

FALLOWFIELD TOWNSHIP BOARD OF SUPERVISORS

**Continued meeting from December 21, 2016 held on
December 30, 2016**

Call to Order:

Supervisor Caldwell called the meeting to order at 3:00 p.m. prevailing time and led the Pledge of Allegiance.

Roll Call:

Fallowfield Township Supervisors met for the December 21, 2016, continued meeting held on December 30, 2016, @ 3:00 p.m., at the Fallowfield Township Municipal Building, 9 Memorial Drive, Charleroi, Pa. Present were Supervisor Wilbur Caldwell, Supervisor Earl Sadler, Supervisor Bruce C. Smith, Secretary/Treasurer, Karen Talbert and Solicitor Thomas P. Agrafiotis.

Approval of the Agenda:

Supervisor Caldwell stated that there was an email from Chester Engineers on Tower Street and he ask if there was anything in that email that needed addressed before the end of the year. Supervisor Sadler replied, no, the email was regarding putting Tower Street out for bid or quote. Supervisor Smith said if you look at how he laid it out, I have a question for him, I have to find out why he did what he did. Supervisor Caldwell said so nothing is needed today. Supervisor Smith said if it turns out that he changes it, it will be very minimal cost wise for engineering.

Supervisor Caldwell also said that there was an email that came out on tax recommendations from Wayne Ray, and ask if that is something that we need to discuss. The Secretary said that email was about the Fire Hydrant tax and that it did not have to be done today and said that it could be done at the reorganization meeting or at January meeting, since he won't be billing those until later in the year. The Solicitor stated that you can do other business at the Reorganization Meeting, the bills are not sent out until April. Supervisor Smith ask if that will require action by the Board or not. Solicitor Agrafiotis stated, yes, we have an Ordinance right now so we must do a Resolution for the new fees.

The Secretary added that we might run short on funds since the current bill is \$675.54 per month and the new monthly bill will be \$810.00 so it will not take long to go through the approximately \$2,500.00 that is in the Fire Hydrant account. She also stated that Wayne said he had a small check for her and might collect some delinquent but it will not be much. She stated that she may have to transfer some money from the General Fund over to the Fire Hydrant account until Wayne starts to bill and the money starts to come in. Supervisor Smith ask what is the earliest you would have to do that, and the Secretary replied, probably not till March or April.

Supervisor Caldwell said why don't we put it on the agenda to authorize the Solicitor to prepare a Resolution for the January meeting. The Solicitor said you can just direct me to do that. The Secretary stated that it cannot be billed any sooner. The Solicitor said we have the other

Resolutions for the January meeting so we could lump it all in. Supervisor Sadler said, you don't need a motion and the Solicitor replied, no. Supervisor Sadler made a motion to approve the Agenda of the continued meeting from December 21, 2016, held December 30, 2016, second Supervisor Smith. Supervisor Caldwell called for discussion and there being none a roll call vote was taken.

RCV: Supervisor Caldwell – yes, Supervisor Sadler – yes, Supervisor Smith – yes.

Correspondence:

Supervisor Caldwell reported that we had received a letter from Coen Oil about how they believed we should do our diesel bids and he stated that it will be discussed at the working meeting.

Supervisor Caldwell also said that we received a letter from Brian Grill of HRG on December 29, 2016, asking for the waiver and it was a 36-page document and he said if you get a chance, you may want to look at it. He said that they did submit it on our behalf to the State. Supervisor Sadler asked for MS4, and Supervisor Caldwell replied, yes.

Supervisor Caldwell ask if we had to do anything with the sewage issue on the Donna Tividor property. Supervisor Sadler said it was a domestic problem, it starts off as a domestic and usually Frank or I look into it then we turn it over to the County, we can do only so much as a municipality then the county takes over any sewage problems.

Old Business:

A. **Motion to approve Ordinance #229** – Solicitor Agrafiotis, Bruce, you had a question, you want that mills taken out of that first parenthesis, Supervisor Smith, yes. Solicitor Agrafiotis replied, that is fine. Supervisor Smith said, is that correct. Solicitor Agrafiotis said, either way, we could add mills in the other parenthesis. Supervisor Smith said it is confusing because mills is a couple decimal points off of what is in parenthesis. Supervisor Sadler said where is this. Solicitor Agrafiotis said it is on the first line, there will be a total tax of 1.8676 mills on each dollar of assessed valuation and then in parenthesis we have the decimal point and mills next to it. He said the other ones do not have mills in the parenthesis. Supervisor Sadler replied, I understand.

Solicitor Agrafiotis stated that we have decided to do an Ordinance this time because of the significant change in the calculations. He said that typically we do a Resolution and this is perfectly acceptable. He went on to state that the Ordinance was advertised in the Observer Reporter last Wednesday, December 23rd, so it can be voted on today and that was the purpose of this meeting. He stated that we are going to have total millage on all property subject to taxation in the Township of 1.8676 mills on each dollar of assessed valuation and it is broken down into three purposes: General purposes - .00149408 and that would be about 80% of the total millage, then the rate for fire service - .00028014 and that would be about 15% and finally equipment purposes - .00009338 or about 5%.

