

Hamiltonban Township Board of Supervisors
23 Carrolls Tract Road, Fairfield, Pa 17320
Regular Meeting Minutes
September 5, 2006

Supervisors Present: Chairman James E. Benner, Vice-chairman William E. Eckert, Sr., Road Master Jay Edward Deardorff, Police Coordinator Coleen N. Reamer, and Supervisor Robert L. Gordon

Others Present: Solicitor Henry O. Heiser, III, Police Officer Juanita Larmer, Zoning Officer Milton Nicks, Planning Commission Vice-chairman Stephen Jacobs, EMA Coordinator Donald Wills, and Secretary/Treasurer LuAnn Dille

Public Attendees: James Hanna for Empire Homes, Randall Inskip, Russ McCauliff from C. S. Davidson, Paul and Ann Nash, Barbara Nicks, Dale Premo, Larry Schneider, and Daniel and Susan Snyder

At 7:30 PM Chairman Benner called the meeting to order and those present recited the Pledge of Allegiance.

Approval of the Minutes

Vice-chairman Eckert made a motion to approve the August 1, 2006 Supervisor's Board meeting minutes with the two spelling corrections, seconded by Police Coordinator Reamer. The Board unanimously approved this motion.

Police Coordinator Reamer made a motion to approve the August 31, 2006 Workshop Meeting minutes, seconded by Supervisor Gordon. The Board unanimously approved this motion.

Public Comments

Mr. Nash and his wife have purchased the property at 425 Jacks Mountain Road, Fairfield, PA. He applied for a new driveway permit from Penn Dot and was rejected because of safety issues. In his correspondence to the Supervisors dated August 31, 2006 he requested that the Supervisors reduce the speed limit on Jacks Mountain Road. Road Master Deardorff responded that Penn Dot would have to conduct a traffic study and would need other information to justify the reduction in speed. In the correspondence it states that there are three speed limits on Jacks' Mountain Road-40 MPH, 35 MPH and 30 MPH. Vice-chairman Eckert made a motion to request that Penn Dot conduct a traffic study to determine if a reduction in the speed limit is reasonable on the Hamiltonban Township portion of Jacks' Mountain Road, seconded by Road Master Deardorff. The Board unanimously approved this motion. A copy of the request to Penn Dot for the speed reduction will be forwarded to the Borough of Carroll Valley.

Planning Commission

Chairman Benner made a motion to approve the Jemez, Inc Three Lot Final Subdivision Plan off Cold Springs Road, Orrtanna, PA, seconded by Road Master Deardorff. The Board unanimously approved this motion. This plan is four pages in length to include an erosion control plan and a stormwater management plan.

Police Coordinator Reamer made a motion to approve a 90 day extension for Carroll Valley Farm / Jay Edward Deardorff's One Lot Subdivision on Carrolls Tract Road, Fairfield, PA., seconded by Supervisor Gordon. The Board approved this motion with Road Master Deardorff abstaining. The extension is needed for DEP approval.

Police Coordinator Reamer made a motion to approve Rood/ Parker's request for the land additions to be considered as a preliminary/final plan, seconded by Supervisor Gordon. The Board unanimously approved this motion. No plans were approved.

Police Coordinator Reamer made a motion to approve the Empire Homes Request 2 Intersection Straight Course-Approach Length, waiver from Hamiltonban Township Ordinance Section 804.18-C, 100 foot straight course, seconded by Road Master Deardorff. The Board unanimously approved this motion. This would not include Kane Road/Iverson Road, and Kershaw Road/Union Road. Per the correspondence dated August 14, 2006 modifications would be for:

1. Kershaw Drive and Mahone Court (north)
2. Kershaw Drive and Mohone Court (south)
3. Existing Water Street and Union Avenue
4. Union Avenue and Trimble Court
5. Union Avenue and Pender Street

Solicitor Heiser has reviewed many drafts of the inter-municipal agreement between Empires Homes, LLC, the Fairfield Municipal Authority and Hamiltonban Township. Hamiltonban Township has not requested additional sewer or water capacity therefore the Township has no financial responsibilities. The agreement is in the final stage of approval.

Vice-chairman Eckert made a motion to approve Resolution 10-2006, a resolution for plan revision for a new land development DEP Code Number A3-01918-154-3 by Empire Homes, LLC. for McGinley's Choice, seconded by Road Master Deardorff. The Board unanimously approved this motion.

