

February 1, 2018

HEARING OF McKEAN TOWNSHIP SUPERVISORS

CALL TO ORDER

A hearing of the Board of Supervisors was called to order by Chair Janice Dennis at 7:00 p.m. on February 1, 2018 as previously publicized by the Erie County Department of Planning and took place at the McKean Township Municipal Bldg.

ROLL CALL

Members present was Janice Dennis, Brian Cooper and Ronald Bole. Guest present was Joe Berdis from the Erie County Department of Planning.

PURPOSE OF HEARING

The purpose of the hearing was to take comments on the Township's proposal to modify its FY 2016 CDBG program. It was noted that County Planning did not receive any comments or concerns.

It was noted that McKean received \$86,272 in FY 2016 Community Development Block Grant funding from the PADCED and previously resolved that the monies be used to undertake the following activities/projects:

- \$15,000 – First Time Homebuyers Assistance Program
- \$62,672 – Single Family Housing Rehabilitation Project
- \$8,600 – Program Administration

Due to a lack of interest in both projects, the Township proposes to delete the two activities and use the funds totaling \$77,672 for a recreational improvement activity which would involve the construction of two (2) picnic pavilions at Idyll White Village Mobile Home Park. The pavilions would be purchased through the PA COSTARS program and be installed by a certified COSTARS contractor. These pavilions would complement the new playground equipment which is to be installed at the park utilizing FY 2017 CDBG funding.

It was noted that the township would look into possible quotes from three COSTARS suppliers for playground equipment and pavilions.

ADJOURNMENT

With no objections, the hearing adjourned at 7:15 p.m.

Respectfully submitted,

Janice T. Dennis

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REGULAR MEETING OF McKEAN TOWNSHIP SUPERVISORS

CALL TO ORDER

A regular meeting of the Board of Supervisors was called to order by Chair Janice Dennis on February 1, 2018 at 7:30 p.m. as previously advertised and took place at the McKean Township Municipal Bldg.

ROLL CALL

Members present were Janice Dennis, Brian Cooper and Ronald Bole. The meeting was taped by the Board and Rodger Eck.

CITIZEN COMMENT – AGENDA

None

MINUTES

Brian Cooper moved approve minutes of January 2, 2018 organization and regular meeting and the January 8, 2018 special meeting, second by Ron Bole and passed by unanimous roll call vote.

TREASURER REPORT

Ron Bole moved to approve the Treasurer Report of January 31, 2018 subject to audit and approve payment of bills from the Treasurer Report of January 31, 2018, second by Brian Cooper and passed by unanimous roll call vote.

REPORTS OF BOARDS, COMMISSION, COMMITTEES

Planning Commission minutes of January 18, 2018 meeting were noted.

REPORTS OF OFFICERS

Ron Bole reported that the new Freightliner truck is another six weeks out. Brian Cooper reported that there have been two snow plow trucks down. He further reported on the Paramedic Association advanced life support situation in that the ambulance was inspected and will be able to run calls and in another two to three weeks it will be a transportable unit for more coverage to our township.

With no objections from the Board, the Secretary would make application from the Recreation Authority to the DCED for the final trail project at the Community Park.

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CORRESPONDENCE

DCNR—Recreation and Conservation Grants Program

Armstrong—Rate Adjustment

Charter Communications—Upgrade cable television service

Carl Holmes—Vacancy Board Chairman

Ron Bole moved to accept the resignation from Carl Holes as Vacancy Board Chairman, second by Brian Cooper and passed by unanimous roll call vote.

MacDonald Illig Attorneys—Petition Erie County Tax Claim Bureau for Sale of Real Estate

UNFINISHED BUSINESS

It was noted that a resolution authorizing the intent to appoint a CPA firm was passed at the October 5, 2017 Supervisor's meeting.

Ron Bole moved to enact the following resolution:

RESOLUTION NO. 1452

A RESOLUTION OF McKEAN TOWNSHIP, ERIE COUNTY, PENNSYLVANIA AUTHORIZING THE APPOINTMENT OF A FIRM OF CERTIFIED PUBLIC ACCOUNTS TO MAKE AN EXAMINATION AND AUDIT OF ALL THE ACCOUNTS OF THE TOWNSHIP FOR FISCAL YEAR 2017.

