

**RYE TOWNSHIP
SUPERVISORS' MEETING
November 16, 2010**

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PRESENT: Chairman Robert Lightner, Vice Chairman Ronald Evans, Supervisor Ken Quigley, Daisy Lightner, Secretary/ Treasurer, Pete and Barb Fitting, Ron Cree, Zoning Officer, Sean Fedder. John M. Fitzsimmons, PE, Peggy Fedder, Jean Snyder, John Smith, and P. Richard Wagner, Esquire.

The meeting was held at the municipal building and called to order at 7:00 PM. Chairman Lightner convened the meeting with the pledge of allegiance to the flag. The meeting was tape recorded to aid with the preparation of minutes. Proof of publication is on file for this rescheduled meeting.

CITIZEN PARTICIPATION: Chairman Lightner asked if there was any citizen participation at this time. None was offered at this time.

Chairman Lightner explained that the Solicitor has a prior commitment and needs to leave early so the meeting was scheduled for 7:00 PM and the order of the agenda will be altered to discuss legal issues first. The meeting was rescheduled to Tuesday evening because Supervisor Evans is having surgery this Thursday and probably would not be available on Monday November 22, 2010 to attend the meeting.

LEGAL BUSINESS: The Solicitor explained that the Secretary/Treasurer asked if an Ordinance is required before the Township can go out for bids for the recycling program. Previously the Township participated with the County recycling program. Solicitor Wagner advised an ordinance is necessary.

Solicitor Wagner advised it is best to update and amend the Earned Income Tax Ordinance as recommended by Capital Tax Collection Bureau in compliance with Act 32 since the original earned income ordinance dates back to 1966. The Ordinance must be advertised once in a newspaper of general circulation prior to adoption.

Solicitor Wagner explained the concern with the Chesapeake Bay Clean up and the tremendous unfunded mandates imposed on municipalities and waste water treatment systems. Pennsylvania completed all of its mandates. Yet the EPA notified DEP that PA isn't doing "enough". They've warned that either DEP must change its plans and impose greater restraints on nutrients or EPA will impose their own plans.

Capital Region Council of Governments is requesting a contribution to assist with building a legal defense. EPA plans to be aggressive on this issue as early as next month. Rye Township does not have public sewer systems. But stricter requirements for on-lot systems or requirements to install public sewer will affect Rye Township in some way. Solicitor Wagner noted that he is not involved with any of the legal battles so there is no potential conflict of interest. Solicitor Wagner left the meeting at this time due to a prior commitment.

Discussion ensued later in the meeting relating to the above request for contributions. Upon due consideration, Supervisor Quigley made a motion and Supervisor Evans seconded to approve sending a \$1,000.00 donation to the legal defense fund at Capital Region Council of Governments to assist with legal battles relating to the Chesapeake Bay Clean up. Motion carried unanimously.

APPROVAL OF THE MINUTES: Supervisor Evans made a motion and Supervisor Quigley seconded to approve the minutes of the October 21, 2010 budget meeting as submitted. Motion carried unanimously.

Supervisor Evans made a motion and Supervisor Quigley seconded to approve the minutes of the October 25, 2010 supervisors' meeting as submitted. Motion carried unanimously.

Supervisor Quigley made a motion and Supervisor Evans seconded to approve the minutes of the November 4, 2010 special meeting and budget workshop as submitted. Motion carried unanimously.

MONTHLY MUNICIPAL REPORTS: The November Zoning Report was submitted by Zoning Officer, Ron Cree, and read as follows: three (3) zoning permits issued, (1) certificate of use; one (1) demolition permit, one (1) driveway permit, 14 calls and/or complaints logged; mileage of 22 miles; collected \$175.00 in fees..

SEO Mike Higgins provided an October Sewage Enforcement Report with two (2) activities for percs and probes for Henry Lehman of Cove Hill Road. Total due for wages is \$245.00.

Road Superintendent Ken Quigley explained that since the November monthly meeting is earlier than usual, the November and December road reports will be combined into one report for next month.

Recreation Board member, Pete Fitting reported that the last event for the year- "Halloween in the Park" was successful. The weather cooperated and everyone had a good time. All events for this year 2010 are complete. There will be no Recreation Board meeting in December.

No Emergency Management Report was offered.

The October Treasurer's Report & General & Solid Waste Fund Balance Reports were submitted for review and read by the Secretary/Treasurer and with no discussion were accepted as read pending the independent auditor's approval.

RESOLUTIONS: Resolution 10-20 was properly advertised and proof of publication is on file. Supervisor Quigley made a motion and Supervisor Evans seconded to adopt **Resolution 10-20** to establish the following residential trash rates:

QUARTERLY RESIDENTIAL TRASH FEES

1. Regular Residential rate.....\$ 50.00
2. Senior Residential rate.....\$ 38.00
3. Low Income Residential rate.....\$ 25.00

Motion carried unanimously.

Supervisor Quigley made a motion and Supervisor Evans seconded to approve **Resolution 10-21** to authorize the Secretary/Treasurer to transfer monies at the First National Bank of Marysville designated for the future purchase of a police car from the General Savings account to the Capital Reserve Fund certificate of deposit designated for Capital Improvements in the amount of \$5,000.00. Motion carried unanimously.

OLD BUSINESS: No old business was listed on the agenda. However, Chairman Lightner suggested that the sink hole on Pine Hill Road needs refilled with material. Supervisor Quigley said he would tell the road crew. The Board discussed the purchase of this pipe this year and the repair of the pipe in early spring 2011.

Zoning Officer Ron Cree mentioned that WhiteTail Lodge, the former Camp Morehart, located off of Brubeck Circle was sold by Roger Barrick to Suzi and Dave Hammaker. Zoning Officer Cree has found the Hammakers to be very pleasant and cooperative. They are excited about the future of the Lodge and have plans to beautify and improve the grounds.

