

**Cumberland Township Board of Supervisors
Minutes of the November 27, 2012 Meeting**

The regular meeting was called to order at 7:00 p.m. by Chairperson Underwood. Present were all Supervisors; Manager Ben Thomas, Jr., Solicitor Sam Wiser, Assistant Secretary Carol Merryman, Police Chief Don Boehs and Lieutenant Tim Guise. Others present were: Carolyn Greaney, Dale Molina, Don Sangirardi, Sherrin Poland, Barry and Jean Stone, Jenna Faust from the Gettysburg Times and Amy Stansbury from The Evening Sun. The meeting was recorded.

Chairperson Underwood led the Pledge of Allegiance.

Mr. Ferranto made a motion to approve the Minutes of the October 18, 2012 workshop meeting and the October 23, 2012 regular meeting seconded by Mr. Toddes and carried.

Mr. Shealer made a motion to pay the bills, in the amount of \$110,615.02 from the General Fund, \$2,129.00 from the Escrow Fund, \$20,902.72 from the State Fund and \$6,000.00 from the Park and Rec Fund, seconded by Mr. Toddes and carried.

Public Comment:

Mr. Speros Marinos, 912 Baltimore Pike, stated that he has a noise problem with a neighbor that he will handle at the State level, has a problem with IESI that is not under the Township's contract since he has a commercial account and feels that the Township should hire more full-time officers and less part-time officers. He added that four of the Mt. Joy Township Supervisors did not understand that Cumberland Township assists the PA State Police with calls in their Township. He wondered if this would be something for Council of Governments (COG) to talk about.

Police Report:

Police Chief Don Boehs presented a written and oral report of police activities for the month of October including 480 complaints, 113 combined arrests, 124 traffic stops, 10 traffic accidents and 14,992 patrol miles. He added that they assisted other agencies 10 times and they were assisted 3 times.

Active Business:

Mr. Ferranto made a motion to adopt Ordinance 2012-145 seconded by Mr. Shealer and carried. The Ordinance amends the Non-Uniformed Pension Plan by changing the Entry Date to June 30 or December 31.

**AN ORDINANCE OF THE TOWNSHIP OF CUMBERLAND, ADAMS COUNTY, PENNSYLVANIA,
AMENDING CERTAIN PROVISIONS OF THE PENSION PLAN OR PROGRAM APPLICABLE TO
THE NON-UNIFORMED EMPLOYEES OF CUMBERLAND TOWNSHIP**

Mr. Toddes made a motion to adopt Ordinance 2012-146 seconded by Mr. Ferranto and carried.

**AN ORDINANCE OF THE TOWNSHIP OF CUMBERLAND, ADAMS COUNTY, PENNSYLVANIA
AMENDING CERTAIN PROVISIONS OF THE PENSION, ANNUITY, INSURANCE AND BENEFIT
FUND PLAN CONCERNING THE HEROES EARNINGS ASSISTANCE RELIEF ACT ("HEART
ACT") APPLICABLE TO THE NON-UNIFORMED EMPLOYEES OF CUMBERLAND TOWNSHIP**

Mr. Waybright made a motion to adopt Ordinance 2012-147 seconded by Mr. Shealer and carried.

AN ORDINANCE OF THE TOWNSHIP OF CUMBERLAND, ADAMS COUNTY, PENNSYLVANIA

AMENDING CERTAIN PROVISIONS OF THE PENSION, ANNUITY, INSURANCE AND BENEFIT FUND PLAN CONCERNING THE HEROES EARNINGS ASSISTANCE RELIEF ACT (“HEART ACT”) APPLICABLE TO THE FULL-TIME POLICE OFFICERS OF CUMBERLAND TOWNSHIP

Mr. Thomas reported that a letter has been received from Scott Dellett, AICP, Planning Director, for the Borough of Gettysburg indicating that the Borough would like to enter into discussions with Cumberland Township regarding participation in a Multi-Municipal Comprehensive Plan. Mr. Thomas added that the next step would be for the Township’s Economic Development Committee to convene a meeting with representatives from Gettysburg, Adams County Office of Planning and Development, Straban and Highland Townships. **Mr. Shealer made a motion to support the Multi-Municipal Comprehensive Planning seconded by Mr. Toddes and carried.**

Mr. Thomas acknowledged receipt of a letter from PA Department of Environmental Protection, dated November 13, 2012, reporting that Gettysburg Municipal Authority has made application to apply biosolids to the Woerner 2 Farm. Mr. Thomas added that the material goes through extensive testing before it is applied and it is strictly regulated.

