

**Cumberland Township Board of Supervisors  
1370 Fairfield Road, Gettysburg, PA 17325  
March 27, 2018 Meeting Minutes**

The meeting was called to order at 7:00 p.m. by Chair Underwood. Present were all Supervisors: Underwood, Phiel, Waybright, Toddes and Paddock; Manager Ben Thomas, Jr., Zachary Rice, Police Chief Don Boehs and Secretary Carol Merryman. Also present were Kevin Stouffer, approximately nine residents and Harry Hartman and Mary Grace Keller from the Gettysburg Times.

Chair Underwood led the Pledge of Allegiance.

**Visitor:** Kevin Stouffer from Smith Elliott Kearns and Co., Inc. Certified Public Accountants presented a Power Point presentation of the Township's 2017 Annual Audit Report. Mr. Stouffer reported that the audit received an Unmodified Audit Opinion that is the best opinion that you can receive and there were no findings. Mr. Stouffer also presented revenue and expenditure analysis indicating that there was a 2.40% decrease in revenues and a 4.44% increase in expenditures from 2016. Mr. Stouffer also included information on how Cumberland Township compares to other townships in Adams County and in the state.

**Mr. Toddes made a motion seconded by Mr. Phiel and carried to approve the Minutes of the February 22, 2018 workshop and February 27, 2018 regular meeting.**

**Mr. Waybright made a motion seconded by Mr. Toddes and carried to approve the bills and transfers in the amounts of \$51,112.45 from the General Fund; \$2,959.39 from the State Fund; \$508.00 from the Escrow Fund and \$100,000.00 from the Fire Tax Fund and transfers of \$46,788.55 from the General Fund to the Health Insurance Account and \$488.00 from the Escrow Fund to the General Fund.**

**Public comment:**

Mr. Al Ferranto, 501 Knight Road, stated that he is protesting a Building and Grounds Workshop being held at 3:00 p.m. in the afternoon because people who work cannot attend and he feels that all meetings and workshops should be held at night. Mr. Ferranto also spoke about the 2018 Budget and tax increase. He reported that his taxes went up \$100.00 and he wants the budget rescinded and a refund of the extra tax that he had to pay this year. Mr. Ferranto also expressed his disapproval of the Supervisors being included on the Township's group health insurance plan and stated that he is going to continue to keep coming to the meetings and speaking out until something is done about it.

**Engineer/Plans:**

Mr. Thomas reported that the Township has received a request for extension from James Paddock for approval of his subdivision plan. Mr. Paddock moved into the audience for this agenda item. Mr. Thomas added that the request is for a 90-day extension and the Board encouraged Mr. Paddock to ask for a little longer because the plan still has to go through the process with the planning commissions. Mr. Paddock agreed to submit a new written request for a 180-day extension. **Mr. Waybright made a motion to approve the 180-day request for extension contingent upon receiving a new written request seconded by Mr. Phiel and carried.** Mr. Paddock abstained from the vote.

Mr. Thomas also reported that the Township received a request for extension for approval of the Musket Ridge Land Development Plan until June 30, 2018. **Mr. Toddes made a motion to grant the request seconded by Mr. Paddock and carried.**

The Township also received a request from Round Top Campground LP, for a final release of their financial security in the amount of \$30,500.00. Mr. Thomas reported that Mr. Knoebel has prepared a memo dated March 23, 2018 that states that all items have been completed and recommends that the full amount of financial security can be released. **Mr. Phiel made a motion to approve the full financial security reduction for Round Top Campground, LP, in the amount of \$30,500.00, seconded by Mr. Paddock and carried.**

**Police Report:**

Police Chief Don Boehs presented a written and oral report of police activities for the month of February, 2018 including: 377 complaints - Psych/suicide-4, Disturbances-3, Assault/Harassment-2, Domestic-9, Criminal Mischief-0, Suspicious Activity-16, Thefts-0, Alarms-10 Medical Emergency-11, 911 Hang Up-4, Sexual assault-2, Burglary-0, Fraud-0, Wanted Person-0, Reported Drug Activity-0, Welfare checks-9, Shots Fired-0, Follow-up Investigation-28; 141 traffic stops, 115 combined arrests, 15 traffic accidents, 39 targeted enforcements, SRO Calls - 26 and 9,605 patrol miles. He added that they assisted other agencies 13 times and they were assisted three times. Assists to Pa. State Police were in Straban and Mt. Joy Townships. Police Chief Boehs reported that they had 86 walk-in complaints.

