

**WAYNE TOWNSHIP MEETING**  
**JUNE 18, 2018**

The Wayne Township Board of Supervisors held a meeting on June 18, 2018 at 7:00 p.m. at the Wayne Township Municipal Building, with David W. Calhoun, James B. Maguire and Brad Rote present.

Those also in attendance: John and Cindy Noltee, Robin Condo, Karis Kellander, Mae Johnson, Shanna, Jimmy and Kindsie Berry, Jordan Hockenberry, Carolyn Hanna, Justin VanBuskirk, Linda Calhoun, Carl Bathurst, Peg Johnson, Marci Orndorf of the Wayne Township Landfill, Matt Maguire, Don White, Peggy Fanning, Daryl Johnson, Robb Ohl, P.L.S., Zoning Officer Paula Kibler, John Segursky, P.E. of Uni-Tec and Paul D. Welch, Jr., Esquire

**Public Participation**

**Linda Calhoun**

Resident Linda Calhoun questioned the Supervisors as to whether the procedures and policies of the Township change from year to year.

The Supervisors indicated that the Township procedures and policies do not change annually.

Ms. Calhoun then asked if the Township had any new funding sources since January of 2018, claiming that over the past few years the Supervisors declined to make a donation to the fire company due to the Township's financial obligations.

Chairman Maguire indicated there have not been any new funding sources this year.

Ms. Calhoun also asked which Township employees submit timesheets.

Chairman Maguire replied that the hourly employees, including Daryl, Arnold, Carolyn, and Peggy submit timesheets.

Linda Calhoun then made the statement that salaried employees do not submit a timesheet and receive the same amount of money each month.

Chairman Maguire agreed with that statement.

Ms. Calhoun also questioned the Supervisors hiring procedures and whether all positions are advertised, stating that in June and July of 2014 the positions of Assistant Secretary and Zoning Officer Assistant were advertised, interviews were held and two individuals were hired to fill those positions. She said there is nothing in the January or February 2018 minutes regarding hiring a Substitute/Assistant Secretary and in March the Board hired Peggy Fanning for that position without it being advertised and asked how this hiring came about.

Secretary/Treasurer Macklem explained that the Supervisors discussed hiring a Substitute/Assistant Secretary during an Executive Session when she made the Supervisors aware that she would be leaving for a two week vacation in April and suggested the Board rehire Peggy Fanning for the position as she had previously worked for the Township and had experience.

A discussion was held regarding the Township's hiring procedures.

Finally, Linda Calhoun stated that she serves on the Landfill Advisory Committee and recently learned that John Noltee had been removed from the Committee, adding that during the two years she has served on the Committee with John Noltee that he was very professional in that position and did a good job.

### **Robin Condo**

Resident Robin Condo addressed the Board about the recent accident at the Wayne Township Playground involving her niece who sustained a slight concussion after falling off a piece of playground equipment, questioning why mulch had not been placed around the equipment.

Chairman Maguire stated that there was mulch under the equipment but it was old and compacted. He said that the weather in May delayed mulching at the playground, noting that this past May was the second rainiest May on record.

Mrs. Condo then thanked the Board of Supervisors for placing the flags along McElhattan Drive before Flay Day and questioned why they were not up for Memorial Day.

Chairman Maguire indicated that the flags needed new poles and that is one of the reasons they were not up, adding that the weather was another factor.

Mrs. Condo said she thought the dirt piled along Shoemaker Road was supposed to be used for the Shoemaker Road Project and asked where it was used.

Chairman Maguire stated that at least 15 loads were hauled to the ball field and the dirt was hauled to various other locations.

### **Rod Shemory**

Resident Rod Shemory said in April the Planning Commission discussed the Nuisance Ordinance and recommended the wording in the ordinance be revised and asked if the Board has taken any action on that recommendation.

Chairman Maguire indicated that the Board of Supervisors has not acted on the Planning Commission's recommendation with regard to revising the Nuisance Ordinance.

Mr. Shemory said he talked to Ken Wahlers of First Quality again about the noise problem on Shoemaker Road coming from the Nutek building and said First Quality is still working on resolving the issue. Mr. Shemory stated that the noise has decreased due to the leaves being on the trees.

### **Matt Maguire**

Resident Matt Maguire discussed the Wayne Township Zoning Map with the Supervisors stating that the map was amended but the change is not shown properly on the zoning map in that there is a small area that is still shown as R1 rather than OR and he was told by the Planning Commission that the Supervisors could change that. He has spoken to the GIS Office and Katie DeSilva of County Planning and they will not correct the map even though the change was properly approved by the Township.

Chairman Maguire noted for the record that he may have a possible conflict of interest in this matter.

A discussion was held regarding how the area along Reservoir Road was to be changed from R1 to OR and the County will not take responsibility for correcting the map and what would be required by the Township to have the correction made.

