

## **Minutes of the September 14, 2004 Meeting**

The meeting was called to order at 7:30 p.m. by Chairman Waybright. Present were all Supervisors, Flo McLeish, Carol Merryman, Henry Heiser, Chief Sease, Vicki Aycock, Mike Galassi, Vera Culver, Karl Anderson and Mr. and Mrs. John Riley from the Greenmount area, approximately eight residents from the Windbriar Lane area and a reporter from the GETTYSBURG TIMES. The meeting was tape recorded.

**Mr. Gregor made a motion, seconded by Mr. Weikert and carried to approve the Minutes of the August 24 meeting.**

**Mr. Gregor made a motion, seconded by Mr. Weikert and carried to approve the Minutes of the August 17 Public Hearing. Mr. Bowling abstained.**

Chief Sease presented a written and oral report of police activities for the month of August including 173 arrests, 148 complaints and 19 incidents. Chief Sease also recommended that six signs be purchased from Crime Stoppers to cover the main highways coming into the township.

Chairman Waybright reported that the first item on the agenda is a **Resolution to amend the Act 537 Plan** for the township with a plan for public sewer in the Emmitsburg Road area. He asked Vicki Aycock from KPI, the engineering firm that prepared the study, to say a little bit about the plan. Ms. Aycock reported that the study is required by PaDEP and is due to them by the end of 2004. The study consisted of surveying 25% of the property owners in the area with questionnaires and collecting water samples. She stated that some needs were identified with some on-lot septic systems and there were some problems found in the well water. She added that both the County and Township Comprehensive Plans identify the Greenmount area as a designated growth area and there is a need for infrastructure in order for that growth to happen. Ms. Aycock stated that several alternatives were considered and alternative #4 is the preferred alternative and proposes providing public sewer to the smallest portion of the planning area, keeping the costs down and still meeting PaDEP's requirements. She added that the plan is expandable in the future and future developments would be required to connect, and the township plans on applying for whatever grants may be available to help keep the costs down. Chairman Waybright reported that the Supervisors held a Public Hearing on the Act 537 Study on July 27, 2004, which was duly advertised and well attended. He added that the Township has received written comments from the public and has authorized the responses to the comments as provided by the township's engineer.

Ms. Vera Culver reported that she has a new sand mound and a good well and she asked if she was going to have to hook up to the sewer line which will only serve about six houses on her side of the road. Ms. Culver asked if she has any recourse or if she just has to take it. Ms. Aycock stated that she is sure that they will be involved during the design process and the township will take her concerns into consideration. Ms. Culver asked that Boyds put in their own sewer plant and leave everyone else alone.

Mrs. Riley stated that they were not aware of any of this until last night when Ms. Culver told them. She stated that they also have a new house and sand mound and asked if they would be required to hook on. She added that the line is going down their private lane and they have not been notified of any of this. Chairman Waybright stated that the actual planning of where the lines will go has not been done yet. Mrs. Riley asked why the sewer line doesn't go down one of Boyds' driveways. Chairman Waybright stated that it may do that when designed. He added that they would have to get a right-of-way from them in order to go through their property.

Mr. Karl Anderson asked if Boyds will be contributing since they seem to benefit the most. Chairman

Waybright stated that these agreements have not been made yet but, Boyds may contribute the land or money and they will pay the user fees. The Authority will own the sewer plant and will determine the rates and connection fees. Mr. Anderson also asked if he would be required to connect if he currently has no septic system in his place of business. Ms. Culver stated that there is no bathroom in her business either which is a 100 year old schoolhouse. Mr. Heiser stated that if you are within 150 feet of the line and you have facilities, you are required to connect. He added that if you do not have facilities, you may not be required to connect.

Ms. Culver asked why the line does not go down Emmitsburg Road rather than cutting through the woods. Mr. Heiser stated that these questions should be asked of the Authority during the design phase.

Chairman Waybright stated that the township has held numerous meetings and has held a public hearing, as required, and now has a plan that the Authority is happy with, and this is on the agenda for the Supervisor's action. Mr. Bowling stated that no one knows where the lines will actually be run and won't until the design is done and he asked how they came up with the cost. Ms. Aycock stated that it is an estimate based on the conceptual plan.

Mr. Weikert stated that this area has a large business with a holding tank, a large hotel complex with a private sewer plant, several proposals for more private sewer plants to be discharged into Marsh Creek and the Board thought that it was best to get a handle on this and do what was best for the community's health and welfare and have one central plant the Township can manage and control rather than numerous small plants putting effluent out over the countryside. He added that the more small plants you have, the more chance you have for an accident and unhealthy discharge. Mr. Weikert stated that he feels that this is in the best interest of everyone. **Mr. Weikert made a motion to adopt Resolution 04-05 to amend the Act 537 Plan for the Greenmount Study Area, seconded by Mr. Gregor and carried. Mr. Bowling abstained.**

Mrs. Riley stated that there is a failing system in the Greenmount Area that everyone is aware of and if this public sewer is going to be years coming, these repairs should be made now.

Ms. McLeish reported that she was asked to write the consultant for, and the owner of, the **Greenmount Creamery** reminding them that their deadline for approval is fast approaching and that was done. She added that she has not heard anything back from them.

**Mr. Shealer made a motion, seconded by Mr. Weikert and carried to purchase six Crime Stoppers signs, as recommended by Chief Sease.** These signs will have the phone number for people to call if they see suspicious or criminal activities occurring.

