

The regularly scheduled meeting of the Herrick Township Board of Supervisors was held Monday, August 2, 2021 at the township building. Chairman Brian Zembrzycki called the meeting to order at 6:00 p.m. Supervisors Bernard J. Zembrzycki and Nancy Harvatine were also present.

The Pledge of Allegiance was said.

The minutes of the previous meeting were read and approved on motion of Brian Zembrzycki and seconded by Bernard J. Zembrzycki. Motion carried on unanimous vote.

The following treasurer's report was read:

General Fund Checking Balance 6/30/21		\$103,969.43
July Receipts		\$121,315.69
Interest	21.82	
County Delinquent	301.01	
Real Estate transfer	7,194.67	
Zoning Permit	270.00	
Building permits	3,503.10	
District Justice	6.98	
J. Svecz (RE)	3,023.40	
Zoning Hearing (Makowski)	300.00	
Park Checking account	134.81	
Park Statement Savings	2,945.84	
Sewage	995.00	
Act 13	66,874.52	
American Rescue Funds	35,744.54	
July expenses		33,924.67
General Fund Checking Balance 7/31/2021		\$191,360.45
Interest from park grant		.01
General Fund Checking Balance 7/31/2021		\$191,360.46
(\$38,748.94 is Act 13 monies)		
Act 13 Funds PS Bank MM Balance	6/30/2021	\$ 28,301.98
June Interest		10.24
Act 13 Funds PS Bank MM Balance	7/31/2021	\$ 28,312.22
Highway Aid Checking Balance 6/30/21		\$ 7,295.06
Interest		.78
July Expenses		None
Highway Aid Checking Balance 7/31/21		\$7,295.84
Equipment Balance 12/31/20		\$15,105.40
2021 Allocation		17,195.43
Equipment Balance 4/30/2021		\$32,300.83
Equipment expense		26,900.00
Equipment Balance 6/30/2021		\$ 5,400.83
Community Park Fund Balance 6/30/21		\$134.81 (Checking Acct.)
Transfer to General Funds		\$134.81
Community Park Fund Balance 7/31/21		0

Park Grant Balance 6/30/2021 (Statement Savings)	\$2945.83
Interest	.01
Park Grant Balance	\$2945.84
Transferred to General Funds	\$2945.84
Park Grant Balance 7/31/2021	0

The treasurer's report was approved on motion of Brian Zembrzycki and seconded by Bernard J. Zembrzycki. Motion carried on unanimous vote.

The following bills were presented for approval and payment:

General Fund Bills:

#14585 PP&L 86.31	#14598 Bernard J. Zembrzycki 1000.00
941 Taxes 326.10	#14599 NEIC 533.75
#14586 NE Pa. Tel. Co.104.84	#14600 Seamans Sand 600.00
Pa. Dept. of Revenue 61.45	#14601 Brian Zembrzycki 187.90
#14587 Industrial Electronics 36.00	#14602 Bernard J. Zembrzycki 174.67
#14588 Reeves Port-a-john 225.75	#14603 Nancy Harvatine 751.91
#14589 Brieche Law Offices 46.25	#14604 Justin Ford 872.78
#14590 Susq. Co. Comm. 710.56	#14605 John Watts 672.66
#14591 Bernard J. Zembrzycki 39.00	#14606 Brian Zembrzycki 66.21
#14592 Justin Ford 25.52	#14607 Bernard J. Zembrzycki 66.21
#14593 John Watts 30.80	#14608 Nancy Harvatine 66.21
#14594 NEIC 1639.12	#14609 Joseph Svecz, Jr. 133.46
#14595 Bill Pykus Excav. 9634.25	#14610 Anthony Harvatine 688.11
#14596 New Enterprise Stone & Lime 2251.27	#14611 HNB (transfer Amer. Rescue funds of
#14597 Forest City News 25.10	\$35,744.54

Total General Funds Bills: \$56,800.73

Brian Zembrzycki made a motion seconded by Bernard J. Zembrzycki to approve the bills. Motion carried on unanimous vote.

Weather report for July as prepared by Wayne Chudleigh showed monthly precipitation of 8.62". It was the wettest month since 10.76 inches of rain in September 2011.

There was no report from the EMC or the planning commission.

The Zoning Officer's report showed that several permits and NOV were issued. David Makowski has requested a Zoning Hearing for a variance which is scheduled for August 25, 2021 at 6:00 p.m. Mr. Makowski wishes to place a shed on his lot at Lowe Lake without a principal use.

