

**RYE TOWNSHIP
SUPERVISORS' MEETING
September 22, 2014**

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PRESENT: Chairman Ken Quigley, Vice-Chairman Jim Sabo, Supervisor Tom Speck, Daisy Lightner, Secretary/Treasurer, Sean Fedder, Jean Snyder, Jeffrey Simmons, Pete Fitting, John M. Fitzsimmons, P.E.; Scott Weaver and Dave Magee of Marysville Borough Council, Luke Roman of the Duncannon Record, and P. Daniel Altland, Solicitor.

FORMER SUPERVISORS PRESENT: Phyllis Page and Robert Lightner

The meeting was held at the municipal building and called to order at 7:05 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. Supervisor Tom Speck arrived at approximately 7:12 PM.

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

AWARD OF BID: Two sealed bids were received for sale of the 2000 Ford F450 dump truck with plow. The Secretary/Treasurer opened the bids, which were read publicly by Chairman Quigley as follows:

	<u>BIDDER</u>	<u>BID</u>
1.	Beale Township, Juniata County	\$10,001.00
2.	Chris Haines of Duncannon, PA	\$ 8,501.00

Upon due consideration, Supervisor Sabo made a motion with a second from Chairman Quigley to **award the bid for sale of the 2000 F450 Dump Truck** with plow "As Is, Where Is" to Beale Township for \$10,001.00 and to authorize Chairman Quigley to sign the title paperwork on behalf of the Board. Motion carried unanimously.

PERSONS TO BE HEARD: Marysville Borough Manager, Scott Weaver was in attendance accompanied by Borough Councilman Dave Magee to address the Board of Supervisors to request that Rye Township reimburse Marysville Borough for their share of the Workers Compensation Insurance coverage for the volunteer Marysville Fire Company within their municipality, which services a portion of Rye Township. Weaver said Marysville's total cost for the Worker's Compensation insurance rose steadily over the last several years and is approximately \$15,000. He estimated Rye's portion of the premium to be approximately \$5,000.

Chairman Quigley offered that previously Marysville Borough officials agreed to waive the reimbursement because Rye currently levies a portion of its real estate tax for the fire companies. Since the Board is ready to begin budget workshops for the year 2015, Chairman Quigley requested that the reimbursement for our share of the insurance begin in 2015 allowing time for the funds to be budgeted to allow for this rather large expense.

Dave Magee requested the reimbursement in 2014. Weaver said that funds are tight.

Secretary/Treasurer Lightner requested written documentation of the calculation for Rye's share of the insurance.

Borough Manager Weaver said unfortunately he was unable to acquire that documentation for tonight, but indicated he would gather and provide the requested documentation.

Chairman Quigley offered that Rye would have to forego the annual contribution and look in other areas to try to find the additional funds if the expense is to be paid this year.

Borough Manager Scott Weaver also requested that Rye Township consider providing mutual assistance to Marysville Borough through exchange of services. Discussion ensued. Solicitor Altland recommended the following:

- One Supervisor is designated to be the point of contact and not an employee, when mutual cooperation and assistance is requested. Marysville Borough would also designate a point of contact.
- Depending on the frequency of the requests, the Board may want to sign an intergovernmental agreement including a hold harmless clause
- Decide how to determine the cost for use of the equipment with an operator

Chairman Quigley offered that the details of this request could be discussed at a later time.

Lastly, Weaver requested Rye Township consider a donation to assist with expenses for the public swimming pool. In 2014 seventeen (17) members of the pool were from Rye Township. Weaver reported that the pool ended the season in the red with a \$20,000 deficit. Weaver announced that a special meeting will be held on October 22 at 7:00 PM at the Marysville Fire House to discuss ways to gain additional revenue to assist with the deficit.

EXECUTIVE SESSION ANNOUNCED: Chairman Quigley reported that the Board held an Executive Session with the Road Department on Thursday, September 18, 2014 at 7:00 AM to discuss personnel issues.

APPROVAL OF THE MINUTES: Supervisor Sabo made a motion to approve the minutes of the August 25, 2014 supervisors' meeting. Supervisor Speck seconded; Motion carried unanimously.

(Councilman Magee and Marysville Borough Manager Scott Weaver departed the meeting.)

