

**Cumberland Township Board of Supervisors
Minutes of the January 27, 2015 Meeting**

The regular meeting was called to order at 6:00 p.m. by Chair Underwood. Present were Supervisors: Toddes, Waybright and Ferranto; Manager Ben Thomas, Jr., Solicitor Sam Wiser, Police Chief Don Boehs, Police Lieutenant Tim Guise, Engineer Tim Knoebel and Secretary Carol Merryman. Others present were: Dale Molina, Carolyn Greaney, Barry and Jean Stone, Pete Martin, Chris Entenmann, Jim Delaney, Speros Marinos, Elizabeth Magner, Kenny Caudill and Jim Hale from The Gettysburg Times. Mr. Paddock participated by telephone for the Oak Lawn Memorial Garden's Zoning Map Amendment decision. The meeting was recorded.

Chair Underwood led the Pledge of Allegiance.

Chair Underwood stated that, as advertised for 6:00 p.m., the Supervisors will consider an application for Zoning Map Amendment on a portion of Oak Lawn Memorial Gardens property located on Chambersburg Road and Kinsey Drive. Solicitor Wiser added that a public hearing on the application was duly held on January 12, 2015. Mr. Paddock reported that the Adams County Office of Planning and Development had several concerns; adequate water and sewer (a requirement of the zoning district being requested), the application requests that the property be split into two different zoning districts and the Supervisors should not make any changes to the Zoning until the Joint Comprehensive Plan has been completed. Mr. Ferranto pointed out that there are many uses permitted in the Institutional District that the property could be used for right now. **Mr. Ferranto made a motion to take no action at this time due to the pending completion of the Joint Comprehensive Plan seconded by Mr. Toddes and carried unanimously.** Mr. Paddock exited the meeting.

Mr. Waybright made a motion to approve the Minutes of the December 18, 2014 regular meeting seconded by Mr. Toddes and carried. Mr. Waybright also made a motion to approve the Minutes of the January 5, 2015 Reorganization meeting seconded by Mr. Toddes and carried.

Mr. Waybright made a motion to pay the bills, in the amount of \$92,636.17 from the General Fund, \$248.00 from the Escrow Fund, \$6,000.00 from the Park and Rec Fund and \$1,000.00 from the Fire Tax Fund seconded by Mr. Ferranto and carried.

Engineer/Plans:

Mr. Knoebel reported that the Township has received a Request for Extension for approval of the Judy Miller Minor Plan until January 31, 2016. Mr. Knoebel reported that this plan has been around for quite a while and the hold-up is the sanitary sewer. He added that the request letter states that they are currently marketing the property and when they have a buyer, the sewer issue can then be addressed. Mr. Thomas suggested that the motion include that this is likely to be the last extension granted. **Mr. Ferranto made a motion to grant the extension until January 31, 2016 including that this will likely be the last extension granted seconded by Mr. Toddes and carried.**

Mr. Knoebel also updated the Board regarding the Keller Poultry Barns Land Development Plan by memo dated January 15, 2015. This memo is a follow-up from their interim inspection report dated November 20, 2014. Mr. Knoebel reported that there was a minor change made to the plan involving the smaller stormwater retention basin that is being installed near the access to the property. He added that they did review the change and had them recalculate the stormwater and they have provided a report. He added that changes are not uncommon, are often deemed field changes and are documented on the as-built plan. He added that construction of the second barn is to begin in April and they want to evaluate the

status of their access and driveway after the construction has been completed so they can see the extent of the damages and determine if they need to fix anything. He also stated that they want to go back to working on the smaller stormwater basin and he feels that they should be able to do that and they will construct from the outside in. Mr. Knoebel stated that they are not entirely in agreement with the outlet of the culvert pipe under their access and they have had some standing water. Mr. Knoebel reported that the developer indicated that PennDOT has accepted this work and they are not going back in to change anything but, he feels that work can be done which is outside of the right-of-way to help correct the problem. Mr. Knoebel reported that a letter will go back to the developer.

Public Comment:

Mrs. Jean Stone, 1745 Mummasburg Road, read and presented a letter to the Board regarding the right-of-way of Mummasburg Road. Mrs. Stone reports that she has confirmed that the right-of-way at the location of the Keller property is 50 feet and is incorrectly shown as 60 feet on the final land development plan; drawings: Landscape Plan, Entrance Area Plan and Details and Erosion and Control Plan submitted by Brandon and Waverly Keller. Mrs. Stone asks that this error be corrected on the as-built plan and that plan be recorded in the Adams County Courthouse. Mr. Knoebel stated that he is aware of the error.

Mr. Speros Marinos, 912 Baltimore Pike, stated that he is not in favor of the meeting time change to 6:00 p.m. with his business obligations 7:00 p.m. works better for him. He also reported the following 2016 officers for the Cumberland Township Historical Society: Chair – Cyril Ackerman, Vice-Chair – John Horner, Secretary – Linda Clark and Treasurer – Linda Seamon. Mr. Marinos does not want to see the service of the Township's Police Department diminished in any way and protested the Amusement Tax but, will abide by the law and continue to pay. Lastly, he asked that the zoning on Baltimore Pike be changed.

