

**RYE TOWNSHIP
SUPERVISORS' MEETING
May 19, 2014**

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PRESENT: Chairman Ken Quigley, Supervisor Jim Sabo, Daisy Lightner, Secretary/Treasurer, Sean Fedder, Peggy Fedder, John M. Fitzsimmons, Eric Fedder, and Laura J. Krout, and J. Craig Raisner.

FORMER SUPERVISOR PRESENT: Phyllis Page

EXCUSED: Supervisor Ron Cree

The meeting was held at the municipal building and called to order at 7:03 PM. Chairman Ken Quigley convened the meeting with the pledge of allegiance to the flag. The meeting was tape recorded to aid with the preparation of minutes. A quorum of the Board was established.

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

APPROVAL OF THE MINUTES: Supervisor Sabo made a motion to approve the minutes of the April 28, 2014 supervisors' meeting. Chairman Quigley seconded; Motion carried.

MONTHLY MUNICIPAL REPORTS: The Sewage Enforcement Report was submitted by SEO Lenny Sizer of Madden Engineering. Chairman Quigley read the report: Three (3) activities: Percs and probes for Kunkle at 3410 Valley Road; stop and review second submission of Raisner/Matsko SFTF module at Township office for a total due of \$557.50.

Zoning Officer, **Janet Hardman** submitted a written report for May. The report was read by Chairman Quigley. A summary follows:

- 5) Zoning Permits
- 2) Two letters
- 1) Driveway Permit
- 3) Inspections
- 15) Phone calls. Total due in wages of \$240.00

The report was placed on the front table for anyone to review.

The Road Report was provided by Road Foreman Brad Sloop and read by Road Superintendent Ken Quigley. Spring Clean-up was held on May 2 and 3; tires were delivered to Mahatangos in Liverpool, work on drainage issues on Mountindale Drive, chip brush and clean up #3 to ready for sale. Chairman Quigley noted that a large tree was suspended across Pine Hill Road on Friday, May 16 and required Speck's Tree Service to assist. The tree was successfully and safely removed.

No Recreation Board report was presented. The following upcoming events were announced:

- ◆ Fishing Derby rescheduled to May 31, 9:00 AM at the Marysville Sportsmen's Assoc. 9-11:00 AM for ages 3-12
- ◆ Strawberry Festival, June 15, 6:00 PM, Rain or Shine; "Free" Event

The Board received a request from Ethan May of the Women's VFW ball team to once again utilize the ball field. An agreement was prepared and ready for signatures. However, repeated emails sent to Ethan May since the initial contact received no response.

Therefore, Chairman Quigley made a motion with a second from Supervisor Sabo to direct the Recreation Board contract with an outside contractor to mow the ball field and perimeter one time until the issue with the Women's VFW ball team is resolved. Motion carried.

No Emergency Management Report was presented.

Chairman Quigley read a public notice received today from Perry County Emergency Management Coordinator, Tom Bell as follows:

All Perry County residents are requested to contact the Emergency Management/911 Center prior to lighting a controlled burn on private property that is outside of an enclosed container. Numerous incidents have occurred where Fire Companies were required to respond to an open burning that was being controlled. This places an unnecessary emergency response and monetary hardships on the fire company. It also jeopardizes the safety of the fire fighter. Report Controlled Burnings to (717) 582-4311.

The April Treasurer's Report and Fund Balance Report were submitted for public review and read by the Secretary/Treasurer and with no discussion were accepted as read pending the final approval of the independent auditors.

ORDINANCES: Ordinance 14-01 was advertised and proof of publication is on file. Supervisor Sabo made a motion and Chairman Quigley seconded to **adopt Ordinance 14-01**, which authorizes the closing of Grier Point Road on Saturday, June 7, 2014 from 9:00 AM to approximately 8:00 PM for Bethel United Methodist Church to hold a strawberry festival. Motion carried.

Ordinance 14-02 was advertised and proof of publication is on file. Chairman Quigley made a motion with a second from Supervisor Sabo to **adopt Ordinance 14-02**, which approves, adopts and enacts an **Ordinance codification** for Rye Township, provides for the repeal of certain legislation not included therein; to save from repeal certain other legislation not included therein; and to provide for penalties for tampering with the Code, with all provisions of the Ordinance and the Code in force and effect on and after June 1, 2014. Motion carried. The Secretary will forward the paperwork to General Code and prepare the Code books for distribution.

RESOLUTION: Chairman Quigley made a motion with a second from Supervisor Sabo to adopt **Resolution 14-09**, which authorized the Secretary/Treasurer to transfer a matured Solid Waste CD in the amount of \$6,501.58 into the General Checking Account, Solid Waste Fund, at the Marysville Bank per the 2014 Budget and to transfer a matured Underground Storage Tank CD in the amount of \$10,131.18 from the Bank of Landisburg to Enola, Members First Credit Union, 19 month CD for a better rate of interest. Motion carried.

Chairman Quigley made a motion with a second from Supervisor Sabo to adopt **Resolution 14-10**, which authorizes the Secretary/Treasurer to transfer \$64,000.00 from the General Savings Money Market Account at the Bank of Landisburg to deposit into the General Checking account at Marysville Bank to assist with payment of the new 2014 dump truck with plow package per the 2014 Budget, General Fund. Motion carried.