**Active Business:**

Mr. Thomas read the bids for the 2018 road maintenance projects that were publicly opened on March 21, 2018 at 10:00 a.m. as follows:

<b>Project - Hills Dr.</b>	<b>Quantity</b>	<b>Item #</b>	<b>Description</b>	<b>Unit Price</b>	<b>Total</b>
AAA Paving/Excavating	125T	1A	9.5 mm Asphalt Mix ¾" deep	\$74.88	\$9,360.00
Waynesboro, PA	250T	1B	9.5 mm 1.5" deep	\$76.58	\$19,145.00
	4500 SY	1C	Paving fabric	\$2.95	\$13,275.00
<b>Total</b>					<b>\$41,780.00 ****</b>
C.E. Williams Sons, Inc.	125T	1A	9.5 mm Asphalt Mix ¾" deep	\$96.00	\$12,000.00
Gettysburg, PA	250T	1B	9.5 mm 1.5" deep	\$89.00	\$22,250.00
Discrepancy \$12,375	4500 SY	1C	Paving fabric	\$2.75	\$12,150.00
<b>Total</b>					<b>\$46,400.00</b>
New Enterprises Stone & Lime Co.	125T	1A	9.5 mm Asphalt Mix ¾" deep	\$107.00	\$13,375.00
Chambersburg, PA	250T	1B	9.5 mm 1.5" deep	\$107.00	\$26,750.00
	4500 SY	1C	Paving fabric	\$2.50	11,250.00
<b>Total</b>					<b>\$51,375.00</b>
<b>Project - Various roads, lanes, courts</b>					
Stewart & Tate, Inc. York, PA	1038T		1 Dbl. appl. Micro-surface Type A 32 lb/sy	153.39	<b>\$159,218.82 ****</b>
Asphalt Maintenance Solutions, Inc. Center Valley, PA	1038T		1 Dbl. appl. Micro-surface Type A 32 lb/sy	\$164.00	<b>\$170,232.00</b>
<b>Project - Various Roads</b>					
Hammaker East, LTD	50,000 SY		1 Polymer Modified Emulsified Asphalt (CSR-2PM, E3M SRL-L)	\$2.34	\$117,000.00
Fayetteville, PA	50,000 SY	Option 1	Fog Seal	\$.015	\$7,500.00
<b>Total</b>					<b>\$124,500.00 ****</b>
<b>Apparent low bid totals ****</b>					\$325,498.82

Mr. Thomas added that all bids are under budget and the work will be paid for from the General Fund and Liquid Fuels Fund. **Mr. Paddock made a motion to award the road bids to the apparent low bidders, contingent upon the Solicitor's review and approval, seconded by Mr. Waybright and carried.**

Mr. Thomas reported that the Township declared a "snow emergency" on March 20, 2018 for Winter Storm Toby and although it is doubtful that an emergency will be declared, an emergency declaration has been prepared in case any state or federal reimbursement funding becomes available for the storm. **Mr. Toddes made a motion seconded by Mr. Paddock and carried to adopt a Declaration of Disaster Emergency for Winter Storm Toby that occurred on March 20, 2018.**

Mr. Thomas reported that the Board is considering a re-appointment of Steve Toddes to the Gettysburg Area Recreation Authority for a five-year term. **Mr. Paddock made a motion seconded by Mr. Phiel and carried to approve the re-appointment.**

**Mr. Waybright made a motion seconded by Mr. Toddes and carried to proclaim the month of April 2018 as "Pennsylvania 811 Safe Digging Month".**

Mr. Thomas reported that the regular workshop of April 19, 2018 has been set and the intent for that workshop is for KPI Technology to present the Draft Greenmount Sewer Study Area to the Board, Cumberland Township Authority and stakeholders. Mr. Thomas suggested that the workshop be scheduled at 9:30 a.m. to give some of the stakeholders the ability to be here. **Mr. Phiel made a motion seconded by Paddock and carried to change the starting time for the Thursday, April 19, 2018 joint workshop with Cumberland Township Authority to 9:30 a.m.**