MONTHLY MUNICIPAL REPORTS: The Sewage Enforcement Report was submitted by **SEO Lenny Sizer** of Madden Engineering. Chairman Quigley read the report: Three (3) activities: Application and permit issuance for 135 Cove Hill Road; perc tests for 3512 Grier Point Road site for a total due in fees of \$640.00.

Zoning Officer, **Janet Hardman** provided a September Zoning Report as follows:

Zero (0) Zoning Permits

Four (4) Inspections

Two (2) Reports

Three (3) Phone calls. Total due in wages of \$135.00

The Road Report was provided by Road Foreman Brad Sloop and read by Road Superintendent Ken Quigley. Chip brush at the Township, Haul 2A Mod stone to Millers Gap Road and spread on shale portion; work with the line painters; haul anti-skid for stockpile for winter cut up a large tree on New Valley Road and construct a turnaround at the end of Cove Road; mow and trim grass at the building.

Jeff Simmons of the Recreation Board was in attendance and reported a successful year for the Recreation Board. The last event "Sundaes in the Park" on August 17th had over 100 people in attendance. He announced the last event planned for the year 2014:

- Halloween in the Park, October 18, 6:00 PM, Rain date of Sunday, October 19
Haunted trail, costume judging, hayride, food and snacks and fun for all!

Jean Snyder of New Valley Road requested the Board address the need for additional parking for park events.

Chairman Quigley offered that Recreation Board member, Bob Lightner did speak with him about this ongoing concern. The installation of a walking trail from the ball field to the Park was discussed and is under consideration. This would at least allow people to walk from one area of the Park to the other without walking on the public roadway.

No Emergency Management Report was presented.

The August 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.

RESOLUTIONS: Supervisor Speck made a motion with a second from Supervisor Sabo to **adopt Resolution 14-20**, which authorizes the transfer of \$55,235.11 from the Highway Aid Money Market Account at the Bank of Landisburg to the Highway Aid Checking Account at the Marysville Bank to assist with payment to Pennsy Supply, Inc. for the contracted 2014 Road paving projects, which included Mountindale Drive and a portion of New Valley Road. Motion carried unanimously.

Supervisor Speck made a motion with a second from Chairman Quigley to adopt **Resolution 14-21**, which opens and maintains accounts at the First National Bank of Mifflintown and designates the authorized signers of the accounts. Motion carried unanimously. The Board anticipates taking advantage of their better investment rates offered for certificates of deposit and municipal accounts.

Chairman Quigley made a motion and Supervisor Sabo seconded to approve and adopt **Resolution 14-22**, which authorizes the transfer of a matured Certificate of Deposit at Members First Credit Union in Enola designated for the Elaine Pierson Memorial in the amount of \$10,591.91 to the First National bank of Mifflintown, Shermans Dale for a better CD interest investment. Motion carried unanimously.

Supervisor Speck made a motion with a second from Supervisor Sabo to adopt **Resolution 14-23**, which authorizes the Secretary/Treasurer to close the Highway Aid Savings Account 18012221 at the Marysville Bank and transfer the total remaining \$59.90 into the Highway Aid Checking Account at the Marysville Bank. Since the Board established a Highway Aid Money Market account at the Bank of Landisburg, the State auditor advised at the last audit that there is no need for two savings accounts. The account at the Bank of Landisburg currently pays more in monthly interest. Motion carried unanimously.

LEGAL BUSINESS: The Solicitor discussed a discrepancy in zoning designation for a parcel along New Valley Road. The topo map shows it as Conservation Forest, yet prior zoning shows it as Residential 1. It was thought that the color from the green field on the topo map overlay confused the actual color of the zoning designation for the parcel. Tri-County produced the original map and offered to correct and revise the map for us at no charge. This concern surfaced at the Planning Commission meeting during the discussion for a proposed subdivision. The Solicitor advised that the Secretary provide Tri-County with prior maps and any zoning updates and work with them to resolve this discrepancy.

The Secretary/Treasurer spoke with Frank Lynch of Comcast who offered to consider a pass through grant of \$2,000 if Rye would consider a ten (10) year franchise agreement. Discussion ensued. It was the consensus of the Board to pursue this arrangement for an agreement with Comcast since they service such a small area within Rye Township.

