

**Cumberland Township Board of Supervisors
1370 Fairfield Road, Gettysburg, PA 17325
October 22, 2019 Meeting Minutes**

The regular meeting was called to order at 7:00 P.M. by Chair Underwood. Present were all Supervisors: Underwood, Phiel, Paddock, Waybright and Toddes; Solicitor Sam Wiser, Police Chief Don Boehs, Engineer Tim Knoebel and Secretary Carol Merryman. Also present were Andrea Grabenstein from the Gettysburg Times and approximately twelve residents.

Chair Underwood led the Pledge of Allegiance.

Mr. Toddes made a motion seconded by Mr. Phiel and carried to approve the Minutes of the September 24, 2019 regular meeting.

Mr. Waybright made a motion seconded by Mr. Phiel and carried to approve the bills and transfers: Bills - \$73,453.33 from the General Fund, \$15,599.50 from the Escrow Fund, \$47,342.91 from the Fire Tax Fund and \$520.00 from the Capital Reserve Fund. Mr. Waybright made a motion seconded by Mr. Toddes and carried to approve the transfer of \$28,519.78 from the General Fund to the Health Insurance Account.

Visitors – Mr. Dennis Hickethier and Mr. Eric Meyer, representing Healthy Adams Bicycle / Pedestrian, Inc., spoke to the Board regarding the future Boyd’s School Road Trail. Mr. Hickethier stated that they are seeking the Board’s support to move forward and talk to Adams County Office of Planning and Development to take this to the next step in the process. Mr. Meyer explained the details of the trail proposal and that this proposed trail would be a continuation of the North Gettysburg Trail located along Od Harrisburg Road. Mr. Meyer stated that the trail will cross two streams, and this will be one of the issues that they will have to tackle. **Mr. Toddes made a motion seconded by Mr. Paddock and carried to support the concept of the trail continuation.**

Ms. Bonnie Zehler, Executive Director of Luminest Community Development (a 501C3 Non-Profit) gave a Power Point presentation regarding their workforce housing development plan that they are beginning plans for in the Misty Ridge Development on Biglerville Road. Ms. Zehler’s presentation included information on their existing projects that are mainly located in Franklin County. She reported that the proposed development here in Misty Ridge, consists of 36 townhomes with garages, a community center with onsite management, maintenance and supportive services for the residents. Ms. Zehler reported that they are applying for funding from Pennsylvania Housing Finance Agency (PHFA), in the amount of \$9 million dollars, and she asked the Board for a letter of support for the concept of the project. **Mr. Waybright made a motion to authorize and direct the Township Manager to send a letter of support for the concept of the project presented by Luminest for their application for funding to the PHFA. The motion was seconded by Mr. Toddes and carried.**

Public comment:

Mr. Speros Marinos, 912 Baltimore Pike, expressed his concern about possibly more non-taxable properties and being able to pay for emergency services. He thanked the Board for moving forward with the zoning update and asked the Board to adopt the ordinance regarding no parking along Baltimore Pike.

Mr. Al Ferranto, 501 Knight Road, commented on the underground storage tanks at the Township Building and asked that they be removed before there is a contamination. Mr. Ferranto also stated that there was not adequate public notice for the October 3, 2019 workshop that was held in the morning and he feels that all workshops / meetings should be held at night. He also expressed his disapproval of the

Township donating money to GARA, feels that the proposed building renovation is not necessary, and it should be put on hold.

Mr. John Phillips, 265 Twin Lakes Drive, stated that he feels that the Township is well run, and he expressed his appreciation to the staff and to the Police.

Engineer/Plans:

Mr. Knoebel reported that the Township has received a request for extension for the Gettysburg Ridge development located on Deatrick Drive until January 31, 2020. **Mr. Toddes made a motion seconded by Mr. Phiel to extend the approval timeframe for Gettysburg Ridge until January 31, 2020. The motion carried.**

Mr. Knoebel also reported that there were updates on the Township's MS4 at the last regular meeting and at the workshop on the 17th. He added that there are three action items that are needed tonight as follows: **Mr. Paddock made a motion seconded by Mr. Phiel and carried to schedule a Public Education Meeting at 6:00 P.M. on Tuesday, November 26, 2019 prior to the regular meeting.**

Mr. Paddock made a motion seconded by Mr. Waybright and carried to authorize KPI to engage an environmental engineering firm, Clauser Environmental, in the amount of \$2,850.00, to assist them with the stream restorations.

