

**RYE TOWNSHIP  
SUPERVISORS' MEETING  
March 28, 2011**

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**PRESENT:** Chairman Robert Lightner, Vice-Chairman Ron Evans, Supervisor, Ken Quigley, Daisy Lightner, Secretary/ Treasurer, Ronald L. Cree, Zoning Officer, Mary Reisinger, Henry and Jeanine Holman, III, Sean Fedder, Elwood Brubeck, Linda Ekelman, John Smith, Denby Quigley, Jessica Sprajcar of the Patriot News, Jean Snyder, Nancy Sunday, Scott Weaver, Sergeant Ringer of the Newport State Police, and P. Richard Wagner, Esquire.

**FORMER SUPERVISOR PRESENT:** Phyllis Page

The meeting was held at the municipal building and called to order at 7:30 PM. Chairman Robert Lightner convened the meeting with the pledge of allegiance to the flag. The meeting was tape recorded to aid with the preparation of minutes. Linda Ekelman notified the Board that she would video and audio record the meeting.

**CITIZEN PARTICIPATION:** Chairman Lightner welcomed everyone and asked if there was any citizen participation. Phyllis Page of Mountain Road introduced Mary Reisinger, a candidate for the position of Treasurer for Perry County. Ms. Reisinger introduced herself and gave a brief history of her experience and education. She asked the residents to remember her name on Primary Election Day on May 17, 2011. Ms. Reisinger thanked the Board for allowing her time to speak.

**APPROVAL OF THE MINUTES:** Vice-Chairman Evans made a motion to approve the minutes of the February 28, 2011 supervisors' meeting. Supervisor Quigley seconded. Motion carried unanimously.

Supervisor Quigley made a motion to approve the minutes of the February 28, 2011 Zoning Ordinance Public Hearing. Vice-Chairman Evans seconded. Motion carried unanimously.

**OPEN BIDS:** Three sealed bids were received for the sale of the 2002 Sterling Garbage truck with a 25 yard packer. The Secretary/Treasurer opened the bids and Chairman Lightner read them as follows:

<b>BIDDER</b>	<b>BID</b>
Auto Wholesalers	\$38,789.00
Otto Township Board of Supervisors	\$36,666.00
Cocalamus Creek Disposal Services	\$38,500.00

Upon due consideration, Supervisor Quigley made a motion to accept the highest bid from Auto Wholesalers in the amount of \$38,789.00 for the sale of the 2002 Sterling Garbage Truck with 25 yard packer. Vice Chairman Evans seconded. Motion carried unanimously.

Two sealed bids were received for the sale of the Glock pistol. The Secretary/Treasurer opened the bids and Chairman Lightner read them as follows:

BIDDER	BID
Mike Peck	\$416.00
Michael Hartley	\$431.00

Upon due consideration, Supervisor Quigley made a motion to accept the highest bid from Michael Hartley in the amount of \$431.00 for the sale of the Glock pistol. Vice Chairman Evans seconded. Motion carried unanimously. The Secretary/Treasurer indicated she would arrange for a meeting with the bidder at Kocher's Gun Shop in Marysville to complete a satisfactory background check before the pistol is released to the successful bidder.

**MONTHLY MUNICIPAL REPORTS:** The March Zoning Report was submitted by Zoning Officer, Ron Cree & made available for review. Zoning Officer Cree read the report as follows: six (6) calls/complaints, one (1) demolition permit, six (6) zoning permits, mileage reimbursement for 51 miles, \$100.00 in fees collected.

Zoning Officer Cree also reported that an inspection was conducted at Woody's Auto Salvage and the roll off load of tires has been removed.

The Sewage Enforcement Report was submitted by Mike Higgins, SEO. Chairman Lightner read the report as follows: 5 activities- final inspections for Beers & Black; & an enforcement site visit, septic tank permit for Black & design evaluation for Adams for a total due in wages of \$525.

The March Road Report was submitted by Brad Sloop, road foreman. Supervisor Quigley read the entire report and noted that the road crew attended training on spring road maintenance at PSATS. Quigley placed the report on the table for public review.

