, Attorney Claire Throckmorton and Erika Horvat.

**An Executive Session was held on May 23, 2017 at 4:00pm to discuss personnel matters.**

### **Report from Roadmaster, Joe Kerber**

We have been doing restoration work and storm pipe replacement on Wilps Drive. Due to bad weather we have not been able to complete it yet. We pulled ditches on Greenhills Road and Van Kirk Road. We have been working over at the pool helping them get ready for opening season. The mowing tractor has been out cutting the county roads. It's been a battle with short staff. Repair work was completed on Taft Road in Gratztown and the ally off of Markle Street. We have been out trimming trees in the township as needed. The sweeper truck is out sweeping roads and should be completed in 2 to 3 weeks depending on weather and staff availability. Mr. Fossi asked if we sent a person out to the meeting concerning the interchange in Madison. Mr. Kerber stated that he did not make it to the meeting.

### **Report from Ordinance Officer, Nick Newcaster**

Good Evening Everyone, Since the last Township Meeting, I have mailed 28 warning letters, which pertained to Junk Motor Vehicles, High Grass, Rubbish, Garbage, and Storage issues, as well as one concerning chickens. There are some warning letters which have been ignored, so additional action shall be taken once the time given to remedy the problem expires. There are some properties which have been harder to get into compliance, due to out of state ownership or the owner has abandoned the property. Although it may take additional time, I am working on getting them into compliance. Two complaints have been filed before MDJ CHRISTNER for High Grass; one in Herminie and one in Hutchinson. Besides warning letters, I have spoken with multiple people on the telephone in reference to violations, which resulted in compliance, without having to mail letters. There are multiple properties in the Township, which the owners are willing to relinquish ownership. I have been in contact with the County Land Bank and am currently working on resolutions with these nuisance properties. The properties are located in Herminie, Hutchinson, and one in the southern portion of the Township. Any questions? A resident asked what is the allotted time they are given once they are sent a letter? Mr. Newcaster stated that by code household garbage is 10 days, high grass is 14 days, junk motor vehicles not on the roadway is 30 days and rubbish and storage is 30 days. The resident asked if there is anything in the code for green pools. Mr. Newcaster stated that there is nothing in the code specific about green pools. He stated that he was down at the house in Yukon and the sewage issue appears to be fixed and one of the vehicles has been removed. Mr. Newcaster stated that the one vehicle that is left is registered. The resident stated that the vehicle is not inspected though. Mr. Newcaster stated that getting it registered is part of the process. It's my opinion that if someone is working at getting things fixed; I'm going to grant them some extra time to do it. Another resident asked how many moving vehicles including cars and bigger vehicles and campers are allowed on one's property. Mr. Newcaster stated that he is not sure if the code addresses how many. As long as they are registered and inspected there is nothing we can do. The resident asked what if they are not owned by the homeowners, that they are letting people park there. Supervisor Merdian stated that we are not in the position to police. We do not have the ability or the power to police that.

## Report from Recreation Director, Janet Schork

- **Crabapple Pool:**
  - It's been a challenging first few weeks at the pool
  - We experienced mechanical issues before our first weekend but were able to quickly resolve the problem and with minimal cost
  - Unfortunately, another situation has cropped up that required us closing this week. We are doing everything in our power to fix the problem.
  - Tentatively, we are planning to open be back to normal operations on Saturday, June 24. This is pending tomorrow's evaluation of today's repairs.
  - Even with these problems, the days we were open were very busy with large crowds, no accidents, and only minor patron issues.
  
- **Swim Lessons:**
  - We have 9 registered for Session One of swim lessons. Session two starts on July 11th and runs through August 8<sup>th</sup> from 7:15pm – 8:00pm
  
- **Pet Waste Stations:**
  - Our three pet waste stations have been installed at Crabapple Park. Roger reports that people seem to be using them as there has been no pet waste on the grassy areas since their installation.
  
- **Crabapple Park Hours:**
  - Currently Crabapple Park Hours are 8am – 8pm. But since it doesn't get dark in the summer until around 9pm-9:15pm, should we change the park hours to 8am – dusk to accommodate folks fishing and walking?

