

The regular monthly meeting of the Fox Township Board of Supervisors was held June 7, 2023, at 6:00 PM. Those present: Dave Mattiuz, Matt Pontzer, and Randy Gradizzi, supervisors, Kathy Dowie, secretary-treasurer, Robin Singer, Phil and Mary Day, Joyce Mosier, Rich Wonderly, Jay and Chrissy Dippold, Jim Nissel, Diane Johnston, Mike Johnston, and Boy Scout Troop 94 members: Matt Doran, Evan Caskey, Ethan Brown, John Cooney, Grant Jin, Zandre Juran, Chris Dowie, Zach Doran, Jamie Wolfe, James Cooney, Dick Cooney, Nick Brown, Joe Caskey and Renea Wolfe.

Chairman Mattiuz called the meeting to order and began by opening bids. Bid results are as follows:

Company	SHALE Price /LOAD	Excavator per hour	Dozer per hour	Triaxle per hour
Pollino Excavating	\$125	\$95	\$95 w/ op. \$85wo/op.	\$95
Dowie Skid Steer	No Bid	\$100	No Bid	\$95
Vollmer Brothers	No Bid.	No Bid.	\$110	\$95

A motion was made by Randy Gradizzi, seconded by Matt Pontzer to award the bid to the lowest bidders for each item and utilized on an as-needed basis. Motion carried.

Company	Total
Allison & Associates	\$131,000

A motion was made by Matt Pontzer, seconded by Dave Mattiuz to award the bid to Allison and Associates. Motion carried.

Chairman Mattiuz continued the meeting by acknowledging the visitors.

Phil Day spoke on behalf on the residents of Shelvey Road concerning the newly opened dog Kennel in their neighborhood. Phil stated that the kennel is located approximately 150 yards away from his home. The dogs bark from 6:30 AM to late at night, disturbing the residents of his neighborhood. The barking can be heard in his home even when the windows and doors are shut. He has been in contact with Rob Singer, the dog officer serving Elk County and the State Police – none of which have any jurisdiction to control the noise. Day cited several dog ordinances that he found online that limit barking to 20 minutes during the day and 5 minutes at night. Many of these ordinances have a penalty of a misdemeanor charge and fine. While Mr. Day did not necessarily advocate for a dog ordinance, he did request that the Township adopt a noise ordinance. He also requested that the kennel be required to put up a soundproof fence.

Mary Day stated that she has lived at her current home for 25 years and has never had a problem like this. She asked what plan was included in the permitting process of the kennel regarding the management of the noise? Randy Gradizzi responded that at the time the Zoning Ordinance was adopted it was not known the noise level that a dog kennel would produce. A dog kennel is a permitted use for that zoning district.

John Thomas, the Township solicitor, responded to the concerns, stating that there are some allowances within the zoning ordinance to address violations regarding the noise, in particular, sections 110-55, 110-24 and 110-40. He will work with Rob Singer to work with the kennel owner and address the situation. Thomas stated that Mrs. Day could file a right-to-know request to obtain the permitting documentation.

Matt Pontzer commented that he felt that the zoning ordinance should be amended to make dog kennels a special exception. In the short term, however, he plans on speaking with the owner of this kennel personally to see what she is willing to do to address the situation.

Joyce Mosier, Rich Wonderly and the Dippolds agreed with the comments presented by the Days. Chrissy Dippold added that it has been so bad at their house that she considered moving but felt that her home would now be hard to sell under the given circumstances.

There were no other visitor comments.

A motion was made by Randy Gradizzi, seconded by Matt Pontzer to approve the minutes from the meeting of May 3, 2023. Motion carried.

UNFINISHED BUSINESS

There was no unfinished business to address.

NEW BUSINESS

A request was submitted to place a Watch Children sign on Oak Street. A motion was made by Dave Mattiuz, seconded by Matt Pontzer to approve this request. Motion carried.

A quote was obtained to install a rubber roof over the existing roof for the garage portion of the Municipal Building at a cost of \$54,800. This is a COSTARS price. A motion was made by Dave Mattiuz, seconded by Matt Pontzer to accept this quote with work being conducted after the repairs to the building are completed. Motion carried.

A request was submitted to have the Fox Township Fire Police assist with traffic control for the Tim Fitch 5K Walk on August 5th at the Community Park. A motion was made by Randy Gradizzi, seconded by Dave Mattiuz to approve this request. Motion carried.

The following Use of Facilities applications were submitted:

Cheri Williamson, June 17th, Community Park, Birthday party

Barb Burton, July 9th, Community Park, Birthday party

A motion was made by Dave Mattiuz, seconded by Matt Pontzer, to approve these requests. Motion carried.

A motion was made by Randy Gradizzi, seconded by Matt Pontzer, to approve the Planning Module for the Fox Township Sewer Authority's project to upgrade the Pontzer Lift Station. Motion carried.

The Fox Township Planning commission reviewed the following subdivision and recommended it for approval:

Raymond and Rosalie Bellotti are subdividing a 1.08-acre lot from their property located along Brandy Camp Road. This lot will be consolidated with the property of Rodney Bellotti so that the driveway to his house will be on his property.

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

The following bills were submitted for approval for payment:

From the General Fund, check #29359 thru check #29402 in the amount of \$73,153.07

From the Landfill Fund, check #2188 thru check#2189 in the amount of \$4,126.00

From the Toby Water account, check #1490 thru check #1497 in the amount of \$6,836.66

For a TOTAL of \$84,115.73

A motion was made by Matt Pontzer, seconded by Dave Mattiuz to approve the bills as presented. Motion carried with Pontzer and Mattiuz in favor. Randy Gradizzi was in favor of the motion but abstained from check #1494 and #29362 to St. Marys Water, as he sits on the Board.

OTHER BUSINESS

Chairman Mattiuz announced that the “Celebrate our Freedom” event will take place at the Community Park on July 3rd. Food, vendors, the “Lever Action” band, inflatables for the kids, and fireworks at dusk.

With no further business to discuss, a motion was made by Randy Gradizzi, seconded by Matt Pontzer, to adjourn this meeting at 6:38 PM. Motion carried.

The next meeting will be held July 5 2023 at 6:00 PM at the Municipal Building.