

Hamiltonban Township Board of Supervisors
23 Carrolls Tract Road, Fairfield, PA 17320
Regular Monthly Meeting Minutes
June 3, 2008

Supervisors Present: Chairman Robert L. Gordon, Vice-chairman James E. Grinder, Police Coordinator Coleen N. Reamer, Supervisor James E. Benner, and Supervisor Dale J. Premo

Planning Commission Member Present: Doreen Premo and Pamela Wiehagen

Staff: Solicitor Matthew Battersby, Police Officer Juanita Larmer, Zoning Officer Milton Nicks, Secretary/Treasurer LuAnn Dille, EMA Coordinator Donald Wills, Jr., EMA Deputy Coordinator Larry Schneider, and Road Master John Harbaugh

Public: John and Ethel Coshun, Jennifer Lewis, Barbara Nicks, Terry Reamer, Brenda Rigby, Harry and Marilee Rood, Robert and Virginia Rosenberry, and Rick Fulton from the Gettysburg Times

Chairman Gordon called the meeting to order and welcomed the public to the meeting.

Chairman Gordon welcomed Dale Premo as the newly sworn in supervisor. Supervisor Premo took the Oath of Office from District Justice Mark Beauchat this afternoon.

Glatfelter Tree Farm # 1

There was an article in the Appalachian Mountain Club magazine concerning the land conservation project for Glatfelter Farm Tree #1.

Approval of the Minutes

Vice-chairman Grinder made a motion to approve the regular May 6, 2008 Board of Supervisors Meeting Minutes with Dale Premo's corrections, Joint Board of Supervisors and Planning Commission Meeting Minutes of May 15, 2008 and the Board of Supervisors Special Meeting Minutes of May 29, 2008, seconded by Supervisor Benner. The Board unanimously approved this motion.

Public Comment

Mrs. Coshun of 900 Old Waynesboro Road, Fairfield, complained about the condition of Old Waynesboro Road and asked when the road would be repaved. Chairman Gordon explained that the project must be properly advertised, bids awarded and then the repaving scheduled. It will probably be at least mid-July before the repaving will be completed to State standards from approximately 900 Old Waynesboro Road to just pass Tunnel Lane. D. L. George and ISP Mineral, Inc. have stated that they will each donate \$20,000 again this year for this project. Chairman Gordon stated there are several Township roads that are in need of repairs and the Township does not have sufficient funds for all the needs. Chairman Gordon suggested that residents write their State legislators for more funding for Township road maintenance. The Township has and will continue to monitor the dust and pot holes that appear in the sub-base and base work along Old Waynesboro Road, Fairfield, on a regular basis.

Mr. and Mrs. Rosenberry of 4256 Fairfield Road, Fairfield, would like to replace their current home with a double wide modular house. They will be living with family during this transition. Zoning Officer Nicks will be issuing them the proper permits.

Mrs. Rigby of 10 McGlaughlin Lane, Fairfield, asked if anything was done about the complaints she voiced at the May 6, 2008 Board of Supervisors meeting. Chairman Gordon read a correspondence dated May 15, 2008 from Shipley's stating they will have an electrical engineer complete a foot-candle metric evaluation. David Sites is installing "No loitering" signs next week and limiting the number of students at any one time in the Tom's store. Shipley's has also requested that the solid waste hauler pick-up trash at a more reasonable hour. Mrs. Rigby stated that the solid waste is being pick-up at 6:00 AM instead of 4:00 AM. Mrs. Rigby was handed a copy of the correspondence. Mrs. Rigby may consult with Mr. Sites about sharing the cost to install a sound barrier.

At the BB Section Neighborhood Meeting, the Board heard a complaint about a dump truck parked along Scotch Trail, Fairfield. The dump truck is properly registered, is currently inspected and is legally parked on the owner's property at 10 Scotch Trail. Chairman Gordon asked if Jennifer Lewis had a stormwater management issue before her family moved into their house at 10 Scotch Trail. She stated that problem was solved by the Township creating a swale.

