

July 14, 1997

The Mount Joy Township Supervisors held their regular monthly meeting on Monday, July 14, 1997, at 7:30 p.m. in the Township Municipal Building located at 902 Hoffman Home Road, Gettysburg, PA. All members were present.

The minutes from the last regular monthly meeting, June 9, 1997, were approved by motion of Long, 2nd by Dayhoff, carried.

The Treasurer's Report, Additional Bills to be Paid for June and Bills to be Paid for July, to Date were approved by motion of Long, 2nd by Beebe, carried. Long explained some changes which have been made in bank accounts and the anticipated benefits these changes will bring to the Township.

Bids: (on salt shed)

One bid was received. It was from Sollenberger Silo in the amount of \$17,662. Long was hoping for better prices. Beebe suggested rejecting the bid and looking for a better price. Motion by Beebe to reject the bid, 2nd by Long, carried.

Subdivisions:

Ron Smith - The Planning Commission approved this plan pending a letter from Gil Picarelli that the seven points outlined in his letter of June 4, 1997 have been satisfactorily addressed. This letter was received but the secretary has been unsuccessful in attempts to contact Roger Steele (Planning Commission Chairman) to sign the plan. Motion by Long to accept the plan pending Steele's signature. 2nd by Dayhoff, carried.

Doug Sentz - Transferred land between himself and a neighbor to obtain required road frontage and to square up the lot. He has a Form B waiver and county comments have been received. Motion by Long to accept the plan, 2nd by Dayhoff, carried.

Carole Harner - Ponderosa Trailer Park - She has been to the Planning Commission. Long and Bower visited the site. There are two trailers sitting there waiting to be placed. The park has eight (8) trailers; she wants to add four (4) for a total of 12. The street will be 30' wide with 15' gravel going around. She feels there is no place to put a sidewalk. She would like to place the trailers without a sidewalk and requests that the sidewalk be waived. Beebe read from the Subdivision and Land Development Ordinance the requirements for sidewalks in trailer parks. She asked where to put the sidewalks. The new trailers are too big to go on the same sites as the ones they are replacing. Long agrees with Beebe in not being inclined to grant waivers or exceptions. Mrs. Harner wants to set the trailers so they won't be blown over and damaged in the event of a storm. Motion by Beebe to deny the request until the ordinance is complied with; 2nd by Long, carried.

John McAlister - Spoke in regard to the Zoning Ordinance. He said that since last month's meeting, he has received several calls from people in various places regarding problems encountered with zoning. He doesn't want similar problems to happen here and again urged that the Zoning Ordinance be repealed.

Chairman Beebe then recognized Ralph Taylor, who also spoke about zoning. After hearing the suggestion at last month's meeting to overturn the Zoning Ordinance, he obtained a copy to read. He commented briefly on the "purpose and objectives" of zoning and the "interpretation". He has always bought property in zoned areas and feels that people who want to do away with zoning want to return to the past.

Chairman Beebe then asked the Board its disposition regarding zoning. Long made a motion to deny McAlister's request to repeal zoning based on the input of citizens. 2nd by Dayhoff, carried.

Road Report:

Mowing has been done for the second time. Beebe and Long, along with Township Engineer Mark Lewis inspected the roads. A copy of the recommendations made by Lewis is attached. Long read comments from Lewis regarding the road system and maintenance program in Mount Joy Township. It was recommended

that a belt loader be obtained. It was also noted that keeping records in a notebook is inadequate. Beebe commented that the responsibility of roads had been given to Dayhoff, which Dayhoff declined, not accepting any responsibility in that regard. In response to Dayhoff's letter in the paper, Beebe further stated that in January '96 Dayhoff wanted to be roadmaster in charge of everything, or he would do nothing, stating that the position would take time and commitment. The budget has \$27,000 for roadmaster. The actual cost would be in excess of \$59,000 for a roadmaster and assistant. During the past year, there was bad snow and flooding, all brush was cut, and much paperwork was needed to be done for disaster relief, all costing around \$14,000. According to the report from a certified engineer, not that much needs to be done. A letter was read from Timothy Pagano. (Copy to be retained in files.)

Beebe further stated that Dayhoff should not have visited the trailer park (Ponderosa) site or participated in discussion regarding it. Dayhoff responded that he had made a comment, but had abstained from voting. It was suggested that Dayhoff resign from the Planning Commission. Beebe made a motion to remove Dayhoff from the Planning Commission for what he considers a "just cause." Long noted that the motion was out of order since 15 days notice must be given to remove a Planning Commission Member. Beebe modified his motion to give 15 days notice (from the 14th) which comes to the 29th. Dayhoff questioned the "just cause." Beebe responded that Mrs. Harner is Dayhoff's 1st cousin and now has a project before the Planning Commission and supervisors. Dayhoff went with the Planning Commission to the Trailer park in an official capacity. In the minutes (Planning Commission's), Dayhoff stated he felt sidewalks should be deleted.

