

Hamiltonban Township Board of Supervisors

23 Carrolls Tract Road, Fairfield, PA 17320

Regular Meeting Minutes

Via platform Startmeeting.com

August 4, 2020

At 7:00 PM Supervisor Deardorff called the meeting to order and welcomed the public. The Pledge of Allegiance was recited. He announced the meeting is being recorded for the sole purpose as a review aid in compiling the written minutes.

Supervisors Present: J. Edward Deardorff, Douglas Woerner, Robert L. Gordon, David B. Martin and Coleen Reamer.

Staff Present: Solicitor Matthew Battersby, Roadmaster Ray Herr, and Secretary/Treasurer Nina Garretson

Public: Bob Sharrah of Sharrah Design Group, Inc., Cliff Frost, and Linda Startman.

Approval of the Agenda: Secretary Garretson asked to add Robert Sharrah for Fairfield Rd Property, and complaints. Vice-Chairman Woerner motioned to approve the agenda. Supervisor Martin seconded. The motion carried.

Public Comment: Bob Sharrah of Sharrah Design Group Inc. presented Board of Supervisor with letter asking if the Board would consider an “overlay” district for the property at Fairfield Road and Iron Springs Road parcel #18C15-0062B—000 and adjoining parcel #18C15-0062C—000. He stated is would probably for multi-family housing, maybe quad type homes. Supervisor Reamer and Supervisor Gordon said they had looked at this years ago. Board stated this would have to go to the Planning Commission, and suggested David Sites of Sites-Bittinger LP property owner may wish to provide further information. Mr. Sharrah left at 7:10 PM.

Cliff Frost, 301 Mt. Hope Road submitted comments to the Board by email regarding the ISP Minerals/Specialty Granules (SGI) – Northern Tract Quarry Permit, and asked what happens when abandoned. He said DEP is accepting comments until August 11, and suggested the Township should send letter to donate property to Michaux State Forest. Supervisor Gordon felt the comment period has expired, and explained that the Supervisors met with representative when they were in preapplication process, and tried to get a plan established. Solicitor stated that it will be many years before this happens. Chairman Deardorff motion to send letter to SGI recommending they donate property to DCNR at the end of their term. Supervisor Martin seconded. The motion carried unanimously. Mr. Frost left at 8:00 PM

Linda Startman, 45 Scotch Trail stated a neighbor, Herman Haney at 9 Scotch Trail is setting off illegal fireworks, sometimes at late as 11PM on Friday and Saturdays nights. This shakes windows and scares pets and is upsetting to the neighbors. She has called 911 twice, and the PA State Police did come out once. The Board recommended that she should call 911, as this would have to be resolved by law enforcement if it is illegal fireworks and in too close proximity of housing. She was also asked to complete a Hamiltonban Township complaint form which the Township will submit to PA State Police. Ms. Startman left at 7:29 PM.

Approval of the Minutes: Vice-Chairman Woerner motioned to approve the minutes of June 16, 2020 Board of Supervisors Meeting. Supervisor Reamer seconded. The motion carried unanimously.

Solicitor’s Report: Solicitor Battersby reported he is awaiting the approval of draft of right-of-way for the sewer and water line at 31 Carrolls Tract Road from the Fairfield Municipal Authority.

Solicitor Battersby stated that Adams County and the Fairfield School District are working to resolve the tax appraisal appeal from ISP (Specialty Granules). He said County and School have appraisal at \$22 million and ISP has appraisal at \$2 million. Solicitor anticipates they will meet probably about in the middle. Supervisor Reamer motioned to move to join settlement. Chairman Deardorff seconded. The motion carried unanimously.

Discussion on volunteers with Hamiltonban Township, and those who are reimbursed, regarding liability. Solicitor is to prepare waiver to be signed by Leon Baker, who mows cemetery.

Supervisor Gordon motioned to accept the Solicitors Report. Vice-Chairman Woerner seconded. The motion carried unanimously.

Road Report: Roadmaster Herr's report was submitted to the Board prior to the meeting. Streetlights discussion tabled.

Roadmaster Herr reported he met with Department of Natural Resources (DCNR) and was told Bo Naugle informed them he had permission from township to cut trees. DCNR said Bo Naugle could not use his skidder on DCNR property. Roadmaster explained no discussion or approval was given, and he does not want skidder damage to Township road. Ray will work directly with DCNR to trim trees in the Township's right of way. The wood will be left for residents to gather and township will not receive any funds.

Roadmaster Herr stated pipe on Cold Springs Road needs replaced and in BB Section. Roadmaster stated he has pipe in stock for BB Section, but will need to order for Cold Springs Road. Supervisor Gordon motioned to approve the purchase of pipe for \$852.00 for Cold Springs Road. Vice-Chairman Woerner seconded. The motion carried unanimously.

Roadmaster Herr stated he is having problems getting Superpave when needed from New Enterprise (NESL) in Gettysburg when it is small quantities. Solicitor Battersby stated this would be in violation of bid if we are giving 24 hours' notice when requesting materials. Roadmaster, Solicitor and Board will review bid contact. Roadmaster suggested obtaining blacktop from York Building Products and he will check into. Chairman Deardorff suggested Fayetteville Contractors. Supervisor Reamer suggested sending letter to NESL stating they are in violation of contract. Board asked to review bid materials.

Supervisor Reamer said she spoke with William F. Hill regarding stream bank restoration along Mt. Carmel Road and permit process for Little Marsh Creek. She said the proposal given includes schematic drawings, and method of restoration which we already know, and Penn State will provide drawings, etc. She suggested to table at this time until ready to proceed with further discussion.