Chairman Waybright reported that the township is considering adopting a Resolution to utilize a **Shared Adams County Uniform Construction Code Board of Appeals**. The Appeals Board would hear appeals regarding the new building codes that the state has put into place. Mr. Heiser stated that he totally supports the shared board and it makes sense. **Mr. Gregor made a motion to adopt Resolution 04-06 to utilize the Shared Appeals Board, seconded by Mr. Weikert and carried.**

Chairman Waybright reported that the Board asked Chief Sease to write a proposal for Highland Township for the township to provide a speed assessment study for their 14 miles of township roads. Highland Township has accepted the township's proposal and would like to get started. The Chief of Police will do the study and recommend a speed limit for their roads, at a cost of \$1,592.00. A contact person for Cumberland is needed and Mr. Weikert volunteered. **Mr. Shealer made a motion to appoint George Weikert as the contact person for the speed assessment project, seconded by Mr. Gregor and carried.**

Ms. McLeish reported that she spoke with Steve Roth from **Masonry Homes** regarding their request to have the option to build a 4 foot concrete walking path, as opposed to a 4 foot bituminous walking path, as shown on the approved plans for Camelot Square. She added that Mr. Roth stated that they see the path as an amenity for their homeowners and definitely want to build it. **Mr. Gregor made a motion, seconded by Mr. Weikert and carried to grant the request giving Masonry Homes the option of using concrete or bituminous for the walking path in Camelot Square.**

Ms. McLeish reported that she has been contacted by Dr. Latschar of the **Gettysburg National Military Park** and they have an allocation of \$10,000.00 for a **technical assistance grant** available to the township. She added that they discussed the Sachs Mill Bridge trail project and it would fit into the grant's criteria. The grant is a 50% match and the township can use funds from the Park and Rec account for their 50%. There is an agreement that needs to be signed by September 24, 2004 and the funds must be spent by September 30, 2005. Ms. McLeish asked the Board to authorize her to enter into the agreement on behalf of the township. She added that the Park likes the trail project **Mr. Weikert made a motion to accept the grant and authorize Ms. McLeish to sign the agreement on behalf of the township, seconded by Mr. Shealer and carried.**

Chairman Waybright reported that the township has received a **Draft Hazard Mitigation Plan** from the County that must be adopted or the township may not receive any disaster relief money. He added that the township has received federal money for blizzards and floods in the past. Ms. McLeish stated that the plan is very detailed and includes different studies that they would like the township to do, but the resolution does not require the studies to be done. **Mr. Weikert made a motion to adopt Resolution 04-07 adopting a Hazard Mitigation Plan for Cumberland Township, seconded by Mr. Gregor and carried.**

Chairman Waybright reported that the township had a request from the Eisenhower Hotel and Convention Center to request an **ISO Survey**. Mr. Gregor stated that it was his understanding that the township only had to make the request, but was not involved in the survey. Chairman Waybright agreed that he thought their insurance company was to do the work, but it does involve a very lengthy survey to be done. Mr. Gregor stated that if this is to go beyond sending the letter, he would need further clarification. Ms. McLeish explained that the township received the survey and a lot of information is needed from the fire chiefs and it is very detailed. She added that she did not want to send the survey on to the chiefs without the Supervisors knowing what was going on. Ms. McLeish will contact the Eisenhower's representative to get further clarification.

**Mr. Gregor made a motion, seconded by Mr. Shealer and carried to exonerate J.P. Harris for per capita taxes in the amount of \$104.50.**

**Mr. Weikert made a motion, seconded by Mr. Gregor and carried to advertise for bids for the 1987 Ford F350 Dump Truck and 1995 Ford Crown Victoria.** Bids will be opened at the regular meeting on October 12, 2004.

**Mr. Gregor made a motion, seconded by Mr. Shealer and carried to approve the Municipal Minimum Obligation (MMO) for 2005 budget purposes, in the amounts of \$16,000.20 for the Police Pension Fund, and \$23,846.04 for the Non-Uniformed Pension Fund.**

The Manager's Report was reviewed. Ms. McLeish reported that she will be attending a meeting on the cable franchise renewal with Dan Cohen next Wednesday at 1:00 p.m. at Mt. Pleasant Township if any Supervisors would like to attend. Mr. Weikert asked about the meeting with PennDOT regarding the Park's

Visitor's Center. Ms. McLeish stated that the meeting went well and she feels that there will not be any problem with maintenance. Mr. Shealer added that the two key issues they tried to bring up were that the control units be consistent with the lights that the township already maintains and that the maintenance of the traffic light be taken care of by the Park or Foundation. The township will hold the permit for the traffic light.

The Zoning Officer's Report was reviewed. Mr. Gregor asked if there was any resolution with the decks being built at Roselawn, but Ms. McLeish did not know. She stated that she will check with Mr. Bower and report back to the Supervisors.

Mr. Bowling asked if anyone was aware of what was happening with the property where the state had wanted to put the Welcome Center on Rt. 15. No one was aware of anything yet.

The bills were paid. Expenditures for this meeting totaled \$16,685.00 from the General Fund.

**There being no further business, the meeting was adjourned at 9:10 p.m. by motion of Mr. Gregor, seconded by Mr. Shealer and carried.**