

**Cumberland Township Board of Supervisors  
1370 Fairfield Road, Gettysburg, PA 17325  
August 28, 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., Solicitor Sam Wisner, Police Chief Don Boehs, Zoning Officer Bill Naugle, Township Engineer Tim Knoebel and Secretary Carol Merryman. Also present were: Mary Grace Keller from the Gettysburg Times, representatives for Woodhaven Building and Development and approximately twenty 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 July 19, 2018 workshop meeting and July 24, 2018 regular meeting.**

**Mr. Waybright made a motion seconded by Mr. Toddes and carried to approve the bills in the amounts of: \$285,431.44 from the General Fund and \$3,579.75 from the Escrow Fund; and transfers of \$41,208.57 from the General Fund to the Health Insurance Account and \$435.21 from the Traffic Impact Fee Fund to the General Fund.**

**Public comment:**

Susan Sadowski, 1326 Fairfield Road, voiced her concerns over the Township's failure to mitigate risks for safety and security at the Township Building, preparing a conceptual design plan for the building renovation without a needs assessment being done, the need to use a consultant and engineering firm for the plan, the need to use technology, the need to use qualified people, lack of fiscal responsibility with the proposal for three ADA restrooms and wasting the taxpayer's money with lack of planning.

Monica Jordan, 470A Solomon Road, also expressed her concerns about the proposed building renovation echoing some of the things expressed by Ms. Sadowski regarding a needs assessment, holding the workshops during the day, incurring more debt and crippling taxes.

Mr. Harry Hartman, 79 Hunter's Trail, expressed his concern over the condition of Oak Lawn Memorial Gardens and he asked the Board to have something done about the tall grass. He stated that he is also going to speak to the County Commissioners and ask them to do something about it. Mr. Thomas stated that the Township has started the enforcement process.

Ms. Jennie Dillon, 81 Rupp Road, also expressed concerns about the tall grass at Oak Lawn Cemetery and although she is not a Township resident, she has several family members buried there and she had a very difficult time finding their graves.

Jean Stone, 1745 Mummasburg Road, presented written and oral comments regarding how the Board of Supervisors should deal with and respect the public during public comment (as suggested by reporter Jim Hale in a Gettysburg Times editorial) and the proposed building renovation that she does not feel is entirely necessary. She encouraged the Board to table the project for the foreseeable future.

Speros Marinos, 912 Baltimore Pike, congratulated Mr. Tom Clowney, stated that there are many activities that do not support history or the Park Service, he depends on the Police Department and he needs the Zoning update completed.

Mrs. Nita Gross, 938 Barlow-Greenmount Road, stated that the situation at her home is not improving and they have constant worry about flooding from typical Adams County storms. She added that their home was flooded again and they are waiting for some answers from the Township regarding codes and

ordinances and she read many of the requirements that they feel KSS is in violation of.

Mr. Al Ferranto, 501 Knight Road, also congratulated Mr. Tom Clowney. Mr. Ferranto also stated that he feels that the Board needs to have at least one evening meeting regarding the building renovation before they move onto the next step because all of the workshops have been held in the afternoon and not everyone can attend.

### “MASTER FARMER PROCLAMATION”

Mr. Waybright presented a Proclamation to Mr. Tom Clowney of Lagging Stream Farm for recently being awarded the “Master Farmer” designation by the American Agriculturist Magazine for excellence in farming and community service. Mr. Clowney’s family was the only Pennsylvania family to be awarded this designation.

### **Engineer/Plans:**

Mr. Knoebel asked that the request for release of financial security for Grandview Station be left on the agenda because they have not submitted their as-built plan yet.

