

## MINUTES OF THE MARTIC TOWNSHIP BOARD OF SUPERVISORS

**DATE:** January 6, 2020

**PLACE:** Township Building, 370 Steinman Farm Road, Pequea, Pa. 17565

**ATTENDANCE:** Beth Birchall, Duane Sellers, Carl Drexel, Don Snyder and John Ulaky were present.

### **ORDER OF BUSINESS**

**CALL TO ORDER:** Duane Sellers called the meeting to order at 7:00 PM and led with the Pledge to the Flag.

### **REORGANIZATION**

**Temporary Chairman:** Carl Drexel made a motion, which was seconded by John Ulaky to appoint Beth Birchall as Temporary Chairman. The motion passed 4-0 with Beth Birchall abstaining.

**Temporary Secretary:** Beth Birchall made a motion, which was seconded by Carl Drexel to appoint Karen Sellers as Temporary Secretary. The motion passed 5-0.

**Chairman:** Beth Birchall made a motion, which was seconded by Don Snyder to appoint Duane Sellers as Chairman. The motion passed 4-0 with Duane Sellers abstaining.

**Vice Chairman:** John Ulaky made a motion, which was seconded by Don Snyder to appoint Carl Drexel as Vice-Chairman. The motion passed 4-0 with Carl Drexel abstaining.

**Treasurer:** Don Snyder made a motion, which was seconded by John Ulaky to appoint Beth Birchall as Treasurer. The motion passed 4-0 with Beth Birchall abstaining.

**Manager/Secretary:** Carl Drexel made a motion, which was seconded by John Ulaky to appoint Karen Sellers as Manager/Secretary. The motion passed 4-0 with Duane Sellers abstaining.

**Road Foreman:** Beth Birchall made a motion, which was seconded by Carl Drexel to table the appointment of a Road Foreman until a new one is hired. The motion passed 5-0.

**Zoning Officer & Building Code Official:** A motion was made by Don Snyder and seconded by Beth Birchall to appoint Dennis Shenk as Zoning Officer and Building Code Official. The motion passed 5-0.

**Construction Code Officials:** Beth Birchall made a motion, which was seconded by Carl Drexel to appoint Commonwealth Code Inspection Service, Inc as the Construction Code Officials. The motion passed 5-0.

**SEO Officer:** A motion was made by Beth Birchall which was seconded by Don Snyder to appoint Marvin Stoner as our SEO Officer set \$4000/annual salary. The motion passed 5-0.

**Zoning Hearing Board:** Bill Birchall and Ryan Fisher (Alternate) ZHB members, have both tendered their resignations for their current positions on the ZHB and have requested to be appointed for each other's positions. Bill Birchall will be the alternate member and Ryan Fisher will be a ZHB member. A motion was made by John Ulaky and seconded by Don Snyder to have Bill Birchall and Ryan Fisher swap positions on the Zoning Hearing Board. The motion passed 4-0 with Beth Birchall abstaining.

**Chairman of the Vacancy Board:** Carl Drexel made a motion, which was seconded by Don Snyder to appoint Ryan Fisher as Chairman of the Vacancy Board. The motion passed 5-0.

**Mileage reimbursement:** Beth Birchall made a motion, which was seconded by Carl Drexel to reimburse

mileage at .575 cents/mile as per the IRS notification. The motion passed 5-0.

Emergency Management: Carl Drexel made a motion, which was seconded by Don Snyder to appoint Tony Williams for Emergency Management coordinator and Mike Hall and Bill Birchall as his assistants. The motion passed 4-0 with Beth Birchall abstaining.

SLCIMC Meeting Representatives: Beth Birchall made a motion which was seconded by John Ulaky, to appoint Duane Sellers as SLCIMC Meeting Representative and to appoint Don Snyder as the alternate representative. The motion passed 3-0 with Duane Sellers and Don Snyder abstaining.

Point of Contact list: Carl Drexel made a motion which was seconded by Beth Birchall to set the Point of Contact list for 2020 the same as it was for 2019. The motion passed 5-0.

Township Holidays: John Ulaky made a motion, which was seconded by Don Snyder to approve the 2020 Township Holiday List and the Floating Holiday will be Thursday, December 31. The motion passed 5-0.

Township Fire Company: Beth Birchall made a motion which was seconded by John Ulaky to acknowledge and recognize as the Township's fire company, Rawlinsville Volunteer Fire Company. The motion passed 5-0.

