

**Mount Joy Township Supervisors'  
Regular Meeting  
February 16, 2012**

**Meeting Minutes**

Present: Board Chairman - John Gormont; Supervisors - David Updyke, Gilbert Clark, Bradley Trostle, Michael Gearhart  
Solicitor - Susan Smith; Secretary/Treasurer - Susan Harbin

17 Number of Residents Signed Attendance Sheet for this meeting.

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, PA 17325.

Item/Topic	Discussion	Action/Resolution	Follow Up/ Date
<b>Call to Order</b>	John Gormont presiding. Starting Time: 7:00 pm		
<b>Public Comments</b>	No comments at this time.		
<b>Pledge of Allegiance</b>			
<b>Approval of Minutes</b>	<ul style="list-style-type: none"> <li>• January 19, 2012 Regular Meeting Minutes</li> <li>• February 2, 2012 Supervisors' Workshop Mtg. Minutes</li> <li>• February 2, 2012 Public Hearing Meeting Minutes</li> </ul>	<p><b>Mr. Gearhart moved, seconded by Mr. Clark to approve Minutes as presented. Motion carried unanimously.</b></p> <p><b>Mr. Updyke moved, seconded by Mr. Gearhart, to approve Minutes as presented. Motion carried unanimously.</b></p> <p><b>Mr. Gearhart moved, seconded by Mr. Clark, to approve Minutes as presented. Motion carried unanimously.</b></p>	
<b>Chairman's Statement – John Gormont</b>	Thank you to all residents in attendance this evening.		
<b>Solicitor's Report – Susan Smith, Esq.</b>	<p>Solicitor's Report presented.</p> <p>Act 167 Adams County Storm water Management Plan has been approved. Each municipality has an obligation to have in place Storm water Management Ordinance that is compliant with the County's Plan.</p>	<p><b>Mr. Updyke moved, seconded by Mr. Gearhart, to accept Report as presented. Motion carried unanimously.</b></p> <p>Supervisors will need to act on this within the coming months.</p>	

<b>Persons Requesting Time on Agenda</b>	No requests.		
<b>Announcements</b>			
<b>Treasurer's Reports</b>	Approval of Monthly Finance Report Total cash on hand has decreased by 300K, due to cashed in CDs and paying off line of credit. The Twp. debt is now paid off.  Approval Bills Paid Report.	<b>Mr. Gearhart moved, seconded by Mr. Updyke, to accept Report as presented. Motion carried unanimously.</b>  <b>Mr. Updyke moved, seconded by Mr. Gearhart, to accept Report as presented. Motion carried unanimously.</b>	
<b>Road Report</b>	Report presented. Note meeting with FEMA regarding Tropical Storm Lee damage and reimbursement. Forms currently being submitted.	<b>Mr. Updyke moved, seconded by Mr. Trostle, to accept Report as presented. Motion carried unanimously.</b>	
<b>Subdivision and Land Development Plans</b>			
1. Gerald & Michael Bennett Preliminary/Final Subdivision	Approval of DEP Request for Planning Waiver & Non-Building Declaration.  Approval of Gerald & Michael Bennett Preliminary/Final Subdivision Plans. <ul style="list-style-type: none"> <li>• Recommendations from MJT Planning Commission</li> <li>• Recommendations from Adams Cty Planning Commission</li> <li>• Recommendations from Wm. F. Hill &amp; Assoc.</li> </ul>	<b>Mr. Clark moved, seconded by Mr. Gearhart, to approve the DEP Request for Planning Waiver &amp; Non-Building Declaration for Gerald &amp; Michael Bennett, 655 Orphanage Rd., Littlestown, PA 17340, as presented. Motion carried unanimously.</b>  <b>Mr. Clark moved, seconded by Mr. Gearhart, to approve the Gerald &amp; Michael Bennett, 655 Orphanage Rd., Littlestown, PA 17340, Preliminary/Final Subdivision Plans on the condition that plans will be signed and notarized. Motion carried unanimously.</b>	
<b>Zoning Officer's Report Cindy Smith</b>	Report presented.	<b>Mr. Updyke moved, seconded by Mr. Clark, to accept Report as presented. Motion carried unanimously.</b>	
<b>Wm. F. Hill &amp; Assoc. Engineering Report Eric Vranich</b>	Report presented.	<b>Mr. Gearhart moved, seconded by Mr. Trostle, to accept Report as presented. Motion carried unanimously.</b>	
<b>Land and Sea Services, LLC, Building Inspections</b>	Report presented.	<b>Mr. Updyke moved, seconded by Mr. Clark, to accept Report as presented. Motion carried unanimously.</b>	

