

MINUTES OF THE MARTIC TOWNSHIP BOARD OF SUPERVISORS

DATE: January 3, 2017

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

ATTENDANCE: Beth Birchall, Duane Sellers, Carl Drexel, Charley Braught, Jr. and Don Snyder 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: Beth Birchall made a motion, which was seconded by Don Snyder to appointed Carl Drexel as Temporary Chairman. The motion passed 4-0 with Carl Drexel abstaining.

Temporary Secretary: Don Snyder made a motion, which was seconded by Charley Braught to appoint Beth Birchall as Temporary Secretary. The motion passed 4-0 with Beth Birchall abstaining.

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

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

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

Manager/Secretary: Beth Birchall made a motion, which was seconded by Don Snyder 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 appoint Todd Simone as the Road Foreman. The motion passed 5-0.

Zoning/Code Enforcement Officer: Carl Drexel made a motion, which was seconded by Don Snyder to appoint Dennis Shenk as the Zoning Officer. The motion passed 5-0.

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

Building Code Official: Don Snyder made a motion, which was seconded by Carl Drexel to appoint Dennis Shenk as the Martic Township Building Code Official. 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 at a \$4000/annual salary. The motion passed 5-0.

Treasurer's Bond: Carl Drexel made a motion, which was seconded by Don Snyder to set the Treasurer's Bond at \$1,000,000 (one million dollars). The motion passed 4-0 with Beth Birchall abstaining.

Legal Council: Beth Birchall made a motion, which was seconded by Charley Braught to appoint Morgan, Hallgren, Crosswell and Kane as the Township Legal Council. The motion passed 5-0.

Railroad Legal Council: Beth Birchall made a motion, which was seconded by Carl Drexel to appoint Salzman Hughes, P.C. as the Railroad Legal Council if needed. The motion passed 5-0.

Engineer Firm: Carl Drexel made a motion, which was seconded by Don Snyder to appoint Wilson Consulting Group, PC as the Township Engineer. The motion passed 5-0.

Emergency Management: Carl Drexel made a motion, which was seconded by Charley Braught 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.

Chairman of the Vacancy Board: Beth Birchall made a motion, which was seconded by Carl Drexel to appoint Terry McDonald as Chairman of the Vacancy Board. The motion passed 5-0.

Depositories for Township Funds: Beth Birchall made a motion, which was seconded by Carl Drexel to use PLGIT, BB&T, Citizens Bank, Fulton Bank, Sovereign Bank, Wachovia and Wells Fargo, for depositing Township Funds. The motion passed 5-0.

Regular Monthly Meeting time and dates: Carl Drexel made a motion, which was seconded by Beth Birchall to hold the monthly Board meetings on the first Monday of each month in 2017 except in September when the meeting will be held on the first Tuesday and Reorganize on January 2, 2018, a Tuesday, all to begin at 7:00 pm. Work Sessions scheduled for Sept 20 and October 18, 2017 to begin at 6:30 pm. Zoning Hearing Board will meet the second Thursday of the month (if needed) to begin at 7:00 pm. The Planning Commission will meet the third Thursday of each month (if needed) to begin at 7:00 pm. Auditors will meet the first Wednesday in January 2018 to begin at 7:00 pm. The motion passed 5-0.

Township Holidays: Beth Birchall made a motion, which was seconded by Don Snyder to approve the 2017 Township Holiday List. The motion passed 5-0.

2017 Employee compensation schedule: Beth Birchall made a motion, which was seconded by Charley Braught to increase the Road Foreman's pay by \$1.00/hour. The motion passed 5-0. Beth Birchall made a motion which was seconded by Carl Drexel to increase the Road Workers, both full-time and part-time (new and grandfathered in workers), Manager and the Zoning Officer's pay by 2%. The motion passed 3-0 with Duane Sellers and Beth Birchall abstaining.

Mileage reimbursement: Beth Birchall made a motion, which was seconded by Charley Braught to decrease the mileage reimbursement to 53.5 cents/mile as per the IRS notification. The motion passed 5-0.

SLCIMC Meeting Representatives: Beth Birchall made a motion which was seconded by Charley Braught, to appoint Duane Sellers as SLCIMC Meeting Representative and to appoint Don Snyder as the alternate representative. The motion passed 5-0.

Municipal & Zoning Office hours: Carl Drexel made a motion which was seconded by Don Snyder to set the Municipal Office hours as Monday through Thursday 8:00 a.m. - 1:00 p.m. and to set the Zoning Office hours to be by appointment only. The motion passed 5-0.

