

Cumberland Township Board of Supervisors
April 22, 2014 Meeting Minutes

The regular meeting was called to order at 7:00 p.m. by Chairperson Underwood. Present were all Supervisors: Underwood, Paddock, Toddes, Waybright and Ferranto; Manager Ben Thomas, Jr., Solicitor Sam Wiser, Police Chief Don Boehs, Zoning Officer Bill Naugle and Secretary Carol Merryman. Others present were: Craig Witmer and Kevin Stouffer from Smith Elliott Kearns and Co., Michael Bowden from Shentel, Jean and Barry Stone, Steve Tallman, Elizabeth Magner and Vanessa Pellechio from The Gettysburg Times. The meeting was recorded.

Chairperson Underwood led the Pledge of Allegiance.

Mr. Ferranto made a motion to approve the Minutes of the March 20, 2014 workshop and March 25, 2014 meeting seconded by Mr. Toddes and carried 5-0.

Mr. Toddes made a motion to pay the bills, in the amounts of \$133,924.28 from the General Fund, \$7,842.00 from the Escrow Fund, \$98.43 from the Fire Tax Fund, \$98.43 from the Park and Rec Fund and \$29,053.00 from the Capital Reserve Fund seconded by Mr. Ferranto and carried 5-0.

Engineer/Plans:

Mr. Thomas reported that the Shentel Communications Tower Land Development Plan proposes a 135 ft. monopole on a 50 ft. x 50 ft. lease site behind the Township Building and is accessed from Willoughby Run Rd. He added that they were granted Conditional Use approval with two conditions that have been met. The tower replaces an existing tower located on the Township property. Mr. Thomas went over the few comments from KPI's April 21, 2014 memo. Michael Bowden verified that there will be no lights on the tower. **Mr. Paddock made a motion to approve the Shentel Land Development Plan subject to the comments in KPI's April 21, 2014 memo seconded by Mr. Waybright and carried 5-0.**

Visitors:

Mr. Thomas introduced Craig Witmer and Kevin Stouffer from Smith Elliott Kearns and Co. and they gave a Power Point presentation regarding the PA Department of Community and Economic Development Municipal Annual Audit and Financial Report for the year ending December, 31, 2013. Mr. Stouffer stated that the presentation consists of a summarized version of the DCED Report, Management Letter and Required Communications Letter and a printed copy of the report was supplied to the Supervisors, Manager and Secretary. He added that their opinion is an Unmodified Opinion (the best opinion that can be given), there was an increase in fund balances in the current audit year and there was one finding that he believes has already been corrected in 2014. The presentation included Cash Balance comparison for 2012 and 2013 and graphical analysis for 2009 through 2013; Revenue and Expenditure Analysis including graphs; Excess of Revenues over Expenditures and Debt Balances. The report also included graphical analysis of Taxes Per Individual, Total Revenue Per Individual, Total Taxes, Total Expenditures Per Individual and Census Population compared to the average Adams County municipality and the average State municipality. The Management Letter included the finding regarding Escrow Liabilities which have been reconciled in 2014 and general recommendations including: written policies and procedures, payments to employees and recording of lease payments as principal and interest. Chair Underwood thanked Mr. Stouffer and Mr. Witmer for their presentation.

Public Comment:

Mrs. Jean Stone, 1745 Mummasburg Road, reported that she received notices from Lowell Ladd regarding the North South Marathon in both their mailbox and newspaper box, which is illegal. She also stated that last year the runners had left clothing in her yard that she had to dispose of and she had asked the Township to add something in their permit to prevent this from happening again this year. She also asked what kind of money the Township got from this event and she stated that she has a Right-to-Know Request for Admission Tax information. She also asked where the Township is in the process of amending the Admission Tax Ordinance that was being worked on last year and asked that “Old or Continuing Business” be left on the agenda so it doesn’t simply just disappear. Mrs. Stone also commented on the survey produced by the Adams County Office of Planning and Development (ACOPD) regarding the Joint Comprehensive Plan and since it was a survey from ACOPD it was suggested that Mrs. Stone attend the next Comprehensive Plan meeting and ask her questions there.