Linda Harvey asked when the next newsletter will be sent out. Mrs. Schork stated that we haven't had a chance to talk about it yet. That maybe we will do a bi annual one. Maybe a winter and a summer one. Mrs. Harvey stated that she was under the impression that the paid advertisements were for the next newsletter also. Mr. Merdian stated that he believed it was one sponsor per issue. A resident stated that back by the pavilion at Crabapple Lake there is allot of traffic coming in and out. They sit back there for a few minutes another car comes then they drive out. Mrs. Schork stated that we monitor it when we can. Mr. Merdian stated that the best thing we can do is when we see something report it. Mrs. Schork stated that we do go back and chase them out when we can and we do report any activity to the state police. Mrs. Schork stated that we do make our presence known; we have signs stating that we have surveillance, and we report any activity that we see and we call the police. Mr. Kerber stated that two boys were riding around the Lowber playground on their quads and went through the fence. Nobody was hurt but the police were called and the boy was sited and he is responsible for the repairs.

Joe Kerber made a motion, seconded by Alan Fossi to approve the minutes of the Sewickley Township Board of Supervisors Regular Meetings held on April 19, 2017 and May 17, 2017 as reviewed. Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously.

## Public Comment

Dan Augustine asked if the letter was sent to Sutersville yet regarding the ISO certification that we obtained. Mr. Merdian stated yes, the letter was sent stating that we are going to opt out of the temporary agreement we had with them.

Margaret Sensue asked about motions sixteen and seventeen on the agenda. Supervisor Merdian stated that motion sixteen is a new resolution that we are going to pass this evening for putting a fee of \$100 for issuing a permit for junk motor vehicles. What this will do is allow anyone going forward to apply for a permit to have a junk motor vehicle for a period of thirty days. This is not retroactive. Mrs. Sensue asked what will happen when the thirty days is up. Mr. Merdian stated that we will reissue the permit or take proper procedures of taking them to the magistrate. Mr. Merdian explained that number seventeen is to allow our solicitor to prepare what is called a Quality of Life Ordinance. What that becomes is an ordinance program that will allow us to levy immediate fines or tickets onto noncompliance residents. This will allow us to take immediate action instead of having to go through the other process that takes more time. We are not sure of the more specifics at this time, the ordinance is not yet prepared. Mr. Merdian stated we will go through the proper advertisement process.

Tom Boner would like to ask a question about the Ambulance Service that is provided to them for transferring his wife from the hospital to their home. He stated that the hospital asked them what ambulance they would like to use and he told them Sewickley. That was at 10:00am. Finally a service from Jeanette Ambulance picked her up at 8:00pm. He was told by the hospital staff that Sewickley Ambulance refused to pick her up. Mr. Boner asked who he would need to complain to. Mr. Fossi stated that he will get Mr. Boner's contact information and figure out what happened and get him some answers.

Mike Slivensky lives on Judy Drive in Wineland Acres. The roads are horrible. When are you going to be over there to fix them? Mr. Kerber stated that we will get to them. We have a guy off on Workmans Comp and one resigned last month. Mr. Slivensky asked what roads are going to be done. Mr. Kerber stated Harris, Judy, Mary and Gloria. Mr. Slivensky stated that he is hoping that we will not just resurface these roads. Mr. Kerber stated that we will dig out the soft spots put in some modified, do a base coat and then a top coat. Mr. Slivensky asked if we are going to curb it. Mr. Kerber stated yes. These roads are on the top of the list. Mr. Slivensky asked if we are going to pave these roads the same or better than the roads that were done by an outside contractor. Mr. Kerber stated yes, that if he is going to do them he is going to do them right, there is no sense in coming back two years later to fix them again. Mr. Slivensky stated that he lived there for fifteen years now and has not seen anyone out to fix the roads. Country Road was done and there are only three houses there. It seems odd that a former township Supervisor has a nice road in front of her house. Mr. Kerber stated that was a state road and we took it over from Pen Dot and received funds so we were required to use that money. Mr. Kerber and Mr. Merdian stated that these roads are on the list to be done this year and that you will be satisfied with the results.

Mrs. Holmquist is here to also ask about the road conditions of Judy, Harris and Gloria. Mr. Kerber stated that those roads are at the top of the list.

Paula Slobodnik lives on Slobodnik Road. She is asking if her road is at the top of the list. Mr. Kerber stated that it is for tar and chipping. Mrs. Slobodnik stated that road is too bad to be tar and chipped. Mr. Kerber stated that he was down there today and he is meeting with the engineer the beginning of next week to take a look at the driveway that is encroaching on our township road. Mrs. Slobodnik stated that the road is so bad with ruts three feet deep. You could never get a firetruck or ambulance down that road. Mr. Kerber stated that they will be down before Friday with the Gradall to take a look at it.

