

Rush Township Building
Hometown, PA 18252

Minutes of the Rush Township Board of Supervisors

A meeting was held at the Rush Township Municipal Building on December 15,, 2022 at 7:00 PM. In attendance were: Chairman Shawn Gilbert, Vice Chairman Robert Leibensperger, Supervisor Jeaninne Motroni, Treasurer/Secretary Debbie DelFranco, Bill McMullen, Engineering.

Chairman Shawn Gilbert called the meeting to order.

Pledge of Allegiance was recited.

Police Report – A Motion was made by Chairman Gilbert to approve the police report for the month of November, 2022. Vice Chairman Leibensperger approved; Chairman Gilbert seconded. Debbie DelFranco polled the board. All members voted in favor of the motion, motion carried.

Minutes of Previous Meeting - A motion was made by Chairman Gilbert to approve the previous meeting minutes of November, 2022. Vice Chairman Leibensperger approved; Chairman Gilbert seconded. Debbie DelFranco polled the board. All members voted in favor of the motion, motion carried.

Treasurer's Report – A motion was made by Chairman Gilbert to approve the treasurer's report as of November, 2022. Vice Chairman Leibensperger approved; Chairman Gilbert seconded. Debbie DelFranco polled the board. All members voted in favor of the motion, motion carried.

Approval of current township and sewer bills thru December 15, 2022.

A motion was made by Chairman Gilbert to approve the current township and sewer bills thru December 15, 2022. Vice Chairman Leibensperger approved; Chairman Gilbert seconded. Debbie DelFranco polled the board. All members voted in favor of the motion, motion carried.

Approval of municipal reports (sewer, road, Arro, Prodesign) – A motion was made by Chairman Gilbert to approve the municipal reports for November, 2022. Vice Chairman Leibensperger approved; Chairman Gilbert seconded. Debbie DelFranco polled the board. All members voted in favor of the motion, motion carried.

Attorney's Business –

Old Business – None

NEW BUSINESS – None

1. Motion to approve the Rush Township proposed 2023 Budget. Vice-Chairman Leibensperger approved; Supervisor Motroni seconded. Debbie DelFranco polled the board. All members in favor of motion, motion carried.
2. Motion to hold our Re-Organization Meeting and Regular Monthly Meeting on Tuesday,

January, 3, 2023. The Re-Organization Meeting will start at 7:00 PM followed by the Regular Monthly Meeting. Vice-Chairman Leibensperger approved; Supervisor Motroni seconded. Debbie DelFranco polled the board. All members in favor of motion, motion carried.

3. Motion to adopt Resolution 2022-19 fixing the tax rate for the Fiscal Year 2023. Vice-Chairman Leibensperger approved; Supervisor Motroni seconded. Debbie DelFranco polled the board. All members in favor of motion, motion carried.
4. Motion to re-appoint Thomas Klein to the Zoning Hearing Board and Missy Griffiths to the Planning Commission. Vice-Chairman Leibensperger approved; Supervisor Motroni seconded. Debbie DelFranco polled the board. All members in favor of motion, motion carried.
5. Motion to approve contract time extensions to Spotts Brothers, Inc. for the Grier City Park Phase 1 Project and the Miller Park and Grier City Park Pavilion Project until May 26, 2023. Vice-Chairman Leibensperger approved; Supervisor Motroni seconded. Debbie DelFranco polled the board. All members in favor of motion, motion carried.
6. Motion to approve a Change Order reducing the Grier City Park Phase 1 Project value by \$4,110.00 as a result of removal of perimeter plastic border timbers and the addition of perimeter geotextile fabric. Vice-Chairman Leibensperger approved; Supervisor Motroni seconded. Debbie DelFranco polled the board. All members in favor of motion, motion carried.
7. Motion to approve Application for Payment #1 of Spotts Brothers, Inc. in the amount of \$61,15.30 for the Grier City Park Phase 1 Project. Vice-Chairman Leibensperger approved; Supervisor Motroni seconded. Debbie DelFranco polled the board. All members in favor of motion, motion carried.
8. Motion to amend agenda to include Food Truck Ordinance. Vice-Chairman Leibensperger approved; Supervisor Motroni seconded. Debbie DelFranco polled the board. All members in favor of motion, motion carried.
9. Motion to deny exemption for food trucks waiver for Friends of Tuscarora and Locust Lake Summer Festival. Vice-Chairman Leibensperger approved; Supervisor Motroni seconded. Debbie DelFranco polled the board. All members in favor of motion, motion carried.

PUBLIC COMMENT- Jennifer Holman from the Friends of Tuscarora and Locust Lake State Parks was at the meeting and addressed a waiver for an exemption of food trucks for their non-profit organization, Friends of Tuscarora and Locust Lake, for a Summer Festival on June 10, 2023 in Rush Township. The Supervisors did do an amendment to the agenda and also denied the waiver for exemption for the food trucks at the festival. She mentioned about Hometown Farmer's Market, that they are exempt. Bill McMullen did state that in fact that was true, but they are exempt from a court case that happened years prior to the Ordinance. Vice-Chairman Leibensperger said that if the Township gives an exemption for one then we would have to do for all. Jennifer stated that it sounded like it was about collecting the \$150.00 for the permit (about the money) Chairman Gilbert assured her that it was not about the money for the Township, that it was about if a food vendor is selling food at an event in Rush Township and they do not have a license or a permit to do so, someone goes there and eats something and gets terribly sick, how are we to know who that vendor is and what they were selling. Ms. Holman

understood that and stated that they require the vendors to have, workmans comp; liability; serve safe. The Supervisors informed Ms. Holman that they would review the Ordinance and if they decide to make changes, she would be notified. She is asking for a One Day Event Permit. She was also informed that if she intends on having craft vendors at this event, there is a Transcient Vendors License for \$25.00, that they are to get from the Township. She also stated that as of the meeting, they had no vendors set up for this event. Vice-Chairman Leibensperger; Chairman Gilbert; and Supervisor Motroni said that when the time come to review all Ordinances, they will take a closer look at Ordinance 208 Food Truck Ordinance and the Non-Profits and the One Day Event Permit. They will speak with the Solicitor for the Township. There was no date of the Ordinance Review and that they will try to review prior to the event in June, but no guarantees. If things change, Debbie DelFranco, Secretary will contact Ms. Holman and let her know of any changes to the Ordinance.

SUPERVISORS COMMENT- Administrative Office will be closed on Thursday, December 22nd and Friday, December 23rd, Monday, December 26th and also Friday, December 30th and Monday, January 2, 2023 in observance of the Christmas and New Year Holiday.

ADJOURNMENT- Have a Great Night!!! Meeting Adjourned.