Zoning Officer Nicks stated that Mr. Wilson, possible new owner of 2310 Old Waynesboro Pike, Fairfield, was unable to attend this meeting. Zoning Officer Nicks stated that Mr. Wilson would like to purchase the 14-19 acre property at 2310 Waynesboro Pike if he may have a corn maze and related business activities each autumn for about seven weeks. The property is in the Moderate Density Zoning District, R-2 and this is not a permitted use in this zoning district. Zoning Officer Nicks stated that it is currently being used for animal husbandry. This business is not allowed as a Customary Home Occupation (CHO) because there should be no outward presence of a business. Chairman Gordon stated that there are issues with the safety of the driveway location, parking, employees, and signage. Zoning Officer Nicks was directed to advise the possible new owner that this is beyond a CHO limits and is not permitted at this property.

Planning Commission

Police Coordinator Reamer made a motion to adopt Resolution 2008-18 establishing an escrow account of \$10,000 for the proposed Fairfield Market Shopping Center by JDH, seconded by Chairman Gordon. The Board unanimously approved this motion.

The Fairfield Municipal Authority has promised that the Liberty Worship Center Facility would be able to obtain one EDU. The Fairfield Municipal Authority cannot commit to The Fairfield Market Shopping Center usage at this time.

Solicitor's Report

Supervisor Benner made a motion to adopt Resolution 2008-19, a Joint Mutual Agreement with Liberty Township's Police Department and Hamiltonban Township's Police Department, seconded by Vice-chairman Grinder. The Board unanimously approved this motion.

Solicitor Battersby has been contacted by Carroll Valley Police Chief Hileman for a mutual agreement between Carroll Valley's Police Department and Hamiltonban Township's Police Department.

Chairman Gordon made a motion to adopt Ordinance 2008-04 Uniform Pension Plan, transferring the current uniform pension from Principal Financial to Pennsylvania Municipal Retirement Pension System, seconded by Supervisor Benner. The Board unanimously approved this motion.

Chairman Gordon made a motion to adopt Ordinance 2008-05 Non-uniform Pension Plan, transferring the current non-uniform pension from Principal Financial to Pennsylvania Municipal Retirement Pension System, seconded by Supervisor Premo. The Board unanimously approved this motion.

Solicitor Battersby has drafted an updated Police Department impound ordinance to be examined this month with possible adoption at the July meeting.

Opening of Bids

All bids were opened. There were two bids for heating fuel at 23 Carrolls Tract Road and diesel fuels for the dump trucks. The only bidder for propane was Ferrellgas and Valley Quarries, Inc. for aggregate. Supervisor Benner made a motion to award diesel fuel and the heating fuel at 23 Carrolls Tract Road to McDannell Oil, Aero for gasoline and Ferrellgas for propane, seconded by Police Coordinator Reamer. The Board unanimously approved this motion.

Supervisor Benner made a motion to award the aggregate bid to the only bidder Valley Quarries, Inc., seconded by Chairman Gordon. The Board unanimously approved this motion. All bids will be on file at the Township office.

Zoning Officer's Report

Zoning Officer Nicks gave the following May 2008 Zoning Officer's Report. He issued six permits. One permit was issued for each: a well, the BB Section cell tower additional carrier, a deck and a replacement garage. He issued two Use and Occupancy Permits. He attended the public meetings of the Board of Supervisors, Planning Commission and Joint Board of Supervisors and Planning Commission meetings. He had meetings with the Millers and Mrs. Kuykendall. He completed six inspections with Officer Larmer for violations of abandoned vehicles and the Hamiltonban Township's Nuisance Ordinance 87-5. The inspections were at Gilbert's 88 Carrolls Tract Road, Fairfield, Kuykendall's at 435 Mount Hope Road, Fairfield, Leaman's at 1564 Carrolls Tract Road, Orrtanna, Miller's at 1050 Carrolls Tract Road, Orrtanna, Bennett's 4530 Cold Springs Road, Fayetteville, and Burgert's at 1229 Old Waynesboro Road, Fairfield. He sent correspondence to the Gilbert's, the Leaman's, the Bennett's and the Burgett's.