NEW BUSINESS: Upon due consideration, Supervisor Evans made a motion to tentatively approve the **2011 proposed budget** and authorize the advertisement of the proposed 2011 budget for public review for the next twenty (25) days with tentative adoption at the December 20, 2010 supervisors' meeting; Supervisor Quigley seconded; motion carried unanimously. The record notes the budget is balanced. The tax levy will be reduced once the certification is received from Perry County.

The 2011 proposed budget was placed on the front table and made available for public review.

Supervisor Robert Lightner announced that the proposed Resolution 10-22, the 2011 Salary Schedule, includes his spouse, Daisy Lightner. In particular, Resolution 10-22 lists the Administrative Department positions of the Secretary/Treasurer, the Code Enforcement/ Zoning Officer and the part-time Clerk and the part-time seasonal road workers. The wage increase proposed is an across the board, blanket salary increase of 3.00%. With no further discussion, Supervisor Quigley made a motion to approve Resolution 10-22, the 2011 Salary Schedule, which establishes the salaries at a 3.00% increase for all non-union employees. Supervisor Evans seconded; motion carried. The record notes that Chairman Lightner abstained even though the increase is a blanket percentage, because of any perceived or potential conflict of interest with Daisy as his spouse. The union employees wage increase is set at 4%.

The Secretary/Treasurer reported correspondence was received today informing the Board of a minimal increase of \$.40 per month in the life insurance benefit effective January 1, 2011 provided through PCI Insurance. The Secretary/Treasurer took this opportunity to clarify and correct misinformation written in a letter to the editor published in the Duncannon Record in September which stated that the Township pays 100% of her health insurance benefits and her spouse's health, vision, dental and dependent life insurance benefits at the expense of the taxpayers of Rye Township. These statements are not the facts as indicated in the article. The Secretary/Treasurer, like all full time employees, pays 100% of her dependent life insurance benefit through payroll deduction. Union employees are required by union contract to pay 2% of their health insurance costs, which costs include: health, vision and dental insurance benefits. The Secretary/Treasurer waived her spouse's dental coverage, which amounts to more cost savings annually for the Township than the 2% employee contribution. These facts are supported by documentation on file in the Township office.

Correspondence was received from Carroll Township indicating that they agreed to renew the agreement between Rye and Carroll Township whereby Rye Township will plow and cinder Carroll Township's portions of Pine Hill Road and Dutch Cemetery Road for last year's price of \$60.00. With the cost per ton of salt basically the same as last year, Supervisor Quigley made a motion and Supervisor Evans seconded to renew the plowing agreement between Rye and Carroll Township for 2011 whereby Rye Township plows and cinders Carroll Township's portions of Pine Hill Road and Dutch Cemetery Road at the cost of \$60.00 per round trip. Motion carried unanimously.

Chairman Lightner made the following announcements:

- ◆ Santa will be at the Rye Township building on December 16th from 6:30 PM to 8:00 PM. New York Life will also offer fingerprinting and pictures for children. Parents and grandparents are encouraged to bring their children or grandchildren out to visit with Santa and then to receive a free fingerprint with photograph card.
- ◆ The office will be closed for the Thanksgiving Holiday on Thursday, November 25th and Friday, November 26th. And on Monday, November 29th for deer season.
- ◆ Trash collection is rescheduled for Tuesday, November 30, 2010.

APPROVAL AND PAYMENT OF THE BILLS: The Secretary/treasurer provided a September expense check register and submitted the following checks for approval and payment: General Fund Check's #s 12806-12819 in the amount of \$ 5,312.97. Void check #s 12783 and 12784.

Payroll checks #s 5860-5869 in the amount of \$4,670.01. No payroll checks void.

The Secretary/Treasurer noted the electronic transfer to Pennsylvania Chamber Insurance, (PCI) for monthly payment of health insurance in the amount of \$5,267.05.

Supervisor Evans made a motion and Supervisor Quigley seconded to approve the checks and pay the bills. Motion carried unanimously.

CITIZEN PARTICIPATION: Chairman Lightner reiterated that this meeting was properly advertised in compliance with the Sunshine Law in the November 13, 2010 Patriot News and proof of publication is on file. He explained that the reason for the change of this monthly meeting was due to Supervisor Evan's surgery scheduled for later this week. Everyone wished Supervisor Evans a successful, uneventful surgery.

John Smith of Cove Road asked about the trash collection route when Penn Waste begins the service in January of 2011. Chairman Lightner said Penn Waste is planning to collect the entire Township in one day. However, Penn Waste was coming on Thursday to drive over the route with the road crew to check on collection details and determine the route. Collection will not begin before 6:00 AM as was the previous regulation in Refuse Ordinance 97-3.

Jean Snyder of New Valley Road offered a tip that hinders animals from tearing open her trash bags. She freezes trash from meat wrappers etc. and keeps them frozen in a separate bag until trash collection day when she places them out for collection.

Peggy Fedder of Valley Road offered that sprinkling a small amount of ammonia is also helpful in deterring the animals.

Barb Fitting of Dicken Drive asked if the 24/7 drop off recycling was making a difference in the amount of tipping fees. The Secretary/Treasurer said we are definitely seeing less trash collected approximately 1 to 1 1/4 tons less per week, which means less money expended for tipping fees and less trash in the landfills.

ADJOURNMENT OF THE MEETING: There being no further business before the Board, Supervisor Quigley made a motion and Supervisor Evans seconded to adjourn the meeting at 7:40 pm. Motion carried unanimously.

Respectfully submitted,

Daisy Lightner, Secretary/Treasurer