

Solicitor Andrew George Called the Public Hearing to order at 7:00 p.m., for the Richland Borough Resolution 2022-17 to authorize the execution of the Cable Franchise Agreement which is a renewal agreement with Comcast. Solicitor George entered several exhibits.

Exhibit One the Public Hearing Enactment Notice

Exhibit two indication the ad was published in the newspaper in accordance with the law Exhibit three an affidavit of posting indicating that Secretary Schnoke posted the notice at the Borough Building

Exhibit four a letter form Cohen Law Group dated June 30, 2022, which is a summary of what the renewal agreement looks like. The highlights of this summary include an increase in the franchise fees from 3% to the maximum amount of 5%, the definition of gross revenues now includes an itemized list of 25 separate revenue sources that will maximize the Boroughs franchise fee revenue; the agreement ensures franchise fee accountability permitting the Borough to conduct an independent audit of Comcast records to determine whether Comcast has paid franchise fee accurately if they don't there are penalties associated with that; agreement includes bundled services protection meaning if a subscriber purchases more than one of Comcast's three services (cable, internet & phone) they receive the bundled service discount the new agreement ensure the discount does not only apply to only cable services; comprehensive and enforceable customer service standards such as customer complaint procedures, credits for service interruption for more than six hours, subscriber privacy; rights of way protection, comcast agrees to repair any damage to public or private property done by Comcast or any of its contractors or subcontractors within 20 days; comcast is required to provide a detailed franchise fee report to accompany each quarterly franchise fee payment; Comcast agrees to provide basic cable services to public buildings; agreement is a ten year term.

Solicitor George stated that the purpose of this hearing is to present the agreement and solicit any public comment. Solicitor George acknowledge there was one member of the public present and asked if they had any comments on the matter, no comments presented. Solicitor George asked if the members of Council had any comments on the matter, President Bricker asked when this agreement would go into effect, Solicitor George advised once the Resolution is approved at the regular meeting. With no further comments for the record Solicitor George ended the public hearing at 7:06p.m.

A regular meeting of the Richland Borough Council was held on Tuesday, July26, 2022, at 7:07 p.m. in the meeting room at the Richland Borough Building. The President being in the chair and the Secretary being absent.

President Bricker called the Richland Borough Council Meeting to order at 7:07 p.m. and asked everyone to stand and recite the Pledge of Allegiance.

President Bricker completed roll call, Present were President Kelly Bricker, Vice President Mark Brubaker, president Pro Tem Larry Hartman, Councilmembers, Travis Randler, Matthew Johnson, Robert Rittle, Mayor Ray Shanaman, Solicitor Andrew George, and Road Supervisor Dwight Belleman. Absent was Councilmember James Niethammer and Secretary/Treasurer Rebecca Schnoke.

The President advised the minutes for the previous meeting held July 26, 2022, are currently unavailable and will be presented for approval at the September meeting. President Bricker advised that Secretary Schnoke was on vacation & had to return early from vacation and is currently in the hospital, per Solicitor George it is ok if the minutes are approved at the next meeting.

President Bricker opened the floor for citizens' and visitors' comments. There was one (1) person present.

Michelle Voydik – 29 N. Race Street – Michelle Voydik asked if the speed limit on N. Race Street is now 25mph. President Bricker advised that we are currently working on this matter to start the process to put the adjusted speed limits into place, and that PennDOT will upgrade the signage with the N. Race Street project.

The following Committee reports were presented to Council: Water Report, Highway Report, Property Report, Finance Report, Safety Report, and Personnel Report.

Water Committee – Dwight Belleman advised the DEP Inspection is completed the two items they are requiring include self-contained breathing apparatus which we can get form the fire company and a chlorine cylinder leak repair kit that costs approximately \$2,500-\$3,000.

A motion was made by Larry Hartman, seconded by Matthew Johnson to authorize Dwight Belleman to purchase a chlorine cylinder leak repair kit to comply with DEP regulations; motion unanimously carried.

