

Cumberland Township Board of Supervisors

July 22, 2014

6:30 P.M.

**AGRICULTURAL SECURITY AREA HEARING FOR KENNETH STAKE PROPERTY,
1590 MUMMASBURG ROAD**

Chair Underwood called the hearing to order at 6:30 p.m. Those present were Supervisors Underwood, Waybright and Paddock; Manager Ben Thomas, Jr., Solicitor Sam Wiser, Zoning Officer William Naugle, Secretary Carol Merryman, Court Reporter Deb Zepp; Greg Giaffes and Joseph Macaluso, Esquire, representing the applicant; approximately 12 residents and Vanessa Pellechio from the Gettysburg Times.

Chair Underwood turned the proceedings over to Solicitor Wiser and testimony was taken as recorded by Stenographer Deb Zepp. The hearing was adjourned at 6:52 p.m.

7:00 P.M.

MEETING MINUTES

The regular meeting was called to order at 7:00 p.m. by Chairperson Underwood. Present were Supervisors: Underwood, Paddock and Waybright; Manager Ben Thomas, Jr., Solicitor Sam Wiser, Police Sgt. Timothy Biggins, Zoning Officer Bill Naugle, and Secretary Carol Merryman. Others present were: Barry and Jean Stone, Robin and Tim Funk, Steve Tallman, Elizabeth Magner, Speros Marinos, Tom Clowney, Everett Ladd, Sandy Dixon, Lloyd Naylor, Chris Entenmann, Greg Giaffes, Joseph Macaluso, Esquire and Vanessa Pellechio from The Gettysburg Times. Supervisors Ferranto and Toddes were absent. The meeting was recorded.

Chairperson Underwood led the Pledge of Allegiance.

Mr. Waybright made a motion to approve the Minutes of the June 24, 2014 meeting and July 9, 2014 workshop seconded by Mr. Paddock and carried 3-0.

Mr. Paddock made a motion to pay the bills, in the amounts of \$105,481.97 from the General Fund, \$4,645.50 from the Escrow Fund, \$140.00 from the Traffic Impact Fund and \$2,680.40 from the Capital Reserve Fund seconded by Mr. Waybright and carried 3-0.

Engineer/Plans: None

Public Comment:

Mrs. Jean Stone, 1745 Mummasburg Road, presented written questions/concerns, which she also read aloud, regarding the proposed Amusement Tax Ordinance.

Elizabeth Magner, 470 Belmont Road, commented on the ASA application from Kenneth Stake and effects that it may have on her property.

Mr. Everett Ladd, 215 Ridgewood Drive, also expressed his concerns regarding Mr. Stake's ASA application.

Mr. Speros Marinos, 912 Baltimore Pike, thanked the Police Dept. for their outstanding job during Bike Week. He also stated that the 2014 admission taxes will be greatly diminished this year as compared to last year and he listed several reasons why the visitation may be down.

Mr. Joseph Macaluso, representing Mr. Stake, addressed some of the comments made by Ms. Magner and Mr. Ladd. He stated that he would not represent a cause that would cause harm to the environment and he reiterated that Mr. Stake's intention is to farm the property and is committed to a five-year lease.

Mrs. Robin Funk, 320 Belmont Road, reported that she read about a request for holding tanks on the Stake property and asked why they would be needed if the property is only going to be farmed. Mr. Giaffes reported that there are two residences currently located on the property and their sewage on-lot holding tanks need to be replaced.

Police Report:

Sgt. Timothy Biggins presented a written and oral report of police activities for the month of June including: 385 complaints, 94 traffic stops, 75 combined arrests, 10 traffic accidents, 22 targeted enforcements and 9,014 patrol miles. He added that they assisted other agencies 26 times. He also reported that the renovations to the Police Department are about 90% complete and July has been a very busy month. He added that five or six officers will be attending an Active Shooter Training tomorrow at Franklin Township Elementary School. Sgt. Biggins also reported that a DUI checkpoint was conducted on the Thursday night of Bike Week to ensure the safety of everyone that was on the road. He reported that they made 11 DUI arrests and over half of the arrests were a combination of some type of drugs and alcohol. He added that three or four arrests were motorcyclists. He added that there were 24 officers participating in the checkpoint from practically all of the County's Police Departments.

