

Watts Township
October 4, 2017

Present: Secretary Nancy Cangoli, Chairman Karl Raudensky, Supervisor Dr. Pat Gutheil, Supervisor Glenn Smithgall, Zoning Officer Bob Hart, Solicitor Fenicle and 13 residents.

The Watts Township Board of Supervisors met October 4, 2017 at 6:00 p.m. at the Watts-Buffalo Community Center for the purpose of a public hearing on the proposed Zoning Ordinance and Zoning Map amendment for Barry & Terry Deaven dba Deaven Partnership and Edward Fazenbaker changing the properties from the Industrial District to Agriculture/Rural District.

Chairman Raudensky called the public hearing to order with the Pledge of Allegiance and turned the hearing over to Solicitor Fenicle.

Solicitor Fenicle explained that the amendment would rezone 2 tax parcels; one owned by the Deaven Partnership at 219 Amity Rd and one owned by Edward Fazenbaker at 1 Cedar Lane. The Perry County Planning Commission recommended the change in the zoning as well as the Watts Township Planning Commission. The property has been posted, the hearing has been advertised and the property owners notified. He then asked for public comment. None was offered.

A motion was made to close the public hearing and go into the regular meeting; Gutheil/Smithgall. Motion carried.

A motion was made to approve the minutes as read; Gutheil/Smithgall. Motion carried.

A motion was made to adopt ordinance 2017-01 amending the Zoning Ordinance and the Zoning Map; Raudensky/Gutheil. Motion carried.

Burget and Associates presented the Barry & Terry Deaven dba Deaven Partnership subdivision plan to the Board. A motion was made to grant the waivers from Sections 304/305, 307.1/307.1.k/ 307.2.c/ 307.2.d; Raudensky/Smithgall. Motion carried. A motion was made to adopt the plan; Raudensky/Gutheil. Motion carried.

SECRETARY

There were 2 Right-to-know request fulfilled for a total of 2.25 hour.

SOLICITOR

Solicitor Fenicle reported the Hunter case is still pending. The Auditors surcharge cases was dismissed by Judge Quigley on the basis that the Board of Auditors had no authority to file them.

ZONING OFFICER

A driveway permit was issued to Jennifer Smiley and a zoning permit was issued to Jennifer Lindsey for a new home.

ENGINEER

Jerry was absent.

FIRE COMPANY

No one was in attendance to report.

UNFINISHED BUSINESS

Status of SALDO-It has been put on the back burner due to the Act 537 plan review.

Sale of the broom, blade and roller-Have pictures to advertise.

Solicitor letter to DEP, Bethany Sweger for time extension for Act 537 ordinance-Supervisor Gutheil is handling.

NEW BUSINESS

The budget workshop meeting will be held October 16, 2017 at 10:00 a.m. at the Township Building. Trick or Treat night will be held October 31, 2017 from 6:00 p.m. to 8:00 p.m.

ROAD MASTER

Roads are being worked on for line painting. It was determined that a single center yellow and white side lines will be done.

PLANNING COMMISSION

There was no meeting in September

<u>Plan</u>	<u>Date Submitted</u>	<u>Date Approval/Disapprove</u>
Farhat Excavating		Conditional 8/3/16
Keller Auto Body	5/10/17	Conditional 8/2/17
Barry & Terry Deaven	6/4/17	Due 9/6/17 extension to Nov.

PUBLIC COMMENT

Brian Reifsnnyder stated he was misquoted in the minutes he did not discuss the Auditors litigation but actions prior to that in 2015 and Glenn Smithgall hiring himself to plow the roads and being paid \$4,800. Glenn stated that was in 2015 during a storm, it was a State of Emergency and the trucks were broke down. Supervisor Gutheil stated she received more positive comments then negative about the plowing during that storm.

Brian inquired about an invoice from C&R Excavating regarding millings and the address being shown as shipped to Kevin Ferris 23 Notch Rd. Supervisor Smithgall stated that they were delivered to the Township building and the Secretary confirmed.

Joel Deaven inquired if the case was about the State of Emergency and plowing, how much money the tax payers are paying for this and how much more will have to be paid. Solicitor Fenicle explained this is not what the auditor's case was about it was about them claiming that the Supervisors were not entitled to the \$75 per meeting that has been paid for years and years and they filed a surcharge claim against them. The defense was that the Board of Auditors did not have the authority according to the 2nd Class Township Code because the audit was conducted by an independent accountant that the Board of Supervisors had hired. The court agreed that the Board of Auditors did not have the authority to file the surcharges against the Supervisors and he did strike the surcharges at this time. The court also denied their request for an appointment for an attorney. Mr. Deaven inquired how much has been spent on attorney fees. Supervisor Smithgall stated is was about \$4,500 at this point.

A motion was made to pay the bills and any bills that come due before the next meeting; Gutheil/Smithgall. Motion carried.

A motion was made to adjourn the meeting at 6:30 p.m.; Gutheil/Smithgall. Motion carried.

Nancy Cangioli
Secretary