Highway Committee – Dwight Belleman advised the deadline for the stormwater inlet repairs was September 9, 2022, but A.H. Moyer requested an extension to September 30,2022. President Bricker advised the Borough received no notification, but the Fire Co. received notice that the railroad crossing will be closed August 15,2022 through August 19, 2022, and that Dwight Belleman reached out to Norfolk Southern to inform them they cannot detour traffic onto Borough roads, and they will not detour traffic onto Elm St and Sonnen Rd, Norfolk Southern will reevaluate the matter. President Bricker stated she will make sure it is posted on the Borough website that the railroad crossing will be closed.

Property Committee – Nothing to Report.

Personnel Committee – President Bricker advised that part time employee Eugene Bugg is doing great work however was just admitted to the hospital Friday for surgery and may be out 6-8 weeks.

Finance Committee – Nothing to Report.

Safety Committee – Nothing to Repo

A motion was made by Travis Randler, seconded by Mark Brubaker, to accept the Committee Reports. Motion unanimously carried.

The following reports were presented to Council: Mayor Report, Road Supervisor Report, Office Report, Solicitor Report, Code Enforcement, and State Police Report.

Mayor Report – None submitted.

Road Supervisor's Report – There were no questions on the report.

Water Report – There were no questions on the report.

Office Report – July report unavailable, will be submitted at the September meeting.

Solicitor's Report – There were no questions on the report.

Code Enforcement Officer Report – President Bricker advised that Glenn Bertolet inquired about curb & sidewalk permits whether Kraft Code Services or Becker Engineering should approve and inspect. This question arose due to findings at Blue Lake Industries pertaining to dust collectors that were put on a concrete pad that no permit was obtained. Glenn is in touch with Blue Lake regarding the noise remediation recommendations of the Borough and stated that they are wanting to work with the Borough and make this right, therefore the resolution of this matter is ongoing. Glenn reported that they are scheduling rental inspections, and everyone has been great to work with and very cooperative and we have a great community.

Police Report – No Report received for July 2022.

MRJA Report – Meeting was held August 1, 2022, electronic copies of the monthly reports are on file and available for viewing upon request, the next meeting will be held September 12, 2022.

President Bricker added that the crosswalks look great and thanked Dwight Belleman and Eugen Bugg for getting them completed before the start of school.

A motion was made by Mark Brubaker, seconded by Robert Rittle, to accept the Officials Reports. Motion unanimously carried.

The Financial Reports for August are unavailable and will be submitted for approval at the September 2022 meeting.

The invoices were presented and reviewed by Vice President Mark Brubaker. A motion was made by Larry Hartman, seconded by Travis Randler, to pay all the invoices submitted; Motion unanimously carried.

A motion was made by Travis Randler, seconded by Mark Brubaker, to ratify the bills paid; Motion unanimously carried.

The following communications were received:

- July 2022 Monthly Municipal Report from Eagle Disposal has not been received to date.
- 1 Zoning/Building Permits Issued
 - K&K Building Rental LLC (23 N. Park St. – Roof Addition & Partial Replacement)
- Lebanon County Commissioners 8/4/22 Meeting Highlights

Old Business:

A motion was made by Mark Brubaker, seconded by Larry Hartman to approve Resolution 2022-17 to Execute the Comcast Cable Franchise Agreement; motion unanimously carried.

N. Race Street Update – President Bricker advised that herself with Casey Kerschner of Becker Engineering, Mark Brubaker and Dwight Belleman met with PennDOT representatives last Thursday, there is a new project manager and the meeting went well and PennDOT was great. It appears PennDOT is going to replace most of the sidewalk that needs to be replaced and the Borough will be putting in the handicap ramps. The timeframe provided by PennDOT, the let date when the bidding is released May of 2023 and the bids must be returned by June 30, 2023, they will be looking to do the curbing in 2023 but will not do the roadway until 2024. The sidewalks are not the states right of way meaning anyone replacing sidewalks does not need to apply for a state HOP. The state is recommending that sidewalk not be replaced before the curbing is complete as they will have to cut into the sidewalks to replace the curb, President Bricker advised we will have another street meeting soon to inform the residents. Michelle Voydik inquired that the sidewalks are not in the states right of way because she had her property surveyed and her sidewalk and part of her porch are in state right of way. President Bricker advised that it is correct that the sidewalks are not in the states right of way that the state is unable to find anything proving they are, therefore their right of way is from curb to curb only and that this information is coming directly from PennDOT, and that this is a good thing for N. Race Street residents who need to replace sidewalk because they will not need to pay for or go through the hassle of obtaining an HOP.