Nancy Sunday reported that the Recreation Board met on March 11, 2011 to continue to plan for the following upcoming spring events beginning in two weeks:

- ◆ Easter Egg Hunt – April 9 at 11:00 AM - free for all children 10 years and younger. Rain date of April 10 at 12:00 PM.
- ◆ Spring Fest with a Master Gardener -April 9th at 12 noon speaking about “All Things Lavender”, and Bee keeping by Dan Heacock.. Honey will be available for sale. Rain date of April 10 at 1:00 PM.
- ◆ Fishing Derby on Saturday, May 21, 2011 at the Marysville Sportsmen's Association in Marysville at 9:00 AM- this event is also “free.” Bring along your own bait and pole. The event was relocated for better parking with a larger area for fishing.
- ◆ Strawberry Festival, June 5 at 6:00 PM. This event is FREE.

Plans are also underway for replacement with new wood carpeting under the playground, repair of the digger toy was accomplished over the winter months, and the purchase and replacement of a trash can dome lid.

No Emergency Management report was provided.

The February Treasurer's Report was submitted for public review and read by the Secretary/Treasurer & with no discussion was accepted as read pending the final approval of the independent auditors.

The Secretary/Treasurer noted that she completed the MD & A for the audit report last week. The independent auditing firm of Smith, Elliott, and Kearns, (SEK) is scheduled to attend the April supervisors' meeting to present a report to the Board and the public on the 2010 fiscal year.

Mary Reisinger left the meeting at this time.

**LEGAL BUSINESS:** Solicitor Wagner discussed a concern received from Zoning and Code Enforcement Officer Ron Cree relating to parking of vehicles along Brubeck Circle creating unsafe passage for larger emergency vehicles. Solicitor Wagner advised an ordinance must be drafted and adopted; signs posted. The proper enforcement person or the police having jurisdiction would provide the enforcement.

Sergeant Ringer of the Newport State Police was in attendance and provided the following monthly report: 3 criminal incidents, the worst incident involved harassment where two parties disagreed and one party punched the other in the nose; 2 crashes and 5 miscellaneous complaints involving animals etc. Sergeant Ringer offered to assist with the enforcement issue or any other concerns that may surface.

Supervisor Quigley expressed appreciation to Sergeant Ringer and PSP for their assistance noting that the Township already received correspondence from the insurance company for reimbursement of the damage to the guiderail resulting from a recent accident on Lambs Gap Road. Sergeant Ringer left the meeting at this time.

**RESOLUTIONS:** Supervisor Quigley made a motion and Supervisor Evans seconded to approve **Resolution 11-09**, which authorized an automatic electronic transfer at the First National Bank of Marysville for the payment of monthly dental insurance to United Concordia. Motion carried unanimously.

With no further legal issues, Solicitor Wagner left the meeting at this time due to a family medical issue.

**OLD BUSINESS:** Three requests for proposals were received for the Spring Clean-up scheduled for Friday, May 6, and Saturday, May 7, 2011 as follows:

	<u>Sylvester's Services</u>	<u>Deimler's</u>	<u>Tiger Trash</u>
Hauling fee	\$ 85.00	\$000.00	\$00.00
Haul fee w/waste	\$ 90.00	\$000.00	\$190.00
Total per pull	\$ 175.00	\$200.00	\$190.00
Tipping fees	\$ 63.50	\$ 75.00	\$ 68.00
Charge Scrap	-----	-----	-----
Metal Containers	\$Zero	\$. Zero w/\$80 paid per ton	\$ Zero

Upon due consideration, Supervisor Quigley made a motion to award the Spring Clean up contract to Sylvester's Services the lowest bidder as noted above for the delivery of and hauling away of roll offs, tipping fees, and scrap metal disposal conditional upon the receipt of a certificate of Workers Compensation and Liability and a certificate of compliance with Federal CDL requirements for drug and alcohol testing for their drivers and the addition of the stipulation in the proposal that the roll off containers are removed seven (7) business days after Spring Clean up is held. Vice-Chairman Evans seconded; motion carried unanimously.