The Solicitor did state that the only caveat is, if you saw Mr. Boni's email today, the amount we are using is with the increase of 10% so what we must do according to the Boni email, is to have two separate motions, one motion to adopt the 0.001697847 for the \$403,837 and a separation

motion to approve Ordinance No. 229, which has the mill rate to take in our additional 10% or \$40,383.70. The Solicitor said the best way to do this at this late date, is that we pass a Resolution to adopt the 0.001697847 and after that we make a motion to adopt the Ordinance that has the additional increase. He also asked for confirmation that we were going to use the same breakdown on the Resolution of the approximately 80% for general purposes; 15% for fire; and 5% for equipment fund. Supervisor Caldwell replied those numbers would be reduced accordingly and the Solicitor replied, correct. Supervisor Caldwell made a motion to adopt a Resolution setting the mill rate for 2017 at 0.001697847 that would take in \$403,837.00 and of that money it would be broken down as 80% general; 15% fire; and 5% equipment, second Supervisor Sadler. Supervisor Caldwell called for discussion. Supervisor Smith said what would be the second part of this. The Solicitor said the second part would be to adopt the actual ordinance we advertised. Supervisor Smith said okay so it is procedurally correct to do the first portion by Resolution. The Solicitor replied you could do it by Resolution, we decided to do it by Ordinance based on our discussion. Supervisor Smith said so we have a tax ordinance, the Solicitor replied, yes that, and we wanted to put in the paper with advertising to show people what the new rates were going to be but now that the County hit us with this today, the only choice we have is to do a Resolution. He said that is what the Second Class Township Code says, you can do it by Resolution, so we can cover it this way. He said if we would have had more time, we would have advertised them both. Supervisor Caldwell called for any further discussion and there being none called for a roll call vote:

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

Solicitor Agrafiotis stated that we have Ordinance No. 229 which was advertised for the 2017 fiscal year for tax rates. He stated that the figures that were advertised and that are included in this Ordinance, are the millage rate with the additional 10% we were allowed to tax, based on the reassessment. He said Ordinance No. 229 will replace the Resolution we just did and the Ordinance will be the actual figures for the 2017 fiscal year on real estate tax. The Solicitor ask if the Board wanted him to read the numbers again and he did read them as follows:

That a tax be levied on all real property within Fallowfield Township subjected to taxation for Township purposes for the fiscal year of 2017 at the rate of one point eight six seven six mills on each dollar of assessed valuation broken down as .00149408 or approximately 80% for general purposes; .00028014 or approximately 15% for fire services; and .00009338 or approximately 5% for equipment fund.

Supervisor Smith made a motion to approve Ordinance No. 229 as advertised, second Supervisor Sadler. Supervisor Caldwell called for discussion and there being none called for a roll call vote:

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

New Business:

A. Accept resignation of Jay Celaschi from Park and Recreation Board per email dated 10/23/16 – Supervisor Caldwell said that he sent a letter out to all Park Board members at the end of October and said we have two that are no longer wanting to be on the Park Board. Supervisor Caldwell made a motion to accept the resignation of Jay Celaschi from the Park

and Recreation Board per his email dated 10/23/16, second Supervisor Smith. Supervisor Caldwell called for discussion and there being none called for a roll call vote:


RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

B. Remove Addio Fiordigigli for lack of response to letters, meeting attendance and participation – Supervisor Caldwell sent a letter to Addio Fiordigigli for a lack of response to letters and attendance to meetings. Supervisor Caldwell said that the last meeting he attended was in April, he said that the Board did lack meetings during the summer, but even then, when they started back up, there has been no response. Supervisor Caldwell stated that he had tried to contact Mr. Fiordigigli as late as the end of last week. Supervisor Caldwell made a motion to remove Addio Fiordigigli for lack of response and based on the by-laws of the Park and Recreation Board developed by this Board, second Supervisor Sadler. Supervisor Caldwell called for discussion. Solicitor Agrafiotis stated that typically we would have a written resignation but if the person is not responding, we can't even get that, so we are assuming he does not care anymore. Supervisor Caldwell called for a roll call vote:

RCV: Supervisor Smith – yes, Supervisor Sadler – yes, Supervisor Caldwell – yes.

Supervisor Sadler ask if we must send Mr. Fiordigigli a letter regarding his removal and the Solicitor replied, may as well (letter or email) and Supervisor Caldwell stated, we can.

Supervisor Caldwell called for any other business and there being none stated that the Reorganization Meeting is scheduled for January 3, 2017, the next working meeting is scheduled for January 16, 2017, and the next regular meeting is scheduled for January 25, 2017. Supervisor Caldwell called for a motion to adjourn the meeting, Supervisor Smith, so moved, second Supervisor Sadler.



Karen Talbert

Karen Talbert, Secretary/Treasurer