

**Mt. Joy Township
Supervisors' Regular Meeting
January 16, 2020
Meeting Minutes**

Present: John Gormont, Chairman; David Updyke, Vice-Chairman; Bernie Mazer; Jeffrey Patterson; Terry Scholle; Susan Smith, Solicitor; Sheri Moyer, Secretary

The Mount Joy Township Board of Supervisors met this date, as publicly advertised, at the Mount Joy Township Building located at 902 Hoffman Home Rd., Gettysburg, Pennsylvania.

Call to Order: John Gormont, presiding.

Starting Time: 7:00 p.m.

Pledge of Allegiance

Persons Requesting Time on Agenda: (15 minutes per person) - Lieutenant Matthew Nickey of the Pennsylvania State Police reported in the last year 1,073 calls for service, 223 of those were criminal offenses, the rest were things like a neighborhood dispute, traffic accidents, etc. They handled 42 DUI arrests in the township. They made 1,105 traffic stops, 81 total arrests broken out 42 DUI and 39 criminal arrest. There were about 500 warnings, 66 accidents. Lt. Nickey stated some common offences they handle, on the criminal side, there were 22. Most of those calls are for harassments or very minor assaults. Examples would be, pushing, shoving each other. This happens a lot in domestic abuse. 19 calls were for drug possession. 17 calls were retail theft or shoplifting (that would be the Outlets). Eight (8) calls were criminal mischief or vandalism, another eight (8) calls were theft/burglary, and four (4) calls were for public drunkenness.

Public Comment: Sandy Yerger, 175 Bulk Plant Road – regarding the fire on Two Taverns Road and how the fire companies respond to calls. It was explained that the County sends out the call. There are call boxes that designate the closest fire company who is the first company contacted. If the County cannot reach the closest, they then go to the next closest fire company until they get a response.

Steve Yerger, 175 Bulk Plant Road – road conditions following heavy construction projects with lots of heavier vehicles and extra traffic. His concern; was is there anything in place that the roads will be maintained or brought back to their original condition after the project is completed.

Linda Spellman, 1501 Hoffman Home Road – regarding a free program available to publicly owned properties as well as privately owned properties. The Watershed Alliance of Adams County received a grant to plant trees to create riparian buffers along existing waterways as well as seasonal creeks that form. They will come and plant trees on the properties.

Larry Combs, 351 Speelman Klinger Road – regarding the speed limit problem on Hoffman Home and Speelman Klinger and the danger at that intersection.

Approval of Minutes:

- Supervisors' Regular Meeting Minutes December 19, 2019. Mr. Updyke moved, seconded by Mr. Scholle, to approve Minutes as presented. Motion carried unanimously.
- Supervisors' Workshop Meeting Minutes, January 2, 2020: No Meeting.
- Supervisors' Organization Meeting Minutes, January 6, 2020: Mr. Updyke moved, seconded by Mr. Patterson, to approve January 6, 2020 organization meeting minutes. Motion carried unanimously.

Solicitor's Report: Mr. Patterson moved, seconded by Mr. Updyke, to accept the Solicitor's report as presented. Motion carried unanimously.

Mr. Patterson moved, seconded by Mr. Mazer to authorize the Township Engineer and Township Solicitor to draft a flood plain ordinance to be in compliance with the new FEMA flood plain map. Motion carried unanimously.

Ms. Smith said both she and Mr. Vranich will also need to be in touch with the township Building Code Enforcement Officer and Land and Sea, due to the fact that many of the requirements relate to the construction of structures and placement of structures above flood elevation levels.

Treasurer's Reports:

- Approval of Monthly Finance Report. Mr. Updyke moved, seconded by Mr. Mazer, to approve the monthly finance report for December. Motion carried unanimously.
- Approval of Bills Paid Report. Mr. Updyke moved, seconded by Mr. Mazer, to approve the bill paid report for December. Motion carried unanimously.

Police Report: Mr. Gormont reported there were a total of 138 calls for the month. Sixteen (16) criminal, ten (10) traffic (either an accident or traffic stop), one hundred and one (101) service/general calls and eleven (11) calls where no response was required.

Road Report: Mr. Updyke moved, seconded by Mr. Scholle, to accept the report as presented. Motion carried unanimously.

Planning Commission Report: Mr. Mazer moved, seconded by Mr. Scholle, to accept the Planning Commission report. Motion carried unanimously.

