**Meeting Minutes August 2023**

**Time Meeting called to order:** 6:02pm

**Supervisor’s Present at Meeting:** Chairperson- Jill Careyva, Vice Chairperson- Jon Dettery, Supervisor- Kyle Mummey, Solicitor- Attorney Wallbillich, Secretary/Treasurer- Liza Verges, Code Enforcement Officer- Tara Dolzani,

Tardy: Engineer- William Everett

Absent: Zoning Officer- Jonathon Biros

**Public Comment on Agenda Items Only:**

**Reports**

* Motion to approve Regular Meeting Minutes for July 2023 made by Jill Careyva seconded by Kyle Mummey. All in favor, motion carried.
* Treasurer’s Report - Motion to accept Treasurers Report & bills for payment except Carbon Engineering Bills for July 2023 made by Jill Careyva, seconded by Kyle Mummey. All in favor, motion carried.
* Solicitor’s Report –
1. Motion to pay Mary Stitzer and/or Attorney Kim Borland $17,000.00, with a check to be issued and signed on or after August 17, 2023, provided no party files an appeal of the Court Order dated July 17, 2023 in the Stitzer surcharge matter. The solicitor states the petition was granted in the amount less than what she was requesting. The order states the Township must pay it. He did not know if it went to Mary Stitzer or to her lawyer. No motion was made.
2. Motion to accept Solicitor’s Report for July 2023 made by Jill Careyva, seconded by Jon Dettery. All in favor, motion carried.
* Zoning Report – Marty Kutsko ask is he ever going to come to the meeting? Jill Careyva stated he informed her he would be here; they would have to discuss it. Pam Hartz states that the Chairperson has said they will discuss it for the past 3 months and nothing is being done. Liza Verges read the zoning report. There were 7 permits issued, 3 permits under review 1 violation, 0 planning board actions and 0 zoning hearing board actions. The 7 permits issued were to Alicia Estudillo for principal structure (home), Eagle Rock Resort for new guard shack, Austin Davidson for an accessory structure garage, Bob Lex for a fence, Biros Utilities for an accessory structure (moveable structure arch cover), Tara Dolzani for a swimming pool deck enlargement, and John & Gina Swircek for the installation of a new swimming pool. The violation issued was sent to a resident for operating without a permit to inform them they require a permit. Danchision is scheduled for a Zoning Hearing August 14, 2023 at 6pm for storage units in Sheppton along 924. Kyle Mummey asked about permit 24-23, he has a copy of the permit issued to L&B Landholding on 7/27/2023 for an 8 ft fence signed by William Everett. He does not recall assigning an assistant zoning officer or conflicts officer, is the permit valid? Jill Careyva states there have been many personal things between Tara and L&B Landholding. Tara Dolzani states it doesn’t matter as she is Code Enforcement and he is costing the Township money by circumventing the system going to the engineer rather than her. Jill Careyva states her and Jon Dettery agreed that the engineer could sign the permit as there was a conflict between the 2 officers and it slipped her mind to inform Kyle Mummey. Kyle Mummey states so you had an illegal meeting and appointed William Everett as conflict officer without the 3rd supervisor present. Jill Careyva stated it wasn’t a meeting. Kyle Mummey asked the solicitor if the permits are even legal to which the solicitor replied that he has given his opinion in prior meetings to either hire an engineer firm for zoning and code or appoint a conflicts officer. Pam Hartz asked how many permits did the engineer issue? William Everett states he signed 3 permits. Tara Dolzani asked how much does the engineer charge per permit to which he responded nothing. Jackie Houser states prior code officer also served as zoning officer when there was conflict, why can’t Tara sign? Tara Dolzani states we can also use Tino Nocchi the UCC inspector to issue permits. Motion to accept Zoning Report for July 2023 made by Jill Careyva, seconded by Jon Dettery. Kyle Mummey abstained; motion carried.
