

NEW SEWICKLEY TOWNSHIP

Supervisor's Meeting

October 5, 2021

The regular meeting of the Board of Supervisors, held at the Township Municipal Building, was called to order by Chairman Greg Happ at 6:30 p.m. Present were Vice-Chairman Douglas Martin, Supervisors Fritz Retsch and Mike Phipps. Also, present were Manager Brian O'Malley, Treasurer Elois Nadzak, Secretary Lawrie Borgman, Township Engineer Kevin Brett, Township Solicitor Chris Reese, Police Sergeant Daniel Swab, Road Foreman R.J. Kraus, Duane Rape, Jenny Fessler, David Bauman, Lisa Bauman, Theresa Magness, Wess Magness, Anthony Magness, Gary Braun, Larry Hough, Amanda Peterson, Mark Harding, Michael Lewis, M. Jane Lewis, Bob Watson, Nick Sotiriou, Patti Gerhard, Jim Hendrickson, Gerri Palmer

PLEDGE

The Pledge of Allegiance was recited.

AGENDA ADJUSTMENT

Motion by Happ to move the approval of the vacancy meeting minutes and the appointment of Martin Bonzo to the start of the meeting, seconded by Martin. Vote of 4-0 in favor.

**MINUTES
VACANCY MEETING**

Motion by Retsch to approve the minutes of the September 29, 2021 Vacancy Workshop as written, seconded by Phipps. Vote of 4-0 in favor.

**APPOINTMENT OF
MARTIN BONZO**

Motion by Martin to approve the appointment of Martin Bonzo to the Board of Supervisors, seconded by Phipps. Vote of 4-0 in favor.

Chairman Happ welcomed Supervisor Bonzo to the Board and asked him to take his seat at the table for the remainder of the meeting.

MINUTES

Motion by Phipps to approve the minutes of the September 7, 2021 regular meeting as written, seconded by Retsch. Vote of 5 to 0 in favor.

BILLS

Motion by Retsch to pay the bills from the General Account as submitted and read by the Treasurer with the signing of the checks following the meeting, seconded by Happ. Vote of 5 to 0 in favor.

TREASURER'S REPORT

Township Treasurer Elois Nadzak read the treasurer's report for September 2021

**ADOPT RESOLUTION NO 09-21
SEWAGE PLANNING MODULE**

Motion by Martin to adopt Resolution No. 09-21 for a Sewage Planning Module at 60 Fezell Road, not to be signed until October 18, 2021, seconded by Phipps. Vote of 5-0 in favor.

**ADOPT RESOLUTION NO. 10-21
CAPITAL RESERVE ACCOUNT**

Supervisor Martin asked for the adoption of the capital reserve account to be tabled for further discussion.

**2022 MINIMUM MUNICIPAL
OBLIGATION**

Motion by Phipps to accept the 2022 Minimum Municipal Obligation, seconded by Retsch. Vote of 5-0 in favor.

**RESIGNATION
ZONING HEARING BOARD**

Motion by Martin to accept the resignation of Martin Bonzo from the Zoning Hearing Board, seconded by Happ. Vote of 4-0. Bonzo was advised to abstain from the vote.

**POLICE
MONTHLY REPORT**

Sergeant Swab read the monthly report which included accidents, arrests, calls for service, citations and incidents.

Sergeant Swab also invited the residents to join the police department for the Faith & Blue Movement, scheduled on October 9th and designed to bring community members and law enforcement officers together.

PINE RUN FIRE DEPARTMENT

The monthly report will be submitted. The new building should be complete in late November.

**BIG KNOB FIRE DEPARTMENT
WORKSHOP REQUEST**

Motion by Martin to hold a workshop meeting as requested by the Big Knob Volunteer Fire Department on October 12, 2021, seconded by Retsch. Vote of 5-0 in favor.

**ROADS
MONTHLY REPORT**

Road Foreman Kraus will submit the September monthly report. He also reported the Powell Road project is complete and the state audit was performed. The final grant reimbursement will be sent soon.