Subdivision and Land Dev.: Minor Final Subdivision Plan Roundtop Lot Addition Plat – The Courtyards at the Links at Gettysburg: Mr. Vranich said this was the small lot addition at the Links. This plans deadline for action is January 18, 2020 so tonight the Board has to take action on the plan. He indicated they have not received a revised plan. They reached out to the surveyor for an extension of time but have not received a time extension letter from them. At this point, the Board has to take action to deny the plan because the outstanding comments from the Zoning Officer's letter dated July 18, 2019 as well as his review letter dated July 18, 2019 have not been satisfied at this time. Mr. Updyke moved, seconded by Ms. Scholle, to deny the plan per the comments by the Township Engineer and Zoning Officer, both dated July 18, 2019. Motion carried unanimously.

Engineering Report: Mr. Updyke moved, seconded by Mr. Patterson, to accept the Engineer's report. Motion carried unanimously.

Zoning Officer/Code Enforcement Officer's Report: Mr. Updyke moved, seconded by Mr. Mazer, to accept the Zoning and Code Enforcement Officer's report. Motion carried unanimously.

Ms. Hare reported that as of this date, she has 15 outstanding Olds from last year. On the list is 599 Mud College Road. Looking back this was cancelled back in 2016 because it was vacant. She rode past it today and it still is vacant. Mr. Patterson moved, seconded by Mr. Mazer to waive the requirement for the property located at 599 Mud College Road for this cycle. Motion carried unanimously.

Ms. Hare said as an update, there is one property that is on the list from 2018 that will be getting their 4th citation tomorrow. Ms. Smith said when they go before the Magistrate they do not get the opportunity to say this is a third or fourth citation. She said at some point you may want to take the next step to go to the Common Pleas Court which is much more expensive to file a complaint to get an injunction from the Court.

Land and Sea Service Inspection Report: Mr. Updyke moved, seconded by Mr. Mazer, to accept the report as presented. Motion carried unanimously.

Open Records Officer Report:

- Lawrence McLaren – request to inspect the proposed solar farm plans and copy of the 2014 Comprehensive Plan - Granted
 - Phillip R. Hunt – request to inspect the proposed solar farm plan - Granted
 - Emily Shoey – request to inspect the proposed solar farm plan – Granted
 - Thomas P Dunchack II – request to inspect the entire Brookview Solar project plan and the path of transmission lines – Granted in part denied in part
 - Barbara Steele – request to view Brookview Solar I plan and list of property owners who received letters – Granted
 - Marlene Lufriu – request to inspect the plan that indicates areas that Brookview Solar panels will be located – Granted
 - Dwight & Tesa Amoss– request to inspect the Brookview Solar Farm plan– Granted
 - Nicholas & Christine Demas – request to inspect the solar farm plan – granted
 - Amanda Martin – request to inspect the Brookview solar plan – granted
 - Larry Woltz – request to inspect solar plan – granted
 - Bob Conover – request to inspect solar panel plan for upcoming meeting – granted
 - Susan Ralston – requesting a copy of full application and related documents submitted by Brookview Solar I - granted
 - Christine Demas – Requesting an electronic copy of the contents of application for Brookview Solar – granted (directed her to website)
 - Lawrence McLaren – Requesting an electronic copy of the application for Brookview Solar conditional use – granted
 - Ann Henderson – requesting a copy of the application and plan for Brookview Solar – Granted
 - Carol Newhart – requesting a copy of the legal ads for April 21, 2016, June 16, 2016 public hearing, Jan. 3 & 8, 2020 and any notices regarding solar energy – granted
 - Robert Diehl – Copies of Solar plan pages 1, 5, & 6 – granted
- 2019 Annual Open Records Report: The board acknowledged receipt of the Open Records Report for 2019.

Fire Company Reports:

	MJT Calls per month	YTD Calls in MJT
1. Alpha Fire Company	3	26
2. Barlow Fire Company	6	52
3. Gettysburg Fire Co.	5	45
4. United Hook & Ladder No. 33-3	1	14

- Alpha Fire Company 2020 Budget: The Board acknowledged receipt of Alpha Fire Company's 2019 Budget.
- Barlow Fire Company Fourth quarter financial report, Projected Revenue & Expenses for Jan. thru March 2020, and 2019 year end reports
- Gettysburg Fire Company Fourth quarter financial report, 2020 general fund budget and 2019-year end report
- Third and Fourth quarter financial reports from United Hook & Ladder

Mr. Updyke moved, seconded by Mr. Scholle, to accept all the financial documents submitted and to release the funds to the fire companies. Motion carried unanimously.