After reviewing the sewer module and with clarification that the new sewer plant will have a 300,000 gallon capacity, Solicitor Heiser recommended that the Township sign the sewer module. The sewer module was signed and given to Mr. McCauliff. Mr. McCauliff stated he would insure that the Township receives a final copy of the sewer module with all signatures present. He also stated there is a footprint to double the size of the new proposed sewer treatment plant. Martin and Martin, Inc. reviewed the sewer module and recommended it be signed.

There is a joint workshop meeting of the Hamiltonban Township Planning Commission, the Borough of Fairfield Planning Commission plus engineers and solicitors on September 14, 2006 starting at 7:30 PM at Village Hall, 108 West Main Street, Fairfield to discuss the McGinley's Choice Development.

Solicitor Heiser left the meeting.

Police Coordinator Reamer made a motion to have Solicitor Heiser review Daniel and Susan Snyder's One Lot Subdivision off Cold Springs Road, Gettysburg, PA with

regards to the right-of-way the September 26, 2006 Planning Commission meeting, seconded by Road Master Deardorff. The Board unanimously approved this motion. After the Planning Commission and the Board of Supervisors approved the subdivision the Snyder's realizes the land was in "Clean and Green" and would cause them considerable expense because the subdivision was larger than two acres. The Planning Commission and the Board offered the following options: pay back the tax credit for "Clean and Green", two subdivision lots of less than two acres each, or have a right-of-way agreement.

The Board would like the Planning Commission to complete Growing Greener: Conservation By Design by November 2006.

Road Master Deardorff stated Planning Commission members should look at the sites before voting on any submitted plans and they should be paid something for their time.

Patrick Clapsadle and friend would like to be allowed to live in a travel trailer at 2435 Mount Hope Road, Fairfield, PA. Mr. Clapsadl's father is in poor health and they are needed to help take care of him. On September 7, 2005 Zoning Officer Nicks wrote a correspondence concerning this same issue of the travel trailer to Mrs. Janice Clapsadl. Zoning Officer Nicks stated the same ordinances apply now as last year. This property is in the Low Residential District which does not allow travel trailers as permanent a residence. Road Master Deardorff made a motion to allow Patrick Cladsadl and his friend to stay in the travel trailer for two months as long as there is no sewer connected and no permanent electrical connection, seconded by Police Coordinator Reamer. The Board unanimously approved this motion. Patrick Clapsadl must find another place to live by November 6, 2006.

Solicitor's Report None at this time.

Zoning Officer's Report

Zoning Officer Nicks gave the following August 2006 Zoning Officer's Report. He issued eight permits. One permit was issued for each of the following: a garage, deck addition, a shed. He issued two permits for wells and completed three Use and Occupancy Permits. He attended three meetings: Supervisors and Planning Commission meetings public and a meeting Patricia Smith of the Fairfield Municipal Authority regarding the number EDU's issued to Fairfield Treasure's at 4301 Fairfield Road, Fairfield, PA. for the varies businesses being conducted. He has completed following final well inspections: Brandenburg, Synder's, Noye, Bigham and Grimes. The Topper's at 45 Scotch Trial, Fairfield, PA have complied with the zoning ordinances by obtained a building permit for their shed. Zoning Officer Nicks worked 30.5 hours, traveled 193 miles, had 47 telephone calls, and telephone long distance charges of \$12.49.

Randy Fletcher of 1995 Mount Hope Road, Fairfield, PA has resolved his zoning violation, resulting from two dwelling on the same lot by evicting his tenant. Zoning Officer Nicks reported that the garage apartment appears vacant.

After the Township approved the Synder's One Lot Subdivision off Cold Spring Road, Gettysburg, PA, Zoning Officer Nicks issued a zoning and well permit to the Synder's. Now there is a problem with this subdivision because it has not been recorded

at the Adams County Courthouse. If a right-of way is approved for the Synder's One Lot Subdivision it will have no road frontage.

Supervisor Gordon made a motion to approve the August 2006 Zoning Officer's Report, seconded by Road Master Deardorff. The Board unanimously approved this motion.

Treasurer's Report

Vice-chairman Eckert made a motion to approve the August 2006 Treasurer's Report as presented, seconded by Road Master Deardorff. The Board unanimously approved this motion.

Approval of the Expenditures

Chairman Benner made a motion to approve the August 2006 Expenditures as presented, seconded by Police Coordinator Reamer. The Board unanimously approved this motion.

