

**Cherrytree Township Board of Supervisors**  
**Regular Monthly Meeting**  
**September 6, 2022**  
**6:00 p.m.**

A regular monthly meeting of the Cherrytree Township Board of Supervisors was held on Tuesday, September 6, 2022, at 6:00 p.m., at the township building. In attendance were Jim Waugh, Dave Zdarko, and Rob Kellogg, Supervisors, and Christine Kurelowech, Secretary-Treasurer.

**Call to Order**

Jim Waugh called the meeting to order.

**Pledge**

**Moment of Prayer**

Jim Waugh led those in attendance in a moment of prayer.

**Public Comment**

Don Deliman asked if the township has heard anything from Cypress Creek Renewables regarding the construction of a solar farm on Route 8. Chrissie Kurelowech said that the township received an “Agreement for Operation and Maintenance of Stormwater Management Facilities” recently from Cypress Creek Renewables. However, the agreement was signed by the owners of one of the properties involved and nobody else. According to the “Conditions of Approval” that were specified when the Supervisors voted to approve the stormwater plans for the project (April 4, 2022), one of the conditions to be met is that several agreements must be executed by the property owners and Cypress Creek Renewables before being sent to the township to be executed and recorded. As of yet, the only agreement received by the township has been the “Agreement for Operation and Maintenance of Stormwater Management Facilities”. Furthermore, there are several issues with the agreement that the township received and it does not look like the latest version that the township solicitor and attorneys from Cypress Creek Renewables were working on during the spring of 2022. It appears as if Cypress Creek Renewables needs to work with the township solicitor to put the agreements “in a form acceptable to the township” as specified in the “Conditions of Approval” that apply to the stormwater management plans. Chrissie Kurelowech has forwarded the “Agreement for Operation and Maintenance of Stormwater Management Facilities” to the township solicitor for review and advice.

Ron Stewart suggested that the road crew put a load of crushed bank gravel at the intersection of Black Road and Dutch Hill Road.

**Minutes/Treasurer’s Report**

The minutes, from the regular monthly meeting held on Monday, August 1, 2022, were read, accepted, and approved, on a motion made by Dave Zdarko, seconded by Rob Kellogg, and carried unanimously.

The treasurer’s report, for August 2022, was read, accepted, and approved, on a motion made by Jim Waugh, seconded by Rob Kellogg, and carried unanimously.

**Correspondence**

PSATS News Bulletin

## **Zoning**

### **Permits**

Z-2022-10 James and Cecile Stelter 376 Old Route 8 new 14' by 24' lean-to

### **Zoning Report**

There was no "Zoning Report".

## **Administrative Action**

### **PMRS 2023 Minimum Municipal Obligation (MMO) – Vote to Accept**

Chrissie Kurelowech noted that the Pennsylvania Municipal Retirement System (PMRS) has not yet released the worksheet needed to calculate the 2023 Minimum Municipal Obligation (MMO), so the 2023 MMO will be presented and voted upon at a later time.

### **Resolution #22-44 – 2023 County Aid Application**

On a motion made by Jim Waugh, seconded by Dave Zdarko, and carried unanimously, the Supervisors voted to adopt Resolution #22-24 (2023 County Aid Application). The township will apply for \$25,000.00 to be put towards replacing 6 culvert pipes on Old Route 8. The project is estimated to cost \$37,500.00. If the application is approved as submitted, \$25,000.00 from the county will be used to pay for a portion of the labor, pipes, gravel, and rip-rap. The township will pay \$3,000.00 towards labor, pipes, gravel, and rip-rap, \$2,000.00 for approximately 20 tons of cold patch, and \$7,500.00 to cover the engineering fees.

### **Subdivision of Township Property (Parcel at Buxton Road and Cherrytree Road)**

Jim Waugh made a motion to transfer the property owned by the township at the corner of Buxton Road and Cherrytree Road to the VFD. In previous meetings, discussion was held on subdividing the 8.5-acre parcel and transferring some of it to the VFD to possibly use for the construction of a new building in the future. There are two pavilions on the parcel that belong to the township and were built with money from the Pennsylvania Department of Conservation and Natural Resources (PA DCNR) and, consequently, the property cannot be transferred without the township having to return the grant money used to build the pavilions, as long as the pavilions are less than 25 years old, which is the case. The VFD has said that it cannot get grant money for a new building if it does not own the property on which it intends to build. At the regular monthly meeting held on August 1, 2022, the Supervisors decided to wait to see subdivision maps before making a decision. Jim Waugh noted that he is still waiting to receive subdivision maps from the surveyor. Dave Zdarko asked if it is necessary for the township to transfer the woods to the VFD and Rob Kellogg expressed concern about making sure the property would revert back to the township if the VFD were to dismantle. The VFD by-laws state that the property would revert back to the township, but perhaps a legal agreement between the VFD and the township is necessary to make it clear that the property would revert back to the township if the VFD dismantles, that the VFD could not sell the property, and to specify the exact acreage being conveyed. Ron Stewart stated that VFD members keep saying that the property was supposed to be transferred many years ago but that it never was and asked how anyone knows without doubt that the property was actually supposed to be transferred. He asked Jim Waugh if he would buy or sell property without a map and without knowing the acreage being conveyed. An argument ensued amongst those in attendance. Jeff Nelson told Jim Waugh that he needs to recuse himself because he is a member of the VFD and should not be involved in transferring property from the township to the VFD because it would benefit the VFD. Jim Waugh said that he was finished with the matter and would not bring it up at a township meeting again. The motion died for lack of a second.

