

**FREEDOM TOWNSHIP BOARD OF SUPERVISORS
REGULAR MEETING
February 14, 2018
7:00 P.M.**

BOARD OF SUPERVISORS

Allen Beckett, Chairperson
Paul Kellett, Vice-Chairperson
Matt Young

TOWNSHIP OFFICIALS - PRESENT

Zachary Gulden, Secretary & Zoning Officer
Linus Fenicle, Township Solicitor
Dean Shultz, Township Engineer & SEO

CALL TO ORDER

Chair Beckett called the Board of Supervisor's Meeting to order at 7:05 p.m.

EXECUTIVE SESSION ANNOUNCEMENT

Chair Beckett announced that the Board of Supervisors held executive sessions on January 29, 2018 and February 1, 2018 at the Freedom Township Municipal Building to discuss personnel matters. Both meetings were permitted by the Pennsylvania Sunshine Act.

APPROVAL OF JANUARY 4, 2018 BOARD OF SUPERVISOR'S REORGANIZATION MEETING MINUTES

Chair Beckett called for the approval of the January 4, 2018 Board of Supervisor's Reorganization Meeting Minutes. Vice-Chair Kellett made a **MOTION** to approve the Minutes of the January 4, 2018 meeting. The **MOTION** was **SECONDED** by Mr. Young. The motion carried unanimously (3-0).

APPROVAL OF JANUARY 4, 2018 BOARD OF SUPERVISOR'S REGULAR MEETING MINUTES

Chair Beckett called for the approval of the January 4, 2018 Board of Supervisor's Regular Meeting Minutes. Vice-Chair Kellett stated that the word "Commission" should be struck from the following statement on the first page of the January 4th Regular Meeting Minutes: "Freedom Township Board of Supervisor's Commission Meeting Minutes." Mr. Young stated that the motion to approve the financial statement of the January 4, 2018 Regular Meeting must be added to the Minutes. The Board agreed that the financial statement was approved at the January 4th Regular Meeting. Mr. Young made a **MOTION** to approve the Minutes as Amended of the January 4, 2018 Regular Meeting. The **MOTION** was **SECONDED** by Vice-Chair Kellett. The motion carried unanimously (3-0).

APPROVAL OF DECEMBER 13, 2017 BOARD OF SUPERVISOR'S MEETING MINUTES

Chair Beckett called for the approval of the Minutes as Amended of the December 13, 2017 Board of Supervisor's Meeting. Vice-Chair Kellett made a **MOTION** to approve the Minutes as Amended of the December 13, 2017 Meeting. The **MOTION** was **SECONDED** by Mr. Young. The motion

carried unanimously (3-0).

APPROVAL OF THE FINANCIAL REPORT & BILLS FOR JANUARY 31, 2018

Chair Beckett made a **MOTION** to approve the January 31, 2018 financial report and bills as presented with the addition of mileage reimbursement for Ed Wensuhhof in the amount of \$32.70. The **MOTION** was **SECONDED** by Vice-Chair Kellett. The motion carried unanimously (3-0).

ROAD REPORT

The road crew completed the following tasks in January:

- Plow, salt, and anti-skid roads.
- Clear culverts of leaves and debris.
- Received one load of anti-skid material from New Enterprise Stone and Lime Company. This was delivered by Fred Welty.
- Delivered Dodge Truck to Sanders Garage for noise in front wheel.
- Delivered pole saw to Harrington & Sons for repair.
- Picked up supplies from Weavers Hardware.
- Washed trucks, picked up trash, completed PA One Calls, and misc. Township duties.

Road Crew Employee	Hours Worked
Mike Wensuhhof	64
Edward Wensuhhof	31

Vice-Chair Kellett made a **MOTION** to approve January's Road Report as submitted. The **MOTION** was **SECONDED** by Mr. Young. The motion carried unanimously (3-0).

FIRE DEPARTMENT REPORT

The Greenmount Fire Department had a total of 15 calls in January. Their calls included: three vehicle fires; two station transfers; one outside investigation; one inside investigation; four structure fires; one fire alarm; one miscellaneous rescue; one traffic accident; and one tree down in roadway. Two of the calls were to Freedom Township; four were to Cumberland Township; one was to Mount Joy Township; one was to Highland Township; five were to Frederick County Maryland; and two were to Carroll County Maryland.

VISITOR RYAN M. DORSEY – RECREATIONAL CABINS

Vice-Chair Kellett clarified that his email to Mr. Dorsey was a personal opinion, non-binding, and not the official position of Freedom Township. Vice-Chair Kellett asked for a public apology from Mr. Dorsey for stating that Vice-Chair Kellett's email was the official position of Freedom Township. Samuel Gates, the lawyer for Mr. Dorsey, apologized for Mr. Dorsey's email, and he

noted that Vice-Chair Kellett's email was in fact a personal opinion, non-binding, and not the official position of Freedom Township. Mr. Dorsey also apologized and stated that he misunderstood their email conversation.

Mr. Fenicle said that Mr. Dorsey is on the agenda, and he may provide additional comments before the Board. Mr. Gates said they will be offering the Township an apology in writing.