Mrs. Elizabeth Magner, 470 Belmont Road, suggested that Mr. Keller could use a biofilter and she handed information on them to the Board. She added that since the last meeting she did a full file review of the Keller Poultry operation with Vy Trinh from Adams County and she also reported that next year Mr. Keller’s flock will be allowed to be outside and she asked that someone look into this to see if it is allowed. She also reported that she has an increase of flies on her property and has been told that Mr. Keller is not covering his mortalities with a layer of manure nor is he cleaning his fans, both of which would help with the odor.

Police Report:

Chair Underwood reported that Police Chief Boehs will be reading a “Media Release” that is also being presented to the Gettysburg Area School Board at this time and the Supervisors will meet in Executive Session following the meeting to further discuss this personnel issue.

Police Chief Don Boehs presented a written and oral report of police activities for the month of March including: 316 complaints, 106 traffic stops, 68 combined arrests, six traffic accidents, 41 targeted enforcements and 11,404 patrol miles. He added that they assisted other agencies 24 times and they were assisted five times. Police Chief Boehs also read the “Media Release” indicating the Gettysburg Area School District’s interest in employing a School Resource Officer through an intergovernmental cooperation agreement with Cumberland Township.

Active Business:

Mr. Thomas reported that the Board has been reviewing (including proposed edits from Solicitor Wiser) Draft Investment Policy Statements for the Non-Uniform and Uniform Pension Plans. Solicitor Wiser explained his comments and stated that he felt that they were non-substantial clarifications. Mr. Thomas added that the employees have been made aware and been given an opportunity to review and are putting their full faith in our PFM representatives. **Mr. Ferranto made a motion to adopt the Investment Policy Statements for the Uniform and Non-Uniform Pension Plans seconded by Mr. Toddes and carried 5-0.**

Mr. Thomas also reported that Mr. Jack Bream has requested to be reappointed to the Gettysburg Area Recreation Authority as he has served his first one-year term as Chairman. **Mr. Ferranto made a motion to re-appoint Jack Bream to the Gettysburg Area Recreation Authority (GARA) for a five-year term seconded by Mr. Toddes and carried 5-0.** Mr. Thomas added that Mr. Bream will be attending next month’s meeting.

Solicitor: Nothing further to report.

Committee Reports and comments from Board Members:

Chair Underwood reported that she attended the Gettysburg Municipal Authority (GMA) meeting last night and they have had no further contact from the York Water Company in reference to The Meadows' request.

Chair Underwood also reported that the Council of Government's Legislative Forum is this Thursday starting at 8:00 a.m. at the EMS Building and they will have some light refreshments.

Chair Underwood also reported that the Adams County Association of Township Officials (ACATO) mid-year conference is being held on May 21st at 6:00 p.m. also at the Adams County Emergency Services Building. They will be serving a light dinner and Solicitor Wisner will be the speaker addressing Executive Sessions, The Sunshine Law and Right-to-Know Law.

Mr. Toddes reported that they held an Open House at the Gettysburg Rec Park on Friday and they are close to reaching their fund raising goal for the dog park. He added that they are having a fund raiser at Hoss's on April 27th and 20% of your bill is donated to the park.

Staff Reports:

Mr. Thomas reported that he attended the Senate Working Group for volunteer firefighter and EMS recruitment and retention. He added that he will provide the Board with a copy of a report from the October testimony taken right here in Adams County. Mr. Thomas reported that legislation was introduced last week to allow municipalities to choose to waive local Earned Income Taxes for volunteer first responders and the group will be introducing up to five key legislative initiatives during the next legislative session prior to the end of the year. Mr. Thomas also reported that he attended the Pa. State Association of Township Supervisors' (PSATS) convention last week, he attended some very interesting seminars there and the highlight was Hamiltonban Supervisor Bob Gordon receiving the PSATS' President's Award.

The Zoning Officer and Secretary's reports were reviewed.

There being no further business, the meeting was adjourned at 8:10 p.m. for an Executive Session with no report to follow.

Carol A. Merryman, Secretary

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