Chair Underwood publicly acknowledged the retirement of Sergeant Cliff Molloy and thanked him for his 24 years of service to Cumberland Township and its’ residents.

Chair Underwood reported that the Township has received a request from the YWCA asking that the Admission Tax paid for the Encore Breast Cancer Awareness 5K be refunded to them. The amount of the tax paid was \$313.00. Mr. Thomas added that this is the second request and the Board had voted on the first request to include the tax refund in their 2012 contribution to be paid in December. **Mr. Toddes made a motion to refund the Admission Tax paid by the YWCA for this event with their 2012 contribution seconded by Mr. Shealer and carried.**

Mr. Thomas presented updated 2013 Preliminary Budgets and reported on the changes that had been made to the budgets that were publicly presented at the November 8, 2012 workshop. He reported that some of the revenues have been increased based on receipts received in the last 3 weeks and Department Heads have made some revisions to their expenditures. Mr. Thomas stated that a Road Maintenance Plan for 2013 has been authored using funds from the Highway Aid and Capital Reserve Funds. He stated that the budgets have been written with a tax rate of 1.5 mills which has not changed now for 4 years. The projected revenues for 2013 are now \$2,723,597.00, a \$17,000.00 increase from the November 8, 2012 presentation. Mr. Thomas also went over the expenditures and reported that the Supervisors will be discussing the Tax Collector’s commission in January or February and this can only be changed in an election year. Mr. Thomas noted that there is a small decrease in the Police expenditures. Chief Boehs reported that the revised budget reflects the retirement of Sgt. Molloy and a replacement for him at some point in time and the change of a part-time status to a full-time status. He added that the budget reflects a reduction in overtime and part-time payouts. Mr. Thomas reported that the expenditures now total \$2,629,123.00 with an excess fund balance of \$94,474.00. He added that projections for future years also got a little bit better. Mr. Thomas reported that there is a need to replace two pieces of equipment, the flail mower at a replacement cost of \$20,303.00 and a twenty-three year old dump truck to be replaced by a new smaller size dump truck at a cost of approximately \$92,000.00. Mr. Thomas reported that they will be proposing to transfer \$80,000.00 this year to the Capital Reserve Fund and \$36,000.00 from the Highway Aid Fund will be used to make the payments on the new equipment. Mr. Shealer added that the costs for the equipment comes from the State Contract so there will be no bidding costs associated with the purchase. Mr. Thomas requested that the Board adopt the Preliminary Budgets and authorize the advertisement for the budgets to be available for public inspection.

There was a discussion about the health and dental benefits that Supervisors receive and the possible termination of this policy of paying for these benefits to save the Township money. Solicitor Wisner stated that the policy has to be the same for all Supervisors and cannot be changed during their existing term. **Mr.**

Ferranto made a motion that we do away with health and dental benefits and copays and deductibles for Supervisors that are coming new on the Board and continue to pay for existing Supervisors until their terms are up. The motion died for lack of a second. The discussion continued and each Supervisor briefly commented on this issue.

Mr. Shealer made a motion seconded by Mr. Toddles and carried to adopt the 2013 Preliminary Budgets and authorize their advertisement. Chair Underwood stated that questions and comments on the budgets will be taken from the public at the December 6, 2012 workshop being held at 7:00 p.m. Mr. Ferranto stated, for the record, that he voted for the 2013 Preliminary Budget because it is a balanced budget with no tax increase.

Reports:

Mr. Thomas requested an Executive Session following the meeting.

The Zoning Officer and Assistant Secretary's reports were reviewed.

Solicitor:

Solicitor Wisner reported that a public hearing was scheduled for December 6, 2012 for the proposed vacation of a portion of Woodcrest Drive has to be re-scheduled because we are still waiting to receive a legal document from the developer's attorney. He also reported that he will be providing a memo at the December 6, 2012 workshop on the zoning change request from Mr. Miller and Mr. Livelsberger.

Board Members:

Mr. Toddles reported that the Park and Rec Board will be meeting tomorrow at 4:00 p.m.

The meeting was adjourned at 8:02 p.m., for an Executive Session, with no business to follow.

Carol A. Merryman, Asst. Secretary

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_____) Supervisors
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