## **Committee Reports**

### **VFD**

Jim Waugh, VFD Treasurer, reported that there were 10 calls since the last meeting. Of the 10 calls, 1 was in Crawford County and 9 were in Venango County. The call in Crawford County was an outside trash fire. Of the calls in Venango County, 1 was a building fire, 2 were EMS, 5 were public service, and 1 was dispatched and canceled.

He told those in attendance that the fall shoots will begin on Tuesday, September 20, 2022.

### **EMA**

There was no report.

### **Road**

Chrissie Kurelowech read a report submitted by Lew Staub, Roadmaster. The road crew mowed berms for 20 days, spent 2 days fixing spots with the grader, graded 3 roads, and spent 3 days hauling gravel to various roads. They spent 1 day stacking gravel, cold patched 1 road, checked the roads twice, and mowed the yard twice. The road crew also spent 2 days putting in 5 crossover pipes, spent 3 days stacking 47 loads of millings (from G.O. Hawbaker's Buxton Road project), installed a STOP sign, unloaded the new spreader, restacked the antiskid pile, fixed a ditch in 1 spot, and spent 1 day pushing trees off of roads.

As for equipment, new brake lines were put on the 2007 JCB backhoe, new heater hoses were put on the grader, the coolant hose and air lines were fixed on the 2002 International, the battery box and wing light were fixed on the 2009 International, and a new back-up alarm was put on the 2014 Dodge.

Chrissie Kurelowech noted that the COSTARS price for salt this year will be \$62.92 per ton. Last year the price was \$53.18 per ton and the price for the previous year was \$71.38 per ton. The allotment for the township is 225 tons and the township is required to purchase 60% - 140% of that amount (135 tons – 315 tons). The township has already ordered 165 tons from Compass Minerals America, Inc. and is waiting on delivery.

## **Old Business**

There was no "Old Business".

## **New Business**

### **Schedule 2023 Budget Meeting**

The Supervisors decided to schedule a special meeting for Friday, October 14, 2022 at 5:00 p.m. The purpose of the meeting is to prepare the 2023 budget and to address any other business that comes before the Board of Supervisors. The meeting will take place at the township building and the public is encouraged to attend.

### **Wolfkiel Shelter Directional Signs**

Chrissie Kurelowech said that it was recently suggested that directional signs be erected for Wolfkiel Shelter to prevent people from mistakenly entering private property while looking for Wolfkiel Shelter. It was suggested that 3 signs be erected, 1 on Turkey Farm Road near the cemetery, 1 at the intersection of Black Road and Shreve Road, and 1 at the intersection of Dutch Hill Road and Miller Farm Road. She contacted David Hallman, who is the Park Manager at Oil Creek State Park, and he said he could make the signs out of wood and that they would be brown with yellow lettering. However, he felt that the township should install the signs. It was first thought that the signs could be attached to existing STOP sign poles, but after checking with PennDOT, that is not encouraged and is not an option. After a brief discussion, the Supervisors were in favor of

allowing the signs to be erected, but they decided that Oil Creek State Park should not only make the signs, but should also install them on wooden poles. Chrissie Kurelowech will pass the information along to David Hallman.

**American Rescue Plan (ARP) – Second Installment**

Chrissie Kurelowech reported that the township has not yet received its second installment of American Rescue Plan (ARP) funds. In July of 2021, the township received \$73,477.79 in ARP funds and used it to put towards the Shreve Road culvert replacement project. This year, another \$73,477.79 is expected and will be put towards the Lamey Road culvert replacement project. Chrissie Kurelowech said that the Pennsylvania Association of Township Supervisors (PSATS) is now telling municipalities that the money should be deposited on September 9, 2022. Shingledecker's Welding, Inc. has already been paid for Lamey Road Culvert #1, but the ARP funds are needed to replenish the General Fund for the money that was used. The township also received \$232.32 in unallocated ARP funds in July of 2022. The unallocated ARP funds represent Cherrytree Township's share of funds from municipalities that opted out of the program. Another \$232.32 should be deposited with the \$73,477.79 that is expected in the second installment.

**Adjournments**

The meeting adjourned at 6:26 p.m.

The bills were reviewed by the Board of Supervisors.

Respectfully submitted,

Christine C. Kurelowech, Secretary-Treasurer