* Police Report – Read by Seargeant Dimmick. Motion to accept Police Report for July 2023 made by Jill Careyva, seconded by Kyle Mummey. All in favor, motion carried.
* Code Enforcement Report – Tara Dolzani states there was 2 abandoned vehicles, 2 animal complaints in Oneida, 1 assist of a resident with garage setback, 1 building permit violation, 1 building complaint (no violation), 3 high grass and weeds, 1 occupancy permit for business, and 2 quality of life. As for burning, there is no open burning. The burning complaints in Oneida are an ongoing complaint. They are burning wood and you cannot control wind direction. They are burning in a ring and cleaning up his lots and continuous burning everyday but there is no violation. Motion to accept Code Enforcement Report for July 2023 made by Jill Careyva, seconded by Jon Dettery. All in favor, motion carried.
* Engineer’s Report- William Everett states working on 2nd Boulevard in Brandonville, the inlets and couple of pipes and side of the road. Additional work at the bottom. He states they broke it into 2 separate projects, temporary paving this year because of accounting work. 2023 Paving Project would be about $14,900 for engineering and $11,000 for inspection. Cut those numbers in half. From $14, 000 to $4,700. Construction inspections, watch the materials to keep an eye on what you are paying for. Jill Careyva asks about our parking lot out here and any advertisement for road bids? William Everett states the parking lot does not fall into liquid fuels. As for road bids he is working on it does not have the ad with him. He states 2nd Boulevard is separate, the road bid would be for Kunkles Hill Road, Old Mill Road, down the mountain, over the bridge and Girard Manor Road. He states not the whole thing, about 300 yards above the bridge with some pavement reconstruction. Jill Careyva states lets publicized the bid and then we’ll decide. Jon Dettery asks what is the estimate cost to have 2nd Boulevard paved with plumbing included? William Everett states total cost would be about $ 81,875.00, its about 2,000 ft of road. Motion to accept Engineer’s Report for July 2023 made by Jill Careyva, seconded by Jon Dettery. All in favor, motion carried.
* Road Report – Colin Kelly states beginning of July did some drainage work on Trailer Park Road and Foose Lane removing the extra debris. Mowing and daily schedule of cutting trees from the road. Drainage up on Girard Manor Road where the water was washing out. Motion to accept Road Report for July 2023 made by Jill Careyva, seconded by Kyle Mummey. All in favor, motion carried.
* Open Records Report – There was 1 Rights to Know request received with the tracking number 2023-07-01 received via email on June 30, 2023 from Janis Farese of American Transparency located in Florida asking for the all employees of 2022, their date of hire, title, and gross pay for the year. Liza Verges has stated that she was unsure of how to handle the request and responded with a letter asking for a 30-day extension on July 10, 2023, and Tara has advised her to deny the request. The solicitor states it is not a basis to deny the request because you do not know the identity of the requestor or because they are not a citizen of the township. What they are requesting is public information and qualifies under the law. There may be a misdemeanor if you deny the request. Bob Gabardi states do not respond to their request. The solicitor states before advising that this person should not respond, will the supervisors and the township take responsibility and indemnify her of it. T
* hey should pay the fine and any attorney fees that come from that. Motion to accept Open Records Report for July 2023 made by Jill Careyva, seconded by Kyle Mummey. All in favor, motion carried.
* Pumpy Project Report- Rick Grabosky states they are continuing with clean up. They received a roof donation for the club house us a full metal roof worth about $2,000-$3,000 of material. Motion to accept Pumpy Project Report for July 2023 made by Jill Careyva, seconded by Kyle Mummey. All in favor, motion carried.

