

**RYE TOWNSHIP
SUPERVISORS' MEETING
August 24, 2015**

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PRESENT: Chairman Ken Quigley, Vice-Chairman Jim Sabo, Supervisor Tom Speck, Daisy Lightner, Secretary/Treasurer, Sean Fedder, Nancy Sunday, John M. Fitzsimmons, Douglas Foy, Steve Copp, Jean Snyder, Herb and Susan Berger, Lenny Tepsich, Nina Gilroy, John Smith, Gary Roth, and Luke Roman of the Duncannon Record.

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.

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

APPROVAL OF THE MINUTES: Supervisor Sabo made a motion to approve the minutes of the July 27, 2015 supervisors' meeting. Chairman Quigley seconded; Motion carried.

PERSONS TO BE HEARD: Douglas Foy of Rye Township was present to announce that the former Marysville Ambulance Association would like to reorganize and establish the Marysville EMS to provide Marysville and Rye Township 24/7 emergency medical services. Meetings are scheduled to begin discussion to see if this vision of 24/7-365 day medical service in Marysville is feasible. Doug said there are uncertainties including finances, but the group is committed to looking into all avenues to establish the Marysville EMS. Land must be acquired and a building built. Federal and State grant monies are available to provide partial funding. Doug invited the Board members to attend or to appoint a representative to attend the meetings. Chairman Quigley offered to speak to several people whom he thought might be interested in being involved in the discussion. Doug Foy thanked the Board for their consideration.

SUBDIVISION AND LAND DEVELOPMENT: Joe Burget of Burget Associates approached the Board for the final approval of the Final Subdivision Plan for Robert S. McGeary & Sherri A. Cloward-McGeary. The purpose of the plan is to subdivide a 5 acre tract (lot 1) into two lots to create a new building lot (lot 2). Due to steep slopes, floodplains, wetlands and stormwater issues, this plan required additional review by the Township engineer. All filing fees were paid in full and the \$50 security deposit was received. Perry County Planning Commission comments and the engineer's comments were received and addressed. The Planning Commission at their August 4, 2015 meeting recommended approval of the waivers requested and conditional approval of the McGeary Plan.

Upon due consideration and review, Supervisor Sabo made a motion with a second from Supervisor Speck to approve the following Alterations of Requirements from the SALDO 09-03 for the Final Subdivision Plan for Robert S. McGeary & Sherri A. Cloward-McGeary:

1. Article 5, Section 501 (Preliminary Plan Submission)
Due to the fact that this plan proposes only one new building lot with minimal earth disturbance.
2. Article 2, Section 202.A (Common Driveway Definition)

Due to the fact that the proposed lot is behind the front lot, it is difficult for both lots to own the shared driveway, the common driveway will be owned by one party, but shared between two parties.

3. Article 6, Section 602.A (Plan Scale: 1"= 100')
To create a clear and legible plan, the plan scale is 1"= 60'.
4. Article 7, Section 703.L.1 (Fill Slope: 3:1) **Allowable 2:1 Max by the Commission**
To lessen the disturbance in the slope areas, a 2:1 slope is used along a portion of the new driveway.

Motion carried unanimously to approve the alterations presented.

The Board reviewed the outstanding conditions from the Planning Commission review. With no further discussion on the plan, Chairman Quigley made a motion with a second from Supervisor Speck to approve of the **Final Subdivision Plan for Robert S. McGeary & Sherri A. Cloward-McGeary** contingent upon the following:

- Acquire signatures of all owners, the surveyor and the engineer
- Obtain a final legal review and update Common Drive/shared access agreement accordingly
- Payment in full of all review fees, costs, including inspections, legal reviews, and expenses incurred incidental to the plan

Motion carried unanimously.

Burget acknowledged and agreed with the conditions placed on the plan for final approval.

Joe Burget Jr. of Burget & Associates approached the Board for the final approval of the **Final Subdivision Plan for Leonard M. & Christina L. Tepsich and D. Mark & G. Marie Bennett**. The Bennett's and Tepsich's each own 18 acre lots off Ridge Road in Bellview Acres Development. The purpose of the plan is to reconfigure two existing lots (existing lot 2 & 3) via lot additions (proposed lot 2b and lot 3a) as well as creating a new building lot (proposed 2a) for a single-family dwelling. A previous plan was officially withdrawn. The newly submitted plan provides for all improvements to be maintained by the individuals. This plan proposes an extension of an existing private R-O-W for four (4) lots.

