

**Harmar Township Municipal Building
Township Board of Supervisors
REGULAR BUSINESS MEETING
Thursday, May 18, 2017**

PRESENT

Patricia A. Janoski	Absent
Robert W. Seibert, Jr.	Vice Chairperson
Robert Exler	Supervisor
Lee Biermeyer	Supervisor
Harry Lenhart	Supervisor
Donna Piper	Secretary/Treasurer
Charles Means	Solicitor
Bill Braun	Senate Engineering

CALL TO ORDER

Mr. Seibert, the Vice Chairperson, called the Public Hearing of May 18, 2017, to order at 6:04 pm. The Pledge of Allegiance was recited.

Mr. Seibert announced that the Board met in Executive Session to hear presentation of the DCED 2016 Annual Audit and to discuss personnel matters.

**PUBLIC HEARING as duly advertised for 6:00 pm
ZONING ORDINANCE AMENDMENT – ORDINANCE #421**

Mr. Seibert called the Public Hearing to order stating the intent as follows: to amend the Township Zoning Ordinance by providing for medical marijuana uses of Grower/Processor and Dispensaries in the C-2 Zoning District.

The Solicitor provided the swearing-in of intended speakers and provided the background of PA Act 16. The Solicitor also explained that the proposed amendment has gone before the Township Planning Commission and has also been reviewed by the Allegheny County Planning Department.

Ms. Thelma Jewart of Harmar Township spoke in opposition to the proposed amendment and stated that the use should be provided for in the industrial district. As a resident, Ms. Jewart does not want to see a grower/processor facility near “restaurant row”. Ms. Jewart asked if the business would be exempt from real estate taxes now or in the future and asked if the state intends to legalize marijuana.

Mr. Means, in answering Ms. Jewart, stated that the business is not exempt from real estate taxes and that the purpose of the hearing is to discuss medical marijuana uses and he could not speak on the Pennsylvania Legislatures future intentions. Mr. Means went on to describe some of the restrictions that were set forth in Act 16 pertaining to medical marijuana grower/processors and

dispensaries. Mr. Seibert stated that he has read the enabling legislation that defines the taxes that the associated marijuana businesses are to pay and the state’s plan for allocations.

There being no further comments, Mr. Seibert closed the Public Hearing at 6:15 pm. Mr. Seibert then called for a motion on Ordinance #421 that would amend Ordinance # 331 by providing for medical marijuana uses (per PA Act 16) in the C-2 Zoning District. Mr. Biermeyer made a motion to approve Ordinance #421 as advertised. Mr. Exler provided the second and the motion was carried unanimously.

**PUBLIC HEARING as duly advertised for 6:15 pm
SHEETZ, INC. – INTERMUNICIPAL TRANSFER OF LIQUOR LICENSE No. R-8109
RESOLUTION #11-2017**

Mr. Seibert called the Public Hearing to order and stated the purpose of the Hearing. The Solicitor provided the swearing-in of intended speakers.

Mr. Seibert asked that Attorney Paul Namey, present to represent Sheetz, Inc., provide a brief overview. After hearing the presentation for Sheetz, Mr. Biermeyer asked if beer will be kept in the “beer cave”? Mr. Namey answered: yes, all beer sales will be chilled sales. Mr. Biermeyer asked if wine would be displayed and sold from racks. Mr. Namey stated yes, wine racks will be located nearby the walk-in beer coolers. The Township’s Solicitor asked if there would be any on-premises consumption outdoors. Mr. Namey stated: No.

There being no further comments, Mr. Seibert closed the Public Hearing at 6:27 pm. Mr. Seibert then called for a motion on Resolution #11-2017. Mr. Lenhart made a motion to approve Resolution #11-2017 to permit the transfer of license R-8109 to the Sheetz location along Freeport Road. Mr. Biermeyer provided the second and the motion was carried unanimously.

REGULAR MONTHLY MEETING

Mr. Seibert called the regular monthly meeting to order at 6:28 pm.

PRESENTATIONS

**Steel City Roller Derby – request for games of chance license
Resolution #12-2017**

Maryane Kimble of the Steel City Roller Derby Club provided the Board with a brief presentation about the local women’s roller derby club that practices out of the Pittsburgh Indoor Sports Arena (PISA) on Rich Hill Road. Ms. Kimble explained that the Club attained tax exempt status in 2014. The Club is now practicing out of PISA and their costs are higher. Ms. Kimble explained that the Club needs to be able to sell raffle tickets for fundraising. Mr. Seibert called for a motion to approve the request as Resolution #12-2017. Mr. Biermeyer made the motion and Mr. Exler provided the second. The motion was carried unanimously.

PUBLIC COMMENTS

Mr. Stanley Malak asked when Code Enforcement in Harmar is going to happen.

Mr. Paul Messich of the Acme neighborhood stated he would like to clarify his statement from last month and admitted that many of the issues he brought forth in regard to code enforcement were addressed but there are many more to be addressed.

Ms. Linda Slomer of Deborah Lynn Court stated that political signs were removed the morning after election day. Mr. Exler stated that he and Mr. Biermeyer also had signs missing. Ms. Slomer stated that someone told her that the Harmar Road Crew removed the signs. Mr. Seibert stated that he was not aware of such activity.

