

MARTIC TOWNSHIP
LANCASTER COUNTY, PENNSYLVANIA

MINUTES OF THE MARTIC TOWNSHIP BOARD OF SUPERVISORS

DATE: November 5, 2012

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

ATTENDANCE: Duane Sellers, Beth Birchall, Ted Irwin, Carl Drexel and Richard Drumm, Jr. were present.

ORDER OF BUSINESS

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

MINUTES & TREASURER'S REPORT

Beth Birchall made a motion, which was seconded by Richard Drumm, to approve the minutes from the October 1, 2012 Supervisors Meeting. The motion passed (5-0).

Carl Drexel made a motion, which was seconded by Richard Drumm, to approve the minutes from the October 24, 2012 Work Session Meeting. The motion passed (5-0).

Beth Birchall presented the Treasurer's Report for the period ending November 1, 2012. With no questions, a motion was made by Duane Sellers and seconded Ted Irwin, to approve the Treasurer's Report. The motion passed (5-0).

PUBLIC COMMENT:

Doug Metzler gave public comment regarding his subdivision project and the process by which he is being asked to follow. His frustration is that he feels that all of the options are not being presented to the Supervisor's by our engineer and solicitor for review before requirements are being made to complete projects. He asked the Board to vote to adopt a policy to move forward or to exempt any projects that are currently in the works. He would like for his building permits to be issued first and then make requirements for agreements to be worked on and signed. Carl Drexel commented that the Board did receive his letter and that they would be looking into it and that no decision would be made at this meeting. Duane Sellers did state that there are set regulations/guidelines that the Township is required to follow and until the Board has had a chance to review, no decision will be made one way or the other. The Township engineer and solicitor are keeping the Township's best interest in mind when they make recommendations to the Board, according to their past record. Ted Irwin commented that we will express to our solicitor and engineer, to make sure that the Board be advised of all options available.

UNFINISHED BUSINESS

Duane Sellers commented on the information that the Township has received from our Solicitor concerning the Sunshine Law. Some of the items discussed prior to the Board's public meeting, such as sharing condolences, clearly do not constitute Agency business. The review of meeting packets on an individual basis does not constitute discussion, deliberation or official action. Information provided to the Board of Supervisors by the Roadmaster does not implicate the Sunshine Act because the Roadmaster is not a member of the Board of Supervisors. The Sunshine Act does prohibit, in addition to "decisions being made behind closed doors", deliberations leading up to a decision. Duane Sellers also commented that he and the secretary, attended the annual training session for Open Records and the Sunshine Act in Harrisburg on October 24, 2012, where Senior Attorney Charles Brown actually spoke on this topic.

Resolution 11-05-12 – Open Records Policy update: An update of the Township's Open Records Policy was adopted by roll call vote (5-0).

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Bob May with the Lancaster County EMS gave an update to the Board that Providence Ambulance has merged with their organization. Some of the services they offer now are 24/7 services, along with Advanced Life support. Some of the future plans is to work on the response time for Martic Township. He's planning on visiting the Board bi-annually to give updates.

The Planning Commission did not meet in October.

2 portions of Old Pinnacle Road and a portion of Bethesda Church Road West possible vacating: Ted Irwin made a motion which was seconded by Card Drexel to move forward and expedite the vacating process for a small portion of Bethesda Church Rd. W (Rt. 372-River Rd) and 2 portions of Old Pinnacle Rd. The motion passed (5-0).

Mike Rankin gave the Road Master's report:

For October they finished up Stump Road. Got the plows sand blasted and painted. They replaced a lot of signs that were in need of replacement. Replaced some pipes and paved the trenches shut. Also, they did some base repair. They spent a few days going over equipment. The boom mower had the spindle mount and head assembly rebuilt and the flail mower has new bearings ready to be put in the mower shaft. Hurricane sandy came through, wasn't as bad as it could have been. Going into November, they are making sure they are 100% ready for a storm event, they will be hooking up the plows and spreaders; making sure everything works as it should. They will be cleaning shoulders and trimming trees, finishing any blacktop that needs done before the plants close for the season. Pipes: They have 2 pipes on Steinman Farm Road that need replaced, if the rain keeps the creeks full or above normal, they will wait until early spring to replace those pipes. Winter help: Mike has hired a new man for winter-help, Jeff Leamy, to add to our list of people on an as needed basis. Duane Sellers was also added to the winter-help list. Mike Rankin has also called all but 1 person on the list to confirm that they are still able to help and everyone is on board. He will be contacting that last individual this week.

Sewage Enforcement Officer pay: A motion was made by Beth Birchall and seconded by Ted Irwin to drop the SEO pay from \$12,000/year to \$4,000/year and to send Marv Stoner a letter. The motion passed (5-0).

2013 Budget: Duane Sellers commented that the Budget workshops were successful and the Board has drafted a 2013 Budget which reflects a \$37,000 drop in the over-all budget from 2012. A motion was made by Beth Birchall and seconded by Carl Drexel to account for any possible pay increases and for the purpose of the budget only, to calculate a 3% raise. The motion passed (5-0). A motion was made by Carl Drexel and seconded by Richard Drumm to approve the 2013 Budget for advertising. The motion passed (5-0).