He spoke with David Sites about Towne Center. He has finished plotting the 147 signs located in the Township on a Township map. He is nearly finished with his updates on the sign ordinance Article III, Section 309. Zoning Officer Nicks will be charging the Township for only one third of the time he spend updating the Township's sign ordinance. Zoning Officer Nicks will be requesting that Towne Center businesses and Sander's Square remove their sandwich signs because the businesses already have the maximum amount of signage allowed per current Hamiltonban Township's Ordinances. In the Agriculture Zoning District temporary signs are allowed to sell farm products.

Mr. Grimm has removed his business sign at 523 Cold Springs Road, Gettysburg and it is believed that he has stopped his business activities to the public. Because he and his son inspect each other's tractor/trailer, they have a Pennsylvania Inspection sign on

the outside of the garage. Solicitor Battersby has spoken with Mr. Grimm's attorney. This issue appears to have been resolved but will be monitored.

At the BB Section Neighborhood meeting, the Board received a complaint about Morris Eiker of 59 Bourbon Trail, Fairfield operating an automobile repair business out of his garage. This is not permitted in Low Density Residential, R-1, Zoning District. Officer Larmer and Zoning Officer Nicks will follow up with this. Zoning Officer Nicks had 35 telephone calls, worked 45.5 hours, traveled 78 miles and had telephone charges of \$12.49. Police Coordinator Reamer made a motion to approve the May 2008 Zoning Officer's Report, seconded by Supervisor Benner. The Board unanimously approved this motion.

Treasurer's Report

Police Coordinator Reamer made a motion to approve the May 2008 Treasurer's Report, seconded by Supervisor Benner. The Board unanimously approved this motion.

Supervisor Benner suggested that some of the 2006 Rain Storm Funds from FEMA/PEMA Re-imbusement be spent to re-construct lower Cold Springs Road from last years project to at least Seth Snyder's house at 810 Cold Springs Road if not to the intersection of Carrolls Tract Road. This road is very narrow for everyone but especially for tractor/trailers and emergency vehicles. Police Coordinator Reamer wanted more time to discuss the spending. Supervisor Benner stated this income was budgeted in 2007 not this year.

Chairman Gordon made a motion to invest the FEMA/PEMA Re-imbusement in the best interest account for 60 days, seconded by Supervisor Premo. The Board unanimously approved this motion.

June 2008	Income	Expenses	Transfer	Balances
General Account				
ACNB Checking	220409.17	44,028.92	170,000	17,972.29
ACNB Savings	4.01			20,953.68
PLGIT	171.48		170,000	126,853.48
PLGIT CD # 1				98,000.00
PLGIT CD # 2				98,000.00
PLGIT CD #3 FEMA				<u>98,000.00</u>
Total Current Assets				\$459,779.45
Sewer Account				
ACNB Checking	433.02	5,991.72	3,700	305.37
ACNB Savings	1.19			6,218.62
PLGIT	12.82		3,700	<u>3,115.01</u>
Total Current Assets				\$9,639.00
State Liquid Fuels				
PLGIT Emergency	9.96			5,298.53
PLGIT	18.62			22,539.60
PLGIT Term			111,452.00	<u>111,452.00</u>
Total Current Assets				\$139,290.13
Rain Storm				
ACNB Checking	2,679.35		87,457.35	\$2,679.35

Expenditures

Police Coordinator Reamer made a motion to approve the May 2008 expenditures, seconded by Vice-chairman Grinder. The Board unanimously approved this motion.

Chairman Gordon made a motion to make a \$200 donation to the Carroll Valley 4th of July event as budgeted, seconded by Supervisor Benner. The Board unanimously approved this motion.