Ms. Slomer also mentioned that business cards were purchased for Mr. Seibert. Dr. Piper stated that cards were also purchased for Mr. Biermeyer and Mr. Lenhart; and all three purchases were in their capacities as Township Supervisors.

Ms. Thelma Jewart commented on the removal of the political signs and updates to the website.

Mr. Malak asked about the Print Map publication. Mr. Seibert stated that the publication will include an educational component in regard to Stormwater.

BOARD COMMENTS

None.

APPROVAL OF MINUTES

Mr. Exler made a motion to approve the minutes of the April 20, 2017, meeting. Mr. Biermeyer provided the second and the motion carried unanimously.

TREASURER'S REPORT

Mr. Seibert made a motion to approve the April 1 – April 30, 2017, Treasurer's Report. Mr. Biermeyer provided the second and the motion was carried.

SOLICITOR'S REPORT

Noting to report.

ENGINEER'S REPORT

Bill Braun of Senate Engineering was present for Matt Pitsch.

Mr. Braun presented payment request #2 from Pampena Landscaping in the amount of \$22,500 for the Soccer Complex Project. Mr. Seibert made a motion to approve the payment request. Mr. Lenhart provided the second and the motion was carried unanimously.

Mr. Braun requested authorization to advertise the bid document for the Dremmel Road Project in the amount of \$118k (approximately \$100k grant and \$18k match). Mr. Exler made a motion to approve advertising. Mr. Biermeyer provided the second and the motion was carried unanimously.

Mr. Braun announced there will be a preconstruction meeting on May 31, 2017, at 2:00 to discuss the 2017 Paving Program.

Mr. Braun presented the Act 57 Study as recently completed by Senate Engineering. Mr. Seibert made a motion to adopt the Study and fee recommendations of the Municipal Engineer. Mr. Exler provided the second and the motion was carried unanimously.

OLD BUSINESS

None

NEW BUSINESS

Resignation of Harry Lenhart from Zoning Hearing Board: Mr. Seibert made a motion to accept the resignation of Harry Lenhart. Mr. Exler provided the second and the motion was carried unanimously.

Zoning Hearing Board Appointment: Mr. Seibert made a motion to appoint Barry Busbey to the Zoning Hearing Board. Mr. Biermeyer provided the second and the motion was carried unanimously.

PA DCED 2016 Audit Report: Mr. Biermeyer made a motion to accept the PA DCED 2016 Audit Report as prepared and presented by the appointed auditor Rich Hill, CPA. Mr. Lenhart provided the second and the motion was carried unanimously.

Resolution #14-2017 – Parks and Recreation Policies and User Fees: Mr. Exler made a motion to approve the Parks and Recreation Policies as prepared and presented by Dr. Piper. Mr. Biermeyer provided the second and the motion was carried unanimously.

Resolution #15-2017 – Amendment to the Harmar Township Police Policies and Procedures Manual with regard to Pursuit of Vehicles: Mr. Lenhart made a motion to approve the amendment, effective May 18, 2017, as presented by the Chief and reviewed by the Solicitor. Mr. Exler provided the second and the motion was carried unanimously.

Resolution #16-2017 – Opt to Participate in the Allegheny County CDBG and Home Program for fiscal years beginning July 1, 2018 and ending June 30, 2021 (CDBG Years 44-46): Mr. Seibert made a motion to “opt-in” to the Program as identified. Mr. Biermeyer provided the second and the motion was carried unanimously.

Fee Schedule Update: Dr. Piper asked that the Board table this item until next month. Agreed.

Appointment of a Code Enforcement Officer to work Part-Time: Mr. Exler made a motion to appoint Mike Liko to work part-time as needed at a rate of \$14.00 per hour. Mr. Lenhart provided the second and the motion was carried unanimously.

Resolution #17-2017 - Appointment of a Part-Time Police Officer: Mr. Exler made a motion to appoint Ronald Gillette as recommended by Chief Domaratz. Mr. Biermeyer provided the second and the motion was carried unanimously.

Resolution #18-2017 – Amendment to the Collective Bargaining Agreement to Increase the Hourly Rate for Part-Time Police from \$14.00 per hour to \$17.00 per hour: Dr. Piper explained the need for the amendment per the request of the Chief of Police and Collective Bargaining Unit Consensus. Mr. Biermeyer made a motion to approve the request. Mr. Lenhart provided the second and the motion was carried unanimously. Public Comment: Mr. Buchman asked how much money this would add to the budget. Ms. Jewart asked how the increase would affect the rate of the current part-timers; and if the amendment also increases the rate of pay for full-time officers. Mr. Seibert stated that the increase in the bottom line at the end of the year will be minimal. Mr. Exler stated that currently, Harmar is not competitive and we need to increase the hourly rate to be able to put part-timers back on the schedule.

Resolution #19-2017 – Contract Amendment with Cargill to Store Unordered Salt until December 31, 2017: Mr. Seibert made a motion to approve the contract amendment. Mr. Lenhart provided the second and the motion was carried unanimously.

ADJOURNMENT

There being no further business before the Board, Mr. Exler made a motion to adjourn at 7:25. Mr. Biermeyer provided the second and the motion was carried unanimously.

Respectfully submitted,



Dr. Donna J. Piper
Secretary/Treasurer