

LAWRENCE PARK TOWNSHIP
BOARD OF COMMISSIONERS MEETING

6:00 p.m.

September 11, 2019

4230 Iroquois Avenue

In Attendance: Commissioner J. Cabaday, Commissioner T. Benovic, Commissioner F. Mussett, Engineer T. Podskalny, Solicitor A. Martinucci, Secretary C. Cunningham

Visitors signed in to speak: Jim VanDyne, Rita Nicolussi

Visitors: Joe Golden, Mary Medwid, Charles Curtis, Dale Durst

President J. Cabaday called the meeting to order at 6:00 p.m. The Pledge of Allegiance to the Flag was performed.

Treasurer Report:

Mrs. Joyce Spitznogle reported that nothing has changed since her last report on August 14, 2019.

Engineers Report:

-Lake Cliff Pavement Construction at Former Lift Station Area: A Change Order for final Quantities was prepared, the Contractor's Final Application for Payment was reviewed and approved, and a Recommendation Letter for Payment was prepared and submitted to the Township. Payment is on tonight's meeting agenda.

-Lakeside Boat Launch Repair Grant Application: Urban engineering staff met with Commissioner Benovic at the boat launch on August 30th to discuss proposed Grant application requirements and potential project repair/rehabilitation scope. Urban is working with commissioner Benovic to provide a preliminary scope-of-work, plans/sketches and cost estimate for the Grant application.

-Lake Cliff Lift Station: Urban met with the Township and WC Weil at the Lift Station on Thursday, September 5th to discuss Station operational issues associated with pump priming. WC Weil inspected the Lift Station under their annual inspection agreement, cleaned some sensors and went over operational issues with Township staff present. There appears to be an issue with the data that is being generated by the station's Telog monitoring system. Telog was contacted and deferred to the City of Erie WWTP, and Urban is continuing to attempt to contact the WWTP to discuss.

-Community Center ADA Access Project: On an as-needed basis and only at the request of the Township, Urban continues to help coordinate the project with the Architect, Gary Matczak.

Solicitor's Report:

-We have re-engaged on completing a review of the building code and enforcement issues.

-We have been asked to review and suggest revisions to Township ordinances regarding waste management and recycling; that project is now underway.

-We have reviewed and prepared a summary of proposed changes to the First-Class Township Code.

-We have researched and responded to information requests on the USDA/RD project.

-We have continued to address the issue of Dion Larese's repayment agreement. After judgment was entered against him, we learned that Mr. Larese is in a Chapter 13 Bankruptcy. The bad news is that means we had to remove the judgement against him. The good news is that, subject to this Board's approval and following an initial lump-sum payment, repayment of an agreed upon amount in regular monthly installments would be incorporated into his bankruptcy plan.

-We have been engaged to address certain matters in the ongoing litigation involving Ms. DeSantis, Officer Kuffner, and the Township. These developments will be discussed in executive session.

Commissioner F. Mussett made a motion to approve all reports as presented. Commissioner T. Benovic seconded the motion; the motion carried.

Public Comment:

-Jim Vandyne asked how the \$100 deposit would be handled in the coming year regarding the Activities room. Solicitor Martinucci explained how a deposit check is only good for a certain length of time. The Township does not deposit these checks unless damage is done to the room. Each year any group that uses the facilities writes a new deposit check for that year. VanDyne reported that people are parking on the grass near the boat launch and he does not like the new 911 call system. Also, he said the signs at the pier near the boat launch keep getting torn down. VanDyne asked about the money that the school district will be getting from Wabtec. The Solicitor stated it is a difficult matter and that all things will be addressed.

-Rita Nicolussi handed out pictures of the dormer next to her home. She said nothing has been done to stop the erection of the large dormer next to hers with concerns that there will be damage to her home due to the overhang of the neighboring home. She asked that the large dormer construction be halted. Commissioner Cabaday stated this has been looked into and as long as the person is in conformity with Township Ordinance the construction is allowed to continue as long as the required changes per BIU are made. Secretary Cunningham presented the Board with the building application as well as the Ordinance regarding this construction project. Cunningham also said BIU told the resident to remove the overhang as well as place fireproof dry wall inside his construction site. The fire wall is 1.5' away from the new construction and the pitch of the roof has not been changed, therefore he is in compliance. Nicolussi asked if damage happens what would happen, Solicitor Martinucci told her it then becomes a civil matter and she would need to see the District Justice. Nicolussi asked if these Ordinances can be looked at in the future.

Bills:

Commissioner T. Benovic made a motion to pay bills as presented, Commissioner F. Mussett seconded; the motion carried.

Minutes:

Commissioner T. Benovic made a motion to approve the BOC Minutes for 8/28/19 Commissioner F. Mussett seconded; the motion carried.

New Business:

-Commissioner T. Benovic reported that in observance of 9/11 the Iroquois school district did many service projects throughout the Community including Lawrence Park. There were upwards of 600 students involved.

-Commissioner T. Benovic motioned to pay the 1st and final payment of \$32,222.54 to Cross Paving for all final contract construction items and costs per Change Order #1 for the Lake Cliff Pavement Construction Project. Commissioner F. Mussett seconded; the motion carried.

-Commissioner F. Mussett motioned to approve hiring Nakima Williams as a part-time Crossing Guard, Commissioner T. Benovic seconded; the motion carried.

At this time, Commissioner J. Cabaday called for an Executive Session at 6:34 pm
Commissioner J. Cabaday called the meeting back to order after the executive session.

-Commissioner F. Mussett motioned to accept in satisfaction of Dion Larese's repayment agreement with the Township the compromised amount of \$3,500 and to approve the debtors consent motion to allow a paid claim in the amount of \$2,916.30 provided that Mr. Larese signs over to the Township the refund of his pension contributions in the amount of \$583.70. Commissioner T. Benovic seconded; the motion carried.

Commissioner F. Mussett motioned to adjourn the meeting at 6:57 p.m. Commissioner T. Benovic seconded; the motion carried.

Respectfully Submitted:

Cindy Jo Cunningham
Board of Commissioner's Secretary