Rawlinsville Fire Company's request regarding Dry Hydrants: Tony Williams requested that the Township consider being included on the Dry Hydrant Agreements and to be made responsible for the installation and maintenance of the proposed dry hydrants. After discussion, it was determined that the Township only agreed to have our solicitor review whatever agreement that the fire company came up with and that's been done. The Board also agreed to help with the cost of the dry hydrants and if the road department is able, to help with the installation. The Board decided that the Township would not be included on any agreements for the dry hydrants between the land owners and the fire company. It was also determined that all maintenance of the dry hydrants would be done by the fire company. A motion was made by Ted Irwin and seconded by Carl Drexel to approve the agreement as it is written. The motion passed (5-0).

Municipal Software: A motion was made by Carl Drexel and seconded by Beth Birchall to begin researching and getting prices for municipal software. The motion passed (5-0).

364 Steinman Farm Rd.: Ted Irwin updated the Board that the township has received a quote from Leakway Doors, for the garage door corrections. A motion was made by Ted Irwin and seconded by Duane Sellers to accept Leakway's proposal to replace the springs on the garage door and to also have installed a lock on the garage door. The motion passed (5-0). Also, a motion was made by Ted Irwin

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and seconded by Beth Birchall to have Ted contact DWD to clean-up the flowerbeds and to not spend more than \$500. The motion passed (4-1) with Richard Drumm opposing.

Zoning Officer's Report shows: 1 new construction, 1 major land disturbance, 1 renewal, 6 other permits, 7 site inspections and 4 U & O's were issued in October 2012.

The SEO Report shows: 3 inspections & 2 permits were issued in October 2012.

NEW BUSINESS

October 2012 invoices: Ted Irwin made a motion which was seconded by Duane Sellers to approve the bills with the addition of Cintas Uniforms for \$31.65 and Haverstick Bros. for \$147.85 which brings the total to: \$92,633.29. The motion passed (4-0) with Carl Drexel abstaining in accordance with Section 1103(j) of the Ethics Act and noting that his public disclosure memorandum is on file in the township office.

ZHB appeal: A motion was made by Duane Sellers and seconded by Beth Birchall to authorize the Township Solicitor to file a notice of intervention in regards to the ZHB appeal made by Mr. Lehman. The motion passed (5-0). Comment was heard from Barb Stokes

Fire Companies contributions: After discussion, a motion was made by Richard Drumm and seconded by Carl Drexel to disburse the Fireman's Relief money the same as was done in 2012, 65% to RVFC and 35% to PVFC. The motion passed (4-1) with Duane Sellers opposing. Comments were heard from, Barb Stokes, John Strausser and Kevin Miller A motion was made by Carl Drexel and seconded by Beth Birchall to table discussion on the Township's contributions until the December board meeting which would allow both fire companies time to submit the total number of response calls in Martic Township for the past year. The motion passed (5-0).

Lanc. Count Tax Collection Bureau: Beth Birchall attended the annual meeting. The 2012 budgeted amount for Martic Township was \$450,000 and they are now estimating that we will be receiving \$495,000. The budgeted amount for 2013 from LCTCB is \$513,000.

Conestoga Historical Society donation: A motion was made by Ted Irwin and seconded by Beth Birchall to approve the \$400.00 donation to the Conestoga Historical Society. The motion passed (5-0).

A motion was made by Richard Drumm and seconded by Duane Sellers to have our solicitor update the outdated Developer's letter, before a decision can be made as to whether or not the Board wishes to use such a letter for all new and ongoing subdivisions. The motion passed (5-0).

Rawlinsville Auxiliary has notified the township of a food sale on November 10th.

Phone number to forward the Township phones to during a State of Emergency: A motion was made by Ted Irwin and seconded by Carl Drexel to ask Tony Williams what plan he has in place regarding normal phone calls to the Township, if the Township phone lines are down, during a state of emergency. The motion passed (4-1) with Beth Birchall opposing. Comment was heard from Barb Stokes and Bill Birchall.

Mike Rankin has made a request to attend a Road Master Round table on December 11, 2012. A motion was made by Beth Birchall and seconded by Carl Drexel to grant his request. The motion passed (5-0).

Quarryville Library donation: A motion was made by Duane Sellers and seconded by Ted Irwin to approve the \$5000.00 donation to the Quarryville Library. The motion passed (5-0).

Beth Birchall commented that the Township received a letter from Russ Guthrie that his rates will be increasing in 2013. A motion was made by Beth Birchall and seconded by Richard Drumm to send a

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letter to Russ Guthrie requesting that he maintain the same rate for the Township, since we are so close to the end of the merger. The motion passed (5-0).

Bruce Sullenberger asked if the closed portion of the rail trail is still open for hunters. Mr. Sullenberger's concern is with the posting for the safety zone along the trail, since his property backs up against the trail. Duane Sellers stated that the agreement is with the PA Game Commission to be monitoring all hunting activities along the trail and he will check with Haines Henry about getting signage up.

The next meeting of the Martic Township Board of Supervisors is scheduled for December 3, 2012 at 7:00 p.m. at the Municipal Building.

They're being no further business the meeting was adjourned at 9:05 pm by a motion from Beth Birchall.

Respectfully submitted,

Karen D. Sellers
Secretary to the Board of Supervisors
Martic Township