

**Cumberland Township Board of Supervisors**  
**1370 Fairfield Road, Gettysburg, PA 17325**  
**December 17, 2020 – 7:00 P.M.**  
**VIRTUAL MEETING**

The regular meeting was called to order at 7:00 P.M. by Chairman Waybright. Present were all Supervisors: Waybright, Toddes, Phiel, Ramsburg and Brauning. Also present were: Manager Ben Thomas, Jr., Solicitor Sam Wiser, Police Chief Don Boehs, Engineer Tim Knoebel and Treasurer/ Finance Director Camie Stouck-Phiel. Bob Sharrah was present on behalf of the Old Mill Overlook Final Plan. The meeting was held virtually through Zoom and no others were present. Secretary Carol Merryman, three residents and Jim Hale, reporter from the Gettysburg Times, joined in the meeting via Zoom.

Chairman Waybright led the Pledge of Allegiance.

Solicitor Wiser reported that information regarding how to participate in tonight's meeting (via Zoom) has been provided to every citizen or taxpayer that has requested participation information and all of those who requested to participate have joined the meeting. He asked those taking part in the meeting to keep their audio feed on mute to minimize background noise and interference. Solicitor Wiser asked everyone to act with respect and decorum and he explained how to comment outside of the Public Comment portion of the meeting.

**Mr. Toddes made a motion seconded by Mrs. Ramsburg and carried to approve the Minutes of the November 24, 2020 Regular Meeting.**

**Mr. Toddes made a motion seconded by Mr. Phiel and carried to approve the bills in the amounts as stated by the Chairman: \$43,154.04 from the General Fund and \$18,656.00 from the Escrow Fund.**

**Public comment:** No public comments were made and no written comments were received.

**Engineer/Plans:**

Mr. Knoebel reported that the Township has the Old Mill Overlook Final Land Development Plan (112 single-family attached units located on Old Mill Road) that was tabled at last month's meeting waiting for the comments from Adams County Office of Planning and Development which have been received and reviewed. He stated that there were no additional comments that were not also made on the preliminary plan. He added that the County comments regarding parking spaces and a recreational area have been addressed on the latest submission. Mr. Knoebel added that several things have happened since the last meeting. A Developer's Agreement has been prepared and a good draft has gone to the developer's representative. He stated that many of the comments in his last memo are covered in the developer's agreement. Mr. Knoebel stated that an agreement has been executed with Cumberland Township Authority and a letter has been received from Gettysburg Municipal Authority regarding available water and water pressure. He stated that he believes that everything is in order for the plan to be approved. Solicitor Wiser reported on the developer's agreement that includes a trigger for the widening of Old Mill Road and the construction of the active recreation space that was discussed at the last Board meeting. Mr. Sharrah affirmed that the developer has no problem doing what has been asked in the developer's agreement and they will coordinate the road widening with the Superintendent of Roads. Solicitor Wiser also discussed the Township's Open Space requirements and the way that it is currently administered. Solicitor Wiser reported that the Planning Commission would like to provide some suggested revisions to the Township regarding the Open Space requirements making them a little more meaningful or strict and he thinks that is what Adams County is advocating for. Solicitor Wiser added that the Planning

Commission has made a request to the Board for whether they would like to see updated Open Space requirements. Solicitor Wisner also stated that the Township does not have a maximum number of parking spaces, only a minimum number of parking spaces, and he feels that the compromise made is a good one. Mr. Knoebel reported that they are paying a \$112,000.00 Park and Rec Fee. **Mr. Toddes made a motion seconded by Mr. Brauning and carried to approve the Old Mill Overlook Final Subdivision and Land Development Plan subject to addressing the comments of the Township Engineer as outlined in his November 24, 2020 comment letter.**

**Mr. Phiel made a motion seconded by Mrs. Ramsburg and carried to approve a Request for Extension for approval of the Susquehanna Area Regional Airport Authority's (SARAA) Gettysburg Regional Airport Construct South Apron, Phase 3 Plan for 90 days.**

**Mrs. Ramsburg made a motion seconded by Mr. Brauning and carried to approve a Request for Extension for approval of a subdivision plan for the American Battlefield Trust until March 23, 2021 and that this will be the last extension that the Board will grant.**

**Mr. Toddes made a motion seconded by Mr. Phiel and carried to approve a Request for Extension for approval of a Lot Addition and Preliminary/Final Land Development Plan for 1990 Biglerville Road, Duplex Property for 90 days.**

**Mr. Phiel made a motion seconded by Mrs. Ramsburg and carried to approve a Sewage Planning Exemption for the Adams County Historical Society Land Development Plan located at 625 Biglerville Road.** Mr. Knoebel advised the Board that this location sewer service is from Gettysburg Municipal Authority and they have provided a letter indicating that they have the capacity to serve this project, as required.