Fire Companies Activity Lists: Beth Birchall made a motion which was seconded by Don Snyder to approve Rawlinsville Volunteer Fire Company's 2020 activities list as submitted to the Board. The motion passed 5-0.

Treasurer's Bond: A motion was made by John Ulaky and seconded by Don Snyder to set the Treasurer's Bond at \$3,000,000. The motion passed 4-0 with Beth Birchall abstaining. A motion was made by Beth Birchall and seconded by Duane Sellers to table further discussion on the Treasurer's Bond until quotes are received on the costs. The motion passed 5-0.

A motion was made by Beth Birchall which was seconded by Don Snyder to declare English as the official language for all township business. The motion passed 5-0.

## **MINUTES & TREASURER'S REPORT**

Beth Birchall made a motion, which was seconded by John Ulaky to approve the minutes of the December 2, 2019 Supervisors Meeting. The motion passed 5-0.

Beth Birchall made a motion, which was seconded by Don Snyder to approve the minutes of the December 16, 2019 Supervisors Special Meeting. The motion passed 5-0.

Beth Birchall presented the Treasurer's Report for the period ending December 31, 2019. A motion was made by John Ulaky and seconded by Don Snyder, to approve the Treasurer's Report. The motion passed 5-0. A motion was made by Carl Drexel and seconded by Don Snyder to transfer from the General Fund; the Ginnie Mae Money Market Pass amount of \$37,328.77 to PLGIT. The motion passed 5-0. The Trestle Fund Ginnie Mae Money Market Pass amount of \$67,316.40 discussion was tabled, until the February meeting, to allow the Treasurer time to obtain the current rates for both PLGIT and Ginnie Mae.

Beth Birchall commented that approval for the new F550 truck did not include the addition of heated wipers and a shovel holder. This was added to the purchase of the truck for \$335.00. John Ulaky made a motion which was seconded by Beth Birchall, to approve the bills for payment totaling \$ 26,420.61. The motion passed 4-0 with Carl Drexel abstaining in accordance with Section 1103(j) of the Ethics Act and noted that his public disclosure memorandum is on file in the township office.

## **PLANNING COMMISSION:**

The Planning Commission met on December 19, 2019 to review the Marilyn C. Collins/subdivision plan & DEP Sewage module located at 453 Frogtown Road, Pequea, PA. and to consider the vacancy of the center portion of Clearview Road (T-400).

## **SUPERVISOR'S PLAN REVIEWS:**

Craig Williams, Strausser Engineering presented the Marilyn C. Collins Subdivision & DEP Sewage module for consideration. The property is located at 453 Frogtown Road, Pequea.

After discussion, a motion was made by Beth Birchall and seconded by Carl Drexel that the Board of Supervisors approve for signing the DEP Sewage module for 453 Frogtown Road, Pequea / Marilyn C. Collins. The motion passed 5-0.

A motion was made by Beth Birchall and seconded by Carl Drexel that the Board of Supervisors grant the requested deferral from the Martic Township Stormwater Ordinance Article III (Stormwater Management Standards) and ask the Township's solicitor to prepare an agreement between Ms. Collins and the Township requiring Ms. Collins to explain to a future owner of the newly created Lot 1 that they will be responsible for the design, obtaining approval of, and recording of a storm water management plan and that the owner of Lot 2 allows installation of storm water management facilities, if necessary, within the 20 foot wide easement. The motion passed 5-0.

A motion was made by Beth Birchall and seconded by Carl Drexel that the Board of Supervisors grant the waiver request from the Martic Township Subdivision and Land Development Ordinance Section 401.C.3 (features within 200 ft), based on the kind of plan proposed. The motion passed 5-0.

A motion was made by Beth Birchall and seconded by Carl Drexel that the Board of Supervisors approve the Subdivision and Land Development plan for 453 Frogtown Road, Pequea / Marilyn C. Collins conditioned on that all comments from the Wilson Consulting Group letter, dated November 14, 2019, the solicitor's letter, dated November 12, 2019 and the Lanc Co Planning Commission are addressed. And that Applicant reimburse the Township for all reasonable engineering and legal fees incurred in the review of plans and supporting information under the Subdivision and Land Development Ordinance and other governing ordinances, review or preparation of documentation required in connection with the Plan and other documentation, and for other costs as set forth in the Township's Fee Resolution within 30 days after the date of an invoice for such fees. If Applicant fails to pay such costs within 30 days after the date of such invoice, the mylars will not be signed and the Applicant shall be in violation of this Condition. Also, the Applicant must provide proof to the Township that the new deeds for the resultant Lots 1 & 2, along with the Agreement, have been recorded within 30 days after the release of the Plan for recording. The motion passed 5-0.