**Old Business:**

* DCED Police Management Study- Jill Careyva states we are moving forward with this. They had a virtual phone call and they will resend all the information to get it restarted. The Police Chief will have to do must of the work and gather the data and send the applications back. It can take up anywhere from 2 weeks up to 2 months once they received the data. The DCED coordinator will be able to designate workers into helping us out. Amy Austra asks how long ago did we start talking about this and why is it taking so long? When did we receive the application? Kyle Mummey states about 2 months ago and it was long process working with the State and there were questions that could not be answered.

**New Business:**

* 2022 Audit – Jill Careyva states the Audit was approved in June of 2023 by the State
* Discussion on purchasing a lawn mower- Jill Careyva thinks it would be advantageous for the road crew if we purchase a push lawn mower with a budget of $500.00. Motion to purchase a push lawn mower made by Jill Careyva, seconded by Jon Dettery. All in favor, motion carried.
* Discussion on New Solicitor- Jill Careyva states we received 2 letters of interest from Joe Baranko of Slusser who is the Zoning Hearing Board Solicitor, and the Mark Semanchik. If we offer the position to Joe Baranko, we would have to advertise for a Zoning Hearing Board Solicitor. Kyle Mummey would like to interview both before making a final decision. We will have Liza call and schedule an interview with Mark Semanchik.
* Eagle Scout Project- Jill Careyva states the Eagle Scout was present earlier but could not attend the meeting because of work. The project is to create a bench in between the 2 picnic tables in the pavilion with an upright box that would contain arts and crafts for the kids and it’s also handicap accessible. The project is also a fundraiser. He was supposed to email the projects information with the fundraiser. Once the information is received it will be posted on the township’s website.

**Public Participation:**

Tara Dolzani- The property she was just at, the question is for Kyle. No one is answering can the Fire company gain access because of the danger on the 2 sides? Kyle Mummey responds unless there is imminent danger such as a fire then no.

Marty Kutsko- A question for the Code Officer, what are we doing about the abandon vehicles and uncut grass? Tara Dolzani states if not answers the door, then all she can do is send out a letter informing them of the violations. Marty Kutsko asks what’s going on with the mobile sign on 924? Tara Dolzani states she had a conversation with the zoning officer to remove the sign from the truck. It’s on a commercial property. It has to come off the truck. Jackie Houser states that 2 or 3 meetings ago that he said he was going to put it on a pole. Tara Dolzani states he said he is awaiting on the parts.

Bob Gabardi- He states the auditors Attorney will be filing an appeal and the basis of the appeal is the amount. The attorney did not receive the decision the solicitor offered to give him his copy of the decision.

Jackie Houser- Please clarify the permit issued on July 27, 2023 for the extension of the 2 extra feet of fence that was added months ago yet the permit was just issued last month. Kyle Mummey states and signed by someone who was not authorized to sign it. His opinion is the permit is not valid, but he is not lawyer.

Tara Dolzani- Is the board going to approach the subject we are discussing and issue a cease and desist to William Everrett from issuing permits to residents.

Kyle Mummey- Historically the Code Enforcement Officer acts as the Zoning Officer in the act of conflict when the Zoning Officer cannot issue a permit.

Travis Martz- I have a question for Tara Dolzani, I live on 924 and you mentioned a burn ban and what was so important that you needed to discuss it with Jon Dettery. Tara states he can burn every single day except Sundays. He is cleaning up his logs and leaves and there are no violations on burning and he cannot control the wind and the wind direction.

Marty Kutsko- What are they doing about stopping the speeders other than sitting on 924 can sit on a road at Ringtown?

Amy Austra- Speeding is bad, I would like to know when was the last time they sat on that road?

Kyle Mummey- It’s bad everywhere.

Mary Stitzer- Why would the auditor’s file an appeal, when their attorney received the same amount. I didn’t say anything for 5 years, I didn’t go to the media, because I didn’t do anything wrong. The solicitor states he would not recommend for the townships to file an appeal. The board of auditors has the ability to do what they want.

* Kyle Mummey makes a motion that the Code Enforcement Officer serves as the Conflict Zoning Officer in times when the Zoning Officer has conflict of interest with a zoning application, seconded by Jon Dettery. Jill Careyva abstained; motion carried.

**Motion to Adjourn and Time:** meeting adjourned by Jill Careyva at 7:30pm

**Members of Public in Attendance:** Kris Pasupuleti, John Grohol, Edwina Matuszkiewicz, Colin Kelly, Jackie Houser, Alfred Cicioni, Dino Cicioni, Bob Gabardi, Steve Singley, Krystal Singley, Rick Grabosky, Annette Leonard, Wendy Danchision, Tara Dolzani, Julio Ayala, Pam Hartz, Travis Martz, Amy Austra