Upon due consideration and discussion, Chairman Quigley made a motion with a second from Supervisor Sabo to approve the following **Alterations of Requirement** from the SALDO 09-03 for the **Final Subdivision Plan for Leonard M. and Christina L. Tepsich and D. Mark & G. Marie Bennett** with revised Waiver #3 as follows:

1. Article 5, Section 501 (Preliminary Plan Submission)
Due to the fact that this plan proposes only one new building lot with minimal earth disturbance.
2. Article 7, Section 703 E. (Private Street Grace: 14% Max Slope)
Due to the fact that this plan proposes dedication of an existing well established private road already being utilized to access 3 existing lots, we ask from modifying the existing slope.
3. Article 7 Section 706 C.3 (More Than Dwellings Units on Private Driveway)
Due to the fact that this plan proposes a private 50' wide right-of-way containing an existing macadam cartway and cul-de-sac that is currently utilized by three dwelling lots; we feel the existing conditions would safely accommodate the additional traffic flow in a safe manner:
 - *The area to be used by four (4) lots is a 250' section of 19.2' min width paved cartway with a paved cul-de-sac*

- *The area to be used three (3) lots is a 17' wide paved driveway emptying onto the cul-de-sac*
- *The existing 17' wide paved driveway would not hinder emergency access*
- *Existing underground utilities which are located within the private roadway right-of-way would be difficult to relocate outside the legal right-of-way to allow for maintenance. A cost analysis study was done that showed it was not cost effective for Rye Township to take over this small section of existing private roadway.*

Motion carried unanimously to approve the revised alteration of requirement for the Tepsich/Bennet Plan.

The Board reviewed the outstanding conditions from the Planning Commission review. Upon due discussion on the plan, Chairman Quigley made a motion with a second from Supervisor Speck to approve of the **Final Subdivision Plan for Leonard M. and Christina L. Tepsich and D. Mark & G. Marie Bennett** contingent upon the following:

- Acquire signatures of all owners, the surveyor and the engineer
- Delete Note # 17 on the plan. It is redundant.
- Add a new note #17 to read as follows: No building/zoning permits will be issued until all Stormwater facilities are constructed per the plan.
- Add the revision requested above regarding existing underground utilities and the cost analysis to the Waiver section of the Plan
- Payment in full of all review fees, costs, including inspections, legal reviews, and expenses incurred incidental to the plan

Motion carried unanimously.

Burget acknowledged and accepted the conditions placed on the plan for final approval. Burget, Lenny Tepsich, and Nina Gilroy left the meeting at this time.

LEGAL BUSINESS: Chairman Quigley announced that Solicitor Altland had back issues and could not be in attendance this evening. Chairman Quigley provided an update to the Dutch Cemetery Road concern. Mr. Smith, the contractor, contacted Chairman Quigley on behalf of William and Virginia Wessles the owners of the lots in response to the August 5, 2015 certified letter and discussed the specifications for the repair of the damaged road. Mr. Smith offered that he was ready to complete the repairs pending authorization by the owners. Chairman Quigley directed the Secretary to draft a letter to the Wessels regarding the details and authorization to commence repair of the roadway and to request payment for snow plowing if the repairs are not completed until next spring. The larger Township trucks are not able to plow over the damaged pavement. He further directed the Solicitor review the letter prior to mailing.

Chairman Quigley provided the following update to the 149 Fleisher Road situation. A request for a variance was received from Robert Sultzaberger and a hearing is scheduled for September 8, 2015 regarding setbacks. Chairman Quigley offered that this property does have a history of repeated violations. The Township has expended funds for enforcement and legal fees over the last several years. An agreement is pending to resolve the previous zoning issues.

The Secretary will talk with the Solicitor regarding clarification of the regulations for background checks for volunteers.

Supervisor Sabo expressed concern with an ongoing violation at an abandoned property at 2001 Elm Street. Chairman Quigley suggested Supervisor Sabo contact Zoning Officer, Janet Hardman directly with his concern.

MONTHLY MUNICIPAL REPORTS: Zoning Officer, **Janet Hardman** provided an

August Zoning report as follows: Six (6) Zoning Permits
 One (1) Meeting with Resident
 One (1) Driveway Permit
 Five (5) Inspections
 Nine (9) Phone calls Total due in wages of \$330.00

The Sewage Enforcement Report was submitted by SEO Lenny Sizer of Madden Engineering. Chairman Quigley read the report: Eight (8) activities: Site visit for 186 Lambs Gap Road; cover inspections for 1816 Valley Road and 9 Fleisher Road; chisel inspections for 1154 New Valley Road and 1820 Valley Road; perc tests for 290 Timber Ridge Road, pressure inspections for 1154 New Valley Road and 1820 Valley Road for a total due in fees of \$822.50.

The Road Report was provided by Road Foreman Brad Sloop and read by Road Superintendent Ken Quigley. Chip brush and mow grass at Township building, Grade and clean ditches at Millers Gap Road, service truck No. 4; replace damaged stop signs at Sites Circle and Valley Road; repair a dip in Rattling Rock Road; remove downed tree and patch holes on Pine Hill Road.

Chairman Quigley reported the following:

- A final inspection of the Pine Hill Road Bridge was conducted with Penn Dot and Wilson Consulting on August 21, 2015 after which the roadway was reopened.
- A meeting was held with the engineering firm of Barton and Loguidice to discuss drainage concerns on Woods Drive and Maranatha Drive.
- He attended the Cumberland/Perry Task Force meeting. SR 11 & 15 will be closed for the rock slope project below Marysville for three months next year- May, June and July of 2016.