Solicitor Altland provided an update to the Raisner Small Flow Treatment Facility. The Board disapproved the resubmission of the SFTF application. However, the Township received notice that Raisner will pursue a private request for DEP to override the Board's decision to not allow the installation of the SFTF on the property located along Lambs Gap Road. Solicitor Altland will work with the Board to prepare a response letter to send to DEP within the 45 day time period.

Former Supervisor Lightner requested an update on whether Raisner paid the engineering review fees charged by Rettew Associates, which fees were paid by the Township in 2013 in the amount of \$1,017.00. The Solicitor said funds were placed in escrow while Raisner disputes the amount of the costs. There is a provision in the MPC for disputing invoices where an independent engineer can review the costs and provide a determination. Chairman Quigley made a motion with a second from Supervisor Sabo to **pursue the engineering review fees paid to Rettew Associates according to the Municipal Planning Code (MPC)**, for the Raisner/Matsko SFTF review. Motion carried unanimously. The Board suggested the following independent firms: Pennoni Associates, Gannet Fleming and McCormick Taylor.

OLD BUSINESS: There was no old business on the agenda for discussion.

NEW BUSINESS: Chairman Quigley explained that a letter of request to extend the recycling contract for two years was received from Ron Carlson of Advanced Disposal. Advanced Disposal is willing to keep the rate for hauling and disposal at \$230.00 per container. Upon due consideration, Supervisor Sabo made a motion and Supervisor Speck seconded to approve **Resolution No. 14-24** extending a contract for the hauling and processing of drop-off recycling materials for the period January 1, 2015 to December 31, 2016 at the same rate of \$230 per pull. Motion carried unanimously.

The Township received an application for the installation of a Small Flow Treatment Facility, (SFTF) for 1858 New Valley Road. The existing system failed and no other areas passed perc. Discussion ensued regarding whether an engineer's review is warranted. Since the application will be reviewed by the Rye Township Planning Commission at their October 7, 2014 meeting, the consensus of the Board was to direct that the Planning Commission, as part of their review, determine whether this SFTF application requires an engineer's review. The Solicitor advised the SFTF Maintenance Agreement needs reviewed and updated prior to final approval by the Board.

Zoning Officer Hardman conducted an inspection of Ryan Michael's Salvage Yard on Cove Hill Road in conjunction with the annual renewal. The results were satisfactory. Upon due consideration Chairman Quigley made a motion with a second from Supervisor Sabo to approve the application with the modifications requested and grant **the annual junkyard license to Ryan W. Michael** for Michael's Salvage Yard. Motion carried unanimously.

Chairman Quigley made a motion with a second from Supervisor Speck to approve the application with the modifications requested and grant the **annual junkyard license to David and Lindsey Bair of 717 Rebuildables at 1790 New Valley Road** conditional upon a positive inspection report from Zoning Officer Hardman. Motion carried unanimously.

Chairman Quigley announced the following upcoming events:

- October 3 and October 4th; Fall Bulk Clean Up; No electronics will be accepted.
- October 13- Columbus Day Holiday; Office Closed; No change in trash collection
- October 18- Halloween in the Park, 6:00 PM; Rain Date of October 19 at 6:00 PM
- October 30- Trick or Treat Night; 6-8:00 PM

APPROVAL AND PAYMENT OF THE BILLS: The Secretary/Treasurer provided a September check register and submitted the following checks for approval, signature, and payment: General Fund Check #s 14532-14563 in the amount of \$34,646.10. No expense checks void.

Payroll checks #s 6726-6730 in the amount of \$ 3,607.06. No payroll checks void.

Payroll checks #s 6731-6735 in the amount of \$ 3,556.59. No payroll checks void.

Highway Aid check # 726 issued to Pennsy Supply, Inc. in the amount of \$77,145.08.
Void check # 725.

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

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

ADJOURNMENT: With no further business before the Board, Chairman Quigley made a motion with a second from Supervisor Sabo to adjourn the meeting at 8:24 PM. Motion carried unanimously.

Respectfully submitted,

Daisy Lightner
Secretary/Treasurer