Mr. Knoebel also reported that the Township is currently holding \$30,565.00 for maintenance security for Cumberland Village, Phase 1A, a request was made for the release and the developer has been addressing several items. Mr. Knoebel added that the requested work has been completed and he is recommending that the maintenance security can now be released. **Mr. Toddes made a motion seconded by Mr. Paddock and carried to release any remaining maintenance security for Cumberland Village, Phase 1A.**

Mr. Knoebel also reported that Woodhaven Building and Development is requesting dedication of Friendship Lane and Thrush Court in Cumberland Village, Phase 1C and he has prepared a memo dated August 28, 2018. Mr. Knoebel explained that these are the two remaining roads in Cumberland Village, Phase 1 to be dedicated. The pedestrian interconnection between the three phases was discussed. Mr. Hill reported that they want to get this completed so they can get the financial security released, they are working with an engineer and they will be bringing in a final design. **Mr. Waybright made a motion seconded by Mr. Paddock and carried to authorize the Solicitor to prepare the appropriate ordinance or resolution for adoption of Friendship Lane and Thrush Court for consideration upon completion of any required outstanding items.**

Mr. Knoebel reported that Cumberland Village, Phase 2, Preliminary Plan was approved under the prior subdivision ordinance and has been pending for quite some time. He added that he received a letter from the developer’s representative, Mr. Bob Sharrah, requesting twelve modifications to the Subdivision and Land Development Ordinance (SALDO). Mr. Knoebel reported that he has not provided any written comments on the letter and requested that it be tabled until the September 20, 2018 workshop. **Mr. Paddock made a motion to table until the September 20, 2018 workshop seconded by Mr. Toddes and carried.**

Mr. Knoebel reported that the Township has received a request for extension from Gettysburg Battlefield Resorts for approval of their plan until December 1, 2018. **Mr. Paddock made a motion to grant the request for extension until December 1, 2018 seconded by Mr. Phiel and carried.**

Mr. Knoebel also updated the Board on his review of the revised grading and stormwater maintenance plan for KSS on Barlow Greenmount Road. He stated that they are making progress and it will require modifications to the approved plan. He added that they are making the stormwater pond as big as they possibly can, making a berm and putting the swale back along the Gross’s property where it was located on the approved plan, extending it all the way to the road and also to the back (this will do what the sand

bags are currently doing) and better defining the water that is coming into the pond from the other side of the property because it is getting a lot more water than what it is designed to take. He stated that he feels that by the end of the week they will have a plan that will get his recommendation for them to move forward with the construction. Mr. Knoebel also reported that they will have a plan for dewatering the pond because it has not worked well as an infiltration basin. Mr. Knoebel also pointed out that the two foot berm will create a slope that does not meet the requirements of the SALDO in Section 507.2.A.2.a. and will need a modification. **Mr. Paddock made a motion seconded by Mr. Waybright and carried to make the deadline for the revised grading and stormwater plan to be submitted by the close of business on Friday, August 31, 2018.** Mr. Knoebel added that the Township's soils do not always function the way that you would want them to, it doesn't always work and we may need to "beef up" the ordinances a little bit.

Mr. Knoebel reported that he is working on the financial information for the Greenmount Sewer Study and hopes to have a report to present at the Cumberland Township Authority meeting next month and shortly after that to the Board.

Lastly, Mr. Knoebel reported that he will be meeting with Township staff regarding the annual MS4 report that has to be submitted by the end of September, 2019.

**Police Report:** Police Chief Don Boehs presented a written and oral report of police activities for the month of July, 2018 including: 310 complaints - Psych/suicide-3, Disturbances-9, Assault/Harassment-2, Domestic-10, Criminal Mischief-0, Suspicious Activity-21, Thefts-0, Alarms-4, Medical Emergency-7, 911 Hang Up-53, Cruelty to Animals - 0, Wanted Person - 1, Reported Drug Activity - 2, Welfare Checks - 15, Shots Fired - 0, Fraud - 0, Burglary - 0, Sexual assault-3, Follow-up Investigation-53, SRO Calls - 0; 99 traffic stops, 83 combined arrests, 14 traffic accidents, 21 targeted enforcements and 8,744 patrol miles. He added that they assisted other agencies 12 times and they were assisted twice. Assists to Pa. State Police were in Straban, Highland and Franklin Townships. Police Chief Boehs reported that they had 81 walk-in complaints.