Nancy Sunday of the Recreation Board was in attendance and reported a successful “Sundaes in the Park” on August 16 with approximately 62 people in attendance. She expressed appreciation to Luke Roman who stepped right up and volunteered to help with the toppings and BINGO.

- Halloween in the Park, October 18, 6:00 PM, Rain date of Sunday October 19
- August 13, 2016-- 250th Year Anniversary Celebration; Volunteers will be needed to assist with this celebration and the additional activities planned.

No Emergency Management Report was presented.

The July 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.

OLD BUSINESS:

One (1) quote was received for Fall Clean Up to be held Friday, October 2 and Saturday, October 3, 2015 as follows:

Vendor Name	Delivery Fee	Hauling Fee	TOTAL PER PULL	Tipping Fee per ton	Scrap containers	Fuel Surcharge
Sylvester's Services	\$100.00	\$100.00	\$200.00	\$75.00	Provided No Cost	No

Upon due consideration, Supervisor Speck made a motion and Supervisor Sabo seconded to accept the quote received from Sylvester's Services of Duncannon to provide roll offs for the Fall Clean up conditional upon receipt of a certificate of liability and workers compensation and proof of CDL testing for their drivers. Motion carried unanimously.

NEW BUSINESS: Supervisor Speck made a motion with a second from Supervisor Sabo to approve and sign Estimate #2 from Wilson Consulting Group, PC for reimbursement of construction services performed by Handwerk Contractors relating to the replacement of the Pine Hill Road Bridge. Total requested is \$177,928.52. Rye Township is responsible for 20% of the amount requested or \$35,585.70. Motion carried unanimously.

In compliance with Act 205 of 1984, Daisy Lightner, Chief Administrator of the Pension Plans, presented the Board with the 2016 Minimum Municipal Obligation, MMO, for the Pension plans. The 2016 MMO for the non-uniform pension plan is \$4,130.00. The 2016 uniform (police) pension plan Minimum Municipal Obligation, (MMO) is zero \$0.00. She explained that a recent actuarial report increased the MMO mainly due to a decrease in interest rates paid on investments at PMRS from 6% to 5.5%. An actuarial study will be completed next year which will hopefully lower the multiplier for the 2017 MMO at that time.

Chairman Quigley made a motion and Supervisor Speck seconded to accept the 2016 **Non-Uniform Pension Minimum Municipal Obligation, (MMO) at \$4,130.000** and the **2016 Uniform, (Police) Pension Minimum Municipal Obligation, (MMO) at zero \$0.00**. Motion carried unanimously.

With regrets, Chairman Quigley made a motion with a second from Supervisor Sabo to accept the resignation of elected auditor Donna LaChapelle effective August 31, 2015. Donna LaChapelle served fifteen (15) years as an elected auditor for Rye Township. She is now retired and relocating out of state. Motion carried unanimously.

Chairman Quigley made a motion with a second from Supervisor Speck to designate Thursday, October 29, 2015 from 6-8:00 PM as Trick or Treat Night in Rye Township. Motion carried unanimously.

Chairman Quigley announced the following upcoming event:

- September 7- Labor Day Holiday; Office Closed; Trash will be collected Wednesday, September 9.
- September 8- 7:00 PM; Zoning Hearing; variance request; 149 Fleisher Road

APPROVAL AND PAYMENT OF THE BILLS: The Secretary/Treasurer provided an August check register and submitted the following checks for approval, signature and payment: General Fund Check #s 14905-14927 in the amount of \$95,946.22. No checks void.

Payroll checks #s 6891-6897 in the amount of \$ 4,069.73. No payroll checks void.

Payroll checks #s 6898-6902 in the amount of \$ 3,656.39. No payroll checks void.

Highway Aid check #729 in the amount of \$101,462.68 issued to Jay Fulkroad and Sons, Inc.

Void check #s 727 and 728 voided in processing.

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.

Chairman Quigley noted that a new mower has been ordered from U S Municipal for slightly over \$10,000. Delivery is anticipated in 3-4 weeks.

Chairman Quigley is also looking at possibly resurfacing or seal coating a small section of New Valley Road next month in anticipation of heavier traffic next year with the rock slope project and the closure of SR 11 & 15 for three months.

CITIZEN PARTICIPATION: Herb Berger of Maranatha Drive requested a copy of the review comment letter from Barton and Loguidice. Chairman Quigley offered that a meeting will be scheduled to meet with and provide copies of the report from the engineers regarding the drainage issues to all the residents when the report is received.

EXECUTIVE SESSION: Chairman Quigley recessed the Board to Executive Session at 8:35 PM to discuss a personnel issue.

RECONVENE THE MEETING: Chairman Quigley reconvened the meeting at 8:55 PM. No decisions were made following the discussion of personnel issues by the Board in the Executive Session.

ADJOURNMENT: With no further business before the Board, Chairman Quigley adjourned the meeting at 8:56 PM.

Respectfully submitted,

Daisy Lightner
Secretary/Treasurer