Police Report:

Police Chief Don Boehs presented a written and oral report of police activities for the month of December including; 271 complaints, 62 traffic stops, 65 combined arrests, 14 traffic accidents, 12 targeted enforcements and 13,137 patrol miles. He added that they assisted other agencies 13 times and they were assisted four times.

Active Business:

Chair Underwood reported that the Supervisors have all received a copy of the agreement with Gettysburg Area School District for Cumberland Township to provide a School Resource Officer. Solicitor Wisner stated that the agreement has been signed by the School Board and the Supervisors have discussed it at length. He added that it is a very worthwhile cooperative effort and the Board has put a lot of time and thought into it. He added that the agreements with the surrounding municipalities will follow to enable the Township to exercise jurisdiction in those municipalities and are expected to be ready for action at the next meeting. **Mr. Toddles made a motion to approve the Agreement for School Resource Officer with Gettysburg Area School District seconded by Mr. Ferranto and carried.**

Mr. Thomas reported that the Township has two requests for fire funding from Gettysburg Fire Department, in the amount of \$66,262.58, and Barlow Fire Department, in the amount of \$6,296.91. Mr. Thomas stated that the current Fire Fund balance is \$75,570.00. Mr. Thomas added that he had previously recommended the following formula: Gettysburg \$58,750 (33.6%), Barlow \$58,750 (33.6%) as they are located in Cumberland Township and Greenmount \$7,500.00 (4.3%) and this is not in keeping with the Adams County Fire Study of 2013. Mr. Thomas added that his recommendation includes reserving \$50,000.00 annually for future capital expenditures. **Mr. Ferranto made a motion to approve the**

funding requests in accordance with the memorandum prepared by Mr. Thomas seconded by Mr. Toddes and carried.

Mr. Thomas reported that the Township has received a request for funding from the Gettysburg Area Recreation Authority (GARA) in the amount of \$53,093.00 (a 3% increase from 2014.) Mr. Thomas also reported that the Memorandum of Understanding (MOU) with GARA was only for one year and he recommended that the Board authorize the preparation of another MOU by the Township's Solicitor that includes an automatic renewal and funding provision. Mr. Thomas stated that this request was received during the Township's budget process and it was budgeted for 2015 to be paid from the Park and Rec Fund. **Mr. Ferranto made a motion to approve the funding request from GARA, in the amount of \$53,093.00 in a single payment, seconded by Mr. Waybright and carried. The Board also authorized Solicitor Wisner to contact Gettysburg's Solicitor Eastman regarding the MOU.**

Mr. Thomas reported that he has received a revised quote from A/V Solutions from Biglerville, in the amount of \$11,905.02. He reported that the quote is to upgrade the security for the entire perimeter of the Township's facilities. He added that the previous quote was \$12,769.02, the quote has been reviewed by the Finance Committee and the expenditure was budgeted for 2015. **Mr. Ferranto made a motion to approve the expenditures for the cameras seconded by Mr. Toddes and carried.**

Mr. Thomas also reported that the Township has received approval from PennDOT for the installation of School signs for St. Francis Xavier Church on Table Rock Road. He added that the signs have been installed and an invoice has been sent to St. Francis for the cost of the signs.

Solicitor: No report – Executive Session items only

Committee Reports and comments from Board Members:

Mr. Waybright reported that the Joint Comprehensive Plan Committee will meet on February 3, 2015 at 3:00 p.m.

Mr. Toddes reported that the Park and Rec Committee is meeting with Judy Chambers to discuss long-term planning.

Chair Underwood reported that she has a copy of the schedule of locations of water and sewer from Gettysburg Municipal Authority that she had asked them to provide for the Township's new representative. She added that copies will be made for any Supervisor who would like one.

Chair Underwood also reported that she and Mr. Thomas will be attending a meeting on Friday with Representative Moul and the Susquehanna Area Regional Airport Authority regarding Gettysburg Airport.

Mr. Thomas reported that the 2014 Audit is going smoothly and he will be authoring the Management Discussion and Analysis and this saves the Township several thousand dollars.

Mr. Thomas also reported that he attended Adams County Commissioner's State of the County address. He reported that they are hoping to have the draft Joint Comprehensive Plan ready for public review late 2015/early 2016 and the new radio project should be tested late Summer/early Fall. He also reported that he attended the Franklin County Council of Governments (COG) meeting and they are talking about the possibility of doing a county-wide fire and EMS study. Lastly, Mr. Thomas reported that the Township received the reimbursement check for the lighting upgrade in the amount of \$4,324.72.

Staff Reports:

The Zoning Officer and Secretary's reports were reviewed.

Unless otherwise noted, all votes were unanimous. There being no further business, the meeting was adjourned at 7:08 p.m. for an Executive Session with no report to follow.

Carol A. Merryman, Secretary

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_____) Supervisors
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