

**RYE TOWNSHIP  
SUPERVISORS' MEETING  
July 28, 2014**

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**PRESENT:** Chairman Ken Quigley, Vice-Chairman Ron Cree, Supervisor Jim Sabo, Daisy Lightner, Secretary/Treasurer, Sean Fedder, John M. Fitzsimmons, Pete Fitting, Linda Ekelman, Elwood Brubeck, Benjamin S. Smith, Lenny Tepsich, Nina Gilroy, William and Barbara Holley, Denby Quigley, Sergeant Kempton Preston, Newport PSP, James Hawk, Luke Roman of the Duncannon Record, and P. Daniel Altland, Solicitor.

**FORMER SUPERVISOR PRESENT:** Robert Lightner

The meeting was held at the municipal building and called to order at 7:00 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. Linda Ekelman informed the Board that she would be audio recording the meeting.

**CITIZEN PARTICIPATION:** Former Supervisor Robert Lightner asked if check number 14468 issued to Madden Engineering involved fees for review of the Raisner/Matsko Sewage SFTF module. Chairman Quigley offered that the check to Madden Engineering is for sewage enforcement services performed by Lenny Sizer, SEO of Madden Engineering and not related to the Raisner/Matsko sewage module review.

**OPEN BIDS:** Proof of publication is on file for sale of the 2000 F450 Dump truck with plow package. The Secretary/Treasurer reported that zero sealed bids were received for sale of the 2000 F450 Dump truck with plow. It was the consensus of the Board to discuss how to handle the publication and sale of this vehicle at a later date.

**APPROVAL OF THE MINUTES:** Supervisor Sabo made a motion to approve the minutes of the public hearing held at 6:30 PM on June 23, 2014. Chairman Quigley seconded; Motion carried. Supervisor Cree abstained since he was not in attendance at the hearing.

Supervisor Sabo made a motion to approve the minutes of the June 23, 2014 supervisors' meeting. Chairman Quigley seconded; Motion carried. Supervisor Cree abstained since he was not in attendance at the meeting.

Supervisor Sabo made a motion to approve the minutes of a brief supervisors' workshop meeting held on July 3, 2014. Chairman Quigley seconded; Motion carried. Supervisor Cree abstained since he was not in attendance at the meeting.

**PERSONS TO BE HEARD:** Sergeant Kempton Preston of the Newport State Police was in attendance and provided a police report for the six months from January 2014 to June 2014, which listed 105 incidents with 17 criminal, 16 vehicle accidents, 29 traffic citations. The remaining incidents were considered miscellaneous involving things such as neighbor disputes. Sergeant Preston noted that PSP is aware of increased traffic due to the roundabout construction at SR 34 and has scheduled additional traffic patrol in the area.

Chairman Quigley asked if State inspection requires mufflers on motorcycles. Sergeant Preston answered "yes"; and the driver of the bike may be cited.

Chairman Quigley also requested the State Police check a vehicle in front of 17 Bellview Road, where the vehicle is partially parked within the travel portion of Bellview Road.

**LAND DEVELOPMENT:** Joe Burget of Burget Associates was in attendance to address the Board relating to improvements proposed to a private drive along the Tepsich property on Ridge Road. Leonard Tepsich of 19 Ridge Road would like to subdivide his property to create a new lot to permit his daughter to build a new home. Burget provided a sketch and discussed the existing conditions and the proposed drainage and roadway improvements with the Board.

Chairman Quigley expressed concerns with drainage improvements that are too far away from the Township roadway located within residents' personal yards. He said issues were previously reported with this specific detention pond in the past with residents located downhill complaining of the excessive runoff. With the proposed construction the existing detention pond would need to be improved to adequately handle the additional stormwater runoff. Chairman Quigley also had a question and concern about the location of the existing underground utilities. He recommended concrete for all drainage pipes because of the acid rain. Chairman Quigley further stated that a Township inspector would be on site every day to make sure all improvements are built according to the plan at the expense of the developer.

In conclusion, Chairman Quigley offered that it is not financially feasible for the Board to take over a roadway extension for a few residents. He recommended that Burget go to the Planning Commission to discuss and request a waiver or alteration of requirements to permit an additional access off this private road, since two homes share a common driveway access. Burget said he plans to attend the Planning Commission in the very near future. He thanked the Board and left the meeting at this time along with Lenny Tepsich.

**MONTHLY MUNICIPAL REPORTS:** The Sewage Enforcement Report was submitted by SEO Lenny Sizer of Madden Engineering. Chairman Quigley read the report: Thirteen (13) activities: Site visit for 1123 Valley Road, percs and probes for 880 Valley Road, and 75 Rattling Rock Road, Small Flow Treatment inspections for 100 Reed Drive, 1961 New Valley Road, and 1458 Valley Road, system repair at 16 Stiles Drive for a total due of \$1,405.00.