Vice-Chair Kellett said that it is in Mr. Dorsey's best interest to contact the Township's Sewage Enforcement Officer in regards to any sewage related questions that he may have.

Ms. Alania Olsen stated that she supports Mr. Dorsey in regards to environmental concerns. She asked if it is appropriate to discuss sewage enforcement questions before the Board of Supervisors. Vice-Chair Kellett responded that it is not, and any sewage related questions must be directed to the Sewage Enforcement Officer. Ms. Olsen asked if the Township had received a letter from the Department of Environmental Protection regarding wastewater discharge at Mr. Dorsey's property. Vice-Chair Kellett said no. Mr. Fenicle stated that Ms. Olsen should put any sewage related property complaints in writing and give them to the Township's Sewage Enforcement Officer.

NEW BUSINESS

- A. Chair Beckett stated that the Board has received a resignation letter from the Township's Secretary & Treasurer Sue Tichy. Ms. Tichy stated that she is willing to remain as an on-call employee until March 31, 2018. Vice-Chair Kellett made a **MOTION** to accept Ms. Tichy's resignation, and to allow her to work as an on-call employee until March 31, 2018. The **MOTION** was **SECONDED** by Chair Beckett. The motion carried unanimously (3-0).
- B. Chair Beckett made a **MOTION** to appoint Zachary R. Gulden as the new Township Secretary and Zoning Officer with the possibility of becoming the Township Manager pending an ordinance approving the establishment of the Township Manager position. Duties will include, but are not limited to, preparing all financial documents and maintaining all Township accounts, responding to all Township communications, maintaining the Township's website, facilitate updates to the Township's Comprehensive Plan, facilitate any changes to the Township's Zoning Ordinance, and any and all duties incumbent upon a Second Class Township Secretary. The **MOTION** was **AMENDED** by Vice-Chair Kellett to state that Mr. Gulden will also become the Township's Treasurer immediately after obtaining the appropriate bonding that is required by Pennsylvania's Second Class Township Code. Ms. Tichy will be responsible for all Township accounts until the bond is in place, and she must affirm that the Township accounts are in order. The **MOTION AS AMENDED** was **SECONDED** by Chair Beckett. The motion carried unanimously (3-0).
- C. Vice-Chair Kellett made a **MOTION** to approve a salary for the new Township Secretary, Treasurer, and Zoning Officer to be \$17,000 per year to be paid in monthly installments

and pro-rated to begin February 15, 2018. The **MOTION** was **SECONDED** by Chair Beckett. The motion carried unanimously (3-0).

- D. Vice-Chair Kellet made a **MOTION** to appoint Zachary R. Gulden as the Township's Open Record's Officer effective February 15, 2018. The **MOTION** was **SECONDED** by Chair Beckett. The motion carried unanimously (3-0).
- E. Vice-Chair Kellett made a **MOTION** for the Township Solicitor to draft an ordinance, which establishes the position of Township Manager. The ordinance shall be prepared for the Board of Supervisor's meeting in March. The **MOTION** was **SECONDED** by Chair Beckett. The motion carried unanimously (3-0).
- F. Vice-Chair Kellett made a **MOTION** to request that the Planning Commission review the changes brought forth from Zoning Ordinance Amendment 8-9-2000 and determine if the Zoning Ordinance shall be amended, remain as-is, or be repealed. The **MOTION** was **SECONDED** by Chair Beckett. The motion carried (2-1). Mr. Young voted nay.
- G. Chair Beckett made a **MOTION** to direct Mr. Gulden to review costs and options in regards to updating the Township's Comprehensive Plan and provide the Board a report at their Board of Supervisor's Meeting in March. The **MOTION** was **SECONDED** by Vice-Chair Kellett. The motion carried unanimously (3-0).

OTHER BUSINESS

- A. Mr. Shultz asked the Board for permission to finalize all pending zoning permits currently in his possession. Vice-Chair Kellett made a **MOTION** to allow Mr. Shultz to finalize all permits submitted before February 15, 2018. Zoning permits submitted on and after February 15, 2018 shall be the responsibility of the Township's new Zoning Officer. The **MOTION** was **SECONDED** by Chair Beckett. The motion carried unanimously (3-0).
- B. Vice-Chair Kellett made a **MOTION** to authorize the Township Solicitor to negotiate a settlement with the County on behalf of the Board of Supervisors regarding Natural Dam Road. The **MOTION** was **SECONDED** by Chair Beckett. The motion carried unanimously (3-0).
- C. The Board thanked Ms. Tichy for her service to Freedom Township, and welcomed Zachary Gulden as the new Secretary, Treasurer, and Zoning Officer.

PUBLIC COMMENT

Brenda Snyder stated that she has received multiple calls regarding tax payments for the recreational cabins. Ms. Snyder asked for the new Secretary's office hours. Mr. Beckett stated that Mr. Gulden will hold office hours on Wednesdays from 5:30 p.m. to 8:00 p.m, and by appointment as needed.

ADJOURNMENT

There being no further business Chair Beckett made a **MOTION** to adjourn. The Motion was **SECONDED** by Vice-Chair Kellett. The motion carried unanimously (3-0). Chair Beckett adjourned the meeting at 8:23 p.m.