Water Project Update – President Bricker advised the title search for water main easements has been received and that Dwight Belleman spoke with the farmer regarding the property needed for the new water storage tank and he is willing to work with us.

Playground Update – Chuck Sdrodoski with YSM provided two sketches one including the baseball field and one without the baseball for the Borough to review and then a public meeting will be held to get the community's input. Chuck reached out to various organizations including the Richland Community Library, Elco You Baseball and the preschool to get their ideas on what they would like to see the space used for, one idea provided by the library was an interactive story walk like Lititz has. He is going to take the input and concepts received from Council and the organizations to put together a plan to present to the public. One note Chuck offered for consideration is that sometimes with a baseball field it is harder to get funding simply because it is more of a benefit to a specific group of individuals and not the whole community, which is why the public participation is so vital.

New Business:

President Bricker advised that Dwight Belleman showed her a pine tree across the street where the old tennis court was located that is in poor condition due to ants. Dwight Belleman contacted CJT for a quote to remove and clean up the pine trees. The price quoted is \$2,700 without stump removal and \$3,500 with stump removal. A motion was made by Robert Rittle, seconded by Matthew Johnson to approve CJT Services to remove two pine trees with stump removal in the amount of \$3,500.00; motion unanimously carried.

President Bricker stated that she was contacted by the Richland Legion, they inquired if the Borough has received any complaints pertaining to them causing any disturbances. President Bricker advised the legion that the only complaint that has been received to her knowledge was regarding their trash service emptying the dumpsters extremely early in the morning, which was not the Legion's fault, but they have contacted the provider to resolve the issue. President Bricker stated she has not received any complaints, there has been nothing noted in the police reports and Kraft has not received any complaints against the Legion establishment. The Legion has put a deck up

and stated there has been a concern entered by a resident regarding noise and there will be a hearing with the liquor control board. The Legion is requesting a letter of support from the Richland Borough that states that no complaints have been reported and no obnoxious noise complaints received, which has been reviewed by Solicitor George who stated it is ok. President Bricker stated she knows the Legion has funded many projects in the Borough and that they do a lot for the community such as Legion Riders, the easter egg hunt and donations to various organizations. The Legion would like to extend the liquor license to the deck, which would be utilized during the summertime and there are no speakers outside and there is no intent to have live music on the deck. After discussion Council agreed there have been no issues with the Legion and that they do a lot for the community, and they have the management and leadership to deal with and mitigate any issues that could potentially arise. A motion was made by Larry Hartman, seconded by Travis Randler to sign, and submit the letter of support on behalf of the Richland American Legion to extend their liquor license to the deck; motion unanimously carried.

Dwight Belleman advised that the gentleman at 113 N. Kalbach Road has two water connections on his property and would like to tear down the old summer house and disconnect it from the Richland Borough Water System. Dwight advised that he spoke with the farmer and told him he could keep the service and just pay the minimum quarterly payment in the event of a future need for the connection and that he is aware and understands that once he disconnects, he will not be able to reconnect. The old summer house would be torn down and disconnected however the main house will remain. A motion was made by Larry Hartman, seconded by Matthew Johnson to approve the disconnection of one unit at 113 N. Kalbach Road and to authorize Solicitor Andrew George to prepare the necessary agreements stating that once the unit is disconnected it cannot be reconnected; motion unanimously carried.

President Bricker announced the Council will recess the Regular Session and enter Executive Session at 7:47 p.m. to discuss legal matters.

The Council returned from Executive Session at 8:14 p.m. after discussing legal matters and reconvening the Regular Session with no action taken.

President Bricker asked if there were any comments for the good of the Borough. With no additional matters presented a motion was made by Robert Rittle, seconded by Mark Brubaker, to adjourn. Motion unanimously carried.

The meeting was adjourned at 8:15 p.m.

Respectfully Submitted By:

Rebecca Schnoke,
Richland Borough Secretary