Mr. Toddes made a motion seconded by Mr. Paddock and carried to authorize KPI and Township staff to make an application for a Small Water and H2O Grant from the Commonwealth of PA. The MS4 information will be placed on the Township's website.

Mr. Knoebel reported that the Township has a request from Woodhaven Building and Development to release \$15,000.00 financial security that was being held for the pedestrian trail that has now been taken off of their plan. **Mr. Toddes made a motion seconded by Mr. Paddock and carried to release the financial security, in the amount of \$15,000.00, for Woodhaven Building and Development.**

Mr. Paddock reported that he would like to pursue a possible trail in the last phase of Cumberland Village (at least an easement) on the north side of Herr's Ridge Road. Mr. Thomas stated, with the Board's approval, he and Mr. Paddock would like to meet with the developer to discuss this. The Board agreed that now is the time to meet with the developer.

Lastly, Mr. Knoebel reported that the alternate de-watering system for the Keystone Service Systems project was started up yesterday as was required as part of the Developer's Agreement.

Police Report:

Police Chief Don Boehs presented a written and oral report of police activities for the month of September, 2019 including: 328 complaints - Psych/suicide-8, Disturbances-8, Assault/Harassment-9, Domestic-10, Criminal Mischief-0, Suspicious Activity-15, Thefts-1, Alarms -6, Medical Emergency-9, 911 Hang Up-2, Wanted Person -0, Reported Drug Activity -1, Welfare Checks -10, Shots Fired -0, Fraud - 2, Burglary -2, Sexual assault -0, Follow-up Investigation -26, SRO Calls -26 with 3 arrests; 55 traffic stops, 36 combined arrests, 10 traffic accidents, 39 targeted enforcements, 9,642 patrol miles and 37 walk-in complaints. He added that they assisted other agencies 15 times and they were assisted four times. There were two assists to Pa. State Police; 1 in Straban Township and 1 in Mt. Joy Township. Police Chief Boehs also reported that Sergeant Tim Biggins has been elected as the President of the D.U.I. Association and he was formerly the Vice President.

Active Business:

Mr. Thomas read a letter from the American Battlefield Trust that requests the Township waive all Clean and Green rollback assessments related to the Alms House Cemetery Tract, Parcel F12-0159 because the Trust donated this tract back to Adams County in May of 2019. The amount of rollback tax due to the Township is \$195.48. **Mr. Toddles made a motion to table the request seconded by Mr. Phiel and carried to wait and see if the Gettysburg Area School District waives their portion of the rollback assessment.**

Mr. Thomas also reported on the status of the Barlow Fire Company “house siren” that has been taken out of service because it was leaning and was a hazard. He added that there is no mandate to have a community siren. The Board did suggest that Barlow Fire Company do an article in the newspaper to make the community aware.

Finance Committee:

Mr. Phiel made a motion seconded by Mr. Toddles and carried to approve the replacement of two tasers, in the amount of \$2,410.00. The expenditure was budgeted and the old tasers will be used as back-ups.

Mr. Waybright made a motion seconded by Mr. Phiel and carried to approve contracted winter maintenance by Woerner Hauling at a cost of \$125.00 per hour, as needed. This is necessary because of the extra roads that have been dedicated to the Township in the new developments.

Mr. Toddles made a motion seconded by Mr. Phiel and carried to approve an expenditure of \$5,100.00 for concrete bins. The bins will be placed on the former Topper property and used for the storage of stone by the Maintenance Department. The area behind the Township Building will be cleared to make more parking available. The return of Park and Rec funds for the Topper property was included in the 2020 Budget discussion.

