

**Cumberland Township Board of Supervisors**  
**1370 Fairfield Road, Gettysburg, PA 17325**  
**March 23, 2021 – 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, Treasurer/Finance Director Camie Stouck-Phiel and Secretary Carol Merryman. Others present were Greg Schrock representing the Gettysburg Airport and Retired Police Sergeant Timothy Biggins. Those attending via ZOOM were Barbara Underwood, Christine Biggins and; Angela McGowan and David Spaulding also representing the Gettysburg Regional Airport.

Chairman Waybright led the Pledge of Allegiance.

**Mr. Brauning made a motion seconded by Mr. Toddes and carried to approve the Minutes of the February 23, 2021 Regular Meeting.**

**Mr. Phiel made a motion seconded by Mrs. Ramsburg and carried to approve the bills in the amounts as stated by the Chairman: \$162,451.31 from the General Fund and \$14,424.88 from the Escrow Fund.**

**Public comment:** There were no public comments. Mr. Thomas stated that he does have one written comment that has been placed on the agenda as Item 8.D and he will read the comment when the Board gets to that item.

**Engineer/Plans:**

Mr. Knoebel reported that the Gettysburg Regional Airport - South Apron Plan has been changed from a Preliminary/Final Plan to a Preliminary Plan and a review dated March 22, 2021 has been provided. He added that final plans will be submitted for whatever phase they are working on developing. Mr. Knoebel also reported that the developer has addressed some of the comments from the original preliminary plan review. Mr. Knoebel reported that there are two waiver requests that have been recommended by the Planning Commission:

1. Section 507.2.G.2.e to the requirement to have stormwater management basin floors with a minimum slope of 2%.
2. Section 507.2.A.2.a to the requirement to have slopes less than 10% within 20 feet of a property line.

Mr. Knoebel reported that the slope that is more than 10% within 20 feet of a property line actually impacts their own property not the adjoining property. He also reported that there is a Consolidation Plan that the Board can act on. Mr. Knoebel mentioned that the Phase 1 Final Plan will not require the payment of Rec Fees because it is all site and paving work with no buildings, but the Board may want to discuss the payment of Rec Fees for future phases. **Mr. Toddes made a motion to approve the two waivers as stated seconded by Mr. Brauning and carried. Mr. Brauning also made a motion seconded by Mrs. Ramsburg and carried to approve the Lot Consolidation Plan contingent upon approval of the Deed of Consolidation by the Township Solicitor. Mr. Brauning made a motion seconded by Mr. Phiel and carried to approve the Preliminary Gettysburg Regional Airport - South Apron Plan subject to the developer addressing the comments in Mr. Knoebel's review letter dated March 22, 2021.** There was also a Request for Extension submitted that was not applicable since the plan was approved.

Mr. Knoebel reported that the Township has received a Request for Extension to the timeframe for the Board to act on the Musket Ridge Plan until September 30, 2021. Solicitor Wisner confirmed that a new owner would have standing to pursue the existing plans. **Mr. Phiel made a motion seconded by Mr. Toddes and carried to approve the Time Extension for Musket Ridge until September 30, 2021.**

Mr. Knoebel reported that a Request for Extension for the Meadow View Townhomes (located in the Misty Ridge complex) has been received. He added that the developer is requesting a 90-day extension and he knows that they are working on the comments. **Mr. Toddes made a motion seconded by Mrs. Ramsburg and carried to extend the approval timeframe for Meadow View Townhomes for 90 days.**

Mr. Knoebel reported that the next Request for Extension was received for the American Battlefield Trust Final Plan that is located along Seminary Ridge and is for a 90-day extension. He added that the plan proposes to change the owner that is responsible for the stormwater basins and there are some complex agreements to go along with this plan that need to be signed by someone in Washington, DC. Mr. Knoebel stated that they did provide a letter explaining why they have not been able to get this plan completed. **Mr. Brauning made a motion to grant the time extension until June 22, 2021 seconded by Mrs. Ramsburg and carried. Mr. Toddes voted nay.**

Mr. Knoebel reported that the last Request for Extension is for the 1990 Biglerville Road – Duplex Property Plan for 90 days. Mr. Knoebel reported that this project is located beside the Gettysburg Motel and they are working on addressing the engineer's comments. Solicitor Wisner added that the developer has made a request for a variance that goes to the Zoning Hearing Board. **Mrs. Ramsburg made a motion to grant the 90-day time extension 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 February 2021 including: 250 complaints, 24 traffic stops, 8 traffic accidents, 16 targeted enforcements, 20 combined arrests, 4,706 patrol miles and 19 walk-in complaints. He added that they assisted other agencies 12 times and they were assisted 20 times. There were five assists to Pa. State Police. Police Chief Boehs reported that they assisted Pa. State Police at a large riot at Hoffman Homes. Chairman David Waybright presented Retired Police Sergeant Timothy J. Biggins with a clock in appreciation for his 25+ years of service to the Cumberland Township Police Department. Police Chief Boehs presented Retired Police Sergeant Biggins with a plaque with his actual badge mounted on it (15-5) and reported that this badge number has been retired.

#### **Active Business:**

Mr. Thomas reported that the Township has received a request from Gettysburg Fire Department Chief Edward Mizenko for approval of a 2021 Municipal Box Alarm Card Review Form. Mr. Thomas added that these changes have been under review internally for one and one half years and allows for a better allocation of services. **Mr. Toddes made a motion seconded by Mrs. Ramsburg and carried to approve a 2021 Municipal Box Alarm Card Review Form for the Gettysburg Fire Department.**

Mr. Thomas reported that the first e-cycling was held on March 13, 2021 in Straban Township and the Township will host the next event here at the Township Building on Saturday, June 5, 2021 from 8:00 A.M. until 10:00 A.M.