<b>Open Records Report</b>	Nothing to report at this time.			
<b>Monthly Fire Company Reports</b>				
<b>Jan</b>	<b>MJT Calls per month</b>	<b>YTD Calls in MJT</b>	<b>Mr. Clark moved, seconded by Mr. Gearhart, to accept Fire Reports as presented. Motion carried unanimously.</b>	Mr. Gormont will contact Alpha Fire Co.
1. Alpha Fire Company	No report			
2. Barlow Fire Company	2 calls	Final Report 2011- 40 calls		
3. Bonneauville Fire Co.	3 calls			
4. Gettysburg Fire Co.	EMS-10 calls, Fire-2 calls			
<b>Correspondence</b>	<b>Kim Little, Tax Collector, Mt Joy Twp settlement of 2011 real estate and per capita taxes for Board approval. See attached letter. Delinquent: \$1,315.00 – Per Capita, \$6,152.67 – Real Estate.</b>		<b>Mr. Gormont moved, seconded by Mr. Clark, to accept MJT Tax Collector Report as presented and authorize the removal from the Twp. tax rolls the names of residents no longer residing in MJT. Motion carried unanimously.</b>	
	<b>Susquehanna Bank, Ltr. dated 1/26/12, 2003 General Obligation Bond on 1 Million Loan Paid Off.</b>		<b>No More Debt!!!</b>	
	<b>Anthony Easter, Ltr. dated 2/14/12, appeal for septic pumping.</b>		<b>An Administrative Hearing will be held on Thurs., March 1, 2012, at 7:05 pm at the Twp. Building, to discuss appeal concerning Anthony Easter septic pumping.</b>	
	<b>Alpha Fire Company, 40<sup>th</sup> Annual Fire Company Banquet – Saturday March 3, 2012</b>			
<b>Committee/Board Reports</b>				
<u>Personnel</u> G. Clark, B. Trostle	Employee evaluations completed. Currently revising Personnel Policies.		Evaluation report will be submitted to the Board of Supervisors.	
<u>Finance</u> J. Gormont, D. Updyke	<ul style="list-style-type: none"> <li>Salary increases are being reviewed and discussed.</li> <li>1 Million loan paid off.</li> </ul>			
<u>Auditor's Report</u>	Nothing to report at this time.			
<u>Planning Commission</u>	Nothing to report at this time.			
<u>Planning, Land Use &amp; Zoning - G. Clark</u>	Nothing to report at this time.			
<u>Building &amp; Grounds</u> M. Gearhart	Working on the flood lighting issues for the materials shed behind Twp. building. Receiving quotes.			

<u>Roads</u> D. Updyke	Mr. Updyke discussed with the Roadmaster minimum pay for emergency call-in hrs. for road crew. Will limit to winter snow removal.		
<u>Public Safety</u> B. Trostle	Compensation needs to be established for MJT Emergency Management Coordinator, Don Yingling, and reimbursement for training expensed directly related to his position as EMC.	<b>Clark moved, seconded by Mr. Gearhart, to establish a compensation of \$100 per quarter, plus expenses incurred with travel and cost for required related training, to Donald Yingling, MJT Emergency Management Coordinator. Motion carried unanimously.</b>	
<u>Council of Government</u> M. Gearhart	Report presented	<b>Mr. Updyke moved, seconded by Mr. Clark, to accept Report as presented. Motion carried unanimously.</b>	
<b>Other Business</b>			
<u>Links Neighborhood Improvement District (NID) 2012A-3 Bond</u>	<p>Solicitor Summary: A request is presented to the Brd to authorize a third set of bonds in the amount of 1 million dollars for The Links at Gettysburg NID. This bond would be issued in the nature of reimbursement for expenses relating to certain improvements performed in The Links in 3 distinct improvement areas within The Links; part of Round Top, part of Lookout, and part of Garrison Falls A and B. The bond would enable the collection and recovery of some of the costs through special assessments imposed on benefited properties in those improvement areas. This is not a tax, but is a special assessment.</p> <p><b>Documents:</b></p> <ol style="list-style-type: none"> <li>Records/documents reviewed and complete: Closing documents – a series of documents providing for the issuance of the bond, including a bond itself. Signatures needed for various documents are Board of Supervisors, Red Rock Municipal Authority as the designated administrative body for the NID, Municap (Administrator); certification signatures of Secretary of the Twp., Twp. Solicitor, independent inspector, and the developer.</li> <li>Requisition For Payment documents and Statement of Truth certifications: Invoices offered by the developer of work completed for described improvements, and certifications by the independent inspector, a third party engineer, and the developer.</li> <li>Documents needing to be revised are in the hands of the Bond Council. Bond Council provides an opinion letter stating that the form and structure of the bond documents is structurally correct. At the Twp. request, Bond Council has also provided an opinion letter as to the meaning of the NID Plan which was a part of the original 2003 Plan Ordinance. This is an unqualified opinion which is a flat statement of opinion, unlimited and unconditioned.</li> </ol>		
Public Comments opened at 7:48 pm			
Steve Rice	Mr. Rice asked Brd. of Supervisors for a list of specific improvements and timeframe to complete. Solicitor's response: Descriptions of improvements to be covered (Exhibit J to the Authorities Certificate):		
	1. Landscaping, street trees, roadway (Lookout Ct)		