Roadmaster stated George Harbaugh, 103 Iron Springs Rd, would like to get fill dirt behind shop for sandmound being built. Supervisor Gordon said SEO should check the sand mound. Supervisor Reamer motion to allow George Harbaugh to have fill dirt. Vice-Chairman Woerner seconded. The motion carried unanimously.

Vice-Chairman Woerner motioned to approve Roadmaster's Report. Supervisor Martin seconded. The motion carried unanimously.

Treasurer's Report and Formal Approval of all Expenditures for the Month: Secretary/Treasurer Garretson submitted her report of all financials for July 2020 to the Board of Supervisors prior to the meeting. Supervisor Gordon motioned to accept the Treasurers Report and approve all expenditures for the month of July. Vice-Chairman Woerner seconded. The motion carried unanimously.

Supervisor Gordon motioned to approve the purchase of ten stop bleed kits, and 5-year battery for AED which Adams Regional Emergency Services is providing at a cost of \$60.99 per kit and \$187.99 for the battery to be charged to line item 430.260. Chairman Deardorff seconded. The motion carried unanimously.

Supervisor Gordon motioned to approve budget amendments keeping payment of ACNB loan and second payment of PIB-Reeds Bridge loan in the general fund budget as presented. Vice-Chairman Woerner seconded. The motion carried unanimously. Secretary to prepare Resolution for approval at next meeting.

Secretary's Report: Secretary/Treasurer Garretson submitted her report to the Board of Supervisors prior to the meeting. Vice-Chairman Woerner motioned to accept the Secretary's Report. Supervisor Martin seconded. The motion carried unanimously.

Discussion on letter received for 3910 Bullfrog Road, swimming pool permit. Solicitor Battersby stated if they wish to appeal, they must go to Zoning Hearing Board. Secretary Garretson reported the Code Officer with Land & Sea had been to the property at 10 Scotch Trail and did not find a vehicle buried, and that the property owners had complied. She reported that Adams Conservation District had also been to the property but does not have their report. Secretary Garretson reported complaint of free-roaming chickens at 24 Beechwood Drive. She has sent the complainant numerous forms but have not had them returned. Board noted Animal Ordinance does apply.

Old/New Business: Comcast Franchising Agreement tabled.

Secretary Garretson reported she has submitted the Editorial and Legal Analysis to General Code and noted the previous Board of Supervisors only ordered five printed copies at \$75 each, stating most would work from website. Supervisor Gordon motioned to increase the order to ten printed copies with one provided to the Law Library. Solicitor stated he will work from the website. Chairman Deardorff seconded. The motion carried unanimously

Flood Hazard application fees discussion tabled at this time.

Proposal from Liberty Township Police discussion tabled at this time.

Roadmaster requested use of Supervisor Martin as additional help when needed for snow removal and possibly flagging. Board consensus agreed to use.

Solicitor Battersby reported that Fairfield Borough may need assistance with snow removal if they receive no bids. Supervisor Reamer said that they would need to provide a proposal to Township.

Supervisor Martin asked about conference phone. Secretary stated she has not ordered as yet.

Planning Commission Report: Secretary Garretson stated the August meeting agenda includes review of plans for 1160 Cold Springs Road, solar farms, the language of swimming pools in Zoning Ordinance, and amendments suggested for SALDO.

Zoning Officer's Report and Code Enforcement Officer's Report:

Supervisor Gordon reported four permits issued for July. Code Officer reported property 1670 Iron Springs Rd has been mowed but still has unregistered vehicles. Property owner deceased. Supervisor Gordon motioned to approve Zoning Officer and Code Officers reports. Vice-Chairman Woerner seconded. The motion carried unanimously.

Joint Parks and Recreation Commission Report: Supervisor Reamer said DCNR grant closed out. She reported the JPRC is applying for Adams County Parks, Recreation and Greenspace Grant for

\$25,000 which includes extension of walkway, restroom, driveway, engineering. She asked that a letter of support be provided from the Township. Supervisor Gordon motion to send a letter of support for the Stage III grant application for Adams County Greenspace Grant. Chairman Deardorff seconded. The motion carried unanimously. Supervisor Gordon said there will be Music in the Park on August 16th from 6 to 8 PM, and tree planting will be end of September or early October.

FEMA Report: None.

Fire Company Reports: Supervisor Gordon reported Fountaindale had 9 calls with 1 in the Township, and held a joint fundraiser with Fairfield Fire Co. Cashtown reported 19 calls with 1 in the Township, and South Mountain's quarterly reports were received.

Adams County Council of Governments (COG)/Adams County Association of Township Officials Reports (ACATO): Supervisor Gordon said July COG meeting was cancelled and unsure if August will be held. He reported the September Legislative Forum may be cancelled. ACATO November convention cancelled.

York Adams Tax Bureau (YATB)/Adams County Tax Collection Committee Reports (ACTCC): Supervisor Gordon reported the July YATB meeting did amendments to by-laws. The ACTCC is August 5th via Zoom platform and he hopes to attend.

Pennsylvania State Police Report. None.

Special Notices:

Public Comment: None

Township Meeting Dates: All public meetings are held at the local prevailing time of 7:00 PM at 23 Carrolls Tract Road, Fairfield, PA. Rescheduled changes of date or time will be advertised via the *Gettysburg Times*. Cancellations will be via a notice on the office door.

- Parks and Recreation Commission – August 11, 2020
- Board of Supervisors Meeting – August 18, 2020
- Planning Commission – August 25, 2020
- Board of Supervisors Meeting – September 1, 2020

Adjournment: Vice-Chairman Woerner motioned to adjourn at 8:22 PM. Seconded by Chairman Gordon. The motion carried unanimously.

Nina Garretson
Secretary/Treasurer

J. Edward Deardorff
Chairman