Bob Janzef stated that he is concerned about Sunoco and the roads. He wanted to know that when they are done in the township, are we going to pave the roads. Mr. Kerber stated that after they are done yes. Mr. Janzef asked if we can hold them liable for the damages. Mr. Kerber stated we are. We wrote them up for Hildenbrand. Other roads that they are using we have been videotaping. We did get Sunoco to pay for a large portion of Dutchtown Road. Mr. Janzef stated that Applesmill Road is damaged and their trucks are actually crushing the sides of the roads. Mr. Kerber stated that he is keeping up with assessing any damages.

Joe Kerber made a motion, seconded by Alan Fossi to disburse 2016 EMS Tax funds on behalf of Lowber Volunteer Fire Company as follows:

S & T Bank – mortgage payment	\$ 602.25
Premier – valve holder, handle	\$ 119.04
Premier – part for gas meter	\$ 2.12
Verizon – three i-Pads for trucks	<u>\$ 1,297.06</u>
	<b>\$ 2,020.47</b>

Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to disburse 2016 EMS Tax funds on behalf of Hutchinson Volunteer Fire Company as follows:

WCCC – training (3 invoices)	\$ 815.00
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Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to disburse 2016 EMS Tax funds on behalf of Sewickley Township Emergency Management as follows:

Comcast – monthly phone, cable, internet	\$ 173.29
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Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to disburse 2016 EMS Tax funds on behalf of Herminie Volunteer Fire Company as follows:

Webb's Service Center – brake valves	\$ 1,117.21
WCCC – training	\$ 67.00
Fortunato's Service – maintenance on trucks	<u>\$ 755.00</u>
	<b>\$ 1,939.21</b>

Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to approve the Harvey Plan of Lots located on Evanstown Road. This plan subdivides a 6.71 acre building parcel from the residual Lot 2 containing 8.05 acres with a building and an existing septic system. Lot 1 will have on-lot septic and public water. An approved sewage module was included. The plan was approved by the Planning Commission 5-0. Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to approve the Paskan Plan of Lots located on Rt. 136. This plan subdivides .54 acres from Lot 1 and adds it to the existing Paskan property as a side lot addition to create a combined 1.20 acres. The remaining balance for lot 1 is .51 acres and contains an existing house. Both parcels have existing on-lot septic systems and a Planning and Non-Building Waiver was provided. The Sewickley Township Zoning Hearing Board granted a variance reducing the setback requirement for an existing shed to 44.66 feet. The plan was approved by the Planning Commission 5-0. Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to adopt Ordinance No. 5-2017 amending the Chapter 28 of the Code of the Township of Sewickley to regulate Medical Marijuana Establishments. Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to accept the quote from Allstate Surveying in the amount of \$ 2,600.00. This is to subdivide the property for sale at Railroad Street with tax map number 58-07-11-0-053. Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to approve Resolution No. 23-2017 approving a fee of one hundred dollars for the issuance of a Junk Motor Vehicle Permit pursuant to Sewickley Code Chapter 10, Section 102 (B). Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to authorize the solicitor to prepare and advertise a Quality of Life Ordinance, which will allow the Ordinance Officer to ticket properties for property maintenance violations. Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to adopt Resolution 24-2017 authorizing the destruction of certain records in accordance with the Municipal Records Manual. Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to accept the 2016 Municipal Annual Audit and Financial Report for the Township of Sewickley. Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to ratify the rental of a Gradall Excavator at a monthly rate of \$ 11,000.00 from Highway Equipment. Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Brian Merdian to hire Samuel Slick as a Laborer for the Public Works Department at the rate of \$14.00 per hour for a 90-day probationary term. Voting: Mr. Fossi, no; Mr. Merdian, yes; Mr. Kerber; yes. Motion carried.

Joe Kerber made the motion, seconded by Brian Merdian to hire Dylan Wendell as summer help for the Public Works Department at the rate of \$14.00 per hour. Board Comments: Mr. Kerber stated that he will vote yes for this motion but he wants to state that he is related to Dylan. Mr. Fossi, no; Mr. Merdian, yes; Mr. Kerber; yes. Motion carried.

Joe Kerber made a motion, seconded by Alan Fossi to ratify Janet Schork to work over her allotted hours on the payroll dates of May 19, May 26, June 2, June 9, and June 23, 2017. Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossin to change Crabapple Park hours to 8:00am – Dusk. Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to donate five (5) 1-day general admission Crabapple Pool passes valued at \$40 to the Lowber VFC Ladies Auxiliary for their upcoming Spaghetti Dinner and Chinese Auction. Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to accept the following resignations from Crabapple Pool effective immediately:

Janna Feltes  
Loura Sam  
Shelby Yusko

Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to hire the following employees to work the 2017 season at Crabapple Pool and at the rates listed.

