

**MUNCY CREEK TOWNSHIP
SUPERVISORS REGULAR MEETING**

**June 16, 2025
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A Muncy Creek Township Supervisors Regular Meeting was held at the Muncy Creek Township Building, 575 RT 442 HWY Street, Muncy, PA on Monday, June 16, 2025, at 7:01PM the meeting was called to order by chairman, Eric Newcomer followed by the pledge of allegiance. The following were present:

Members: Gary Phillips, Eric Newcomer

Others: Mike Wiley, Alexis Newcomer, Leon Liggitt, Josh Leidhecker, Joyce Schwenk, Cindy Newcomer, Brandie Green, Laurie Stryker, Scott Delany, Harley Fry II, Todd Arthur, Lary Hoose, Brian Vann, John Keen, Seth Green, Cari Buck, Elissa Stine

Announce executive session to discuss personnel on 5/22/25 at 10:15am, 5/30/25 at 10am and 6/9/25 at 9am.

Public Comment was called for. There were no comments.

A motion was made by E. Newcomer, seconded by G. Phillips to **waive the reading of the minutes** from the May 19, 2025 Supervisor's Regular Meeting. Motion carried. Supervisor Newcomer questioned the completion of the Abstention Memorandum; the date is now up to date. Supervisor Newcomer questioned the Proof of Liability for Operation Freedom and was determined it is no longer needed due to issues obtaining fire police and not having the event. Supervisor Newcomer questioned Shoemaker Road agreement and Solicitor Mike Wiley to complete. A motion was made by E. Newcomer, seconded by G. Phillips to **approve the minutes** from the May 19, 2025 Supervisor's Regular Meeting. Motion carried.

A motion was made by E. Newcomer, seconded by G. Phillips to **receive the Planning Commission minutes** from the April 9, 2025 special meeting and May 7, 2025 meetings as presented. Supervisor Newcomer requested to table special meeting minutes from the April 9, 2025 planning commission meeting until received in completion. Motion carried.

The May 14, 2025 meeting minutes from WBRA Report were not available and will be addressed at the next meeting.

A motion was made by G. Phillips, seconded by E. Newcomer to **review and approve the check detail report as presented and bills that were paid and authorize bills to be paid between this meeting and the next.** Check #1003 added for WYDE out of Act 13 funds at \$59,764.37, 85% will be reimbursed out of GTRP Grant. Motion carried.

Public Works Director Report – May report was received. WYDE paving was completed for \$59,764 with 85% to be covered by grant. A motion was made by G. Phillips, seconded by E. Newcomer to follow up with grant and application for reimbursement. Motion carried.

A motion was made by G. Phillips, seconded by E. Newcomer to **approve awarding bids for the following to the lowest responsible bidder through the WBCOG after acceptable review by PennDOT Representatives and Publics Works Director as listed.** Heidelberg Materials and New Enterprise for aggregate, New Enterprise for paving, Recon for Cold In-Place, and RoadSafe for Line Painting. Motion carried.

The Code Inspections Report for May 2025 has been received.

Fire Company Report – The monthly report for May 2025 has been received. A motion was made by E. Newcomer, seconded by G. Phillips for **approval of payment for invoice from Steve Shrawder Construction regarding Emergency Repairs for the fire department for \$942.42**. Scott Delaney requested payment as donation for allowing the township to use the fire department hall for hearings and during time of renovation. Motion carried.

A motion was made by E. Newcomer, seconded by G. Phillips to **accept the letter of resignation for Cari Buck dated 6/3/25**. Motion carried.

A motion was made by E. Newcomer, seconded by G. Phillips to **approve Temp. Part-time Secretary/Treasurer position**. Supervisor Phillips asked for a copy of the job description/listings and why he was not notified of the creation of the position or executive session. Supervisor Newcomer stated the session was June 9, 2025. Supervisor Phillips brought up Sunshine Act and how all supervisors are to be made aware of sessions. Supervisor Newcomer stated all supervisors must be made aware 24 hours before or after and due to time constraints, an email was sent on 6/10/25 regarding executive session. Motion carried.

