

Richmond Township Board of Supervisors  
Monthly Meeting  
Monday, January 10, 2022  
7:00 P.M. prevailing time

Chairman Brian Wanner called the Richmond Township Board of Supervisors' monthly meeting to order at 7:00 P.M. in the Richmond Township Municipal Building. The pledge of allegiance followed.

**I. ROLL CALL**

In attendance at this meeting were Supervisors Brian Wanner, Sam Kemmerer and Scott Brinker; Jennifer Galomb, Township Secretary-Treasurer; Christopher Hartman, Esq., Solicitor; Scott Anderson; Township Engineer and Jeff Fiant; Kraft Code Services. Also in attendance were members of the Virginville and Walnuttown Fire Companies and Cody Luckenbill; Township Assistant Roadmaster

**II. PUBLIC PARTICIPATION – AGENDA COMMENTS SESSION**

None

**III. APPROVAL OF MINUTES**

A motion was made by Sam Kemmerer to approve the minutes of the December 13, 2021, Scott Brinker seconded the motion. Motion carried unanimously.

A motion was made by Brian Wanner to approve the minutes from the January 3, 2022 Reorganizational Meeting, Sam Kemmerer seconded the motion. Motion carried unanimously.

Brian welcomed Chris Hartman, Scott Anderson and Jeff Fiant back to the Township for another year of service.

**IV. NEW BUSINESS**

**1.. Code Enforcement Report- Kraft Code Services**

The Board acknowledged receipt of the Code Enforcement Report dated December 29, 2021 for activity from 11/21/2021- 12/25/2021. Jeff Fiant was present and he reviewed the

report. No major issues and most properties that were not in compliance are now resolved and in compliance.

**2. SEO Report- LTL Consultants Ltd.**

The Board acknowledged the receipt of the SEO report dated January 3, 2022 for activity from December 2021.

**3. Review the Sheetz Sketch Plan and Affirm the Planning Commissions decision to move to Final Plan.**

Scott Anderson explained that Sheetz is looking to tear down the existing building and rebuild. They are planning on expanding the parking lot and moving the fuel pumps. He explained that a big concern was the truck traffic moving in and out of the property and unfortunately there was no real answers yet on that. The one addition was a drive-thru in the back of the building, which was questioned on how that will affect traffic if there is a back up at the window. Because it is the same footprint as the old site and not affecting anything new the Planning Commission recommended the plans move forward to final plan. A motion was made by Sam Kemmerer to grant the waiver for the one step review process, Scott Brinker seconded the motion. Motion carried unanimously.

**4. Review letter from ARRO Consulting-regarding upgrade project at East Vine Street Pump Station by Fleetwood Borough.**

Chris Conrad from Fleetwood Borough Authority would like to submit a permit application to the PA DEP for an upgrade project at the East Vine Street Pump Station and they have received several letters of support from other municipalities and is looking to see if we could do the same. A motion was made by Brian Wanner to generate a letter in support of Fleetwood Boroughs desire to upgrade or expand the waste water treatment plant, Sam Kemmerer seconded the motion. Motion carried unanimously.

**5. Motion to approve Resolution #2022-09 Supplemental Appropriations for the 2022 Budget using ARPA Funds.**

Chris Hartman, Esq. explained that this resolution was created to address the permissible categories of expenditure. The final rule, that just came out this week now states that essentially can approve a standard amount of lost revenue due to the pandemic up to \$10,000,000.00. He said we can treat 100% of the money that we received from ARPA as lost revenue and can be spent on anything. Chris's recommendation is to table this resolution and asked the board to instruct him to revise the resolution to state that the township can spend this money on anything that is permitted as lost revenue and this will be a place holder until the Township decides what they actually intend to do with the money. A motion was

made by Brian Wanner to table the resolution, Sam Kemmerer seconded the motion. Motion carried unanimously.

### **AMENDED AGENDA**

#### **6. Motion to approve Amendment to Intermunicipal Water Service Agreement.**

Fleetwood Borough asked to have the agreement updated to include the additional properties that are now being served or will be served by Fleetwood that are located in Richmond Township. The addresses have been reviewed and are accurate. A motion was made by Brian Wanner to accept the agreement, Sam Kemmerer seconded the motion. Motion carried unanimously.

#### **7. Discuss Tolling of Lenhartsville Bridge by Penn Dot.**

Chris Hartman, Esq. discussed that It has come to his attention that there is litigation that has been filed in Commonwealth Court by 3 municipalities in western PA where there is a bridge passing through these communities that is on the list for tolling. Those communities brought suit in a form of a declaratory judgement and request for an injunction to stop Penn Dot from moving forward with this tolling on the basis that they have not complied with the legislation that empowered them to consider the tolling. The P3 Board that is authorized by the legislature to consider projects like this and then make recommendation to Penn Dot, but they are required before taking actions to consult with the affected municipalities. The lawsuit alleges that the P3 Board did not follow the correct procedure. If they had followed the correct procedure the P3 Board would have identified the bridges that would be tolled, would have made a report to the legislature that the legislature could have reacted to including shutting it down if they didn't like it, or in addition that are required to seek comment from the affected municipalities and they did not do that either because they didn't name any bridges or other infrastructure for tolling. Chris said he was asked by Director of the Berks County Planning Commission, who Commissioner Leinbach has asked to be the liaison with local government to reach out. The county is willing to pay the bulk of the cost, but they would like as many individual municipalities to say that they support this. Commissioner Leinbach is asking what kind of contribution he would like to see from individual municipalities contribute for this. After further discussion a motion was made by Brian Wanner to approve the joining of the lawsuit and giving a spending limit of up to \$1000.00, Sam Kemmerer seconded the motion. Motion carried unanimously.

