

MINUTES OF THE MARTIC TOWNSHIP BOARD OF SUPERVISORS

DATE: June 3, 2019

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.

MINUTES & TREASURER'S REPORT

Beth Birchall made a motion and was seconded by Don Snyder, to approve the minutes of the May 6, 2019 Supervisors Meeting. The motion passed 5-0.

Beth Birchall presented the Treasurer's Report for the period ending June 1, 2019. A motion was made by John Ulaky and seconded by Carl Drexel, to approve the Treasurer's Report. The motion passed 5-0.

PLGIT program CD option: Beth Birchall had a meeting with the PLGIT representative, who explained that they have ladder rates. Currently a 60-day CD – .25% up to 1 year – 2.6%. Also, the PLGIT Prime account is currently earning 2.46%. There is \$248,442.63 just sitting in Ginnie Mae as cash. After discussion, Carl Drexel made a motion, which was seconded by Don Snyder to move the \$248,442.63 to our PLGIT Prime account. Motion passed 5-0. Beth Birchall stated that there is \$15,067.32 in the Capitol Improvement fund that is also sitting in Ginnie Mae as cash. A motion was made by Duane Sellers and seconded by Carl Drexel to move this money to a PLGIT Prime account. Motion passed 5-0.

Carl Drexel made a motion which was seconded by Duane Sellers, to approve the bills for payment totaling \$ 18,325.61. The motion passed 5-0

ORDINANCE 06-03-19:

To authorize the participation of Martic Township in the Pennsylvania Townships health insurance cooperative trust pursuant to the Pennsylvania intergovernmental cooperation law. Having been lawfully advertised and with no public comment, the ordinance passed by Roll Call vote 5-0.

PUBLIC COMMENT:

Victor Ressler: RVFC President, stated that the tanker project should be completed by the end of June beginning of July and after some minor work, such as, lettering, etc. it will hopefully be back in service by August. Also, the RVFC has formed a special division to handle fund raisers. The first meeting will be Thursday, June 6th at 7:00 pm. They are looking for residents to be a part of this committee. The auxiliary will merge into this group. Beth Birchall will plan on attending.

Don Hess 1146 Marticville Road – commented on the Civil Contempt order that he received. He read a letter to the Board. Duane Sellers and Dennis Shenk, Zoning Officer both explained to him that the Township may not comment, as this is a legal issue and we are currently in litigation with him.

SUPERVISORS PLAN REVIEWS:

331 Red Hill Road (Drumore Estates) Stormwater Management – a request from Bill Regitz for release from all the remaining financial security. Wilson Consulting Group, LLC did a final inspection on this project and made a recommendation to the Township that the remaining security may be released to Bill

and Karyn Regitz. A motion was made by Beth Birchall and seconded by John Ulaky to release the remaining financial security of \$ 76,023.20. The motion passed 5-0.

76 Tucquan Glen Road – John and Anne Parson Stormwater Management – a request from Anne Parson for partial release of their financial security. Wilson Consulting Group, LLC has done an inspection and recommends a reduction of security for site improvements of \$10,646.58 leaving \$49,069.69 to cover the remaining portions of the project. A motion was made by John Ulaky and seconded by Don Snyder to release \$10,646.58. The motion passed 5-0.

DEPARTMENT REPORTS

Road Department:

Duane Sellers read the report for May 2019:

- 5/1-5/2 Road bid opening, Truck repairs, swept Lakewood Estates
- 5/6-5/9 Storm clean-up. Checked roads. Right of Way mowing. Base repair in Lakewood Estates=20 tons total. Cleaned equipment.
- 5/13-5/16 Continued base repairs in Lakewood=18 tons total. (Eden Twp helped 2 men, 2 days) Tree cleanup, Sprayer serviced. Right of Way mowing. Met with Williams rep to complete road repairs, per agreement (Loop Road, will have 1 pipe replaced and will be finished with leveling course, early July 2019)
- 5/20-5/23 Vehicle inspections and repair. Mowing continued. Cleaned inlets, prepped for pipe work.
- 5/27-5/30 Holiday, tree work, mowing, storm clean-up.
He noted that a bridge repair on Rawlinsville Road (PennDOT) has begun and is scheduled to run through September. They are detouring traffic over Martic Township's portion of Frogtown Road. A new Stop Sign was placed on Route 324 at Baumgardner Road. Paving is scheduled to begin approximately June 7, 2019.

Zoning Officer Report shows: 7 building, 4 signs and 4 zoning were issued, 1 Cert of Use and 6 Use and Occupancy permits was issued.

A letter was received from the tenant at 36 Old Holtwood Road, where a greenhouse was placed without obtaining permits. As per the Fee Schedule, Resolution 08-06-18, the fee for starting a project prior to obtaining all necessary approvals and permits is double the applicable fees. Ryan Barnett made a request to the Board requesting they consider waiving the fine of doubling his Zoning fee as he didn't know he needed permits. Dennis Shenk stated that he visited the property at the end of April, when it was brought to his attention that a sign was erected without a permit. He visited the property to talk to the owner about the sign and that is when he discovered the new greenhouse was in place. Mr. Barnett has since obtained a permit for a sign and his home occupation and has completed the paperwork to prove his exemption of stormwater, per the Township's Ordinance 2-4-19B and ACT 15 of 2018. Unfortunately, he has yet to obtain the required Zoning permit for the greenhouse. Beth Birchall stated that if the Supervisors waive the fee for him, every applicant who fails to check first with the Township before beginning a project, will be making a request for them to waive the fees, it would set a precedence. After discussion, a motion was made by Don Snyder and seconded by John Ulaky to not waive the fine fees for Mr. Barnett at 36 Old Holtwood Road. The motion passed 5-0.