**Mr. Toddes made a motion seconded by Mr. Phiel and carried to approve Bond Reduction Request #1 for Gettysburg Ridge - Deatrick Drive, in the amount of \$362,452.60.** This will leave a balance to be retained of \$141,497.00.

The last item under the Engineer's portion of the agenda was a Bond Reduction Request #1 from Lincoln Development Company – Route 30 West. Mr. Knoebel reported that this project is a self-storage facility. Mr. Knoebel has prepared a review letter dated December 16, 2021 that lists ten outstanding issues, and his recommendation is to deny the request until a satisfactory response is received from the developer. **Mrs. Ramsburg made a motion to deny the request until the items are satisfactorily addressed. The motion was seconded by Mr. Phiel and carried.**

Solicitor Wisner reported that there was a motion made at the Planning Commission meeting to request direction from the Board whether or not they would invite input from the Planning Commission regarding recommended Open Space enhancements that could be included in the comprehensive re-zoning effort or acted upon independently. **Mrs. Ramsburg made a motion to request that the Planning Commission provide input into recommended enhancements regarding the Open Space provisions of the Township's Zoning and Subdivision Ordinance for review by the Board of Supervisors. The motion was seconded by Mr. Phiel and carried.**

**Police Report:** Police Chief Don Boehs presented a written and oral report of police activities for the month of November 2020 including: 280 complaints, 25 traffic stops, 15 traffic accidents, 17 targeted enforcements, 5,540 patrol miles and 29 walk-in complaints. He added that they assisted other agencies 10 times and they were assisted once. There were two assists to Pa. State Police.

**Active Business:**

Mr. Thomas reported that the 2020 Adams County Hazard Mitigation Plan has been approved by FEMA and is awaiting approval by the County's 34 municipalities. **Mr. Toddes made a motion seconded by Mrs. Ramsburg and carried to adopt Resolution 2020-13 for the Adams County 2020 Hazard Mitigation Plan.**

Mr. Thomas acknowledged the passing of Mr. Parker Coble. Mr. Coble served on the Agricultural Security Area Advisory Committee for many years.

**Mr. Brauning made a motion seconded by Mrs. Ramsburg and carried to advertise the Township's 2021 Reorganizational Meeting for Monday, January 4, 2021 at 7:00 P.M.**

**Mrs. Ramsburg made a motion seconded by Mr. Phiel and carried to advertise the Township Auditor's Meeting for Tuesday, January 5, 2021 at 5:00 P.M.**

Mr. Thomas reported that the next item is to review the 2021 Capital Reserve Fund expenditure requests for vehicle replacements. Mr. Phiel reported that the Finance Committee has talked with the department heads and reviewed the information on leasing the vehicles as opposed to purchasing the vehicles outright. Mr. Phiel stated that it has been determined that purchasing the vehicles is the most financially responsible option because there are additional fees associated with leasing. Mr. Phiel reported that the Maintenance Department is requesting the purchase of a \$45,000.00 heavy-duty pick-up truck to be used on a daily basis and most importantly during snowstorms. The Maintenance Department also is requesting a lump payment of \$14,132.00 on a dump truck that is currently being used by the department. Mr. Phiel reported that the Police Department is requesting the purchase of four patrol vehicles, two being sedans, an SUV and a 4X4 pick-up. The total cost for the four vehicles is \$150,579.00 that includes them being upfitted. Mr. Phiel stated that the Finance Committee is recommending the purchase of the heavy-duty pick-up and the lump payment for the dump truck as requested by the Maintenance Department for a total of \$59,132.00 and the purchase of two upfitted police sedans for a total of \$69,578.00 He added that the Township hopes to realize an income of approximately \$24,000.00 from the sale of three aging vehicles. **Mr. Brauning made a motion to approve the purchases as recommended by the Finance Committee. The motion was seconded by Mr. Toddes and carried.**

