

**MUNCY CREEK TOWNSHIP
SUPERVISORS REGULAR MEETING**

**July 21, 2025
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A Muncy Creek Township Supervisors Regular Meeting was held at the Muncy Creek Township Building, 575 RT 442 HWY, Muncy, PA on Monday, July 21, 2025, at 7:00PM 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, John and Reba Keene, Karla and Mike Shipman, Harry and Janice Odell, Betty Myers, Patty Davis, Jay Bennett, Roxanna Bigelow, Pam and Dave Shearer, Gail Hampe, Brian Vann, George Henry, Dan Whitmoyer, Joyce Schwenk, Melindia Gaudan, Todd Arthor, Mlissa Koch, Seth Green, Brandie Green, Lucinda Rodgers, Larry Hoose, Cind Newcomer, Josh Leidhecker, Leon Liggitt, Alan Keller, Jeff Hiserman, Scott Delany, Harley Fry, Andy Leigey, Al Barraco, Elissa Stine

Public Comment was called for.

Public was curious about the procedure for item #17 about the procedure to appoint a new supervisor.

M. Wiley explained the process the 2nd class township spells out.

Public direct to M. Wiley asked if #17 is not addressed if it postpones the conditional use hearings or if the 45 days has an effect and answered the 45 days has been waived in this instance.

T. Arthur asked if there was a plan in place to have a supervisor for the coitional use hearing.

A motion was made by E. Newcomer, seconded by G. Phillips to **accept the Resignation of Dan Whitmoyer** dated 7/10/2025 effective 7/21/2025. Motion carried.

A motion was made by E. Newcomer to **waive the reading of the June 16, 2025 regular Supervisors Meeting minutes**. Supervisor Phillips asked why he wasn't invited to the three supervisors' executive sessions listed in the minutes and what they were regarding. Supervisor Newcomer disclosed they were for personnel matters. Supervisor Phillips began to discuss what meetings were about and solicitor Mike Wiley stepped in and stated do not discuss this information in a public meeting. Supervisor Phillips did not second the motion and Supervisor Newcomer asked him to read the minutes and he declined. Temporary Part-Time Secretary/ Treasurer Elissa Stine then read the June 16, 2025 regular supervisors meeting minutes. Supervisor Newcomer made another motion to approve the minutes for the regular supervisors meeting on June 16, 2025 but motion was not seconded and the meeting minutes for June 16, 2025 have been tabled.

A motion was made by E. Newcomer, seconded by G. Phillips to **receive the Planning Commission minutes** from the April 9, 2025 and the June 4, 2025 meetings as presented. Motion carried.

A motion was made by E. Newcomer, seconded by G. Phillips to **receive the WBRA Meeting minutes** from May 14, 2025 and June 11, 2025. Motion carried.

A motion was made by G. Phillips, seconded by E. Newcomer to **review and approve the check detail report with exception of Willow Playworks until pickle ball court repair is complete**. Supervisor Phillips questioned the Willow Playworks check and asked why we were paying them when there are issues with the court. Supervisor Newcomer stated because it was the remainder of the original invoice billed to the township. Supervisor Phillips suggest we do not pay and withhold the \$44,464.04 until the court is fixed with expenses deducted from that amount. Motion carried.

Public Works Director Report – No report received on this date due to S. Green being unaware of having to fill role while Public Works Director was off. Discussion regarding paving of Kepner Hill

Road and getting pipe locations to address which ones need fixed prior to paving was had. S. Green stated we need to make some provisions to pipes prior to paving. Supervisor Newcomer questioned if we could work with New Enterprise Stone & Lime regarding.

A motion was made by G. Phillips, seconded by E. Newcomer to **accept the Code Inspections Report** for June 2025. Supervisor Phillips questioned what we do with anonymous complaints and asked if we are just going to ignore them. Solicitor M. Wiley stated he can look further into this at a later date. Motion carried.

Fire Company Report – The monthly report for June 2025 has been received. Scott Delaney shared there is now going to be a paid 2 person staff to run due calls for Lairdsville, Muncy, Picture Rocks, and Pennsdale, Hughesville opted out, to address response times and Volunteers will do all 2nd due calls. National Night out was announced as August 5, 2025 and S. Delaney asked if the Township could hand out the CO2 detectors again. A motion was made by E. Newcomer, seconded by G. Phillips to **accept the fire company monthly report** as presented. Motion carried.

