

**MINUTES OF THE MEETING OF THE BOARD OF SUPERVISORS OF
TYRONE TOWNSHIP, ADAMS COUNTY, PA
October 22, 2014**

Members present: Chairman Russell Raub; Lee Roe, Vice Chairman; James Lady, Supervisor; Timothy Shultis, Township Solicitor; Laura Weaver, Township Treasurer; Stewart Graybill, Township Secretary.

Individuals present: David Richwine, Chair, Planning Commission; Rosalie Dashoff, Chair, Citizens Committee; Jack Kump and James Caroselli.

CALL TO ORDER: The meeting was called to order at 7:00 PM by Raub with a pledge to the flag.

PUBLIC COMMENTS ON THE BOARD OF SUPERVISORS MEETING AGENDA: None

Roe made a motion to approve the Board of Supervisors October 8, 2014 meeting minutes, seconded by Lady. The motion passed by unanimous vote.

Roe made a motion to approve the Board of Supervisors October 15, 2014 Budget Workshop meeting minutes, seconded by Lady. The motion passed by unanimous vote.

A motion was made by Roe and seconded by Lady to approve the payments of the invoices. The motion passed by unanimous vote.

Raub provided notification of an Executive Session that commenced at 6:30 PM and concluded at 7:00 PM on October 22, 2014 regarding personnel matters.

The Supervisors signed a document to appeal from the 2013 Annual Audit in the Adams County Court of Common Pleas.

Raub stated he had received a CD from Community Media and anyone wishing to view could do so at the Township Building. The Township was mentioned and thanked for its support several times in the video presentation.

NEW BUSINESS:

Dashoff , Citizens Committee, Chairperson reported that she had received an email stating the road crew was working on a road and was not wearing high-visibility clothing. The next day she received another email stating that the road crew did have high-visibility clothing on.

Roadmaster's Report. Lady stated that he had nothing to report. Lady asked the requirements for conducting a Low Volume Road traffic study. Raub stated that the study must be completed before Thanksgiving on a Tuesday, Wednesday or Thursday not immediately prior to or following a holiday, for two consecutive hours, between the hours of 3:00 PM and 6:00 PM and all licensed motor vehicles must be counted.

Raub stated that Roe had previously obtained a copy of an Agility Agreement from PennDOT and the Solicitor has reviewed the document. Solicitor Shultis stated it's a generic agreement and that either party has thirty (30) days to terminate the agreement. Raub asked for a motion to enter into an Agility Agreement with PENNDOT. Roe made a motion to enter into an agreement with PENNDOT. Raub asked for a second and there was no second. Raub asked two additional times for a second and no second was made. The motion failed.

The Agility Agreement would have provided for PennDOT to supply the Township with salt brine and in return the Township would plow Upper Bermudian Road from Route 34 to Old Carlisle, about one-half mile. Shultis stated the agreement does not obligate either party. Lady stated he thinks the Township has better needs at this time than a salt brine direct application system. Lady provided several reasons why a trailer could not be attached to a Township truck. Lady questioned how they are going to attach the trailer when the salt spinner is attached. He also questioned where the trailer will be stored, since there is no room in the garage.

Roe stated that GVW would store the trailer. Raub offered that there needs to be a solution before rendering a decision and asked Roe to conduct additional research and present the findings to the Board. Roe stated he wanted an Agility Agreement with PennDOT before anything is purchased associated with a salt brine application system. Raub reminded the Board of its obligation to provide Township roadways that Township residents and others may safely traverse to arrive at their places of employment to earn wages, a portion of which is withheld and paid as Earned Income Taxes. Additionally, Raub offered that some employers do not pay their employees if they are unable to reach their places of employment due to poor road conditions. Raub concluded by expressing an interest in a final determination if a trailer can be safely attached to and drawn by a Township truck.

Raub stated that the Township Treasurer has produced several reports of the General Fund, the Liquid Fuels Fund and the Heidlersburg Wastewater Treatment Fund for the Board's consideration. A Balance Sheet and Profit and Loss Statement were provided. The Board determined that the formats of the reports produced by the Township Treasurer were acceptable.

The Contract Change Order No. 3 that was previously approved for Doli Construction was accepted by Doli. Doli Construction accepted deletion of Traffic Control Cost suggested by Raub and Lady.

Raub stated that some years ago the Township entered in to a Consent Order and Agreement (CO&A) with the Pennsylvania Department of Environmental Protection (DEP), and that recently the Township received a letter from DEP regarding the Township-wide Act 537 Plan required by the CO&A. Raub recommended that the Board accept DEP'S offer to meet and discuss a realistic time frame for completion of the Township-wide Act 537 Plan. The Board is willing to meet and a letter will be sent stating the Township's intentions with available dates. The Township Solicitor recommended meeting with DEP. The full Board of Supervisors, the Township Solicitor and the Township Engineer will attend.