Solicitor Welch asked if it was the Wayne Township Planning Commission's position that in order to correct the map the Supervisors would need to take action during a meeting to approve sending a letter to the County GIS Office. He said if that is the case, then the simple way to handle it would be to have the Supervisors make a motion to send a letter to the County GIS Office notifying them that the portion of land running to the property line adjacent to the Durty Dabbers property is OR per the public

hearing and Decision of the Board of Supervisors and requesting that the map be corrected accordingly.

Supervisor Rote made a motion that the Board send a letter to County GIS requesting that the zoning map be corrected per Ordinance 06-19-2017 adopted after the public hearing held June 19, 2017, by the Board of Supervisors amending the zoning map and extending the OR District to the property line adjacent to the Durty Dabbers property; seconded by Supervisor Calhoun, the motion passed with Supervisors Rote and Calhoun voting in favor of the motion and Supervisor Maguire abstaining.

### **Approval of Meeting Minutes**

Chairman Maguire asked if there were any questions or comments on the minutes of the May 21, 2018 meeting, there being none, Supervisor Calhoun made a motion to approve the minutes as presented; seconded by Supervisor Rote, MCU.

### **Approval of Treasurer's Report**

Supervisor Calhoun made a motion to approve the Treasurer's Report as submitted; seconded by Supervisor Rote, MCU.

### **Police Report**

Chief Winkleman was not in attendance.

### **Zoning Officer's Report**

Zoning Officer Paula Kibler reported issuing the following Land Use Permits from May 22, 2018 through June 18, 2018:

Michael Lucas – two 8 ft. x 16 ft. porches  
John Shoemaker – 28 ft. x 22 ft. attached garage  
Chris Oechler – 20 ft. x 10 ft. back porch

Zoning Officer Kibler also gave the Code Enforcement Officer's report in his absence, reporting that the matter brought up by Donna Wilson at the May meeting is being addressed in that Ms. Wilson filed a formal complaint with Zoning Officer Kibler and she passed it on to Code Enforcement Officer Terry Crawford.

On June 5<sup>th</sup> Terry attended a meeting in the Zoning Office to discuss the complaint filed by Donna Wilson about John Connelly of 70 Buttercup Lane. A certified letter was sent to Mr. Connelly notifying him that he is in violation of Ordinance No.12.10.02 which regulates animals making disturbing noises.

On the same day Mr. Crawford went to 70 Buttercup Lane and spoke with Mr. Connelly about his dogs and asked if he was letting the dogs out late at night and requested that Mr. Connelly bring them in the house in a timely manner, and Mr. Connelly said he would.

Supervisor Calhoun asked Zoning Officer Kibler to follow up on the installation of the fence at the Wayne Bowmaster junk yard.

Zoning Officer Kibler agreed to review the file and discuss the matter with Code Enforcement Officer Terry Crawford.

### **Monthly Engineer's Report**

John Segursky, P.E. reported he is in the process of completing the environmental review documents required for the Multimodal Grant for the Shoemaker Road Project.

Chairman Maguire reported that the pipe replacement project on South Road was completed last week.

## **Recreation Committee Report**

Don White of the Recreation Committee reported that the Ballfield Project is slowly progressing. He also noted that many of the pavilions at the parks are being rented.

Supervisor Calhoun questioned whether arrangements will be made for employees to empty the garbage containers at the parks over the 4<sup>th</sup> of July to avoid garbage piling up.

A discussion was held and it was noted that some of garbage may be a result of illegal dumping.

### **Old Business:**

#### **Shoemaker Road Project**

Chairman Maguire reported that Charles Construction milled out another 700 feet of the road and hope to do more paving next week.

He also stated that there were \$90,000 in costs for overruns that are not covered by the grant, he explained the additional work being done, adding that PennDot recommended that the contractor overdig one foot over the entire length of the road, adding that the \$1.2 million Multi Modal Grant dictates how the road project is done.

Chairman Maguire explained that the Township utilized all of the \$500,000 line of credit questioned whether the Township would have to obtain additional funding to cover costs moving forward.

Secretary/Treasurer Macklem explained that the Township pays the approved Pay Applications submitted by Charles Construction and is then reimbursed from the PennDot Multimodal Grant. To date the Township has received three checks from the grant and there is one outstanding submission for reimbursement; Charles Construction submitted two additional Pay Applications to be approved at tonight's meeting which in turn will be submitted to PennDot, for a total of three outstanding submissions.

A discussion was held regarding whether the Township should pursue additional financing for the project and it was the consensus of the Board that Solicitor Welch research funding options.

### **New Business:**

#### **Robb Ohl, P.L.S. – Oishi Subdivision**

Robb Ohl, P.L.S. presented a subdivision on behalf of Gary and Emilie Oishi which will be a side lot addition to their property in Linnippi Village. He said the Oishi's have two lots, one with their home on it and they would like to sell the second lot which is vacant and are subdividing .127 of an acre from the vacant lot and adding it to the residual lot.