Assistant Pool Manager - \$10.00 per hour	
Senior Lifeguard - \$ 8.50 per hour	Zachary Casagrande
1 <sup>st</sup> Year Lifeguard - \$ 7.75 per hour	Allison Plassio
1 <sup>st</sup> Year Concession - \$7.35	Russell Pytlak Jordyn Granny

Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to approve the following bills for payment.

General Fund:	Check 8677 - \$ 11,700.00 (5/18/17) Checks 8678 to 8692 - \$ 28,157.81 (5/19/17) Checks 8693 to 8705 - \$ 16,358.05 (5/26/17) Checks 8706 to 8713 - \$ 1,559.81 (6/1/17) Checks 8714 to 8735 - \$ 26,217.73 (6/9/17) ACH Payments: First Energy - \$ 558.66 (5/26/17) First Energy - \$ 93.32 (5/31/17) Columbia Gas - \$ 52.54 (6/5/17)
Light/Hydrants:	ACH Payments: First Energy - \$ 3,628.72 (5/2/17)
Crabapple:	Checks 4448 to 4450 - \$ 1,361.00 (5/19/17) Check 4451 - \$ 300.00 (5/22/17) Checks 4453 to 4455 - \$ 90.50 (5/26/17) Checks 4456 - \$ 26.05 (6/1/17) Checks 4457 to 4463 - \$ 3,393.43 (6/9/17) Checks 4464 to 4468 - \$ 5,961.08 (6/15/17) ACH Payments: First Energy - \$ 11.12 (5/31/17) First Energy - \$ 252.09 (6/9/17)

Recreation: Checks 2647 to 2650 - \$ 270.36 (5/18/17)  
Check 2651 - \$ 59.02 (5/22/17)  
Check 2652 - \$ 162.74 (5/26/17)  
Checks 2716 to 2718 - \$ 306.21 (6/20/17)

ACH Payments: Columbia Gas - \$ 98.13 (5/10/17)  
MSATS - \$ 58.95 (5/22/17)  
First Energy - \$ 14.94 (5/30/17)  
First Energy - \$ 141.92 (5/31/17)  
Columbia Gas - \$ 39.64 (6/6/17)  
MSATS - \$ 58.95 (6/20/17)

Payroll Invoices: Check 4879 - \$ 32.40 (5/19/17)  
Checks 4885 to 4887 - \$ 2,299.76 (5/26/17)  
Check 4895 - \$ 32.40 (6/1/17)  
Checks 4919 to 4920 - \$ 323.67 (6/9/17)  
Check 4940 \$ 32.40 (6/15/17)  
ACH Payments: Payroll Liabilities \$ 2,531.52 (5/26/17)  
Payroll Liabilities \$ 2,340.60 (6/2/17)  
Payroll Liabilities \$ 3,760.04 (6/9/17)

Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously.

Joe Kerber made a motion, seconded by Alan Fossi to approve the following payrolls for payment.

Employees Payroll: (twp) 5/26/17 - \$ 10,467.47  
(pool) 5/26/17 - \$ 374.27  
(twp) 6/2/17 - \$ 9,599.40  
(pool) 6/2/17 - \$ 492.84  
(twp) 6/9/17 - \$ 12,053.16  
(pool) 6/9/17 - \$ 3,152.07  
(twp) 6/16/17 - \$ 11,490.34  
(pool) 6/16/17 - \$ 2,348.12

Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously.

### **New / Old Business**

Mr. Fossi stated that Sewickley Ambulance would like to use our yoga room at the Rec Center for CPR and First Aid Classes. They would be in the months of July, September and December. Participants will receive a certification in CPR and First Aid.

Joe Kerber made a motion, seconded by Brian Merdian to authorize Sewickley Community Ambulance the use of the yoga room at the Rec Center at no cost for the purpose of CPR and First Aid classes. These classes will take place in July, September and December. Board Comments: Mr. Fossi stated he will abstain from the vote because he is on the Ambulance Board. Voting: Mr. Fossi, abstained; Mr. Merdian, yes; Mr. Kerber; yes. Motion carried.

With no further business to come before the Board, Joe Kerber made a motion to adjourn, seconded by Alan Fossi. Voting: Mr. Fossi, Mr. Merdian, Mr. Kerber; yes. Motion carried unanimously. Meeting adjourned at 7:50pm.

Erika Horvat  
Secretary/Treasurer