

Richmond Township Board of Supervisors
Monthly Meeting
Monday, October 09, 2023
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.

ROLL CALL

In attendance at this meeting were Supervisors Brian Wanner, Sam Kemmerer and Scott Brinker; Jennifer Galomb, Township Secretary-Treasurer; Chris Hartman, Esq., Solicitor and Scott Anderson, Township Engineer.

PUBLIC PARTICIPATION – AGENDA COMMENTS SESSION

None

APPROVAL OF MINUTES

A motion was made by Sam Kemmerer to approve the minutes from the September 11, 2023 monthly meeting, Scott Brinker seconded the motion. Motion carried unanimously.

A motion was made by Brian Wanner to approve the minutes from the Special 2023 Fall Roadwork Bid Review on September 18, 2023. Brian explained that they had approved to repair Moll Road yet this year with the budget, which would include leveling and wearing course, and the rest of the road work would wait until next year. The approved amount for H&K was \$74,400.75. Sam Kemmerer seconded the motion. Motion carried unanimously.

A motion was made by Sam Kemmerer to approve the minutes from the September 20, 2023 Fleetwood Police Budget meeting, Scott Brinker seconded the motion. Motion carried unanimously.

NEW BUSINESS

Code Enforcement Report- Kraft Municipal Group

Jeff Fiant reviewed the report with the Board.

219 Dryville Road – ZHB continuance on October 19th

330 Mine Road- Jeff mentioned that he was finally on the property last week. As per the agreement, he needs to have the property cleaned up by the end of October or have a signed contract with a construction date before the end of the year, for a building to store all of the items that are outside, inside.

October 10th is the hearing for McCardles Pub- Jeff mentioned that he gave the property owner 30 days to clean the property up, showing the judge that we are willing to work with them, unfortunately the property looks worse now than it did.

SEO Report- LTL Consultants Ltd.

The Board reviewed the report. Jen mentioned that there are 2 properties, one of which is scheduled to be pumped out soon and the other 26 Lincoln that had not pumped yet.

Police Report- Fleetwood Police.

Chief Ulshafer was in attendance and reviewed the report.

Virginville Fire Company Report.

The Board reviewed the report and had no questions.

Walnuttown Fire Company Report.

The Board reviewed the report and had no questions.

Motion to approve Resolution 2023-11- Intergovernmental Cooperation Agreement with Albany Township.

Attorney Hartman explained that this intergovernmental agreement will allow the Townships to share roadcrew personnel and equipment, which is similar to the agreements that we have with other municipalities. A motion was made by Brian Wanner to adopt the resolution, Sam Kemmerer seconded the motion. Motion carried unanimously.

Neil Burkholder- Waiver of Land Development Request- 1 Hinton Lane

Scott Anderson discussed that Mr. Burkholder is looking to construct a 40' X 60" farm shop on his property. Due to the size of the commercial building, Scott asked him to request a waiver of land development. The Board asked that when the zoning permit is issued that it clearly states what this building is to be used for and make sure it stays in compliance. A motion was made by Sam Kemmerer to approve the waiver of land development, Scott Brinker seconded the motion. Motion carried unanimously.

Old Business

None

Engineer's Report- Scott Anderson

Solar Farm

Scott Anderson discussed that the equipment and electrical connections on the site have been inspected and approved, for the building permit process. They are still working on items that need to be completed for the zoning permit approval process. Until the site is stabilized and is working as per the final plan details, there will be no zoning permit issued for any processing of electricity. At the present, they just received DEP approval on the amended soils and have grass growing.

With regards to Floyd Kurtz's well water issue, the letter that was sent to DEP, Scott mentioned that he had heard from a representative at South Central Regional Safe Drinking Water. From what he understands, they did not see enough conclusive evidence to take any action, but also the safe drinking water program is not for on-lot wells, it's normally for public systems when they get involved. Since the new well has been dug, Floyd has had some clear water but not all the time. Hopefully we will get answers or help from them soon.

Attorney Hartman discussed that the situations with Ron Kurtz and Floyd Kurtz are not covered by any agreement that the Township has with Heelstone. He recommends that when the time comes for Heelstone to request releasing their financial security, the Board can raise these issues before the financial security is released, if they have not been addressed already.

Jody Gauker was in attendance and voiced her frustration as she is still receiving deliveries at her address that are for the solar farm contractors, which include packages and laborers. She also received several portable lavatories that were left on her property for 4 days.

Brian Wanner asked Chief Ulshafer to assist Jody Gauker with the unwanted deliveries that she is receiving for the solar farm. He advised her to post signs on her property and call the police if there is an issue.

Brian Wanner expressed his frustration with the governmental agencies that are not responding to any of our requests for help with the issues of how the residents are being treated and concerns about drinking water. Chris Hartman recommended they have a face-to-face meeting with Dean Druckenmiller from the Conservation District, along with Chris Hartman, Sam Kemmerer and Scott Anderson. Scott Anderson will set the meeting up.