Zoning Officer, **Janet Hardman** was in attendance and reported the following activities for July:

- Five (5) Zoning Permits
- One (1) Driveway Permit
- One (1) BOS mtg
- One (1) ZHB meeting
- Two (2) Inspections
- Four (4) Phone calls.                      Total due in wages of \$330.00

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

The Board discussed the ongoing concern with the abandoned 2001 Elm Street property with the Zoning Officer Hardman and the Solicitor. The Solicitor recommended the Board continue to keep on top of this concern. Hardman offered that she was on-site and took pictures of the property and the pool area. Several letters were sent. The Board directed the Secretary to copy Janet on all correspondence regarding this concern.

The Road Report was provided by Road Foreman Brad Sloop and read by Road Superintendent Ken Quigley. Work with Pennsy Supply on 2014 Road paving Projects, install R4 stone along shoulder and repair a hole at a drainage pipe on Fleisher road, work with Kitner Brothers to patch area on Lambs Gap Road mow grass at Township building, clean drains on Evergreen Drive and patch pot holes on Millers Gap Road with millings provided by resident, Dan Ward.

Robert Lightner of the Recreation Board was in attendance and reported a successful Community Day on July 19<sup>th</sup> with approximately 100 people in attendance. The Recreation Board

discussed the concern with lack of parking for community events held at the Park. They requested the Township cut the fence at the ballfield and mow a path for citizens to walk from the Township building to the Park. Perhaps a local scout troop would consider constructing a boardwalk over a portion of the walkway trail as a community project. Lightner also reported that in 2020 Perry County will be 200 years old. Historic markers are available through the County at a cost of \$700 to \$10,000 depending on the signs. Lightner offered that the cost is rather high. It is the Board's decision whether to choose to install markers during the anniversary celebration. Lightner announced the following upcoming event:

- ◆ Sundaes in the Park, August 17, 6:00 PM, Rain or Shine; "Free" Event

No Emergency Management Report was presented. Assistance EMC, Pete Fitting announced that the next County Emergency Management meeting is scheduled for August 27, 2014 at 7:00 PM in New Bloomfield.

The June 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.

**RESOLUTION:** Chairman Quigley made a motion with a second from Supervisor Cree to **adopt Resolution 14-12**, which extends the contract with **Penn Waste, Inc.** for collection and disposal of weekly trash an additional two (2) years from January 1, 2015 to December 31, 2016. Motion carried unanimously.

Upon review of the fund balance reports and year to date expenses, Supervisor Cree made a motion and Supervisor Sabo seconded to approve and adopt **Resolution 14-13**, which authorizes the Secretary/Treasurer of Rye Township to make budgetary transfers in the amount of \$7,000.00 to the General Fund Budget. Motion carried unanimously. The Secretary/Treasurer noted that with the harsh 2013-2014 winter, one of the accounts over budget was snow removal. She further noted these transfers do not change the 2014 total budget amount, but transfers dollar amounts solely on paper from one budget line item account to another.

Upon due consideration, Supervisor Cree made a motion with a second from Supervisor Sabo to adopt **Resolution 14-14**, which updates the Subdivision Land Development Fee Schedule for Rye Township with slight increases and the addition of a new \$50.00 charge for review and completion of sewage planning modules. Motion carried unanimously.

**LEGAL BUSINESS:** Chairman Quigley recessed the Board to **Executive Session** at 7:50 PM to discuss personnel issues with Supervisor Ronald Cree and a pending legal issue with Solicitor Altland.

**RECONVENE MEETING:** Chairman Quigley reconvened the meeting at 8:18 PM. Supervisor Ronald Cree presented the Board with a letter of resignation from his position of Township supervisor effective August 1, 2014. Cree offered that he can no longer meet the residency requirement to serve as an elected supervisor. He thanked everyone that has assisted him with his brief tenure as Township supervisor and expressed appreciation for the opportunity to serve in this capacity. With regrets, Chairman Quigley made a motion with a second from Supervisor Sabo to accept **Supervisor Ronald Cree's letter of resignation** from his position of Township supervisor effective August 1, 2014. Motion carried unanimously.

Chairman Quigley announced that the Board of Supervisors will be accepting letters of interest from any residents interested in filling the term of supervisor left vacant with Cree's resignation. The letter is to be presented to the Township office in a sealed envelope addressed to Chairman Ken Quigley. The Board intends to review the letters on Friday, August 15, 2014 at

6:00 PM. Chairman Quigley instructed the Secretary/Treasurer to add this request for letters of interest to the Township's website and post it near the door of the Township building.