Vice-Chairman Martin commended the Road Department for a job well done and for performing excellent work on the Powell Road project.

Supervisor Phipps also complimented the Road Department on the work being performed at Barton Park.

Supervisor Retsch asked for pictures to be submitted to the PSATS.

**ROADS
EMPLOYEE HIRE**

Motion by Martin to authorize conditional employment to Bradley Mutschler for the Road Department, seconded by Retsch. Vote of 5-0 in favor.

**ROADS
AWARD LINE PAINTING QUOTE**

Motion by Retsch to award Alpha Space Control Co. Inc. the line painting quote in the amount of \$8,258.00, seconded by Phipps. Vote of 5-0 in favor.

**ROADS
ADVERTISE AND REQUEST BIDS**

Motion by Phipps to advertise and request bids on a new boom mower and retrofitting the current boom mowing tractor with a flail mowing attachment, seconded by Retsch. Vice-Chairman Martin asked for additional research to be done prior to the purchase. Vote of 4-1 in favor. Motion passed. Vice-Chairman Martin voted no.

**ENGINEER
MONTHLY REPORT**

Kevin Brett submitted the LSSE September 2021 monthly report.

Brett said the Green Valley Park MS4 project has been sent out to bid.

SOLICITOR

Solicitor Reese stated the local government act filing should be approved October 12, 2021.

Solicitor Reese requested an executive session prior to the meeting being adjourned to discuss a legal matter.

**PLANNING
ADOPT ORDINANCE NO. 227
AMENDING THE ZONING
ORDINANCE**

Motion by Phipps to adopt Ordinance No. 227 amending Zoning Ordinance No. 214, seconded by Retsch.

Vice-Chairman Martin requested the deletion of Section 3 of the amendment, which is the business registration portion. Lengthy discussion occurred on the reasons for the registrations and fee mentioned therein.

With both a motion and a second on the table, Chairman Happ asked for a vote to be taken. Vote of 2-3 not in favor. Motion did not pass. Chairman Happ, Vice-Chairman Martin, and Supervisor Bonzo all voting no.

Discussion will continue on the amendment.

**PLANNING
COHEN LAW GROUP PROPOSAL**

Kevin Brett explained what was involved with the Cohen Law Group Proposal for small cell towers and suggested using Cohen Law Group to prepare an ordinance as they are the experts in small cells.

Solicitor Reese also suggested using Cohen Law because small cells are new and complicated.

Vice-Chairman Martin asked if there were any other groups that could help with an ordinance. Solicitor Reese didn't know of any other firms at this time.

Chairman Happ explained to the residents what the small cells were and why there was a need to protect the residents.

Supervisor Phipps also explained they are not trying to stop the progress, but have control over it.

Supervisor Bonzo expressed concerns over the safety of small cells being so close the residents' homes.

Brett suggested approving the proposal for an amount not to exceed \$4,800.

Motion by Martin to accept the proposal from Cohen Law Group to prepare an Ordinance for small cells for an amount not to exceed \$4,800.00, Phipps seconded. Vote of 5-0 in favor.

RECREATION

Lisa Bauman read the September monthly report for the Recreation Committee. The concerts went well and they are looking for better ways of getting the word out for next year's series.

Trick or Treat Trail will be October 30th from 6:00 - 8:00. Anyone interested in handing out candy needs to arrive by 5:30 to set up.

ZONING

The September Zoning/Building monthly report was submitted.

BOARD COMMENTS

Chairman Happ welcomed Martin Bonzo to the Board of Supervisors.

EXECUTIVE SESSION

Motion by Retsch to go into executive session with Solicitor Reese to discuss a legal matter, seconded by Happ. Vote of 5-0.

The executive session ended at 8:41 p.m. Motion by Happ for the Township not to pursue an appeal to the Brodmerkel case, seconded by Phipps. Vote of 5-0 in favor.

ADJOURNMENT

Motion by Happ, seconded by Retsch to adjourn the meeting. Vote of 5 to 0 in favor. Meeting was adjourned at 8:43 p.m.

Respectfully,

Lawrie J. Borgman
Secretary