

**RYE TOWNSHIP
SUPERVISORS' MEETING
April 22, 2013**

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PRESENT: Chairman Robert Lightner, Vice-Chairman, Ken Quigley, Supervisor Ron Cree, Daisy Lightner, Secretary/ Treasurer, James Hawk, Zoning Officer, Pete Fitting, Jeff Simmons, Linda Ekelman, Elwood Brubeck, Jr., John Smith, Sean Fedder, Barbara Holley, John Fitzsimmons, Gary Roth, Luke Roman of the Duncannon Record, and P. Richard Wagner, Esquire.

The meeting was held at the municipal building and called to order at 7:00 PM. The Board observed a moment of silence in remembrance of those killed from the bomb at the Boston Marathon and the explosion at the fertilizer plant in Texas. 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 be audio and video recording the meeting.

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

APPROVAL OF THE MINUTES: Supervisor Quigley made a motion to approve the minutes of the March 25, 2013 Public Hearing for the amendment to the Subdivision Land Development Ordinance, (SALDO). Chairman Lightner seconded; Motion carried unanimously.

Supervisor Quigley made a motion to approve the minutes of the March 25, 2013 supervisors' meeting. Chairman Lightner seconded; Motion carried unanimously.

Supervisor Cree entered the meeting at 7:14 PM. Supervisor Quigley made a motion to approve the minutes of the April 12, 2013 special supervisors' meeting. Supervisor Cree seconded; Motion carried. Chairman Lightner abstained because he was not in attendance at the April 12, 2013 special meeting.

MONTHLY MUNICIPAL REPORTS: Zoning Officer, James Hawk verbally reported and submitted a written report indicating the issuance of the following permits:

1)	Z-13-08 –	95 Cherry Drive, above ground pool	\$ 80.00
2)	Z-13-09 -	3370 Valley Road; deck	\$ 30.00
3)	Z-13-10-	45 Idle Road; garage	\$130.00
4)	Z-13-11-	21 Bellview Road; shed	\$ 30.00
5)	Z-13-12-	2755 Valley Road; deck	<u>\$ 70.00</u>
			\$340.00

The Zoning Officer also issued two temporary driveway permits for logging operations. No Sewage Report was submitted by SEO Sizer of Madden Engineering.

The Road Report was provided by Road Foreman, Brad Sloop and read by Road Superintendent Ken Quigley. Pot hole patching was completed throughout the Township. Road signs repaired and Millers Gap Road was graded. The grass at the building was also mowed. Road bids are being advertised for tentative award at the May 14, 2013 meeting.

Jeff Simmons, Secretary of the Recreation Board was present to provide a report for April and announced the following upcoming events:

- ◆ Fishing Derby May 18th, 9:00 AM at the Marysville Sportsmen's Assoc.
Glen Campbell requested help to install the dams on the creek on May 15, 16 and 17
- ◆ Strawberry Festival, June 2nd, 6:00 PM, Rain or Shine

- ◆ Pot Luck Dinner, July 19th; Rain date of July 20th
- ◆ Sundaes in the Park, August 8th; 6:00 PM, Rain or shine
- ◆ Halloween in the Park, more details later

On behalf of the Board, Supervisor Quigley commended Jeff Simmons for the outstanding job he did in organizing and conducting the Easter egg hunt on Saturday, March 23rd.

No Emergency Management report was provided.

The March 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 the 2013 Liquid Fuels allocation in the amount of \$ 87,390.38 was received on April 1st and will be reflected in the April Treasurer's report. The allocation is decreased in comparison to last year's allocation of \$88,857.31.

The Secretary/Treasurer also reported that SEK completed the audit and all required reports. However, their attendance to provide a verbal summary of the 2012 financial audit report is re-scheduled for the May 14th supervisors' meeting.

LEGAL BUSINESS: Solicitor Wagner reviewed and approved a draft of an amendment to the "Rye Township Junkyard Ordinance" as discussed at the March 25, 2013 board meeting.

Upon due consideration, Chairman Lightner made a motion and Supervisor Quigley seconded to authorize the Secretary/Treasurer to advertise the amendment to the Junkyard Ordinance for adoption at the June 18, 2013 supervisors' meeting. Motion carried unanimously.