Mr. Thomas read a letter from citizen Tom Clowney asking the Supervisors to consider establishing a special fund/account for the purpose of helping, through the county and state preservation programs, to buy conservation easements on farms in Cumberland Township. Mr. Clowney's letter states that he would be willing to meet with the Board to answer any questions that they may have. Mr. Thomas stated that the

Supervisors have agreed that they will consider this during their 2022 budget process.

Mr. Thomas reported that the Township will be receiving their Liquid Fuels allocation of \$258,251.11 on March 1, 2021 and the amount is 7.7% less than what was received last year.

Mr. Thomas also reported that Mr. Keith Ulrich's term on the Gettysburg Area Recreation Authority is expiring May 14, 2021. Mr. Toddes stated that Mr. Ulrich is willing to serve another term. **Mr. Toddes made a motion to re-appoint Mr. Keith Ulrich to the Gettysburg Area Recreation Authority for a five-year term. The motion was seconded by Mr. Phiel and carried.**

Mr. Thomas reported that there is a Zoning Hearing scheduled for Thursday at 4:00 P.M. regarding a developable acreage question for a duplex proposed at 1990 Biglerville Road by Alpha One. Mr. Thomas added that they may not have a quorum so the hearing may have to be rescheduled.

Mr. Thomas reported that he attended a ZOOM meeting with the Adams County Urban Advisory Team and the Township is active with this team because of MS4. Mr. Thomas added that the Township will be meeting with Tim Knoebel next month regarding MS4 (proposed workshop) for pre-planning for 2022 and a potential project in partnership with Adams County. Mr. Thomas also reported that there is a potential for grants and other partnerships with this project. Lastly, Mr. Thomas reported that it is Adams County's goal to reduce by 1.5 million pounds of nitrogen and 39.5 thousand pounds of phosphorus by 2025.

Mr. Thomas reported that the Board has a Resolution from Orrstown Bank to add a Supervisor and the new Treasurer/ Finance Director as signers on the Orrstown Bank account. **Mr. Brauning made a motion seconded by Mrs. Ramsburg and carried to approve the Resolution from Orrstown Bank adding Supervisor Shaun Phiel and Treasurer/ Finance Director Camie Stouck-Phiel as signers on the account.**

**FINANCE COMMITTEE:** Mr. Phiel recommended that the escrow fee resolution be increased based on the size of the development. The Board directed staff, assisted by Solicitor Wisner, to revise the escrow fee resolution and new escrow fee structure. Mr. Phiel reported that the Township's Annual Audit has been completed, there were no findings and the report will be placed on the website. Lastly, Mr. Phiel reported that the Township received a \$1,000.00 BENECON/PHMIC Wellness Grant.

**SOLICITOR:** Solicitor Wisner reported that he is working on a resolution to allow for the transfer of the 457 funds (funded solely by the employees) from the current provider to PSI Capital Management. Solicitor Wisner also reported that the revised Sign Ordinance and Open Space Ordinance will be reviewed by the Planning Commission at their April meeting.

Solicitor Wisner also reported that the re-negotiated COMCAST Franchise Agreement included the incorporation of a Public, Education and Government (PEG) Fee that can be used to fund a PEG channel. The Township's PEG channel is Community Media. Solicitor Wisner explained that the Township can receive the PEG fee or have it sent directly to Community Media and staff is recommending that the fee goes directly to Community Media. **Mr. Toddes made a motion to authorize the Township staff to send correspondence to COMCAST notifying them that Community Media is the Township's PEG provider and the PEG fee funds should be directly remitted to Community Media seconded by Mrs. Ramsburg and carried.**

Lastly, Solicitor Wisner reported that the Township will be receiving funds from the American Rescue Plan Act in two installments. The first installment should be received within the next 60 days and the second not more than one year later. He added that there are very general uses identified in the legislation that the

funds can be used for and there will be future guidance from the Treasury Department that will expound upon the scope of these uses.

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

**Highways** – Mr. Brauning reported that the Maintenance Department has been busy removing brush and tree trimming on various Township roads, the street sweeping will be starting soon and the 2021 summer road projects will be advertised with the bid opening held on April 22<sup>nd</sup> and the bids reviewed and awarded at the April 27<sup>th</sup> regular meeting. He added that they will begin prep work on the roads that are being done this year and removing plows and spreaders from the trucks. Lastly, the new truck should be received mid to late June.

**Park and Recreation** – Mr. Toddes reported that the park has been active with the better weather. AYSO Soccer will be using three fields and Midget Football is having a program in the spring.

**Planning and Zoning** – Chairman Waybright reported that the committee met in person, will meet again on April 1<sup>st</sup> and are making progress.

**CTA** – Mr. Toddes stated that the Board has the minutes from the February CTA meeting. The biosolids are being spread on the Waybright and Woerner Farm, this saves the Authority thousands of dollars each year and the newly appointed member of the CTA, Jim Williams, did attend his first meeting.

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

**Manager: No report**

The Zoning Officer and Treasurer’s reports were reviewed.

Unless otherwise noted, all votes were unanimous. The meeting was adjourned at 8:05 P.M. for an Executive Session with no action to follow.

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Carol A. Merryman, Secretary

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