Dayhoff reiterated that he abstained from any action on the plan and in fact voted against Mrs. Harner this evening. Long seconded the motion to give Mr. Dayhoff notice of the Board of Supervisors' intention to vote on the removal of Mr. Dayhoff from the Planning Commission for misfeasance. There will be a special meeting regarding this matter on Tuesday, July 29, at 7:30.

Old Business:

AG Security Area Committee - Dayhoff recommended the following persons to serve on this committee: Louis Shuba (citizen), Craig Yingling, Jeff Cooke and David Kehr (farmers), and Dayhoff (supervisor) serving as chairman of the committee. Motion by Beebe to appoint this committee, 2nd by Long, carried.

New Business:

Xerox copies for personal use - Motion by Dayhoff to charge fifteen cents per copy, 2nd by Long. This was tabled until next month in order to check legality.

Air conditioner(s) for meeting room - Long requested permission to look into obtaining air conditioners for the meeting room, not to exceed \$600. Motion to approve this request by Beebe, 2nd by Long, carried.

Electronic transfer of State funds - Following a brief discussion it was decided to use the electronic transfer method.

Planning Commission Secretary's Salary - As requested by the secretary due to the increase in the amount of time spent on Planning Commission matters, motion by Long, 2nd by Beebe, to change the Planning Commission Secretary's pay from a salary of \$500 per year to \$12.00 per hour. Motion carried.

Pappas matter - Ron Bower has talked to him. Atty. Heiser recommends a civil suit to abate the nuisance. Motion by Beebe to proceed, 2nd by Dayhoff, carried.

Building Permit Fees - A resolution to exempt farm structures from commercial building permit fees was approved by motion of Long, 2nd by Dayhoff, carried.

Architect's invoice - This invoice included a charge of \$1500 for consulting mechanical and electrical engineers and is not to be paid until a written explanation is received for these charges.

Public Comments:

Donald Moul - Expressed disappointment in Dayhoff and the bad light being cast upon Mount Joy Township. He feels that the supervisors should act like men and not use the newspaper to air dirty laundry.

Ralph Taylor - Inquired if there had been any further communication with the Boyle Group. Beebe and Dayhoff have had no personal contact; Long was called by Steve Burgess who inquired regarding his objections.

Carole Harner - Clarified that Dayhoff is her relative, but she can't help it that he's on the Planning Commission and is also a Supervisor. She noted that Dayhoff did not vote regarding her project and that while other Planning Commission members toured her property, Sam stayed and talked to her. Regarding Low Dutch Road, she says there are chips all over the place and recalled an incident when chips and tar were thrown all over her by a passing car while she was walking in her lawn. She said that the ditches are too deep and the school bus has to drive on her lawn when passing another school bus. She further stated that trees and bushes are growing the gutters closed.

Mr. Hagemeyer - Heritage Drive is a private road, but there has been some talk of making it a public road. He questioned if the Township has the right of eminent domain. Beebe responded that the Township could exercise this right, but he has no knowledge that this is a possibility. Long said Dayhoff told someone that Mount Joy Township was going to open the road. (Heritage Drive) Long wanted to know how Dayhoff got information six weeks before anyone else did. Dayhoff said that it was only his opinion that the road could be opened, not that it was actually going to happen. Dayhoff said he had no contact with the Boyle Group regarding this.

Glenn Snyder - Regarding the salt shed, he says the shed can hold enough to do the roads, twice. If it hasn't been enough, then it's not being applied properly. Also if the roads are in such good shape, why is there a place on California Road that has been torn out for two years and not been fixed. He further stated that 90% of the drainage problem is due to tile heads not having been mowed out.

Bob Gitt - Says he is familiar with California Road and that the new tile was put in a foot above where it was before.

Rebecca Dobos - Inquired if Dayhoff is the senior member of the Planning Commission. (No) She noted that the Planning Commission serves as an advisory to the Supervisors and has to be a diverse group. Feels that since Dayhoff sits on the Planning Commission and is also a supervisor, he inherently carries more weight.

Ellen Dayhoff - Requested a copy of the tape to have a transcript made.

Ron Smith - Has met Sam Dayhoff at Planning Commission meetings and feels that Dayhoff did not have the majority to say on anything at the Planning Commission meetings.

Mr. Yingling - Thinks that the controversy is a conflict of interest.

Eileen Holmes - Expressed that she has been to many Planning Commission meetings and that Dayhoff has no more input than anyone else.

Carole Harner - Questioned where are Lake Heritage's sidewalks.

Motion for adjournment of meeting at 9:40 p.m. Carried.
Submitted by Bonnie L. Koontz, secretary.