Emmett Mancinelli, engineer for Endless Mt. Resort, was present and stated their position was outlined in his letter of July 19, 2021 as to meeting the setbacks for the new community building. Options presented by the supervisors were to fill in the pond or apply for a variance on the setback from the pond. Mr. Mancinelli stated that he would speak to the homeowner's association as to how they wanted to proceed.

Solicitor Marissa McAndrew stated that an executive session had been held prior to the meeting to discuss the proposed amusement tax ordinance. Atty. McAndrew stated that the ordinance had been amended to apply to events over 200 people and to include statutory regulations regarding ski resorts. Gregg Confer stated that exemptions were granted to ski resorts in 2002. A discussion followed with opposing comments made by Mark and Jean Shinn Silfee, Gregg Confer, Duffy Samuel and Elliot Ross. Bernard J.

Zembrzycki made a motion seconded by Brian Zembrzycki to pass the amusement tax ordinance. Vote: Brian Zembrzycki, aye; Bernard J. Zembrzycki, aye; Nancy Harvatine, nay. Motion carried. Brian Zembrzycki made a motion seconded by Bernard J. Zembrzycki that the effective date of the amusement tax ordinance will be January 1, 2022. Vote; Brian Zembrzycki , aye; Bernard J. Zembrzycki, aye; Nancy Harvatine, nay. Motion carried.

Ryan Brown's response to violation notice dated July 23, 2021 was read. Mr. Brown is proposing to install a fence but it won't be delivered until mid October. Ryan also stated that the vehicles for sale were in their correct parking spots. Brian Zembrzycki made a motion seconded by Bernard J. Zembrzycki to give Ryan Brown until November 1, 2021 to comply with conditions on his conditional use permit and to require a new plot plan showing parking spots. Motion carried on unanimous vote. Solicitor Marissa McAndrew will send a letter to Ryan Brown advising him of this action.

An account will be opened at HNB for the American Rescue funds.

The secretary announced that the website is up and running thanks to Steve Suraci,

Brian Zembrzycki made a motion seconded by Bernard J, Zembrzycki to amend the 2021 budget to reflect Act 13 funds received. Motion carried on unanimous vote.

A letter was received from Penn DOT stating that the recent audit of state funds found correct balances, but two checks were posted under the wrong account.

Quarterly report for UCC was filed and amount due was \$22.50.

A letter dated July 19, 2021 was read from Rail-Trail stating an Emergency Services Coordination meeting will be held August 4 at 6:30 at the Rail-Trail office.

Joseph J. Svecz, Jr. submitted reports for June and July.

A letter dated July 22, 2021 was received from County Treasurer, Jason Miller, concerning Act 33 which requires bidders to register 10 days in advance for any tax sale held by the Susquehanna County Tax Claim Bureau. Municipalities will be required to verify that the bidders do not have any outstanding code violations or any outstanding municipal utility bills. Assessment change notices were also received.

A letter dated July 19, 2021 was received from Susquehanna County Conservation District with approved revisions to the Quality Assurance Board Policy for the Dirt and Gravel Road program.

Michelle and Allan Eccles provided a plot plan with parking spaces which was required for their conditional use permit for meat sales at their property on Svecz Road.

Act 65 of 2021 amends the Sunshine Law to create a new requirement that all local governments post meeting agendas 24 hours before each meeting. This takes effect August 29, 2021.

Secretary Nancy Harvatine received a 100% response for PA. One Call.

The supervisors agreed to apply for the county Marcellus Legacy mini-grants. We will submit for a generator for the township building and restoration of the basketball court at the park.

The secretary has applied for a municipal plate for the truck which was recently purchased.

Christine Chesnick was present and stated that a stop work order was placed on the construction of a home on her property at Lewis Lake. The contractor did not obtain permits for this work. Christine asked for a private meeting with the supervisors. Solicitor Marissa McAndrew stated that all meetings have to be public. Marissa has spoken to Christine's attorney and can't meet with Christine. Christine stated that she was in the process of obtaining adjoining land by adverse possession and asked for permission to place a septic system on that piece. Supervisors responded they cannot give permission for property she does not own and the permit process needs to be followed.

Brian Zembrzycki made a motion seconded by Bernard J. Zembrzycki to adjourn the meeting. Motion carried on unanimous vote. Meeting was adjourned at 8:07 p.m.

Nancy Harvatine, Herrick Township Secretary