Mr. Thomas read Resolution 2018-06 – **IN OPPOSITION TO HOUSE BILL 1620, ENTITLED THE "WIRELESS INFRASTRUCTURE DEPLOYMENT BILL"**. The resolution indicates that the bill "would abolish municipal zoning authority over wireless antennae in the rights-of-way and nearly abolish their authority over wireless towers in the right-of-way". Mr. Thomas also stated that this is being supported by many municipalities and this was confirmed by Mr. Rice. The resolution also states that upon adoption, the resolution shall be forwarded to the Township's State Representative, Senator, Governor and Members of the House Consumer Affairs Committee. **Mr. Paddock made a motion to adopt Resolution 2018 -06 seconded by Mr. Toddes and carried.**

Mr. Thomas acknowledged receipt of a letter from the Adams County Office of Planning and Development regarding 2018 funding for land acquisition or land easement projects through the Parks, Recreation and Green Space Grant Program.

Mr. Thomas also acknowledged receipt of a copy of a letter from the Office of the Adams County Commissioners to the Susquehanna Area Regional Airport Authority (SARAA) requesting membership on their Board of Directors. **Mr. Toddes made a motion that the Township also send a letter in support of the County's request and mention the Township's previous letter to them. The motion was seconded by Mr. Waybright and carried.**

**Solicitor:** Mr. Zachary Rice from Salzman Hughes, LLC reported that the Township received notification from the Adams County Court of Common Pleas for two pre-hearing conferences for Owl Farms Gettysburg, LLC and Kunj Harrisburg, LLC vs. Adams County Board of Assessment Appeals and his office needs to know if the Board wishes for them to enter an appearance and intervene in these two matters. Mr. Rice added that it might not be practical from a financial standpoint given the small share of the tax bill that goes to the Township and the Board agreed.

Mr. Rice also reported that there is nothing in the Municipalities Planning Code (MPC) that prohibits the Board of Supervisors and Township Planning Commission from holding joint public meetings regarding the review of the Draft Regional Comprehensive Plan provided that the other requirements of the MPC

are met. The Draft Joint Comprehensive Plan was discussed at length. **Mr. Paddock made a motion that Mr. Thomas write to Andrew Merkle for direction on how the Township can move forward with the Draft Joint Comprehensive Plan seconded by Mr. Waybright and carried.** Lastly, Mr. Rice acknowledged email comments from Douglas Thompson, Jr., Esquire, reference his January 2, 2018 correspondence regarding the Country Meadows Finding of Fact. Mr. Rice stated that this correspondence can be included in the record. **Mr. Paddock made a motion to file the afore-mentioned correspondence from Attorney Thompson in the Township’s Country Meadows Conditional Use application file seconded by Mr. Waybright and carried.**

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

**Personnel** – Chair Underwood acknowledged, with regret, the resignation of Colton Cooper from the Road Department and Derek Hartman from the Police Department and she wished both of them well. **Mr. Toddles made a motion to accept the resignations as reported by the Chair seconded by Mr. Paddock and carried.** Chair Underwood also reported that the committee has been working on hiring an Administrative Assistant and the applicants have been narrowed down to two for final interviews, advertisement and applications have been received for the Road Maintenance vacancy and the Police Department is working on operations / hiring plan for the officer vacancy.

**Finance** – Mr. Phiel reported that budget-wise things are where they should be for this time of the year; the Township received their Liquid Fuels allocation of \$277,203.54 for road maintenance projects and all financial information has been received from Barlow Fire Department for their new apparatus purchase.

**Building and Grounds** – Chair Underwood reported that the working group will be meeting tomorrow afternoon at 3:00 p.m.

**Parks and Recreation** – Mr. Toddles reported that things are going well at the park; Little League’s Opening Day is Friday, April 13<sup>th</sup> and it is their 65<sup>th</sup> anniversary. The park’s director (Jackie) is speaking at a State Convention and giving a seminar there.

**CTA** – Mr. Toddles reported that they are working on the Rt. 30 manhole project and the Board will be attending a joint workshop with the Supervisors for the presentation of the Greenmount Sewer Study.

**COG and Economic Development** – No reports.

Chair Underwood reported that Adams County will be holding a Tire Collection Event on May 5, 2018 at the Agricultural and Natural Resources Center and the information is on the Township’s website.

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

Unless otherwise noted, all votes were unanimous. The meeting was adjourned at 8:57 p.m. for an Executive Session to discuss personnel with no report to follow.

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Carol A. Merryman, Secretary

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