WHEREAS, Section 917(b)(1) of the Second Class Township Code authorizes a Board of Supervisors to appoint a firm of certified or competent public accounts to replace a Township's elected Auditors for purposes of making an examination and audit of all the accounts of a Township; and

WHEREAS, Section 917(b)(1) of the Second Class Township Code further authorizes a Board of Supervisors to determine the compensation for such firm of certified or competent public accounts; and

WHEREAS, Section 917(c) of the Second Class Township Code provides that the firm of certified or competent public accountants shall have the powers given to the Board of Auditors under the Second Class Township Code to make an examination and audit of the Township's accounts, and that any such examination and audit of the Township's accounts will be done in accordance with generally accepted auditing standards; and

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WHEREAS, the firm of Monahan & Monahan is a firm of certified public accounts capable, competent, and qualified to make an examination of an audit all of the accounts of McKean Township; and

WHEREAS, Monahan & Monahan has proposed to perform an examination and audit all of the accounts of McKean Township for fiscal year 2017 for a fee of \$3,200.00; and

WHEREAS, the McKean Township Board of Supervisors believes that the appointment of a firm of certified or competent public accountants to replace the elected Auditors is in the best interest of the Township.

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of McKean Township, Erie County, Pennsylvania, as follows:

1. McKean Township hereby appoints the firm of Monahan & Monahan to replace the Township's elected Auditors for purposes of making an examination and audit of all the accounts of the Township for fiscal year 2017.

2. Monahan & Monahan shall have the powers given to the Board of Auditors pursuant to Article IX of the Second Class Township Code, and any such examination and audit of the accounts of the Township shall be conducted in accordance with generally accepted auditing standards and principles.

3. In addition to and consistent with Article IX of the Second Class Township Code, Monahan & Monahan shall have the power to audit, settle, and adjust the accounts of all elected or appointed officials of the Township and its boards or agencies that received or disbursed funds of or owing to the Township during the 2017 fiscal year.

4. Monahan & Monahan shall not have the power to determine Supervisor compensation and shall be subject to the same penalties as the elected auditors of the Township under Article IX of the Second Class Township Code.

5. The compensation of Monahan & Monahan for the duties set forth herein shall be \$3,200.00.

6. The appropriate Township personnel are hereby authorized and directed to take all actions necessary to carry out the purposes of this Resolution.

RESOLVED AND ADOPTED THIS 1st DAY OF FEBRUARY, 2018.

By the Board of Supervisors

Janice T. Dennis

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Brian P. Cooper

Ronald T. Bole

ATTEST:

Tenderrlee Little, Assistant Secretary

Motion was second by Brian Cooper and passed by unanimous roll call vote.

The matter regarding Joseph Szymanowski and Barbara Craig requesting reimbursement for auditor expenses was brought before the Board as unfinished business. Mr. Szymanowski stated that the Supervisors review Section 902 of the Code, case law, or possibly Section 602 or 607 of the Code for authorization to reimburse the expenses.

NEW BUSINESS

Ron Bole moved to appoint Richard Harvey as Vacancy Board Chairman, second by Brian Cooper and passed by unanimous roll call vote.

Ron Bole moved that the Supervisors, Treasurer, Clerk and three firemen are authorized to attend the ECATO Firemen's Conference, second by Brian Cooper and passed by unanimous roll call vote.

Jan Dennis moved to advertise for bids for superpave, single seal coat applied, and fuel, second by Brian Cooper and passed by unanimous roll call vote.

Brian Cooper moved that the Roadmasters, Secretary, Treasurer and Clerk are authorized to attend the ECATO Schools, second by Ron Bole and passed by unanimous roll call vote.

Ron Bole moved that the 4-H Club and McLane Little League are authorized to utilize the municipal building for their 2018 meetings, second by Brian Cooper and passed by unanimous roll call vote.

Jan Dennis moved that the Settlement for the 2017 Tax Duplicate has been submitted by Karen Hamme, Tax Collector for the total accountable taxes in the amount of \$272,559.12 which includes exonerations and interim billing, second by Ron Bole and passed by unanimous roll call vote.

Brian Cooper moved to warrant the Tax Collector to collect for 2018 Real Estate Taxes with adjustments as authorized through the Erie County Assessment Office by means of interim tax billing, exonerations, and refunds, second by Ron Bole and passed by unanimous roll call vote.