Correspondence:

- Thank you card from Gwen
- Letter dated December 18, 2019 from GenOn regarding a notice pursuant to PA Storage Tank & Spill Prevention Act (No. 32) of 1989 for Orrtanna Generating Station – Highland Township, providing a detailed inventory of type and quantity of materials stored at the facility
- Notice of temporary closure and detour of US 15 between Baltimore Pike and Taneytown Road

Committee Reports

- Personnel: (Patterson and Updyke) Mr. Patterson said they will be meeting the staff in the near future.
- Finance: (Gormont and Updyke) No report.
- Roads (Gormont) No report.

Business

- Gettysburg and Littlestown Recreation Distribution: Mr. Gormont said that the Township annually contributes a total of \$8,000.00 which is split evenly (\$4,000.00 to Gettysburg Recreation Department and \$4,000.00 to Littlestown Recreation Department). He would like to get authorization from the Board to distribute this year's money. Mr. Mazer moved, seconded by Mr. Patterson, to disburse the funds designated to Gettysburg and Littlestown Recreation Departments. Motion carried unanimously.
- 2020 Approved Haulers List: Mr. Patterson moved, seconded by Mr. Scholle, to approve the 2020 Haulers List. Motion carried unanimously.
- Fire Agreement Discussion: Mr. Gormont said the agreements were originally written for both fire and emergency services. Currently Alpha Fire Company is the only one with their own EMS. Draft agreements were sent out to all four fire companies. United Hook & Ladder had several comments but agreed to sign the agreement. Gettysburg Fire Company signed the agreement. Barlow and Alpha have changes to the agreement. Alpha wanted a three year agreement and a breakdown of the quarterly distributions. Mr. Gormont said he had a

conversation with Kevin Moul, United Hook & Ladder, regarding the breakdown of funds being allocated to the fire companies if we had a fire tax. Those percentages are very close to what we have in place now. If using his percentages based on the county assessment, Alpha would get 15.86%, Barlow was 43%, Gettysburg was 36% and United Hook & Ladder was 4.6%. If we take those numbers to do the distributions the distribution amount would not change. The other issue Mr. Moul brought up if we look at the county assessments that the \$110,000 does not equal what it would be if it was the fire tax (approximately \$123,000). The point is we already have two companies who have agreed to the agreements. We can change the formula since that is not spelled out in the agreement. Ms. Smith said if you were to change the amount, you would have to do an addendum to the agreement. Mr. Updyke suggested we stick with the 5-year agreement but for the third, fourth and fifth years add a percentage increase. Have one amount for the first two years and another amount for the third, fourth and fifth year. Ms. Smith suggested the Board act on those agreements where there is a commitment from the fire company. She said should the Board decide to relook at the numbers or make an adjustment to the numbers, to do that as a separate addendum and submit that to the fire companies at a later date.

Mr. Updyke moved, to enter into the agreements with Gettysburg Fire Company and United Hook & Ladder Fire Company for five years with the first two years at \$110,000 on the third, fourth and fifth years a 4% increase will be added, and go by the new County formula and if the County should change those numbers we will adjust using those numbers. Following discussion, Mr. Updyke withdrew his motion.

Mr. Updyke moved, seconded by Mr. Patterson to enter into the agreements with Gettysburg Fire Company and United Hook & Ladder Fire Company for five years using the new county formula. Motion carried unanimously.

- 2020 Delegate to COG: Mr. Updyke moved, seconded by Mr. Scholle, to appoint Mr. Gormont and Mr. Mazer as the township's delegate to COG. Motion carried unanimously.

Other Business (not on agenda):

- Conditional Use Hearing Dates: The next meeting will be January 29, 2020 at Littlestown Fire Hall. At the present time the next dates will be 12th and 19th of February at Littlestown Senior High School Auditorium. Ms. Smith said once those dates and place are confirmed it should be posted on the website. She will provide notice of that to the Applicant's Counsel and Counsel for the citizen group. For those parties who were not represented by an attorney they will need to be sent their own notice.

Executive Session: None.

Adjournment: With no further business to be discussed by the Board, Mr. Patterson moved, seconded by Mr. Updyke, to adjourn the meeting. Motion carried unanimously. Meeting adjourned 9:15 p.m.

Submitted by,

Sheri L. Moyer
Secretary