A motion was made by E. Newcomer, seconded by G. Phillips to **approve line painting of Pickel Ball court by Brennan Company**. Supervisor Newcomer reported Willow Playworks decided to walk away from the project and there are no lines at this point. Supervisor Phillips shared about prices to replace cracks and stated if it is going to be done it needs the top blasted off and a sealant applied. Supervisor Newcomer shared there are multiple companies suggesting an acrylic coat be put on the court but Supervisor Phillips said that would be a band aid and we would be revisiting this issue in a few years so he would approve line painting only at this point. Motion carried.

A motion was made by E. Newcomer, seconded by G. Phillips to **approve Zoning Ordinance Amendment 25-56 submitted by The Planning Commission**. Supervisor Newcomer sated a letter was formulated by the Planning Commission to address questions at previous Supervisors meeting. Elissa Stine read aloud the questions and responses form the letter to the public. Supervisor Newcomer opened for comment and the public stated they support it. Motion carried.

A complaint about **Mrs. Wilson Half Moon Pipe** was submitted to the township about a pipe that is causing issues to the homeowner and she wants it to be addressed because the township placed the pipe. Supervisor Phillips stated himself and Foreman Seth Green went out and took a look and determined the best possible option would be to fill with gravel to reduce cost for the township. Supervisor Newcomer asked if the engineer should take a look and Solicitor M. Wiley suggested it would be a good idea just for the sole purpose of the gravel option.

A motion was made by E. Newcomer, seconded by G. Phillips to **adopt the Five County Regional Solid Waste Management Plan as resolution 2025-226**. Solicitor M. Wiley explained the plan and stated there is sufficient capacity to adopt this plan and it is just a Resolution to support it with no obligation to the township just to acknowledge it. Motion carried.

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

A motion was made by E. Newcomer to **appoint Harley Fry II for the remainder of Dan Whitmoyer's term**. A motion was made by G. Pillips to **appoint Seth Green for the remainder of Dan Whitmoyer's term**. Both motions died due to lack of second.

Public comments:

J. Hiserman: With the repaving of Fogelman Road can they look at all the pipes to see if they need replaced? **H. Fry:** Farmer with the horses, the water comes off his property and runs into the road and turns to ice so looking at pipes would be a good idea. **J. Hiserman:** Why isn't there a swale to direct water runoff? **S. Green:** There used to be a swale but now its pipes and they are separating and it is the homeowner's responsibility for management. **C. Newcomer:** There would be records of these and the highway occupancy permits would have the records.

L. Liggitt: Why are we updating the road now? Why can't we just wait and get the solar to pay for it? **G Phillips:** It was before Solar and CAFO and we shouldn't wait to address it. **M. Wiley:** They are exempt.

H. Fry: What exactly are we doing with the road? I am unfamiliar with the process. **T. Arthor:** Does the bonding of 20 tons change?

T. Arthor: In this scenario I am upset, going back to #17 on the agenda is there any intent of these two supervisors to come to an agreement to appoint a third so there is not one single sitting supervisor at the upcoming hearings. If Harley is appointed the whole process starts over, if Seth is appointed it will sit as is, am I correct Solicitor Wiley? **M. Wiley:** I prefer not to answer and wish to advise my clients, the township, on their options. **T. Arthor:** Please, we are begging you do not have one sitting supervisor at this hearing. At this time the public is asking for you to adjourn into an executive session to please figure this out. **B. Green:** We are asking you put everything aside and do what you campaigned to do and work on behalf of the township. **C. Newcomer:** At this point you need to think moving forward, why would you appoint Seth? Why would you appoint Harley? **M. Wiley:** Please advise this is public comment and you need to allow the speaker to speak and allow our secretary to take notes. **C. Newcomer:** (return to speaking) I understand the general election has a possibility of a write in but Harley has both ballots. **T. Arthor:** Seth would be the ideal candidate because he has been to the hearings, with Harley everything would start over but we are asking please adjourn to executive session on behalf of the public and appoint a third supervisor.

A motion was made by E. Newcomer seconded by G. Phillips to **adjourn to executive session to discuss legal matters.**

Following executive session, the meeting was called back to order. A motion was made by E. Newcomer, seconded by G. Phillips to **return to item 17 on the agenda.** A motion was made by E. Newcomer, seconded by G. Phillips to **appoint Harley Fry II as the new township supervisor for the remainder of Dan Whitmoyer term.**

Return to **Public Comment:**

Public: Thank you.

A motion was made by E. Newcomer seconded by G. Phillips to adjourn the meeting at approximately 8:51 p.m.

Respectfully Submitted,

Elissa Stine, Secretary