August 2006	Income	Expenses	Transfers	Balances
General Account				
ACNB Checking	82,390.23	63,099.77	None	\$ 28,456.29
ACNB Savings	13.97			20,823.44
PLGIT	1,186.54			255,393.34
CD				<u>52,638.31</u>
Total Assets				\$357,311.38
Sewer Account				
ACNB Checking		20,429.51	17,000	612.96
ACNB Savings	6.15		3,000	6,161.34
PLGIT	135.32			<u>15,528.98</u>
Total Assets				\$22,303.28
State Liquid Fuels				
PLGIT	290.43			69,815.40
Emergency PLGIT	20.38			<u>4,901.39</u>
Total Assets				74,716.79

Road Master Deardorff made a motion to approve the new account of 430.232 for Diesel Fuel expenses, and 430.231 account will be used for gasoline expenses, seconded by Vice-chairman Eckert. The Board unanimously approved this motion.

Secretary's Report

The business office oil furnace annual maintenance has been completed. Secretary/Treasurer Dille has a dental appointment at 7:00 AM tomorrow therefore the office will open at 8:30 AM instead of 8:00 AM. Vice-chairman Eckert made a motion to approve the August 2006 Secretary's Report, seconded by Supervisor Gordon. The Board unanimously approved this motion.

Police Report

In August Officer Larmer handled 23 complaints, three investigations, three traffic arrests and one criminal arrest. She traveled 885 miles, used 71 gallons of fuels for 12.46 miles per gallon of gas. She will be attending a DUI class on September 19-22, 2006. On Saturday September 23, 2006 she will be on duty during the day to accommodate Fairfield's Pippinfest Yard Sales.

The October schedule reflects a half a day training on October 25, 2006. Kenneth Fitz of 225 Waynesboro Road, Fairfield, PA would like to install a fence for a pony. He would like to place it closer to one neighbor's property line than the ordinance allows. Mr. Fitz had a correspondence from that neighbor stating that they do not have a problem with the fence being close to their property line. The Supervisors stated he must conform to the ordinance like everyone else. A question was asked, "Are animals allowed on sand mounds?" Secretary/Treasurer Dille will ask the Township's Sewer Enforcement Officer Gil Picarelli from KPI, Inc. about animals grazing on sand mounds.

Vice-chairman Eckert made a motion to approve the August 2006 Police Report as presented, seconded by Road Master Deardorff. The Board unanimously approved this motion.

Chairman Benner made a motion to approve the 2006 MMO for the Uniform Pension, seconded by Road Master Deardorff. The Board unanimously approved this motion.

Supervisor Gordon made a motion to approve Resolution 08-2006 changing the eligibility requirements for survivor annuity death benefits to the uniform pension plan which is Amendment Number 2 from R. J. Hall, Inc. /Principle, seconded by Road Master Deardorff. The Board unanimously approved this motion.

EMA Report

EMA Coordinator Wills welcomed EMA Deputy Coordinator Larry Schneider back to the meeting after recovering from his hip replacement. EMA Coordinator Wills and EMA Deputy Coordinator Schneider will be taking the annual Haz-mat operational refresher course soon. The new Adams County EMA Director is John Eline. In the event of a disaster Supervisors can drive a bus without a commercial vehicle license. Police Coordinator Reamer made a motion to approve the August 2006 EMA Report, seconded by Road Master Deardorff. The Board unanimously approved this motion.

Road Report

Road Master Deardorff gave the following August 2006 Road Report.

1. The FEMA Reports for the Rain Storm Damage have been completed to date. The shoulders along the damaged sections of Cold Springs Road, Fairfield need to be stabilized for winter weather conditions. The Road Crew will be stabilizing the shoulders by compacting 2A stones and in the future oil will be applied.
2. The Road Crew will be replacing the worst cross pipes and some entrance pipes along Cold Springs Road, Fairfield, PA.
3. The re-surfacing of the damaged rain storm section of Cold Springs Road will be completed next Spring.

4. Hopefully in the next two weeks, FEMA will notify the Township on the amount of FEMA and PEMA funding that will be allocated to the Township to repair the rain storm damage.
5. To date the Road Crew have spent more than 260 hours gathering information, marking the road way, meeting with FEMA, recording forms, and ground work for FEMA Funding.
6. The Road Crew will be working on Mount Hope Road and Jack Road.
7. The 2006 Road Projects, which will be .03 mile of lower Cold Springs Road, Gettysburg and .75 mile of Zoo Road, will be done the last part of October. Preparations work for these areas will include replacement of four cross pipes, re-edging, re-ditching and redoing the roadway shoulders.
8. The shoulders of the roadways will be mowed again by the end of September, allowing the frost kill around October to eliminate grass growth for the year.
9. The Road Crew is trying to get finished with the yearly work load to prepare for winter.

