

MINUTES OF THE MARTIC TOWNSHIP BOARD OF SUPERVISORS

DATE: February 3, 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. Also present was William Crosswell, Township's solicitor, Tyler Martin, Wilson Consulting Group and Court Reporter: Michelle Parke

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.

The Supervisor's meeting then entered a Recess at 7:03 PM and opened the Public Hearing

PUBLIC HEARING – CLEARVIEW ROAD T-400 VACATION (center portion)

Bill Crosswell of Morgan, Hallgren, Crosswell and Kane, P.C. the Township's solicitor began the Hearing and explained the process for the hearing to vacate a portion of Clearview Road (T-400).

Exhibits were introduced regarding the notification letters sent by certified mail to surrounding property owners, proof of legal advertisement, minutes of the Martic Township Planning Commission and the Lanc Co Planning Commission. A motion was made by Carl Drexel and seconded by Don Snyder to enter into evidence the presented exhibits T1 – T15. The motion passed 5-0.

Testimony was given by the Township's engineer Tyler Martin, Wilson Consulting Group, who stated that the cost to fully repair or rehabilitate the center portion of Clearview Road – 7/10 of a mile, would be \$1.7 million. This would be to bring it up to PennDOT specs to continue receiving Liquid Fuels funds.

Testimony was given by the Township's manager, Karen Sellers as to the 2020 Township budgets. General fund is \$1,196,250 and the Liquid Fuels budget is \$413,006, which includes an estimated payment from the State of \$255,857 in 2020. Liquid fuels money may only be spent on road projects and road equipment. A motion was made by Beth Birchall and seconded by Carl Drexel to enter into evidence the presented estimates and budgets as T16 – T18. The motion passed 5-0.

Public Comment was heard from:

Harvey Dombach, 1581 Rawlinsville Road, concerned over emergency access.

Bill Regitz & Karyn Regitz, 331 Red Hill Road, who are against the vacation.

Robert Vasile, 2295 Bob White Ln, Lanc, who owns a vacant parcel between Clearview Road, Stump Road and Vestral Drive, asked if the Township had considered a less costly repair to the road.

Bill Webber, 42 Clearview Road, stated he is concerned about how the Lanc Co Conservancy will handle visitors to their property and doesn't want a parking lot.

Carroll Herr, 395 Red Hill Road, stated his access wouldn't be affected and past trash problems.

Victor Ressler, 817 Susquehannock Drive & RVFC President. – spoke on emergency access

Carl Strickler, 15 Harborview Road & RVFC Chief – spoke on emergency access.

A motion was made by Beth Birchall and seconded by Don Snyder to close the Public Hearing. The motion passed 5-0. The Public Hearing was closed and the supervisors meeting was reconvened at 8:50 pm.

Ordinance 02-03-20 Vacating the center portion of Clearview Road – Carl Drexel stated with consideration to the testimony just heard, he would like more information. A motion was made by Don Snyder and seconded by Beth Birchall to table and consider the adoption of Ordinance 02-03-20 at the March 2, 2020 Supervisors meeting. The motion passed 5-0.

Duane Sellers called a recess to the Supervisor’s meeting at 8:55 pm.

Supervisor’s meeting reconvened at 9:05 pm

MINUTES & TREASURER'S REPORT

Executive Sessions were held on January 16 & 22, 2020 to discuss employee matters.

Don Snyder made a motion, which was seconded by Beth Birchall to approve the minutes of the January 6, 2020 Supervisors Meeting. The motion passed 5-0.

Beth Birchall presented the Treasurer’s Report for the period ending January 31, 2020. A motion was made by John Ulaky and seconded by Don Snyder, to approve the Treasurer’s Report. The motion passed 5-0. The Trestle Fund Ginnie Mae Money Market Pass amount of \$67,316.40 discussion was tabled, until the March meeting, to allow the Treasurer more time to obtain the current rates for both PLGIT and Ginnie Mae.