Supervisor Rote made a motion to approve the subdivision as presented; seconded by Supervisor Calhoun, MCU.

#### **Charles Construction Pay Application Nos. 7 and 8 – Shoemaker Road Project**

Supervisor Rote made a motion to approve Pay Application Nos. 7 and 8 submitted by Charles Construction for the Shoemaker Road Project in the amount of \$180,548.11; seconded by Supervisor Calhoun, MCU.

#### **Approve Keystone Central Hiring Kayla Henry as Playground Supervisor**

Supervisor Calhoun made a motion to approve Keystone Central hiring Kayla Henry as the Wayne Township Playground Supervisor for the Summer Recreation Program; seconded by Supervisor Rote, MCU.

### **Schedule Public Hearing for Restaurant Liquor License Transfer Request**

Chairman Maguire explained that at the May meeting the Board of Supervisors scheduled a public hearing for July 16<sup>th</sup> at 6:30 pm prior to the regular monthly meeting to consider an Ordinance that would allow the sale of alcoholic beverages in the Highway Interchange Zoning District as a conditional use.

A request has been made to transfer a Restaurant Liquor License from another municipality into Wayne Township i.e. CCFA Enterprises, Inc., to Bald Eagle Truck Stop, Inc.; to satisfy PLCB requirements, a second public hearing must be scheduled for the Board to approve the request.

Supervisor Rote made a motion to schedule the hearing on the liquor license transfer request for July 16, 2018 at 6:45 pm; seconded by Supervisor Calhoun, MCU.

### **FMP – Rails/Trails Municipal Parking Lot**

The Board received the design for the Rails/Trails Municipal Parking Lot from FMP for approval along with the advertisement for bids for the parking lot and the storm water management plan.

Chairman Maguire questioned whether any of the cost for the parking lot will be paid from grant money.

Supervisor Calhoun said grant funds cannot be used for the parking lot and said the parking lot is between the walking path and Youngdale Road from the railroad crossing to the Doris Fritz property.

John Segursky, P.E. said he received the design plan, the estimate and their copy of the E&S Plan but FMP did not include a stormwater management plan in the submission.

A discussion was held whether the current NPDES Permit for the ball field project could be revised.

John Segursky, P.E., recommended the Township contact the Clinton County Conservation District and have a representative come down and look at the area for the planned parking lot and ask them for direction, which would be considered a pre-application meeting.

It was the consensus of the Board that Supervisor Calhoun contact the Clinton County Conservation District to request a NPDES pre-application meeting.

Linda Calhoun questioned whether the parking lot would be used for the ball field or the rails/trails and who would be paying for it and whether the money would come out of the ballfield project money.

Supervisor Calhoun explained that the parking lot would be used for the ball field and the rails trails and the Township will be paying for the parking lot.

Resident Mae Johnson questioned whether the Township is in danger of running out of money.

Supervisor Rote reassured Mrs. Johnson that the Township's finances are in good shape.

A discussion was held with regard to taxes paid by residents in Wayne Township which do not include township real estate taxes; tax collection and whether the County would be willing to share in the cost of the parking lot.

Chairman Maguire noted that the County Commissioners have scheduled a meeting for June 21<sup>st</sup> with Castanea, Pine Creek and Wayne Township to discuss the County's Rails/Trails Project and they will discuss the parking lot with them at that time.

## Invoices

Supervisor Calhoun questioned the invoice from Dotterer Equipment stating that the Township is putting a lot of money into repairs of the Kubota. He also stated since he no longer works for the Township he would no longer accept the \$25/monthly stipend for his cell phone.

Supervisor Calhoun then made a motion to approve the invoices as submitted; seconded by Supervisor Rote, MCU.

## Adjournment

There being no further business, Supervisor Rote made a motion to adjourn the meeting; seconded by Supervisor Calhoun, MCU, and the meeting was adjourned at 8:10 p.m.

Respectfully submitted,

---

Darlene S. Macklem  
Secretary/Treasurer

---

James B. Maguire, Chairman

---

David W. Calhoun

---

Brad L. Rote

Supervisors

## Financial Business – June 18, 2018:

### General Fund Accounts:

First National Bank Checking	\$9,042.02	.65%
First National Bank – MM Acct.	\$36,336.83	1.30%
FNB – Linnwood Drive Project	\$10,296.89	.00%
Jersey Shore State Bank MM	\$ 2,239.71	1.05%
Jersey Shore State Bank CD	\$60,000.00	1.35%
PLGIT – Checking	\$85,216.84	1.51%
PLGIT PLUS	\$ 6,551.03	1.67%
PLGIT – Sewer Fund	\$254,966.58	1.43%
Woodlands Checking Account	\$155,241.37	1.24%
Woodlands Certificate of Deposit	\$138,000.00	2.0%
Woodlands Bank – Act 13 Funds	\$46,747.71	.95%

### State Fund Account:

PLGIT Checking	\$226,766.40	1.51%
----------------	--------------	-------