Denny Shenk commented on the amount of unmowed lawns in the Township. He has sent out several letters to residents and some choose to ignore the notices. In checking, many Townships have set a policy to send out no more than 2 letters to property owners, requesting the lawns be maintained per our Nuisance Ordinance 10-01-96. The second letter would give a time limit and explain that if the property is not brought into compliance, then the Township will hire a company to do the work and place a lien on the property for the cost of the clean-up. The Township's manager will check with the solicitor as to the exact process and exactly what fees may be recouped. Comment was heard from Don Hess.

The SEO Report shows: 1 perc and probe, 1 inspection and 3 sewage permits were issued.

OLD BUSINESS

Eli & Barbie Stoltzfus / Living Stones: Release and Acknowledgement of payment

Beth Birchall made a motion, which was seconded by Carl Drexel to authorize the Chairman of the Board of Supervisors to execute the Release and Acknowledgement of Payment relating to the Zoning Ordinance enforcement action, filed with Magisterial District Judge Mylin, docketed to No. CV-0059-2019 in the form presented at this meeting upon receipt of reimbursement of the Township's attorneys fees in the amount of \$8,000, which shall require all checks paying any portion of such sum to have cleared, and I further authorize the Township Solicitor to inform Judge Mylin's office that the Complaint has been withdrawn, upon such payment. The motion passed 5-0.

Deerfield Drive / Stormwater: The Township has received the report from Wilson Consulting Group, and it lists several possible options the residents can implement. Duane Sellers would like to speak to Todd Simone, Road Foreman and have him weigh-in on the options and possibly provide costs estimates. Then a letter will be sent to the residents, in the location of the disturbance along with copies of the report.

NEW BUSINESS

Tucquan Glen / Lancaster County Conservancy: John Ulaky commented that Memorial Day weekend when he drove through the area, there were cars parked everywhere. Several were partially blocking River Road. Beth Birchall commented that she too was through the area and video taped and took pictures of the cars lining the roadway. There appeared to be an LCC ranger present, but he was only standing by his truck. The Township has contacted both the Conservancy and the PSP regarding the ongoing issue. In checking with Lt. D'Angelo with the PSP, he apologized because two complaint calls were received however unfortunately they were not handled properly. He has addressed the issue with the involved member. LCC wants to have a meeting regarding the ongoing issues and declined attending this BOS meeting. A meeting will be scheduled, and Duane Sellers said the effected neighbors will be invited along with RVFC and state representatives. Comment was heard from Jim Jefferson 778 Tucquan Glen Road. Cars were parked on his property even with the No Parking signs posted. He saw no ranger patrolling the area. Visitors were walking up and down the middle of River Road. The Glen used to be pristine but is not any longer. John Ulaky stated that last year when this issue came up, Brandon Tennis asked the Board what their recommendation would be, and he was told at that time to close the Tucquan Glen area until the issues could be resolved and allow the Glen to heal. John Ulaky stated again; the Glen needs to be shut down. Additional comment was also heard from Carl Strickler, RVFC.

LCATS – July 30th Meeting/dinner \$23/ea: Beth Birchall, Duane Sellers, Carl Drexel and Karen Sellers will plan on attending this meeting.

Beth Birchall gave an update on the Route 272 PennDOT project in Providence Township. There will be lane restrictions, no access restrictions, multiple turning lanes. Pennsy Road to 272, you will only be able to turn right, go through the underpass and at the top of the hill, turn left before Mount Airy Road. Stephen Fisher 96 Creamery Road, asked how the Amish community is supposed to navigate the traffic in a horse and buggy? They can't take a horse south on 272, up a hill, to then go north down a hill, all in traffic. Beth Birchall stated there is a meeting scheduled for the end of June for final plans, please get concerns wrote down and she will see that the PennDOT engineers get them. Comment was also heard from Jim Jefferson, Carl Strickler, Vic Ressler.

Beth Birchall asked the Board to consider moving the operational fund, bill pay and payroll, out of BB&T and into PLGIT where it would earn more interest. From PLGIT you are only allowed 2 withdrawals a month so the Treasurer's planning would be a bit more involved, however it can be done. The BB&T account would remain open, so deposits could be made and then transferred over to PLGIT. Also, the BB&T account would be used for the Financial Security funds and escrow funds that the Township is holding. She believes that the current amount in those funds is approximately \$500,000. She will check with BB&T to see if a minimum amount is required. PLGIT also offers free direct deposit for payroll.

They also have a P-Card (procurement card) which is PLGIT's credit card. She was told that some Township's pay their vendors with the P-Card which offers financial rebates, depending on how much you spend. To begin with the P-Card we would need to send PLGIT, 3 years of audited financials. After discussion, a motion was made by Duane Sellers and seconded by John Ulaky to have the Treasurer send PLGIT the three years of financials. The motion passed 5-0. Beth Birchall will check with BB&T to see if they require a minimum amount in our account to maintain no fees. Further discussion was tabled until the July meeting, to allow her time to get that information.

The next meeting of the Martic Township Board of Supervisors is scheduled for July 1, 2019 at 7:00 p.m. at the Municipal Building.

There being no further business the meeting was adjourned at 8:17 pm with a motion by Beth Birchall and seconded by Don Snyder.

Respectfully submitted,

Karen D. Sellers
Martic Township Manager