

The regular monthly meeting of the Fox Township Board of Supervisors was held September 7, 2016 at 6:00 PM. Those present: Mike Keller, Dave Mattiuz and Randy Gradizzi, supervisors, Kathy Dowie, secretary-treasurer, Amy Cherry, newspaper reporter, Margie Guido, Don Ruffner, Cheryl Ruffner, Linda Krise, Jackie Himes, Jim Nissel, Ken Mattivi, Jill Pritt, Joan Herbstritt, DJ Sampson, Matt Pontzer, Rick Krishart, Mike Kamandulis, June Glass, Terry Krishart, Harriet Moyer, Judy Woelfel.

Chairman Keller called the meeting to order and began by acknowledging the visitors.

Margie Guido from Cirrus Technology Center, was present to ask the Board to support, by resolution, the establishment of a KOZ on the buffer land around the Greentree Landfill. Specifically, the portion of a parcel off of Rt. 153. Guido presented a map indicating the 375 acre area. The proposed KOZ would be marketed for the construction of a data center. These centers are large buildings (23-acres +) that house computers and can employ as many as 120 people. Our climate and rural setting make it very attractive for data centers. The largest deterrent for data centers to locate in Pennsylvania is the taxes. The state recently exempted these centers from paying a portion of their sales tax (up to \$500,000). This is a start, but making the proposed area a KOZ, would exempt a data company from sales, corporate, real estate, and earned income taxes – making it much more marketable. The KOZ, once approved, would be valid for 10 years, beginning January 1, 2017. A company locating within the KOZ would be exempt from all taxes, but must apply each year for the 10 year period. In order to proceed, Ms. Guido needs to get the support of the Township, school district and County. She must make application with the State by October 1st for consideration of the KOZ approval. Dave Mattiuz asked if any company could locate into the KOZ. Ms. Guido responded that they must provide a description on the application as to what type of business will be there. So, no, it will be designated for a data center. Rob Singer pointed out that that property is now designated as a RA zone so they will need to have Zoning hearing approval. He also noted that at this time there is no water or sewage servicing that area. Ms. Guido stated that they have explored these options and will do what is necessary. A motion was made by Dave Mattiuz, seconded by Randy Gradizzi to approve supporting the KOZ in Fox Township contingent upon our solicitor's review of the proposed resolution. Motion carried.

Joan Herbstritt presented photos of the ditch/stream that runs from Hemlock Road and along Gahr Road (i.e. "Woodley Run"). She is concerned that the cross drains are becoming filled with silt and that it needs cleaned. She was told that PennDOT can clean 50 feet on either side of their pipe across Main Street and that the Township can do the same where it crosses Township roads. However, the Township must contact PennDOT and request them to clean their portion. The Board explained that this "ditch" is actually Mill Run, a designated stream, and that they can clean the cross drains as she indicated, but anything else would require a permit from DEP. This has been discussed multiple times during the past year and will be very costly to do so. However, they can clean the cross drains without a permit. They can also contact PennDOT. A motion was made by Randy Gradizzi, seconded by Mike Keller to request PennDOT to clean 50-feet in either direction of the cross drain on Main Street near the Corner Market. Motion carried. The secretary will contact PennDOT.

Terry Krishart asked if, when a donation is made to the park, if that amount is deducted from funds that are budgeted or if that donation is used as additional funds. The Board explained that donations are used as additional funds, especially if the donor requests that it be used for a particular activity. If, however, donations exceed what is needed to conduct the programs and events, the "extra" is transferred to the special park fund to be used as the Rec. Board decides. Dave Mattiuz noted that before someone makes a donation to a particular program, make sure the Rec. Board intends to conduct the program.

Harriet Moyer asked the status of the Toby Water situation. The Board responded that HRG has prepared a draft plan for upgrading the plant and reservoir and that a special meeting has been planned for September 29th at 6 PM at the Senior Center to share this information with the customers and anyone interested.

There were no other visitor comments.

A motion was made by Randy Gradizzi, seconded by Dave Mattiuz, to approve the minutes from the regular monthly meeting of August 3, 2016. Motion carried.

CORRESPONDENCE

Landfill inspection report dated 8/26 was received and is available for review.

Vondalee Swanson has requested to attend the annual tax collector's convention to be held October 14 -15th in York. Registration and lodging would total \$275. A motion was made by Dave Mattiuz, seconded by Randy Gradizzi to approve this request. Motion carried.

The CPA audit report for Fox Township for the year 2015 has been received and is available for review.

UNFINISHED BUSINESS

Zito Media was unable to meet on the proposed date. We will attempt to reschedule for October 5th at 5 PM.

NEW BUSINESS

The garbage compactor is leaking again. A proposal for a new one was received from Advanced Disposal at a cost of \$18,932. A motion was made by Randy Gradizzi, seconded by Dave Mattiuz to repair the current compactor for now and discuss the purchase of a new one at the budget meetings. Motion carried.

The Fox Township Planning Commission has reviewed the following subdivision and recommended it for approval:
June Glass is subdividing a 0.732-acre parcel from her property located along the Million Dollar Hwy. to be conveyed to Mary Ann Glass McCluskey. This lot will be an extension to the property containing the McCluskey's existing home. The garage shown near the northern boundary line of Lot 1 is dilapidated and will be torn down.

A motion was made by Randy Gradizzi, seconded by Dave Mattiuz to approve this subdivision as presented. Motion carried.

The following bills have been submitted for approval for payment:

From the General Fund, check #26328 thru check #26375 in the amount of \$67,305.45

From the Landfill Fund, check #1759 thru check #1766 in the amount of \$170,248.05

From the Toby Water account, check #919 thru check #929 in the amount of \$9,550.70

From the State Fund, check #3157 thru check #3159 in the amount of \$67,607.42

For a TOTAL of \$314,711.62

A motion was made by Dave Mattiuz, seconded by Mike Keller to approve the bills as present. Motion carried with Keller and Mattiuz in favor. Randy Gradizzi was in favor of the motion but abstained from check #26331 and check #922 to St. Marys Water, as he sits on the Board, check # 26374 to Walmart, his wife works there.

OTHER BUSINESS

Congratulations to Kelsey Bonifay and Bryan Hansen, the winners of this year's Advanced Disposal/Fox Township scholarships.

Mike Keller again announced that engineers HRG have completed a draft proposal that addresses the upgrading of the existing treatment plant and reservoir with proposed costs. A motion was made by Mike Keller, seconded by Dave Mattiuz to hold a special meeting on September 29th at 6 PM at the Senior Center to discuss this report. Motion carried.

Mike Keller stated that it was discussed at the Rec. Board meeting that other vehicles are using the path constructed for ATVs. He felt that we need to post signs indicating that it is for ATVs only. Randy Gradizzi stated that they already have signs the read "Park ATV Trail." He can post these and see if it helps matters.

With no further business to discuss, a motion was made by Dave Mattiuz, seconded by Randy Gradizzi, to adjourn this meeting at 7:22 PM. Motion carried.

The next regular monthly meeting will be held October 5, 2016 at 6 PM at the Municipal building.