OLD BUSINESS

Solicitor Shultis presented the Board of Supervisors with the advertised Local Service Tax (LST) Ordinance for adoption. Roe made a motion to adopt the Local Service Tax, Ordinance 2014-03, seconded by Lady. The motion passed by unanimous vote.

Shultis presented the Board of Supervisors with the Nuisance Ordinance 2014-04 for adoption. Lady made a motion to adopt Ordinance 2014-04 as advertised, seconded by Roe. The motion passed by unanimous vote.

Raub stated that he was informed that Reading Township is looking for a V-Plow. The Board instructed the Secretary to contact Reading Township to inspect the V-plow to see if they may be interested in purchasing it.

Raub stated that the Board of Supervisors previously agreed to salvage the graders for highest bid(s). Lady stated he could advertise the sale of the graders in the Lancaster Farmers Paper at no cost. He stated that the advertisement could also be posted on MUNICIBID to include photos and referenced in an advertisement in The Gettysburg Times. The Solicitor stated that the MUNICIBID Website would have to be placed in Gettysburg Times advertisement as required by Section 1504 of Second Class Township Code. The Board of Supervisors agreed that a reserve price should be established for each grader and that there be separate bids for the graders. The Solicitor was directed to prepare an advertisement for the graders.

The V-Plow use or disposition issue was discussed. Roe stated he believes that the V-Plow is required for the Township as a backup. Raub suggested that the Township invite Reading Township to look at the V-Plow since they are looking for one. Raub stated that the Township's loader is in need of repairs and the importance of such repairs being done.

The salt brine direct application system matter was tabled.

The 2007 Sterling Township truck improvements matter was tabled.

Raub reported that he sought advice from the Solicitor and the Engineer regarding the Zoning Map update that was previously approved. Shultis suggested that a note be made on the Zoning Map stating there is no flood plain reflected on the Zoning Map and directing everyone to familiarize themselves with Flood Plain Ordinance. The Board of Supervisors approved producing the Zoning Map with the text recommended by the Solicitor.

Raub stated that the Township had applied for a credit card and ACNB Bank requested a signed copy of the Board of Supervisors meeting minutes during which the application was authorized, and also requested an additional signature on the application. Roe agreed to sign the application.

Raub stated he will be at the Township building on Thursday, October 23, 2014 at 8:30 AM while Adams Electric Cooperative sets the pole for lighting the municipal parking lot. Raub also reported that Adams Electric will donate the bracket to affix a light to the pole. Raub stated that a list of additional necessary supplies has been provided to PSI Pumping Solutions, Inc.

The Keith Beam lot addition non-building waiver was discussed. Raub described the non-building waiver and that the Sewage Enforcement Officer has determined that there is sufficient land to add from one lot to another lot. The Board of Supervisors granted conditional approval of the non-building waiver. A motion was made by Raub to approve the DEP Non-Building Waiver for Keith Beam, seconded by Lady. The motion passed by unanimous vote.

The Board of Supervisors' approved the Minor Subdivision plan for Keith Beam properties. Lady made a motion to approve the Subdivision plan for Keith Beam, seconded by Roe. The motion passed by unanimous vote.

PUBLIC PARTICIPATION:

Richwine asked to review the Township Balance Sheet. The Board granted approval. Richwine asked where the Planning commission stamp and pad were located. Raub produced the stamp and pad for Richwine. Richwine questioned advertising on MUNICIPAL BID since according to his recollection during the previous Board of Supervisors meeting he was left with impression that would not occur.

MEETINGS AND PUBLIC EVENTS:

Raub announced the upcoming meetings.

Dashoff discussed a possible Township Newsletter publication. She thought that the new Township Ordinances should appear in summary form so that the residents would be aware of the contents. Shultis stated that the Ordinances should not be summarized in a Newsletter. He preferred that residents be directed to view those Ordinances on the Township Website or request to read them at the Township office. Raub recommended that if a Township Newsletter is published that every organization that donated materials or provided labor for the Community Project of illuminating the U.S. Flag and municipal parking lot be recognized. Dashoff will provide a draft Township Newsletter for Board of Supervisors' review.

AJOURNMENT

Lady made a motion for adjournment at 10:58 PM, seconded by Roe. The motion passed by unanimous vote.

Respectfully submitted;

Stewart Graybill
Township Secretary