#### **V. OLD BUSINESS**

None

#### **VI. POLICE REPORT**

The Board acknowledge receipt of the Police Information Report for December, 2021.

**VII. FIRE COMPANIES' REPORTS**

The Board acknowledged receipt of the December 2021, monthly reports from both the Virginville Fire Company and Walnuttown Fire Company.

**VIII. ENGINEER'S REPORT**

Scott explained that they had received the permit submissions for the Lyons Solar Farm that is currently under review. There is one variance that they need get more information about. The variance is for power lines and the ordinance reads a maximum height of 50 feet and they want to go to 70 feet. The Berks County Planning Commission has a copy of the submission and is under review. Sam Kemmerer asked if there was any discussion on the storm water for this project, he said last time it was discussed with Gary there was a difference of opinion in the storm water plans. Scott stated that he just started to review the plans but would keep the board posted.

**IX. SOLICITOR'S REPORT**

**1. Review of Delinquent Sewer Account Collections - PAMS**

The Board reviewed the Unpaid Bills Report received from PA Municipal Services for month of December and the list prepared by Attorney Mayfield. Chris explained that we received a default judgment at the Lutz/Schaffer. A lien was filed on the property at 895 Pleasant Hill and 14 Chapel Drive. We are awaiting the outcome on that.

They also received a letter of commitment to pay from Bradley Richard and asked the board to approve. A motion was made by Brian Wanner to accept the payment plan and revisit any outstanding monies owed in July, Sam Kemmerer seconded the motion. Motion carried unanimously.

**X. STECKBECK ENGINEERING – SCOTT RIGHTS, P.E.**

None

**XI. MISCELLANEOUS BUSINESS**

None.

**XII. ROADMASTER'S REPORT**

**Roadwork Report**

The board reviewed the roadwork report submitted by the Cody Luckenbill.

**Discuss lighting at the Roundabout.**

Cody tried calling Penn Dot regarding the roundabout lights and never got a call back. He reached out to C.M. High and they gave us a quote to fix the lighting in the roundabout and switch all the sensor lights out. A motion was made by Brian Wanner to accept the quote, Sam Kemmerer seconded the motion. Motion carried unanimously.

**New Truck for the Township**

The board recommended getting 3 quotes for trucks with outfitting included and submit to the board to review.

**Titan Leaf Blower from Windfield Township**

We offered \$17,000.00 and Windfield countered with \$20,000.00. Windfield Township will have a board meeting at the end of the month to have their board approve. A motion was made by Brian Wanner to accept the offer for the leaf blower, Sam Kemmerer seconded the motion. Motion carried unanimously.

**XIII. SECRETARY - TREASURER'S REPORT**

**1. Payment of the Bills**

**General Fund**

A motion was made by Sam Kemmerer to pay Check #10180 to Check #10228 including the electronic fund transfers in the amount of \$109,111.32 Scott Brinker seconded the motion. Motion carried unanimously.

**State Fund**

No checks were written out of the State Fund Account

**Light Fund**

No checks were written out of the Light Fund Account.

**Richmond Township Sewer Fund**

A motion was made by Sam Kemmerer to pay Check #2901 - #2906 including the electronic fund transfer in the total amount of \$14,402.86 Scott Brinker seconded the motion. Motion carried unanimously.

**Walnuttown Fire Escrow**

A motion was made by Sam Kemmerer to pay Checks #2143 in the amount of \$769.00 Scott Brinker seconded the motion. Motion carried unanimously.

**Virginville Fire Escrow**

A motion was made by Sam Kemmerer to pay Checks #2144 in the amount of \$769.00 Scott Brinker seconded the motion. Motion carried unanimously.

**Virginville Sewer PennVest Account**

A motion was made by Sam Kemmerer to approve the electronic fund transfer loan payment in the total amount of \$ 2,901.57. Scott Brinker seconded the motion. Motion carried unanimously.

**XIV. CHAIRMAN'S REPORT**

Nothing to report.

**XV. PUBLIC PARTICIPATION - BUSINESS FROM THE FLOOR**

None

**XVI. ADJOURNMENT**

There being no further business, a motion was made by Brian Wanner to adjourn the meeting at 8:37 P.M. The motion was seconded by Sam Kemmerer. Motion carried

unanimously.

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Jennifer Galomb  
Secretary-Treasurer, Richmond Township

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Brian S. Wanner  
Chairman, Richmond Township