Ron Kurtz had asked about the permitting on his property as he would like to put up a fence and doesn't want the contractors from the solar farm to come and destroy it or ask him to move it as they are not done on his property. Scott discussed that the permits that are in place are for the right-of way and an NPDES permit for the entire site, which they have to make sure is stabilized and not sure if that will be in the way of his fence. Scott explained that if they are stating that they are done with the area you are wanting to fence, then you should be able to proceed, but he said he should check with them just to confirm.

is Hartman discussed that Ron is assuming some risk with the clean-up that he has done already, as the contractor did not do, as well as wanting to put up a fence before the project is closed out, but the Township is not stopping him.

Supplemental Roadwork Bid

H&K will be out next week to do a walk-through of the work that needs to be done. They are still looking to complete the work this month.

Solicitors Report

Delinquent Sewer Report

The Board reviewed the report from last month as there were no changes.

Attorney Hartman discussed that there was a payment plan that was approved for one of the delinquent properties of 458 Main Street. They have made a substantial payment and will continue to make payments on the delinquency and regular quarterly payment, until they are current.

329 S. View Road

The resident had requested a payment plan of \$300.00 per month along with staying current with quarterly payments until their balance is fully satisfied. A motion was made by Brian Wanner to accept the payment plan, Sam Kemmerer seconded the motion. Motion carried unanimously.

Chris Hartman discussed with the Board that 11 Huyett Ave is on the list for delinquencies and wanted to know if a lien should be filed against the property yet or wait another month. The Board asked Chris to wait one more quarter to see if there are payments made, if not they will discuss at that time.

Review burning ordinance

Chris Hartman discussed with the Board that in previous meetings it was discussed that the burning ordinance that we have is satisfactory but should exclude open burning from zoning district R1. This will still allow people to have a backyard fire pit but you cannot burn trash. Brian asked Chris to prepare the ordinance so that it can be posted on the Townships website stating that it will be enacted at our December meeting, so that people are aware.

A motion was made by Brian Wanner to have Chris Hartman prepare the updated draft ordinance, Sam Kemmerer seconded the motion. Motion carried unanimously.

Motion to advertise Ordinance 2023-02- Reducing Pension Age

Chris is going to reach out to Ron Bitner from Nationwide to see if there are actuary reports that are needed to make this change and report back to the Board at our next meeting.

Chris had asked for an Executive Session after the meeting to discuss possible litigation.

Steckbeck Engineering- Scott Rights, P.E.

Nothing to report

Miscellaneous Business

None

Roadmaster's Report

Review monthly road work report

The Board reviewed the road work report submitted by Robby.

Discuss quotes received for sewer plant gate and fence repairs.

The Board reviewed the gate quotes that Robby submitted. A motion was made by Brian Wanner to accept the quote from ProMax Fence System for \$7,920.00 Sam Kemmerer seconded the motion. Motion carried unanimously.

Secretary- Treasurer's Report

Payment of the bills

General Fund

A motion was made by Sam Kemmerer to pay Check #11134 to Check #11182 including the EFTs in the amount of \$144,525.45 Scott Brinker seconded the motion. Motion carried unanimously.

State Fund

No checks

Light Fund

No Checks

Richmond Township Sewer Fund

A motion was made by Sam Kemmerer to pay Check #3132 to Check #3139 including EFTs in the amount of \$24,518.81 Scott Brinker seconded the motion. Motion carried unanimously.

Walnuttown Fire Escrow

A motion was made by Sam Kemmerer to pay Check # 2169 in the amount of \$741.00 Scott Brinker seconded the motion. Motion carried unanimously.

Virginville Fire Escrow

A motion was made by Sam Kemmerer to pay Check #2168 in the amount of \$741.00 Scott Brinker seconded the motion. Motion carried unanimously.

Jen stated that the Township received it's 2023 Volunteer Fire Relief allocation in the amount of \$27,419.56

We also received the 2023 Pension Fund Contribution of \$23,311.55

CHAIRMAN'S REPORT

Brian Wanner mentioned that he participated in the Fleetwood 150th Anniversary Parade. It was very well organized and lots of residents attended.


PUBLIC PARTICIPATION - BUSINESS FROM THE FLOOR

Mike Schmidt of 1478 Richmond Road wanted to bring to the Boards attention a tree that is by the corner of Richmond Road and RT 222, is a gigantic oak tree that has very big dead branches that could very possibly break off and hurt someone or cause an accident. He did provide a picture of the tree to the Board. The Board will have the roadcrew take a look at the tree and see what can be done.

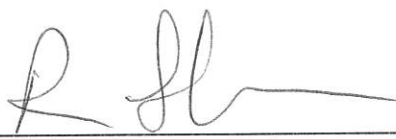
EXECUTIVE SESSION WAS HELD TO DISCUSS A LITIGATION MATTER

ADJOURNMENT

There being no further business, a motion was made by Brian Wanner to adjourn the meeting at 8:35 P.M. The motion was seconded by Sam Kemmerer. Motion carried unanimously.



Jennifer Galomb
Secretary-Treasurer, Richmond Township



Brian Wanner
Chairman, Richmond Township