## **PUBLIC COMMENT:**

Victor Ressler – RVFC president announced that the fire company is beginning preparations for the spring Mud Sale. They are looking for sponsors. If anyone is interested, they should either contact him or the fire company. He also stated that both Drumore Township and Providence Township have donated to the fire company, this year.

Haines Henry – PA Game Commission stated that he is having issues with 4-wheelers running in the Martic Township Park. He asked the Supervisors to consider blocking off the access point to the Park at 1033 Marticville Road. It needs to be barricaded better. Also, the gate off of Red Hill Road is always opened and not locked. As this is an emergency access point, possibly purchase another Knox Box and place on this gate. He commented that a neighboring property owner to the Park has placed No Trespassing signs, he feels well within the Park. As he has no legal authority over where the exact property line is, he recommended that the Township consider having the property surveyed and then to place placards along the property line. After discussion, the Township manager will contact a couple of engineering firms for quotes.

## **DEPARTMENT REPORTS:**

**Road Department:** Duane Sellers read the report for December.

Week of December 2, 2019 – cleaned gutters, trimmed trees, road check for ice, shop work, replaced

road signs.

Week of December 9, 2019 – shop work, checked roads for ice, trucks readied for possible snowstorm-salted roads, fixed tire chains, trimmed tree limbs, installed & straightened road signs.

Week of December 16, 2019 – Storm watch, replaced signs, worked on trucks, rebuilt snow chains, show work, fixed T-04 spreader, cleaned gutters, changed oil in T-22, picked up street signs at Gemmills.

Week of December 23, 2019 – worked with Jared's Tree Service trimming trees, cleaned gutters, Road Dept closed Wednesday and Thursday for Christmas.

December 30 & 31, 2019 – pothole repair, picked up parts for chipper.

**Zoning Officer Report:** 2 building, 4 zoning permits were issued; along with 3 Use and Occupancy permits and 1 Certificate of Use.

**Sewage Enforcement Officer Report:** 2 septic inspection and 2 perc & probe.

### **UNFINISHED BUSINESS**

Rail Trail Committee update – tabled until the February meeting.

Young Lungs at Play / Resolution consideration: Carl Drexel commented that it is a great idea, however he does not feel we have a problem. He questions how it can be enforced and feels visitors to the Township properties are going to be calling the Township to report people and expecting us to stop visitors from smoking. John Ulaky stated that the County has implemented the program but only locations where there was smoking. He is not in favor of implementing the program in Martic because it is not enforceable. After discussion, a motion was made by Beth Birchall and seconded by Carl Drexel to contact both Conestoga and Providence Townships, our Rail Trail neighbors, to see if they intend to implement the program. The motion passed 5-0.

### **NEW BUSINESS**

Clearview Road – vacation of the center portion of the road – A motion was made by John Ulaky and seconded by Don Snyder to approve for advertising of a Public Hearing and Ordinance, which will be held on February 3, 2020 during the regular meeting. The motion passed 5-0.

Carl Drexel stated that he believes the Township may be receiving a letter from a resident, requesting that the Township consider a Township Trash clean-up day. John Ulaky stated that something like that works best if known in advance and plans could be made for scheduled trash bag pick-ups and he recommends not to include furniture, appliances, electronics or tires. Comment was heard from Kelly Shoff 245 Douts Hill Road and Bill Birchall 303 Tucquan Glen Road.

Beth Birchall commented that one of the issues that the Township is running into with hiring new road workers, is the competitive benefits. Most insurances do not cover the dependents. She checked again with Benecon, which offers co-op insurance for municipalities. Unfortunately, they do require a 6 full-time employee minimum. Duane Sellers will bring up the insurance problem and the co-op idea at the next Southern Lanc Co Inter-municipal meeting.

The Board of Auditors will meet on Wednesday, January 8, 2019 at 7:00 pm at the Municipal Building for their Organizational meeting.

The next meeting of the Martic Township Board of Supervisors is scheduled for February 4, 2019 at 7:00 p.m. at the Municipal Building.

There being no further business the meeting was adjourned at 8:18 pm.

Respectfully submitted,

Karen D. Sellers  
Martic Township Manager