**OLD BUSINESS:** Chairman Quigley said the item under Old Business involving the waiving of supervisors' compensation will be addressed at a later time.

**NEW BUSINESS:** Supervisor Sabo made a motion with a second from Supervisor Cree to grant a time extension request of the ninety (90) day time period for approval of **717 Rebuildables Land Development Plan** to October 27, 2014 to allow time for the resolution of zoning issues. Motion carried unanimously.

Supervisor Quigley made a motion with a second from Supervisor Cree to authorize the Secretary/ Treasurer to send out **RFPs for Fall Clean up** to be held on Friday, October 3 and Saturday, October 4, 2014 for review and acceptance at the August supervisors' meeting. Motion carried unanimously.

Supervisor Cree expressed appreciation to part time employee, John Keck. John is not a resident, yet he saw the poor condition of the Sitterly Cemetery and volunteered to mow the Cemetery on his time and with his personal equipment. The Board expressed appreciation to John for his generosity in providing this service to the community.

Chairman Quigley announced the following upcoming events:

- August 17, 2014 – Sundaes in the Park. 6:00 PM, Rain or Shine

**APPROVAL AND PAYMENT OF THE BILLS:** The Secretary/Treasurer provided a July check register and submitted the following checks for approval, signature and payment: General Fund Check #s 14457-14500 in the amount of \$38,772.65. No checks void.

Payroll checks #s 6694-6699 in the amount of \$ 3,914.51. No payroll checks void.

Payroll checks #s 6700-6705 in the amount of \$ 4,072.23. No payroll checks void.

Payroll checks #s 6706-6711 in the amount of \$ 3,747.81. No payroll checks void.

With no further discussion on the bills presented, Supervisor Cree made a motion & Chairman Quigley seconded to approve and sign the checks and pay the bills except for check number 14485 issued to Kassie Quigley. Motion carried unanimously.

Supervisor Cree made a motion with a second from Supervisor Sabo to approve check number 14485 issued to Kassie Quigley for reimbursement of expenses for Community Day event. Motion carried. Chairman Quigley abstained from the vote because Kassie Quigley is his daughter-in-law.

**CITIZEN PARTICIPATION:** Supervisor Jim Sabo expressed appreciation to Dan Vodzak for the great job he did with repairing and updating the sign at the entrance to Lee Wood Village Development. Dan has personally seen that the sign has been maintained for a quite a few years and even planted flowers at the base of the sign. The Board expressed appreciation to Dan and others that may have assisted him with the sign maintenance and repair.

**RECESS OF THE MEETING:** There being no further business before the Board, at 8:33 PM Chairman Quigley made a motion and Supervisor Sabo seconded to recess the meeting. The meeting will be reconvened on Friday, August 15, 2014 at 6:00 PM. Motion carried unanimously.

All of the officials and everyone in attendance left the building at this time.

**AUGUST 15, 2014**

**PRESENT:** Chairman Ken Quigley, Supervisor Jim Sabo, Daisy Lightner, Secretary/Treasurer, Peggy Fedder, Sean Fedder, John M. Fitzsimmons, Linda Ekelman, Thomas E. Speck, and Luke Roman of the Duncannon Record.

**FORMER SUPERVISOR PRESENT:** Phyllis Page

**RECONVENE THE MEETING:** The meeting was held at the municipal building and reconvened at 6:02 PM on August 15, 2014 by Chairman Ken Quigley.

Chairman Quigley explained that the purpose of reconvening the July 28, 2014 meeting was to review “Letters of Interest” requested by the Board to fill the unexpired term of supervisor left vacant with the resignation of Supervisor Ronald Cree on August 1, 2014. Quigley offered that three (3) letters of interest were received from the following residents: John M. Fitzsimmons, Thomas E. Speck and Thomas Graupensperger. Chairman Quigley offered his appreciation to all three candidates for submitting letters of interest for the position.

Upon due consideration and review, Chairman Quigley made a motion with a second from Supervisor Sabo to appoint Thomas E. Speck to fill the unexpired term of Supervisor Ronald Cree effective August 25, 2104. Motion carried. The Chairman directed the Secretary/Treasurer prepare the necessary paperwork and oath of office for completion prior to the August 25<sup>th</sup> meeting.

Chairman Quigley announced the following upcoming event this Sunday:

- August 17, 2014 – Sundaes in the Park. 6:00 PM, Rain or Shine

The Board encouraged everyone to come out and join us to make your own sundaes with lots of toppings and ice cream.

On behalf of the Board, Chairman Quigley welcomed Tom Speck on board.

With no further business before the Board, Chairman Quigley made a motion with a second from Supervisor Sabo to adjourn the meeting at 6:12 PM. Motion carried.

Respectfully submitted,

Daisy Lightner  
Secretary/Treasurer