Township Fire Company: Beth Birchall made a motion which was seconded by Carl Drexel 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 Charley Braught to approve Rawlinsville Volunteer Fire Company's 2017 activities list as submitted to the Board. The motion passed 5-0.

Pension Fund Admin: Beth Birchall made a motion which was seconded by Carl Drexel to appoint PSATS as the Township pension fund administrator. The motion was passed 5-0.

Point of Contact list: Carl Drexel made a motion which was seconded by Charley Braught to set the Point of Contact list for 2017 the same as it was for 2016. The motion passed 5-0.

2017 Municipal mowing: Beth Birchall made a motion which was seconded by Carl Drexel to have DWD Landscaping to do the municipal property mowing for 2017 at a rate of \$95/per time. 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

Don Snyder made a motion and was seconded by Charley Braught to approve the minutes of the December 5, 2016 Supervisors Meeting. The motion passed 5-0.

Beth Birchall presented the Treasurer's Report for the period ending January 1, 2017. A motion was made by Carl Drexel and seconded by Don Snyder, to approve the Treasurer's Report. The motion passed 5-0.

OTHER BUSINESS – PUBLIC COMMENT:

Terry McDonald 688 Martic Heights Drive commented on the continuing issues he and his neighbors are having with Green N Grow Composting, regarding trash, horrendous smells and water contamination concerns. He understood that another DEP hearing took place earlier in the day. Kelly Shoff 245 Douts Hill Road commented on health concerns. Her eyes and sinus are constantly irritated, but only when she comes home after work. This seems to be the same for her granddaughter and fiancé. She added they are constantly picking up trash from their property. She commented on a spill from one of the trucks which could be tracked down the road. She did report it to the state police. She was given permission by Mr. Lehman to ride on his property; however she soon stopped when she saw the unidentifiable substance that her horse was walking in. Ed Herrmann 198 Douts Hill Road commented that this problem goes back to 2009. He feels the smells are worse in the summer and fall, however it is constantly present. Duane Sellers commented that the odors are regulated by DEP, not the Township. The Township has been speaking with DEP via Rep Bryan Cutler. He commends the neighbors who are constantly updating DEP and Rep Cutler on the situation because this just adds continued validity to the ongoing problem. Ms. Shoff also stated that there is a noted increase of wildlife at the property; crows, vultures, opossums and raccoons to name a few. Mr. Cutler is still working on establishing a meeting with Senator Lloyd Smucker, Senator Scott Martin, Representative Cutler and a Township representative. Comment was also heard from John Lehr 699 Martic Heights Drive who verified and agreed with the previous comments from others. Mr. Doug Hutton 245 Douts Hill Road also commented on the trash problem and smells.

UNFINISHED BUSINESS

Resolution No. 01-03-17 A: Exemption to CMV Driving time limits during emergencies. The resolution passed by roll call vote 5-0.

Resolution No. 01-03-17 B: The authorization to pay operating disbursements that may become due and payable prior to Board's approval. The resolution passed by roll call vote 5-0.

Appointment of ZHB solicitor: A motion was made by Beth Birchall and seconded by Charley Braught to appoint Julie B. Miller with Russell, Krafft & Gruber, LLP as the Zoning Hearing Board solicitor. The motion passed 5-0.

Donald Hess at 1146 Marticville Road: District Judge Mylin has ruled in favor of the Township, regarding Donald Hess and the violations on his property at 1146 Marticville Road. The Court awarded the Township \$12,045. Mr. Hess has until January 18, 2017 to file an appeal to the Court of Common Pleas. A motion was made by Carl Drexel and seconded by Don Snyder that if Mr. Hess does not file an appeal, to pursue filing a municipal lien against Mr. Hess for the judgment amount. The motion

passed 5-0.

Road Department:

Tod Simone read the report for December 2016:

- The week of December 5-8: Replaced wall on Lake Aldred Terrace to save road from collapsing. Cleaned equipment and site after completion. Repaired gutter on Pennsy Road and pot holes.
- The week of December 11: Salted for fire company on House Rock Road and surrounding area due to below freezing temps on house fire call.
- The week of December 12-17: serviced equipment, completed wall in shop, mixed salt and cinders. Cleaned up brush, picked up tires, put chains on trucks. Pothole repair on Clark Hill road. Plowed and salted 3am – 12pm 5 men/5 trucks.
- The week of December 19-22: Cleaned trucks, repaired electric in salt shed and welder. Picked up limbs and cut 2 trees in ROW. Todd Simone took a PSATS class. Trash to landfill and scrap to recycle.
- The week of December 26-30: Truck repair and modification. Received new tractor. Cleaned up, watched safety videos on new tractor. Sign repair and shop work. Purchased reversible plow from Providence Twp through Municibid.