Secretary's Report

For the last 10 days or so the Hamiltonban Township web-site has not been available on-line. When Embarq took over EarthLink, the 10 Megabytes websites apparently did not transfer. Secretary/Treasurer Dille stated that joining the Adams County Website System is not currently a choice. Mr. Rood has researched some options and explained the top two options. Mr. Rood explained that Embarq has 20 Megabytes available free but the web designer must use Embarq software. He suggested using a commercial host company called StartLogic.com for 6 Gigabytes at an approximate cost of \$4.95 a month for one year and \$3.95 for two years. This would be like unlimited capability, which would allow several maps to be posted. Mr. Rood could probably use his current Hamiltonban Township's website design with this company. Supervisor Premo made a motion to purchase website space from StartLogic.com for two years for approximately \$3.95 a month for a personal logic plan, seconded by Vice-chairman Grinder. The Board unanimously approved this motion. When the first website was created the Township committed the domain name for five years. Supervisor Benner made a motion to approve the May 2008 Secretary's Report, seconded by Chairman Gordon. The Board unanimously approved this motion.

Police Department Report

Officer Larmer gave the following May 2008 Police Report. She had 68 service calls to include two arrests, seven investigations, seven traffic citations, issued eight warnings and had two criminal arrests. She traveled 1,610 miles, used 124.8 gallons of fuels for 12.90 miles per gallon of fuel. The 1997 and 2000 Ford cruiser repairs have been completed. The 2000 Ford is maintaining a charge since the map light switch was disconnected at Davidson's Ford garage. Officer Larmer requested an Executive Session at the conclusion of this meeting. Police Coordinator Reamer made a motion to approve the May 2008 Police Report, seconded by Supervisor Premo. The Board unanimously approved this motion.

EMA Report

EMA Coordinator Wills will be the site-coordinator for the Freedom Township Civil War Re-enactment on June 28 and 29, 2008. Therefore he will be unavailable in the event of a Hamiltonban Township EMA emergency. EMA Deputy Coordinator Schneider will be available. Supervisor Benner made a motion to approve the May 2008 EMA Report, seconded by Vice-chairman Grinder. The Board unanimously approved this motion.

Road Report

Road Master Harbaugh gave the following May 2008 Road Report:

1. The oil line leak on tractor/mower has been repaired for a cost of \$375. He used the tractor/mower last night and it worked fine. The shoulder mowing has been completed for the first time.
2. There is still an alternator charging problem on the tractor/mower that Hamner's is scheduled to repair at the Township's shop tomorrow.
3. There is a dust problem at the base work on Old Waynesboro Road, which he is checking daily.
4. He thanked Donald Wills, Jr., and Milton Nicks for flagging for him when he is working on poor visibility areas of Old Waynesboro Road.
5. He also thanked Officer Larmer for her assistance.
6. He attended the BB Section stormwater consultation meeting with William Kicks from Martin and Martin, Inc., Chairman Gordon, Police Coordinator Reamer, and Supervisor Premo.
7. He thanked Donald Wills, Jr. for mowing the lawn at 23 Carrolls Tract Road.
8. The description of the re-paving on Old Waynesboro Road: 3,150' x 22' from last years project to Tunnel Lane, 2 ¾ inches of a 19 mm leveling course Superpave.
9. The description of the re-paving of Newman Road: 180' X 10', 2 inches of 19 mm wearing course Superpave.
10. The base work has been completed on Old Waynesboro Road and Newman Road.
11. There is no repaving planned for the ISP Mineral, Inc. entrance.
12. ISP Mineral, Inc. and D. L. George are willing to donate \$20,000 each for the repaving of Old Waynesboro Road.