LEGAL BUSINESS: Solicitor Wagner was unavailable to attend this evening's meeting due to a prior commitment. It was the consensus of the Board to table all legal business until the next board meeting when legal representation is available.

OLD BUSINESS: The Board discussed a May 13, 2014 report received from Zoning Officer Janet Hardman following an on-site inspection of the former Woody's Salvage yard, now 717 Rebuildables at 1790 New Valley Road. A satisfactory inspection was a condition of approval for the transfer of the current salvage yard license. Chairman Quigley noted that there were two deficiencies listed on the report: 1) the surrounding fence needs repaired or replaced in several

areas and 2) there are 200-400 tires accumulated on the property that must be removed. The Zoning Officer gave the owners a deadline of August 1, 2014 to abate the two deficiencies.

Supervisor Sabo made a motion with a second from Chairman Quigley to issue the transfer of the Salvage Yard License from Woody's Auto Salvage to David Bair owner of 717 Rebuildables, LLC with a follow-up inspection on the compliance issues by the Zoning Officer per the May 13, 2014 inspection report. Motion carried. Chairman Quigley signed the license.

Chairman Quigley discussed the R-O-W acquisition for the Pine Hill Road bridge replacement with affected property owners, Sean and Peggy Fedder. Quigley offered that he assisted in arranging an onsite meeting to review the area and discuss their dispute with the appraisal. Sean and Peggy Fedder expressed appreciation for his assistance and attention to their concerns.

Right of Way, (R-O-W) agreements for the two separate properties owned by the Goodyear's and the Gibney's were approved at the April 28, 2014 meeting. Chairman Quigley made a motion with a second from Supervisor Sabo to approve an additional payment for the pro rata share of taxes for the affected parcels in the amount of \$33.00 for the Goodyear's and \$7.50 for the Gibney's as part of the approval process involving the R-O-W agreements for the improvement and construction of the Pine Hill Road bridge. Motion carried.

J. Craig Raisner inquired if the revised Raisner/Matsko module has been sent for a second engineering review. Chairman Quigley offered that it has not at this point. The Board anticipates discussing the module at the next board meeting on June 23, 2014 when legal representation is available.

Chairman Quigley made a motion with a second from Supervisor Sabo to table any discussion or action on the revised Raisner/Matsko sewage module submission until such time that legal representation is available for the Township. With the rescheduling of the May meeting, Solicitor Wagner was unavailable due to a prior commitment. Motion carried.

NEW BUSINESS: Supervisor Sabo made a motion with a second from Chairman Quigley to authorize the participation in the Capital Region Council of Governments auction on Wednesday, July 16, 2014 with Ron Cree as the representative the day of the sale. The COG receives a 20% fee on the sale of all items. Rye Township has several items for sale: such as shelving, old radios, light bars, a copier, electric typewriter etc. Motion carried.

Supervisor Sabo made a motion with a second from Chairman Quigley to authorize to advertise the sale of the 2000 Ford F450 dump truck with plow, 4 wheel drive, diesel, tool box, with a steel bed at a minimum bid of \$15,000 with bids opening at the June 23, 2014 meeting. Motion carried.

Chairman Quigley announced the following upcoming events:

- May 26- Memorial Day Holiday-Office Closed
Trash will be collected on Wednesday, May 28
- May 31- Fishing Derby rescheduled; 9-11:00 AM; ages 3-12 years old
- June 15- Rye Township "Free" Strawberry Festival at New Valley Road Park
6:00 PM, rain or shine

APPROVAL AND PAYMENT OF THE BILLS: The Secretary/Treasurer provided a May expense check register and submitted the following checks for approval, signature and payment: General Fund Check #s 14364-14395 in the amount of \$108,936.33. No checks void.

Payroll checks #s 6661-6666 in the amount of \$ 5,255.75. No payroll checks void.

Payroll checks #s 6667-6678 in the amount of \$ 4,635.50. No payroll checks void.

With no further discussion on the bills presented, Chairman Quigley made a motion & Supervisor Sabo seconded to approve and sign the checks and pay the bills. Motion carried.

EXECUTIVE SESSION: It was the consensus of the Board not to hold an Executive Session as anticipated.

It was the consensus of the Board to discuss two requests for proposal received for Township solicitor: one from Attorney Mark Alshouse of Shermans Dale and one from Attorney P. Daniel Altland of Mechanicsburg. Upon due consideration, Chairman Quigley made a motion with a second from Supervisor Sabo to appoint a new solicitor effective June 1, 2014 contingent upon the resignation of current Solicitor Rich Wagner. Motion carried.

Chairman Quigley offered that Solicitor Wagner accepted the re-appointment to the position of Township solicitor in January 2014. However, he requested the Board begin to search for a replacement for his position as soon as possible. On behalf of the Board, Chairman Quigley expressed appreciation for Solicitor Wagner and his thirty (30) years of service to Rye Township.

CITIZEN PARTICIPATION: Peggy Fedder again thanked Chairman Quigley for intervening and assisting with arranging for another contact and an on-site meeting regarding the R-O-W appraisal of their property for the Pine Hill Road bridge replacement.

ADJOURNMENT OF THE MEETING: There being no further business before the Board, Chairman Quigley made a motion and Supervisor Sabo seconded to adjourn the meeting at 8:05 pm. Motion carried.

Respectfully submitted,

Daisy Lightner
Secretary/Treasurer