He asked for permission to sell the Viking 12' plow and remaining chains on Municibid. A motion was made by Beth Birchall and seconded by Charley Braught to sell these items on Municibid. The motion passed 5-0. Payments totaling \$1,439.00, has been received on all items sold through Municibid except for the mower. Still waiting for buyer to pick up. \$1,520 worth of chains has been sold to various municipalities across the state. He asked for permission for 3 Fulltime and 2 part time workers to attend the LTAP course on water drainage on January 5, 2017. A motion was made by Don Snyder and seconded by Carl Drexel to allow the Road Dept to attend this class. The motion passed 5-0. Comment was heard from Kelly Shoff 245 Douts Hill Road that she is pleased by the roads in Martic.

Zoning Officer Report shows: No building or zoning permits, 1 building use and occupancy permit and 4 zoning certificates of use were issued in December.

The SEO Report shows: 1 inspection and 4 perc & probes were done in December.

December 2016 bills: Beth Birchall explained as the new John Deere tractor delivery was scheduled, the salesman called to confirm the amounts shown on the sales agreement. After multiple discussions we agreed that the signed sales agreement was correct and that since we never forwarded the \$45,000 we received from Sadsbury Township for our old grader; that should also be included in our payment to Tiger. Which meant our cost owed to Tiger, after the credits were subtracted, was \$136,883. Before that payment was processed, an invoice was received from Tiger showing we owed \$6,425.25 less. When the salesman was questioned, the final determination was that we were billed in error for some standard items and we only owed \$130,457.75. A motion was made by Don Snyder and seconded by Carl Drexel to pay \$130,457.75 out of the State Fund to Tiger. The motion passed 5-0.

Carl Drexel made a motion which was seconded by Don Snyder, to approve the bills for payment totaling \$ 36,293.04 which shows a credit of \$186.10 which was an over payment to Comcast. The motion passed 5-0

NEW BUSINESS

James Hostetter has requested a letter of credit reduction for his stormwater management plan at 850 Susquehannock Drive. Wilson Consulting Group did the inspection and sent a recommendation letter for the reduction of security for the site improvements. WCG recommended releasing \$9,975.55, which will leave \$6,420.29 to cover the remaining portions of the project. A motion was made by Beth Birchall and seconded by Don Snyder to approve the release of \$9,975.55. The motion passed 5-0.

Duane Sellers stated that Reber Testerman w/ Representative Bryan Cutler's office had contacted Scott Tanguy with PennDOT for an update on when the road work on River Road by Tucquan Glen will be scheduled and complete. Mr. Tanguy's email stated that PennDot plans to widen and pave the portion of River Road from Delta Road to Douts Hill Road, this spring. Regarding the Tucquan Glen area of River Road, they have many environmental hurdles to clear before they can begin the work on this

portion. Because of the issues to still be resolved, the work has not been planned and funded for this fiscal year. He noted that dependent on the winter and several other funding factors, the exact amount of work has yet to be determined. They are making every effort possible to plan the remaining work for next year.

A packet of information was received from PRINT maps, which will provide, free of charge, a Directory/Map to our residents. Print Maps gets the funding for this project from surrounding businesses, where they will then be advertised in the publication. After discussion, it was decided to invite their representative to the February meeting to give a presentation and answer any questions.

Notice was received from the Rawlinsville Auxiliary that they will be doing a food sale on March 11, 2017 at 373 Scott Road, Quarryville.

The Board of Auditors will meet on Wednesday, January 4th at 7:00 pm at the Municipal Building for their reorganizational meeting. Beth Birchall commented that the responses to the Auditor's letter, is complete. She will be providing a copy to them at their meeting.

The next meeting of the Martic Township Board of Supervisors is scheduled for February 6, 2017 at 7:00 p.m. at the Municipal Building.

They're being no further business the meeting was adjourned at 8:17 pm.

Respectfully submitted,

A handwritten signature in black ink that reads "Karen D. Sellers". The signature is written in a cursive style with a large, looped initial "K".

Karen D. Sellers
Martic Township Manager