	<ol style="list-style-type: none"> <li>2. Walking trails (parallels Clubhouse Dr)</li> <li>3. Roads (Lookout Ct, Todd Ct., and N &amp; S Chamberlain Cts)</li> <li>4. Storm water management (Lookout Ct, Todd Ct., and N &amp; S Chamberlain Cts)</li> <li>5. Street lighting (Lookout Ct and Todd Ct.)</li> <li>6. Mason Dixon Rd widening with tunnel including engineering</li> <li>7. Engineering for roads and storm systems (Lookout Ct and N &amp; S Chamberlain Cts)</li> <li>8. Roads for storm water in Garrison Falls</li> </ol> <p>In the 2003 NID Plan there is a construction schedule with a statement that the construction schedule is preliminary and may be revised. Basically, there is no certain time frame for the completion of improvements of items listed in the 2003 NID Plan.</p>	
Elizabeth Ibex	<p>Mrs. Ibex requested an explanation of the bond and the effects of this bond on the rest of the Twp residents. Solicitor's response: The bond is a funding mechanism that has been set up by the state allowing a municipality to be the framework for a financing mechanism for public improvements. The Twp is issuing a non-electoral debt, which is not counted against the Twp debt capacity. This is not an obligation that rests with any other parties outside of the improvement areas. The Links NID are the only properties that will be affected by this bond. The cost expended to perform the improvements is recovered through special assessments, assessed against the benefited properties in The Links. There is no obligation or burden on the Twp to complete the work if it is not completed by The Links.</p>	
Public comments closed at 8:00pm		
Approval of 2012-A-3 Bond		<b>Mr. Gearhart moved, seconded by Mr. Clark, to approve issuance of The Links Neighborhood Improvement District (NID) 2012A-3 Bond. Motion carried unanimously.</b>
Follow Up Items	<p>Solicitor's recommendation for follow up action items:</p> <ol style="list-style-type: none"> <li>1. How to handle the lighting requirements under the Twp ordinances.</li> <li>2. Pursuing the discussion of persons of interest on what the improvement identified in the 2003 Plan list mean, detailed description should be included with each improvement item.</li> <li>3. Discussing with the RRMA the expectations as to its providing the required documents under the NID law relating to financial records.</li> <li>4. The NID Plan Schedule.</li> </ol>	
<b>New Business</b>		
Resolution #15 of 2012	Designation of Agent Resolution for FEMA, authorizing John Gormont to execute for and in behalf of MJT.	<b>Mr. Gearhart moved, seconded by Mr. Updyke, to approve Resolution #15 of 2012, Designation of Agent Resolution for FEMA, as presented. Motion carried unanimously.</b>

Implementation of the Adams County Act 167 Storm Water Management Plan	Act 167 requires each municipality to adopt or amend and implement ordinances as necessary to regulate development within the municipality in a manner consistent with the Storm Water Management Act. Deadline for enacting an ordinance is July 25, 2012.	<b>Mr. Gormont moved, seconded by Mr. Clark, to authorize Twp. Solicitor to create a Storm Water Management Ordinance for Mt. Joy Twp. Motion carried unanimously.</b>	
<b>Executive Session</b>	Executive Session: 8:10pm  Topic: personnel matters.  Executive Session ended and Board of Supervisors re-entered the public meeting at 8:28 pm.		
<b>Adjournment</b>	Meeting adjourned 8:29 pm.		

Respectfully Submitted,



Susan C. Harbin  
Secretary/Treasurer