Active Business:

Mr. Thomas reported that he has worked with Dauphin Electric to analyze the Township Office and Police Building to take advantage of rebates from Met-Ed for electrical upgrades. He added that we are eligible to purchase \$5,443.00 worth of new lighting to replace the fixtures in this building and eligible for a rebate of the same amount. He added that the Township would be eligible for about a 50% rebate for lighting upgrades in our other buildings. The total cost for the upgrades is approximately \$8,000.00 and the savings on our electric bills will be approximately \$2,600.00. He added that we do have money budgeted in account 409.370 and have contacted a local electrician who has given us a very good per hour labor rate with his cost being approximately \$4,000.00 to \$5,000.00. The total project cost being approximately \$13,000.00 and over 50% will be reimbursed and then we will have the monthly savings on our electric bills. Chair Underwood added that the purchase has been recommended by the Finance Committee. **Mr. Paddock made a motion to approve the electrical lighting proposal with Dauphin Electric and Met-Ed seconded by Mr. Waybright and carried 3-0.**

Mr. Thomas reported that sealed bids for road maintenance (Seal Coat and Microsurfacing) were publicly opened and read aloud on July 2, 2014 at 11:00 a.m. for multiple roads within the Township. He read the results as follows:

Attachment	Stewart and Tate	Hammaker East	Asphalt Maintenance Solutions
#1 – Single Seal Coat	22,699 SY @\$1.02 \$23,152.98	22,699 SY @\$1.28 \$29,054.72	NO BID
#2 – Double Seal Coat	BID WITHDRAWN	32,141 SY @\$2.48 \$79,709.68	NO BID
#3 – Micro Surfacing	25,077 SY @\$2.46 \$61,689.42	NO BID	25,077 SY @\$2.15 \$53,915.55
#4 – Single Seal Coat	16,288 SY @\$1.02 \$16,552.56	16,288 SY @\$1.28 \$20,771.84	NO BID
#5 – Single Seal Coat	17,269 SY @\$1.02 \$17,614.38	17,269 SY @\$1.28 \$22,104.32	NO BID

Mr. Thomas reported that the Township has never used Asphalt Maintenance Solutions of Center Valley, PA, but he has checked with multiple municipal references and received very good reports on the municipal work that they have done. Mr. Thomas also requested, based on the bids received and subject to final legal review, that all bids for Attachment #2 for Double Seal Coat be rejected. He also requested that the lowest responsible bid for Bituminous Single Coat be awarded to Stewart and Tate, York, PA at \$1.02 per SY for attachments #1, #4 and #5 at the approximate cost of \$57,319.92. Mr. Thomas also requested for Attachment #3 for Polymer Type A Micro Surfacing, also known as Ralumac, to award the bid to the lowest responsible bidder, Asphalt Maintenance Solutions of Center Valley, PA at \$2.15 per SY at an approximate cost of \$53,915.55. He added that the total of all attachments is \$111,235.47 and that has been budgeted in the Liquid Fuels Fund and is under-budget. **Mr. Waybright made a motion that the road bids be awarded to the lowest responsible bidders: Stewart and Tate for the Seal Coat bids, Attachments #1, #4 and #5 and Asphalt Maintenance Solutions for the Ralumac bid, Attachment #3 and reject all bids regarding Attachment #2 seconded by Mr. Paddock and carried 3-0.**

Mr. Thomas also reported that the PA Act 537 Issue Specific Study has been approved by the Board and forwarded to the PA Dept. of Environmental Protection for their review and response. Mr. Thomas asked the Board for permission to invoice Timeless Towns of the Americas for the cost of that study because it was an “issue specific” study based on their needs. **Mr. Paddock made a motion to authorize that Timeless Towns of the Americas receive an invoice for the cost of the Act 537 Issue specific Study seconded by Mr. Waybright and carried 3-0.**

Solicitor: Nothing additional to report.

Committee Reports and comments from Board Members:

Chair Underwood requested a motion and read the following statement:

The Cumberland Township Police Department is pleased to acknowledge the hiring of Victor Woerner as a part-time Police Officer. Victor retired in April after 25 years of service with the Pennsylvania State Police. His hiring fills the vacant part-time position created earlier this year when Officer Eric Yost’s status was changed from part-time to full-time Police Officer within the Department.

Mr. Waybright made a motion to hire Victor Woerner as a part-time Police Officer seconded by Mr. Paddock and carried 3-0.

Chair Underwood also mentioned a problem that she had with her trash not being picked up along with homes on Taneytown Road that was corrected on Friday.

Mrs. Jean Stone, 1745 Mummasburg Road, stated that she was waiting for Solicitor Wiser to talk about the status of the Keller property. Solicitor Wiser stated that the engineer did provide a list of comments regarding the Land Development Plan and the comments are being addressed internally and to the extent that there needs to be action is being evaluated.

There was further discussion regarding the percuing of the soil on the Stake property and the stormwater ponds on the Keller property.

Mr. Paddock reported that he attended the Gettysburg Municipal Authority meeting, but there was nothing to report regarding Cumberland Township.

Staff Reports:

The Zoning Officer and Secretary’s reports were reviewed.

The meeting was adjourned at 7:55 p.m. for an Executive Session to discuss a personnel matter.

Carol A. Merryman, Secretary

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_____) Supervisors
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