

**RYE TOWNSHIP
SUPERVISORS' MEETING
July 30, 2012**

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MEMBERS PRESENT: Robert Lightner, Chairman, Vice-Chairman Ken Quigley, Supervisor Ron Cree, Daisy Lightner, Secretary/Treasurer, James Hawk, Zoning Officer, Pete and Barb Fitting, Kassie Quigley, Denby Quigley, Jean Snyder, John Smith; Sean Fedder, Gary Roth, Wendy Holler of the Marysville/Rye Library and Solicitor 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 Lightner convened the meeting with the pledge of allegiance to the flag. The meeting was tape recorded to aid with the preparation of minutes.

CITIZEN PARTICIPATION: Chairman Lightner asked if there was any citizen participation at this time. None was offered at this time.

APPROVAL OF THE MINUTES: Supervisor Quigley made a motion and Supervisor Cree seconded to approve the minutes of the June 18, 2012 meeting as submitted. Motion carried unanimously.

PERSONS TO BE HEARD: **Wendy Holler**, director of the Marysville/Rye Library, introduced herself and explained the funding received by the Library as follows: 18% from State funding; 17% from Local governments; and 65% from local fundraisers. Last year's local fundraisers netted approximately \$32,000. She explained the services offered by the Library and was pleased with the success of the "Summer Reading Program" with 83 children participating. Computer stations are available and utilized every day. She reported that a new automated system is in place which connects all of the libraries in Perry County. Holler encouraged anyone interested to come to the library to acquire their passports. The new website for the library is pecoinfo.org. Holler expressed appreciation to Rye Township for their continued financial support throughout the years.

The Board thanked her for coming and Wendy left the meeting at this time.

Raymond Reed was not in attendance to discuss the sewage options for a lot located adjacent to Marysville Borough and owned by Roger Barrick. The Board restated their policy that all sewage in Rye Township is on-lot.

MONTHLY MUNICIPAL REPORTS: Zoning Officer James Hawk submitted his monthly Zoning Report and read it as follows: one (1) Zoning Permit issued, one (1) demo permit; several ongoing complaints/violations; fees collected \$65.00.

Leonard Sizer of Madden Engineering provided a sewage report for June as follows: Perks and probes conducted for repair of septic system at 3523 B Valley Road for a total due in fees of \$245.00.

Supervisor Quigley read the July Road Report. Highlights from the report were: work with Pennsy Supply on 2012 Paving Projects: a portion of Trout Lane, Lone Oak Drive, and Lambs Gap Road; arrange for service for the tractor/mower; cleaning ditches, remove junk illegally dumped on Millers Gap Road. The report was placed on the front table for review.

Newly appointed Recreation Board member, Kassie Quigley was in attendance to provide a report of the following upcoming events:

- August 12 Sundaes in the Park, 6:00 PM; Raindate of August 19th
- August 17 Pool Party Rescheduled from July 20th; 6-8:00 PM
- October 27 Halloween in the Park; 6:00 PM -hayride, haunted trail; bon fire; costume judging; hot dogs/beverages

No Emergency Management Report was presented. Chairman Lightner announced a special emergency management meeting is scheduled for Tuesday, August 14, 2012 at the Township building at 7:00 PM, which will be discussed later under upcoming events.

The June Treasurer's Report and General and Solid Waste Fund Balance Reports were submitted for review and read by the Secretary/Treasurer. With no discussion, the reports were accepted as read pending the independent auditor's approval.

RESOLUTIONS: Upon review of the fund balance reports and year to date expenses, Supervisor Cree made a motion and Supervisor Quigley seconded to approve and adopt **Resolution 12-17**, which authorizes the Secretary/Treasurer of Rye Township to make budgetary transfers in the amount of \$10,934.00 to the General Fund and \$1,100.00 to the Solid Waste Fund. Motion carried unanimously. The Secretary/Treasurer noted this does not change the 2012 total budget amount. The Resolution transfers funds solely on paper from one line item account to another.