Mr. Waybright made a motion seconded by Mr. Toddles and carried to purchase street signs, in the amount of \$5,500.00. The purchase is part of a federal mandate to upgrade street signs and the Township has been gradually replacing the signs as the roads are improved.

Mr. Toddles made a motion seconded by Mr. Waybright and carried to purchase a MIG welder, in the amount of \$5,924.00, to be able to weld aluminum. The old welders will be sold through Municibid.

Mr. Waybright made a motion seconded by Mr. Phiel and carried to approve a Fire Tax funding request from Barlow Fire Company, in the amount of \$46,342.91.

Mr. Toddles made a motion seconded by Mr. Waybright and carried for Mr. Thomas to re-negotiate the Township’s contract with Comcast Business at a savings of \$370.00 per month.

In November, the Finance Committee will review and make recommendations for additional debt principal payments.

Solicitor: Solicitor Wisner reported that there are streets and portions of streets in Cannon Ridge that S & A Homes is requesting to be dedicated to the Township and since this was not done in time to get to PennDOT to have the roads included in the Township’s Liquid Fuels allocation, a Street Cost Reimbursement Agreement is needed. Solicitor Wisner added that since the Township did ask the

developer to wait to finish the roads, they have asked the Township to consider that they pay only half of this amount. **Mr. Toddes made a motion seconded by Mr. Paddock and carried to approve the agreement for S & A Homes to pay half of the amount (\$1,300.00) that the Township will not be receiving from Liquid Fuels for their roads in Cannon Ridge. The Board also gave consensus for Mr. Knoebel to pull together the past information for the Cannon Ridge street dedication.**

Solicitor Wisner also stated that this is an ordinance authorizing “No Parking” along a certain portion of Baltimore Pike, the signs currently exist, the ordinance has been duly advertised and is ready for the Board’s action. **Mr. Waybright made a motion to adopt Ordinance 2019-176 seconded by Mr. Toddes and carried.**

ORDINANCE 2019-176

AN ORDINANCE AMENDING CHAPTER 15, PART 3, SECTION 15-301, SUBSECTION 2 OF THE TOWNSHIP CODE OF ORDINANCES ENTITLED “PARKING PROHIBITED AT CERTAIN TIMES IN CERTAIN LOCATIONS” TO PROVIDE SPECIFIC TIMES WHEN PARKING IS PROHIBITED ALONG BALTIMORE PIKE.

Committee Reports and comments from Board Members:

PARKS AND RECREATION – Mr. Toddes reported that they have hired a new Director, Erin Petigree, she is from Gettysburg and was on the GARA Board. He also stated that they have been having complaints about the Dog Park and he asked people to follow the rules.

CTA – Mr. Toddes reported that they had a presentation on the townhouses going in at Deatrick Village. He added that they have to start monitoring for copper and they have hauled 900,000 lbs. of biosolids to Dave Waybright’s farm and this really saves CTA a lot of money.

COG – Chair Underwood reported that the Council of Governments meets Thursday at the new Conewago Valley School District Tech Prep building.

Public Safety, Personnel, Highways, Planning and Zoning, Building and Grounds, Economic Development and CT411 – No reports.

Mr. Thomas reported that there is pending legislation that would help volunteer emergency responders with on-line training, billing for fire response costs, require insurance payments to be paid directly to the EMS provider, create a mental wellness and stress management protocol for emergency responders, authorize Firefighter Relief funds to be used to recruit and retain volunteer firefighters, create a tuition assistance program, create a first responder loan forgiveness program, provide additional grants for recruitment and these bills seems to be moving forward. He added that there was also legislation on the Fireworks Law that should be a statewide issue and lastly; a bill that would allow Intergovernmental Cooperation Agreements between municipalities to be passed by resolution instead of by an ordinance. Mr. Thomas also reported that yesterday there were two representatives from Congress at the Ag Center to talk about broadband.

The Zoning Officer and Secretary/Treasurer’s reports were reviewed.

Unless otherwise noted, all votes were unanimous. The meeting was adjourned at 8:40 p.m. for an Executive Session to discuss real estate with no action to follow.

Carol A. Merryman, Secretary

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