A motion was made by E. Newcomer, seconded by G. Phillips to **appoint Elissa Stine as Temp. Part-time Secretary/Treasurer at \$22.00 per hour with no benefits effective 6/10/2025**. Supervisor Phillips questioned who determined the hourly rate. Supervisor Newcomer commented it was determined by Supervisor Whitmoyer and Supervisor Newcomer at executive session on 6/9/2025. Supervisor Phillips questioned how it was determined and Supervisor Newcomer commented it was based on resume, position needing filled and rate of current Secretary/Treasurer plus the position has no benefits. B. Green questioned if the position would be posted for full time and if a fulltime position would be advertised? B. Green also questioned if all supervisors would be involved. C. Newcomer questioned if the board was taking questions from the audience now. Motion carried.

A motion was made by E. Newcomer, seconded by G. Phillips to **appoint Part-time General Worker at \$17.86**. Two applications were submitted with a recommendation from the Publics Works Director to hire Dale Bennett with the Foreman having no objections. Motion carried.

A motion was made by E. Newcomer, seconded by G. Phillips to **discuss Zoning Ordinance Amendment 25-56**. M. Wiley informed public there would be a public hearing to receive comment. Advertisement for hearing was published. T. Arthur stated he had two clarity questions regarding one being is utility scale solar permitted in a residential zone district? L. Liggitt responded on behalf of the Planning Commission stating residential areas are limited to 110% of what they've used. T. Arthur rephrased question to on a utility scale is the complex allowed in residential setting? Supervisor Newcomer read ordinance and stated there is no definition for utility scale solar. On behalf of the Planning Commission H. Fry and B Vann said No to answer the question. Supervisor Newcomer clarified 3 "sizes" of solar, accessory, ancillary, and auxiliary. T. Arthur stated regarding Agrivoltaics SEFs C1, C2, I1, I2 up to 100% if agrivoltaics and 110% existing, beyond that is conditional use. M Wiley deferred to Planning Commission but stated they do not have it in front of them to respond. T. Arthur asked for an example of going from 75%-100% if agrivoltaics. H. Fry on behalf of the Planning Commission stated he did not think they should be answering this now due to needing to discuss and speak to solicitor as to if it creates an argument to allow solar in other areas (SEFs) as long as agrivoltaics is applied. The Muncy Creek Township Planning Commission prepared the ordinance. J. Dewald provided clarity with definition of agrivoltaics in section 10, section 438B. T. Arthur asked why deviate from county's model. H. Fry stated that would be an unscheduled Planning Commission meeting and we cannot answer. T. Arthur presented M. Wiley with scenario regarding 100 acres and the use of agrivoltaics and at what point does it become used as a tool. H. Fry stated there has been several public Planning Commission meetings to discuss this ordinance and nobody has showed up.

B. Green decommissioning 12 vs 18 months do they deal with it or just walk away and expect the township to deal with it? Why wait the 18 months. J. Keene Will asked if there will be another hearing for this. L Liggitt stated from his understanding the intent of 75% in industrial/commercial had to be on existing impervious area and did not apply to Ag strictly 110% or conditional use. M. Wiley thanked the Planning Commission for work put into this and thanked the public for comments. A motion was made by E. Newcomer, seconded by G. Phillips to table until next meeting and send a letter to Planning Commission to request clarity ad definition. Motion carried.

Update on **Tyler Road**. This is ongoing and still waiting on update.

Public comments:

B. Green: If temp/pt reports to secretary as discussed at 1/6 meeting who does that now default to? M. Wiley suggests to default to board until they make another arrangement.

G. Phillips: What's going on with the Pickleball court? The 5/22 executive session regarding personnel what was it about due to the Sunshine Act all supervisors are to be made aware. C. Newcomer stated that is all you have to disclose.

H. Fry: What is the brown dot on the ceiling?

J. Leidhecker: Have you received my response?

C. Newcomer: Were the bids reviewed by PennDOT or solicitor?

G. Phillips: 5/30 Executive session why was I not invited?

S. Delany: Would like to thank Cari for all her hard work.

A motion was made by E. Newcomer seconded by G. Phillips to **adjourn** the meeting at approximately 8:00 p.m.

Respectfully Submitted,

Elissa Stine, Secretary