The Township's Finance Director, Camie Stouck-Phiel, presented the 2021 Budgets. Mrs. Stouck-Phiel reported that the only updates from the last review is health insurance costs, the proposed 2020 year-end revenues have been increased since the revenues have come in a little higher than expected, the Flexible Spending Account (FSA) expenditures have been separated out for more clarity. Solicitor Wisner pointed out that the FSA card expenditures have been around for a couple of years and are not new. Mr. Thomas reported that the revenues are going down in 2021, but cuts have been made to the expenditures and the budget is balanced using reserve funds. **Mrs. Ramsburg made a motion to approve the 2021 Budgets and adopt the 2021 Tax Resolution. The motion was seconded by Mr. Phiel and carried.**

**CUMBERLAND TOWNSHIP, ADAMS COUNTY, PENNSYLVANIA  
2021 TAX RESOLUTION**

**BE IT RESOLVED THAT** the Tax Millage for 2021 is set at 1.9 mills Real Estate for General Fund purposes and an additional .25 mills for restricted Fire Department funding purposes (Fire Tax).

**BE IT RESOLVED THAT** the Per Capita Resolution of 1953 is re-enacted for 2021 without change. The tax rate is \$5.00; two percent (2%) discount; and ten percent (10%) penalty.

**BE IT RESOLVED THAT** the Earned Income and Profits Tax Ordinance of 2011 is re-enacted for 2021 without change.

**BE IT RESOLVED THAT** the Local Services Tax Ordinance of 2007 is re-enacted for 2021 without change.

**BE IT RESOLVED THAT** the Amusement Tax Ordinance of 2014 continues without change in 2021. The rate of 10% (5% which is payable to the Gettysburg Area School District in accordance with its Resolution and the Local Tax Enabling Act) of the admission price to each and every amusement within the Township of Cumberland for which the individual price of admission is \$1.00 or more; **or** the rate of 2% (1% which is payable to the Gettysburg Area School District in accordance with its Resolution and the Local Tax Enabling Act) of the participation price to each and every amusement within the Township of Cumberland for which the individual price of participation is \$1.00 or more.

**BE IT RESOLVED THAT** the Realty Transfer Tax Ordinance of 2008 is re-enacted for 2021 without change. The tax rate is one percent with Cumberland Township receiving .5% and Gettysburg Area School District receiving .5%.

**ENACTED AND ORDAINED** this 17<sup>th</sup> day of December, 2020.

CUMBERLAND TOWNSHIP BOARD OF SUPERVISORS

**Finance Committee:** Mrs. Ramsburg reported that the Finance Committee recommends the transfer of \$60,000.00 from the General Fund to the Capital Reserve Fund, as budgeted. **Mr. Phiel made a motion to transfer \$60,000.00 from the General Fund to the Capital Reserve Fund seconded by Mr. Toddes and carried.**

Mrs. Ramsburg also reported that Barlow Fire Company has requested \$30,285.00 for their third quarter expenses and have been given \$50,993.00 to date. Mrs. Ramsburg recommended that they be given an additional \$15,000.00 from the Fire Tax Fund. **Mr. Brauning made a motion to approve Fire Tax funding to Barlow Fire Department in the amount of \$15,000.00 seconded by Mr. Toddes and carried.**

Mrs. Ramsburg also reported that the Finance Committee recommends the purchase of six four-drawer filing cabinets, in the amount of \$2,055.13, from the Capital Reserve Fund. **Mr. Toddes made a motion seconded by Mrs. Ramsburg and carried to approve the purchase of six four-drawer filing cabinets from the Capital Reserve Fund.**

**Solicitor** – Solicitor Wisner requested an Executive Session for Personnel.

**Committee Reports and comments from Board Members:**

**Park and Recreation** – Mr. Toddes reported that the Gettysburg Area Recreation Authority (GARA) received \$5,000.00 from the Giving Spree which was up a little from last year. He stated that the park is being used, but it is for things that they can not charge for.

**CTA** – Mr. Toddes reported that Ron Hankey is going to be moving so there will be a vacancy on the Authority that will need to be filled. He added that Mr. Hankey will be missed.

**Personnel, Highways, Public Safety, Planning and Zoning, COG, Economic Development and CT411 – No reports**

**Manager:** Mr. Thomas thanked the Maintenance Department for the phenomenal job that they do removing snow.

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

Unless otherwise noted, all votes were unanimous. The meeting was adjourned at 8:20 P. M. for an Executive Session with no action to follow.

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Carol A. Merryman, Secretary

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