Supervisor Quigley made a motion with a second from Supervisor Cree to adopt **Resolution 12-18**, which authorizes the Secretary/Treasurer to transfer \$60,426.48 from a matured Road Project CD into the General Savings Money Market designated for Road Projects and further authorizes the transfer of \$25,000 to the General Fund checking to assist with payment of the 2012 Paving Projects in August. Motion carried unanimously.

Supervisor Quigley noted that Rye Township's design for the replacement bridge on Pine Hill Road is underway. Invoices have been received for services from Wilson Consulting relating to the design. The first reimbursement from the State for 80% of the cost was received. Checks will be issued and approved for payment of expenses to Wilson Consulting Group as the State's 80% reimbursement is received.

LEGAL BUSINESS: Solicitor Wagner discussed the status of a previous concern relating to the combination of two lots into one common deed for two undeveloped lots located along Lone Oak Drive. The Solicitor contacted the attorney involved in the preparation of the deed. Solicitor Wagner explained that several tracts may be listed on one deed, but two tracts may not be combined together into one description without a land development plan per the Municipal Planning Code, (MPC). The Solicitor further advised that no zoning or building permits may be issued for these lots.

Solicitor Wagner advised that an elected supervisor may serve on the Recreation Board since there is no prohibition in the Second Class Township Code.

Solicitor Wagner discussed several ongoing zoning issues with the Board and Zoning Officer, James Hawk. Solicitor Wagner reviewed and approved a letter sent to the owners of record of 22 Bellview Road relating to ongoing violations with mowing and lack of routine maintenance of the yard. The overall property is in a state of disrepair. The Zoning Officer will continue to monitor the situation.

The Board discussed an ongoing violation at the property addressed as 960 Valley Road. An additional written complaint was received from adjacent neighbors. The complaint alleges that the owner of the 960 Valley Road parcel has been burning household trash and running a commercial truck repair business out of his residential property. The Zoning Officer conducted an on-site inspection and letters were sent. The Solicitor advised pictures must be taken on a regular basis to document an ongoing problem should this matter go before a court of law. Supervisor Cree, the former Zoning Officer, explained the history of this address. The Solicitor also advised contacting the Department of Environmental Protection relating to the motor oil and burning issues. Another recourse is for citizens to file a civil complaint on their own. Discussion ensued. The Solicitor advised if the violation continues and enforcement letters were already sent, file a citation with the local District Justice.

Zoning Officer Hawk asked what to do if he received threats when carrying out his enforcement duties. The Solicitor advised contacting the State Police immediately.

An addition to an accessory garage is under construction at 149 Fleisher Road without a permit. Zoning Officer Hawk said he conducted an inspection on July 24th and left a permit application with no response. Solicitor Wagner advised the Zoning Officer send a "Cease and Desist" letter immediately. The Zoning Officer indicated the letter would be sent.

A notice of intent to enter was mailed certified and not picked up by the owners and returned to SEO Leonard Sizer involving a sewage violation at 30 Rattling Rock Road. Solicitor Wagner advised the SEO may hand deliver the letter or have a constable deliver the letter. The Solicitor advised the SEO is the sewage officer and is authorized to issue a citation when there is a known violation and the owners refuse to cooperate. The Board directed the Secretary/Treasurer relay the information to the SEO and advise that thirty (30) days is too long. The time period in the letter and future known violations must be shortened since this is a known sewage violation.

Solicitor Wagner spoke earlier with Supervisor Quigley and provided guidance with the legal form for preparation of a R-O-W plan and easements to record the plan to permit the construction of a turnaround for emergency vehicles at the northern end of Cove Hill Road.

OLD BUSINESS: No old business was conducted.

NEW BUSINESS: Supervisor Quigley made a motion and Chairman Lightner seconded to accept the resignation of Eve Brown from the Recreation Board due to other commitments and time restraints. Motion carried unanimously.