The Township received a correspondence from Shane Sloat of 160 Baker Road, Fayetteville, PA. concerning the poor road conditions on Cold Springs Road, Fairfield, PA. The Township will respond to Mr. Sloat's concerns. The Supervisors share his concerns of the road conditions on Cold Springs Road, and will explain the lengthy process to obtain FEMA funding, plus the possibility of limited FEMA funds to restore the area to pre-storm conditions.

During the most recent rain storm the Township received 3.55 inches of rain and there were no flood related problems. Vice-chairman Eckert made a motion to approve the August 2006 Road Report, seconded by Chairman Benner. The Board unanimously approved this motion.

Chairman Benner made a motion to approve the MMO for the Non-Uniform Pension fund, seconded by Road Master Deardorff. The Board unanimously approved this motion.

The only bid received for oil was opened and read. Vice-chairman Eckert made a motion to award the bid to Hammaker East LTD- 5,000 CRS-2PM at \$1.947, and 20,000 CMS-2 at \$1.9993, seconded by Supervisor Gordon. The Board unanimously approved this motion.

Sewer Report

Road Master Deardorff gave the following August 2006 Sewer Report.

1. The effluent pump is still on back order.
2. Lagoon Number Two's liner has been installed. The area around the lagoon needs to be re-graded, and seeded.
3. The aerators will be placed back in the lagoon soon.
4. The yearly pumping of a lagoon will be postponed until next year. Sewer Engineer Heerbrandt and Sewer Operator Kessel do not believe this will cause a problem as long as Lagoon Number One is cleaned next year.

Vice-chairman Eckert made a motion to approve the August 2006 Sewer Report, seconded by Police Coordinator Reamer. The Board unanimously approved this motion.

New Business

Vice-chairman Eckert made a motion to approved Police Coordinator Reamer and Supervisor Gordon to attend a Grant Writing Course for \$120.00 each, seconded by Road Master Deardorff. The Board unanimously approved this motion.

Supervisor Gordon made a motion to request that the Fairfield Municipal Authority Board include a Hamiltonban Township representative as a voting member to their board, seconded by Road Master Deardorff. The Board unanimously approved this motion. Supervisor Gordon stated that the Fairfield Municipal Authority is in favor of this because when McGinley's Choice Subdivision is completed there will be hundredths of connections in the Township.

Road Master Deardorff made a motion to change the November 2006 meeting to Thursday, November 9, 2006 at prevailing time and place, seconded by Vice-chairman Eckert. The Board unanimously approved this motion.

Supervisor Gordon made a motion to communicate with Attorney and Mrs. Matthew Battersby of 950 Cold Springs Road, Fairfield, PA to remove the small tree that is blocking the stop sign at the intersection of Cold Springs Road and Carrolls Tract Road, Fairfield, PA and to remove the Sycamore tree along the south side of Cold Springs Road, which is at the edge of the roadway and raising that edge of the roadway on Cold Springs Road, Fairfield, PA, seconded by Road Master Deardorff. The Board unanimously approved this motion.

Vice-chairman Eckert made a motion to send all property owners in Hamiltonban Township a newsletter, seconded by Road Master Deardorff. The Board unanimously approved this motion.

Old Business

Police Coordinator Reamer made a motion to approve the Amended Resolution for Small Borrowing for Capital Purpose Under Section 8109 of the LGUDA and the new Resolution 09-2006 for the new 2007Ford XLT, seconded by Road Master Deardorff. The Board unanimously approved this motion. These two items needed to be amended because the Hamiltonban Township Municipal Authority loan must be included as part of the Hamiltonban Township's total debt.

Next Meetings

The next regular Board of Supervisors meeting will be October 3, 2006, starting at 7:30 PM at 23 Carrolls Tract Road, Fairfield, PA 17320

The November Meeting has been moved to Thursday, November 9, 2006, at prevailing time and place.

Adjournment

At 9:32 PM Vice-chairman Eckert made a motion to adjourn the meeting, seconded by Chairman Benner. The Board unanimously approved this motion.

LuAnn M. Dille
Secretary/Treasurer

James E. Benner
Chairman