Solicitor Wagner emphasized that there is a built in right of appeal under the Local Agency law for any aggrieved party when a permit is issued or denied.

OLD BUSINESS: Chairman Lightner commented on the discussion that occurred at the March 25, 2013 supervisors' meeting involving resident Mike Miller of Idle Road. Chairman Lightner offered that Mr. Miller telephoned him later that same evening and offered an apology for his actions at the meeting. Chairman Lightner said he appreciated and accepted the apology.

Supervisor Ron Cree entered the meeting at this point.

Vice-Chairman & Co-Road Superintendent Ken Quigley reported that 2005 records were researched and revealed that approximately \$6,700 was expended in labor, stone, and a cross pipe to assist with the improvement of the drainage along Idle Road following the report prepared from an on-site inspection by Rettew Associates in 2005. Resident Mike Miller alleged previously that the Township did not respond to any of the recommendations offered in the 2005 report.

Chairman Lightner commented on a remark from the March 25, 2013 meeting that Chairman Lightner and Daisy Lightner persuaded Supervisor Cree to vote a certain way on an issue. Supervisor Cree said that was not the case. He made up his own mind.

Secretary/Treasurer Daisy Lightner noted previously that the auditors from Smith, Elliott, and Kearns will provide the 2012 financial audit report at the May 14th board meeting.

NEW BUSINESS: Chairman Lightner made a motion with a second from Supervisor Quigley to change vendors for the portable toilet at the Park from Walters to Associated Products because Associated Products agreed to not charge us a monthly service fee for winter maintenance. Motion carried unanimously.

The Zoning Officer was made aware of a concern with possible filling in of wet lands along Lambs Gap Road. The Zoning Officer acknowledged and will check into this concern.

Supervisor Quigley made a motion with a second from Supervisor Cree to accept the tax certification received from tax collector, Stanley Humbert as follows:

1. Real Estate taxes \$164,108.70
2. Per Capita taxes \$ 8,170.00

Motion carried unanimously.

Chairman Lightner announced the following upcoming events:

- May 14th – May supervisors' board meeting; 7:00 PM
- ZHB Hearing 149 Fleisher Road – May 8th; 7:00 PM
- Spring Clean-up – May 3 and May 4th, 2013
- Changes in upcoming meetings:
May 14th, June 18th

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 13907-13936 in the amount of \$31,584.46. No checks void.

Payroll checks #s 6417-6425 in the amount of \$4,340.16. No payroll checks void.

Payroll checks #s 6426-6431 in the amount of \$7,095.92. No payroll checks void.

With no further discussion on the bills presented, Chairman Lightner made a motion & Supervisor Quigley seconded to approve and sign the checks & pay the bills except for check # 13912 issued to Daisy Lightner for mileage. Motion carried unanimously.

Supervisor Quigley made a motion with a second from Supervisor Cree to approve check# 13912 issued to Daisy Lightner for mileage. Motion carried. Chairman Lightner abstained stating he has a conflict of interest, because Daisy is his spouse.

CITIZEN PARTICIPATION: Elwood Brubeck of Valley Road noted that a pot hole is eroding near the former Harry Good residence on Lambs Gap Road. Supervisor Quigley offered that he would notify the road crew of the concern. He noted that the road crew did some pot hole patching earlier this month.

Barbara Holley of Flowers Lane expressed concern with trash and rubbish, mattresses on a cement pad at a property, formerly the old Tire Shop, located along Flowers Lane. The Board directed her to speak with Zoning Officer Hawk after the meeting. He is authorized to address her concern.

Supervisor Quigley asked the Solicitor if the Board of Supervisors has a right to know the contents of the storage buildings owned by John Sopensky and located along Flowers Lane. The Solicitor advised that the Township has a right to know if the use of the storage buildings is consistent with the Zoning Ordinance. An inquiry by the Zoning Officer would be appropriate.

ADJOURNMENT OF THE MEETING: There being no further business before the Board, Supervisor Quigley made a motion and Supervisor Cree seconded to adjourn the meeting at 7:29 pm. Motion carried unanimously.

Respectfully submitted,

Daisy Lightner
Secretary/Treasurer