### **Active Business:**

Mr. Thomas gave an update from the August 23, 2018 Workshop regarding the proposed building renovation. The report read by Mr. Thomas included information on the history of the present Cumberland Township Municipal Building and staffing since the building was built in 1979. He also reported on the "Space Utilization Study" done in 2001 by C.S. Davidson Engineers that was updated in 2015, formation of the Building Renovation Committee (Working Group) in 2016, their meetings and the revisions made to the original concept plan. Mr. Thomas stated that the goal is to provide a convenient and safe environment for the public and staff along with a centralized entry area and lobby for all Township services. The report included information on a site concept plan for parking and outside facilities, construction options, funding, project estimates and a future Open House for public vetting. Chair Underwood stated that the next step is to get a cost estimate. **Mr. Paddock made a motion to hold any further action on the building renovation until an evening meeting is held for the residents to have input and to get other expert opinions on certain aspects of the building including the lobby. The motion died for lack of a second.** There was further discussion regarding the lobby and having an expert review the plan. **Mr. Toddles made a motion to have LOBAR give the Township a price on the concept plan for the building renovation seconded by Mr. Waybright and carried. Mr. Paddock voted in opposition to the motion.**

Mr. Thomas reported that the Township received correspondence from the Department of the Auditor General informing the Township that their pension plans have a distress score of "0" indicating the plans are well-funded.

Mr. Thomas also reported that the recommendation from Chris Walter, Superintendent of Roads, and himself is to participate in the County Bridge Repair Contracting if the Township has a major bridge

repair project in the future.

Mr. Thomas reported that the Pa. Department of Revenue is studying the feasibility of statewide Earned Income Tax collection. Mr. Thomas stated that the York Adams Tax Bureau has been collecting this tax for the Township for about five years, they do an excellent job and our revenue from this tax has increased because they do their due diligence. He added that a resolution has been created to go to our legislators to show Cumberland Township’s support of the current and delinquent Earned Income Tax collection provided by the York Adams Tax Bureau at the county level as authorized by Act 32 and encourage its legislators to oppose any legislation proposed to authorize statewide collection of Earned Income Tax. **Mr. Waybright made a motion to adopt Resolution 2018-07 seconded by Mr. Paddock and carried.**

Mr. Thomas announced that the next e-cycling event will be held on Saturday, September 15, 2018 from 8:00 a.m. to 10:00 a.m. at Abbottstown Borough’s Rec Park and this information is on our website.

**Solicitor:** Solicitor Wisner reported that an Intergovernmental Cooperation Agreement with Carroll Valley Borough for building inspection services is being formalized and an ordinance is required by Pennsylvania Code. **Mr. Paddock made a motion to authorize Solicitor Wisner to draft an ordinance for the Intergovernmental Cooperation Agreement with Carroll Valley Borough for the September meeting seconded by Mr. Toddes and carried.**

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

**Finance** – Mr. Phiel reported that the Township has received funding requests from Barlow Fire Department and Gettysburg Fire Department and based on call volumes in the first six months of this year the Finance Committee is recommending \$34,400.00 for Barlow and \$66,400.00 for Gettysburg. **Mr. Phiel made a motion to approve the funding requests as recommended seconded by Mrs. Underwood and carried.**

**Parks and Recreation** – Mr. Toddes reported that things are busy at the park, they have been having a lot of rentals, football has started and there will be an open gym at the Middle School on Thursdays. He added that the Casino Night was cancelled.

**Planning and Zoning** – Mr. Thomas reported that the County Planning is incorporating items from the Public Meeting and once completed the Township will hold a Public Hearing.

**CTA** – Mr. Toddes reported that they are getting a new truck and keeping the old one, they are waiting for the pro-forma report on the Greenmount Sewer Study, they received the grant money for the Fairfield Road pipe-bursting project and bio-solids were hauled to Mr. Waybright’s farm.

**COG** – Chair Underwood reported that they are getting ready for the Legislative Forum.

**Personnel, Public Safety, Highway, Planning and Zoning, Building and Grounds, Economic Development** – No reports.

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

Unless otherwise noted, all votes were unanimous. The meeting was adjourned at 9:18 p.m.

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Carol A. Merryman, Secretary

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