Chairman Lightner made a motion and Supervisor Quigley seconded to authorize the Secretary/Treasurer to send out Requests for Proposals for the Fall clean up scheduled for October 5 and October 6. The proposals will be read and accepted at the August 27th Board meeting. The proposals are to clarify and include a clause that a separate vendor will be collecting all electronics in compliance with Act 108. Motion carried unanimously

The Board discussed a proposal provided by Ed Ward of Penn Waste for renewal of the current trash collection contract, which expires on December 31, 2012. Contract specifications allow for a contract renewal if both parties mutually agree. Upon due consideration, Supervisor Quigley made a motion with a second from Supervisor Cree to accept the proposal from Penn Waste, Inc. and extend the weekly trash collection and disposal contract agreement for a period of two years with Penn Waste, Inc. Motion carried unanimously. The Secretary/Treasurer indicated she would prepare the necessary paperwork.

Supervisor Quigley made a motion with a second from Supervisor Cree to authorize the Secretary/Treasurer to prepare bids for haulers for the drop off recycling program seeking a two year contract. Motion carried unanimously.

Chairman Lightner announced the following upcoming events:

- August 12 – 6 PM Sundaes in the Park; Raindate: August 19th
- August 14 – 7 PM Special Emergency management Meeting
Now that the standby generators are installed at the church and the municipal building, Chairman Lightner explained a special meeting is scheduled to discuss procedures to notify the residents when the disaster evacuation center at Glenvale Church is operating should a disaster occur with power outages. The Emergency Management Coordinator and members of the church will be invited along with the public.
- August 17 – 6-8 PM Pool Party Rescheduled; at Marysville Lions Club pool
- September 29 – Community Pig Roast; Marysville Lions Club; dinner at 3:00 PM “Free” to all citizens of Rye Township, Marysville Borough and Perdix. The Moose is hosting along with many co-hosts including Rye Township. Residents are asked to bring along a non-perishable item and a covered dish. Activities are planned for the children.

The Chairman requested reporter Luke Roman provide press coverage for the Sundaes in the Park event at the New Valley Road Park and the September 29th Community Pig Roast at the Marysville Lions Club.

APPROVAL AND PAYMENT OF THE BILLS: The Secretary/Treasurer provided a July 2012 check register and submitted the following checks for approval and payment. General Fund checks #s 13579-13622 in the amount of \$32,253.49. No expense checks voided.

Payroll checks #s 6248-6256 in the amount of \$4,499.60.

Payroll checks #s 6257-6263 in the amount of \$4,088.40.

Payroll checks #s 6264-6269 in the amount of \$3,517.44 No payroll checks void.

Supervisor Cree made a motion to pay the bills; Supervisor Quigley seconded his motion to approve the checks and pay the bills. Motion carried unanimously. Supervisor Lightner abstained from the approval of check #13585 for mileage reimbursement because Daisy is his spouse.

Supervisor Quigley made a motion and Supervisor Cree seconded the motion to approve checks #13585 issued to Daisy Lightner for mileage. Motion carried. Chairman Lightner abstained from the vote since Daisy is his spouse.

CITIZEN PARTICIPATION: Chairman Lightner asked if there was any additional citizen participation at this time. None was offered.

EXECUTIVE SESSION: Chairman Lightner recessed the meeting to executive session to discuss personnel matters at 8:36 PM. At this time all residents, the Solicitor, and citizens left the meeting.

RECONVENE MEETING: Chairman Lightner reconvened the meeting at 9:12 PM stating personnel issues were discussed and no decisions are required at this time.

ADJOURNMENT: There being no further business before the Board, Supervisor Quigley made a motion and Supervisor Cree seconded to adjourn the meeting at approximately 9:13 PM. Motion carried unanimously.

Respectfully Submitted,

Daisy Lightner
Secretary/Treasurer