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Ron Bole moved that McKean Township make application to and enter into a Salt Contract Participation Agreement with the PA Department of General Services to purchase sodium chloride from the state awarded supplier, second by Brian Cooper and passed by unanimous roll call vote.

Jan Dennis moved to enact the following resolution:

RESOLUTION NUMBER 1453, 2018

**RESOLUTION APPROVING A MODIFICATION TO “OBO” MCKEAN TOWNSHIP’S
FY 2016 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**

WHEREAS, McKean Township is entitled to receive an annual allocation of Community Development Block Grant (CDBG) funds from the Pennsylvania Department of Community and Economic Development (PA DCED) pursuant to the provisions of PA Act 179 of 1984; and

WHEREAS, the County of Erie, through the Department of Planning, administers the Township’s CDBG program; and

WHEREAS, the Township received \$86,272 in FY 2016 CDBG funding and previously resolved that the monies be used for the following projects/activities:

- \$15,000 - First Time Homebuyers Assistance Project
- \$62,672 - Single Family Housing Rehabilitation Project
- \$8,600 - Program Administration

WHEREAS, due to a lack of interest in both the First Time Homebuyers Assistance Project and the Single Family Housing Rehabilitation Project the Township proposes to delete these two activities in favor of a recreational improvement activity which would involve the construction of two (2) picnic pavilions at Idyll While Village Mobile Home Park; and

WHEREAS, deleting existing activities and adding new ones under a fiscal year constitutes a “modification” of the CDBG program which must be authorized by the governing body with applicable documentation submitted to the PA Department of Community and Economic Development (DCED) for approval.

NOW THEREFORE BE IT RESOLVED by the McKean Township supervisors that the Township believes it is in its best interest to modify the FY 2016 CDBG program as follows:

- Delete the First Time Homebuyers Assistance Project and the Single Family Housing Rehabilitation Project leaving \$0 for these activities and reallocating the monies totaling \$77,672 for a new activity known as the Idyll While Village Mobile Home Park Recreation Project - Phase II which will involve the installation of two (2) pavilions at the mobile home park.

BE IT FURTHER RESOLVED by the McKean Township supervisors that:

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- ✓ All other terms and conditions regarding the FY 2016 CDBG program not affected by this modification shall remain in full force and effect; and
- ✓ The Erie County Department of Planning is authorized to submit all necessary documentation to the PA Department of Community and Economic Development to effectuate the program change.

Janice T. Dennis

Brian P. Cooper

Ronald T. Bole

ATTEST:

Tenderrlee Little, Assistant Secretary

Motion was second by Brian Cooper and passed by unanimous roll call vote.

Brian Cooper moved to appoint James Neuburger to serve as a member on the McKean Township Water Authority with a term expiring January 2023, second by Ron Bole and passed by unanimous roll call vote.

Brian Cooper suggested to the Board that the Secretary send letters to the Auditors asking them to save township money and stop what they've done. They've gone against a court order, violated federal wage law and being discriminated against as it relates to holidays and personal days being taken away that the other full time employees receive. Jan Dennis stated this has probably already taken place due to a letter which has already been sent to the Auditor's attorney. Brian clarified that it is not all three Auditors as the new Auditor, Molly Goldsmith is overruled by Mr. Szymanowski and Mrs. Craig. He also added that the township works hard to receive grants with monies by wasted. Brian noted that residents are upset and wonder why the Auditors have not been removed.

PUBLIC PARTICIPATION

Barbara Craig, East Stancliff Road

Ms. Craig presented a letter to the Board which the Auditors are requesting information and copies of records of which a few were noted such as detailed budget, wage statements, log books, health care contributions, pension plan contributions, cost of legal fees. She also stated that the State Police Trooper lied in the report regarding the illegal taping by the Auditors.

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With no objections from the Board, the Chair stated that these are records that would be provided by the Right-to-Know Officer at \$.25 per copy. Ms. Craig stated she would get back to the Supervisors if she wanted the documents provided under a Right-to-Know request. Mr. Cooper added that he would be turning the matter over to the State Police that the Auditors stated the Trooper lied in his report.

ADJOURNMENT

With no objections, the meeting adjourned at 8:10 p.m.

Respectfully submitted,

Janice T. Dennis, Secretary