**NEW BUSINESS:** Chairman Lightner announced that the Township office would be closed all day for Good Friday on April 22, 2011.

Supervisor and Road Superintendent Quigley explained that he plans to meet with PA Dot District 8 Representative Rick Levan to drive over the Township roadways and discuss the 2011 tentative Liquid Fuel's paving projects.

Chairman Lightner made a motion to authorize the Secretary/Treasurer to advertise road resurfacing bids for the following Township roads:

1. Phase II of Trout Lane from a point to the end of the middle cul-de-sac
2. Flowers Lane \* Note contact United Water to raise the water valve b/f paving
3. Holly Road
4. Cemetery Road
5. A portion of Lambs Gap Road with high Skid Resistant Level overlay

Supervisor Quigley seconded. Motion carried unanimously.

Elwood Brubeck asked about the placement of anti skid pavement on a portion of Lambs Gap Road. Road Superintendent Quigley offered that the area of concern expressed by Mr. Brubeck is the exact area proposed for resurfacing with a higher skid resistant level, (SRL).

**APPROVAL AND PAYMENT OF THE BILLS:** The Secretary/treasurer provided a March expense check register and submitted the following checks for approval, signature and payment: General Fund Check s #s 12958-12994 in the amount of \$29,056.85. No checks void.

Payroll checks #s 5944-5953 in the amount of \$4,314.15. No payroll checks void.

Payroll checks #s 5954-5961 in the amount of \$4,131.84. No payroll checks void.

An electronic transfer, ELF was made from the General Checking account by PCI, Insurance on March 20, 2011 in the amount of \$3,468.54 for April's health insurance.

An electronic transfer, ELF was made from the General Checking account by United Concordia on March 28, 2011 in the amount of \$154.75 for April's dental insurance.

Chairman Robert Lightner made it known that there might be a possible conflict of interest on check number 12965 issued to Daisy Lightner, his spouse, for mileage. Lightner presented the recording secretary a signed memorandum stating his possible conflict. .

Chairman Lightner made a motion & Vice-Chairman Evans seconded to approve and sign the checks & pay the bills, except for check number 12965 issued to Daisy Lightner in the amount of \$29.84. Motion carried unanimously.

Supervisor Quigley made a motion & Vice-Chairman Evans seconded to approve check number 12965 issued to Daisy Lightner for mileage reimbursement. Motion carried. The record notes that Chairman Lightner abstained from the vote because Daisy is his wife..

**EXECUTIVE SESSION:** Chairman Lightner recessed the meeting to executive session at approximately 8:01 PM to discuss personnel issues.

**RECONVENE THE MEETING:** Chairman Lightner reconvened the meeting at approximately 8:23 PM stating that several personnel issues were discussed.

**CITIZEN PARTICIPATION:** Chairman Lightner asked if there was any citizen participation at this time. Phyllis Page of Mountain Road asked the status of the negotiations with the former police officer. Chairman Lightner said an arbitrator has been assigned to the case and a meeting is scheduled for May 20, 2011.

Linda Ekelman of Weaver Drive asked the names of employees covered by the monthly electronic transfer for health insurance and why the amount fluctuates monthly. Supervisor Quigley offered that the three full time employees receiving health insurance benefits are: Brad Sloop, Mike Miller and Daisy Lightner.

The Secretary/Treasurer explained the amount fluctuates from month to month occasionally because of changes in coverage resulting in interim billing adjustments. Recently, the underwriting department at Highmark informed the Township that regulations changed for retired individuals. Therefore, Supervisor Evans was no longer eligible to receive his supplemental insurance through the group plan. Discussion ensued on the regulations and requirements for an elected official to participate in the Township's group health care plan.

**ADJOURNMENT OF THE MEETING:** There being no further business before the Board, Supervisor Quigley made a motion and Vice-Chairman Evans seconded to adjourn the meeting at 8:31 pm. Motion carried unanimously.

Respectfully submitted,

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Daisy Lightner  
Secretary/Treasurer