Beth Birchall commented that the bills to be paid include the annual Township’s pension contribution, along with an engineering invoice for the Trestle Bridge. Conestoga Township has already reimbursed the Township for ½ the payment. Carl Drexel made a motion which was seconded by John Ulaky, to approve the bills for payment totaling \$ 76,481.26. The motion passed 5-0

PUBLIC COMMENT:

Becky Brown, 485 Martic Heights Drive commented on her neighbors use of fireworks. They are being put off all hours of the night. She also stated that it has been going on for the last 3 months. She has contacted the PA State Police, who told her she needs to contact the Township. She asked the Board to consider enacting a Noise Ordinance. Bill Crosswell stated that there is a State Fire Works statute in place and the PSP should be investigating. He would provide a copy of it to the Township who would then share it with Ms. Brown. Ms. Brown would need to provide to the Township documentation on when she notified the PSP or 911, which is the information that the Township needs to contact the PSP of the complaint. It was also noted that the PSP does not enforcement Township ordinances.

DEPARTMENT REPORTS:

Road Department: Duane Sellers read the report for January
Week of January 11, 2020 – helped Eden Township, worked on the pressure washer, trimmed trees, plowed & salted roads, fixed chains on the truck, fixed hose on tractor, cleaned equipment, checked roads & worked in shop
Week of January 18 – washed trucks, worked on pressure washer, patched pothole on Pencroft, placed rocks on Twp park property, trimmed trees on House Rock Road, replaced signs & placed new signs on House Rock Road. Plowed & salted roads on Jan 18.
Week of January 25 – checked roads, removed salt from trucks, pushed a tree off the roadway on Brady’s Hill Road, worked on equipment, trimmed trees on House Rock Road.
Week of Feb. 1 – washed equipment, fixed stop signs, took pressure washer to get repaired, cleaned mud off Pencroft, cleaned gutters on Horse Hollow Road & placed stone in potholes, changed oil in trucks, finished filling in potholes on Horse Hollow Road, salted road on 2/1/20.

Zoning Officer Report: 2 building, 2 zoning permits were issued; along with 1 Use and Occupancy permit.

Sewage Enforcement Officer Report: 2 septic permits and 1 perc & probe.

Marv Stoner, Sewage Enforcement officer's request for a pay raise. Beth Birchall made a motion which was seconded by Don Snyder to table the request until more information can be obtained. The motion passed 5-0.

UNFINISHED BUSINESS

Rail Trail Committee update – Jim Hearn commented on the grant applications for 2020.

He has applied to the PA Land Trust – for \$3900 for a wildflower habitat and Lancaster Bike Club for \$2500, for a bike repair station and more signage. The brochure for the rail trail is being worked on by the County.

Young Lungs at Play / Resolution consideration: Duane Sellers stated that both Providence and Conestoga Townships were notified as to whether they had passed the requested resolution. Providence Township responded that they did not pass it because, like Martic, had concerns regarding enforcement. Conestoga Township did not respond. After discussion, a motion was made by Beth Birchall and seconded by Don Snyder to not pass the resolution. The motion passed 5-0.

NEW BUSINESS

Pension Plan – adoption of the restated Pension Agreement which is an IRS requirement. A motion was made by Beth Birchall and seconded by Carl Drexel to approve the Pension Plan Agreement and approve it for signing. The motion passed 5-0.

Beth Birchall commented that she has seen other real estate signs around for rentals. She contacted Hostetter Realty – they charge \$200/per unit set-up fee and then receive 7% of monthly lease amount. Also, Smoker Realty – they receive the 1st month's rent as their set-up fee and then receive 8% per month from the lease amount. Currently there has not been any issues with our current property manager.

The Board has hired a new road worker. Brian Stoltzfus will start with a rate of \$22.25. Our current road employee has been with the Township for 7 years and was granted a 5% raise after the former road foreman left, as he was assuming many of the road foreman's duties, while a new road foreman was sought. Taking into consideration his experience, a motion was made by Beth Birchall and seconded by Duane Sellers to add another 5% increase to Justin McCracken's rate, beginning February 17, 2020, which will give him \$23.59 per hour. The motion passed 5-0.

The next meeting of the Martic Township Board of Supervisors is scheduled for March 2, 2020 at 7:00 p.m. at the Municipal Building.

There being no further business the meeting was adjourned at 9:37 pm.

Respectfully submitted,

Karen D. Sellers
Martic Township Manager