Chairman Gordon made a motion to advertise for bid the repave of Old Waynesboro Road and Newman Road. Bids will be opened at the July 1, 2008 Board of Supervisors regular meeting. This motion was seconded by Police Coordinator Reamer. Penn-DOT's District-08 representative has been consulted on the current road projects. The Board approved this motion with Vice-chairman Grinder voting no. Vice-chairman Grinder stated that there are other roads in the Township that need to be repaved. Next year there needs to be different priorities. Supervisor Benner stated that the Township received \$40,000 in 2007 and will receive \$40,000 in donations for 2008 from ISP Minerals and D. L. George. The Township will be responsible for the balance of the cost until the project is completed. He suggested trying to repave lower Cold Springs Road to Carrolls Tract Road or at least to Seth Snyder's Farm at 810 Cold Springs Road, Gettysburg. Chairman Gordon stated that there are not sufficient funds for all road needs. EMA Coordinator Wills stated ISP Minerals, Inc. pays a lot of taxes and provides employment to the area, which also brings income to the Township. EMA Coordinator Wills also stated that ISP Minerals, Inc would like to purchase land and have a direct entrance to the plant from Old Waynesboro Pike. For this to be a possibility the Blue Ridge Summit Sportsman's Club would need to sell some property to ISP Minerals, Inc. Country Designs business also utilizes Old Waynesboro Road.

Supervisor Benner made a motion to bid the possible re-paving of lower Cold Springs Road from last years project near Bruner Lane, to Seth Snyder's house at 810

Cold Springs Road, seconded by Vice-chairman Grinder. The Board unanimously approved this motion. There will need to be base work completed before repaving this section of road.

Chairman Gordon made a motion to appoint Vice-chairman Grinder as the CDL/Drug and Alcohol Coordinator, seconded by Supervisor Premo. The Board unanimously approved this motion.

Chairman Gordon made a motion to approve the May 2008 Road Report, seconded by Police Coordinator Reamer. The Board unanimously approved this motion.

Sewer Report

Road Master Harbaugh gave the following May 2008 Orrtanna Treatment Plant Report:

1. The Orrtanna Treatment Plant lawn was mowed.
2. Six inserts were installed to slow infiltration at six manholes in Orrtanna.
3. The Orrtanna Treatment Plant is running smoothly.

Chairman Gordon made a motion to approve the May 2008 Sewer Report, seconded by Police Coordinator Reamer. The Board unanimously approved this motion.

Old Business None at this time.

New Business

Police Coordinator Reamer made a motion to continue the contract with Land and Sea, LLC. as the third party Uniform Construction Code inspection agency, seconded by Supervisor Benner. The Board unanimously approved this motion.

Police Coordinator Reamer made a motion to accept the resignation of Dale Premo from the Hamiltonban Township's Zoning Hearing Board, seconded by Vice-chairman Grinder. The Board unanimously approved this motion.

Police Coordinator Reamer made a motion to appoint Carroll Martin to the Hamiltonban Township's Zoning Hearing Board and to appoint Cynthia McNulty as the alternate to the Hamiltonban Township's Zoning Hearing Board, seconded by Supervisor Premo. The Board unanimously approved this motion.

Adjournment

At 9:45 PM Police Coordinator Reamer made a motion to adjourn the meeting, seconded by Supervisor Premo. The Board unanimously approved this motion.

Executive Session

There was an Executive Session to discuss a personnel issue.

Meeting Dates

Next regular Hamiltonban Township Recreation and Park Commission meeting will be June 11, 2008, prevailing time 7:30 PM at 23 Carrolls Tract Road, Fairfield, PA 17320

Joint Planning Commission and Board of Supervisors Meeting to discuss amending the sign ordinance will be June 24, 2008 at **7:00 PM**, at 23 Carrolls Tract Road, Fairfield, PA 17320

Next regular Planning Commission meeting will be June 24, 2008,
prevailing time 7:30 PM at 23 Carrolls Tract Road, Fairfield, PA 17320
Next regular scheduled Supervisors Workshop will be June 26, 2008, prevailing
time 7:30 PM, at 23 Carrolls Tract Road, Fairfield, PA 17320
Next regular Board of Supervisors Meeting will be July 1, 2008, prevailing time
7:30 PM, at 23 Carrolls Tract Road, Fairfield, PA 17320

LuAnn M. Dille
Secretary/Treasurer

Robert L. Gordon
Chairman