

## **JULY 19, 2007 SUPERVISORS' MEETING:**

The Mount Joy Township Board of Supervisors met this date, as publicly advertised, at 7:30 p.m. in the meeting room of the Mount Joy Township Municipal Building, 902 Hoffman Home Road, Gettysburg, PA 17325 with Board Chairman James W. Waybright presiding. Others in attendance were: Supervisors William Chantelau, George Scott, Harold Kirschner, and Samuel Dayhoff; Solicitor Walton V. Davis; Robin Crushong, Treasurer; Dave Crouse, Zoning Officer; Tammi Jacoby, Office Assistant; News Reporter Aaron Young (*The Gettysburg Times*), and Tim Pratt (*Hanover Evening Sun*); and Secretary Brenda J. Constable.

Others in attendance were: Dave Updyke and John Roman representing the Watchdog Group; Robert Rhodes; John Uhler; Stuart Peterson; Dorcas Shelly; Harry Walker; Lou Shuba representing the Recreation Board; Eileen Holmes; Carol Holtz; Sally Alexander; Jerry Maloney; Jack McLatchy; Tom Dunchack; and Audrey Weiland representing the Planning Commission.

Board Chairman Waybright led everyone with the Pledge to the Flag.  
The meeting was being recorded by the Township.

### **Minutes:**

Mr. Chantelau moved, seconded by Mr. Scott, to approve the June 21, 2007 minutes as presented. Motion carried unanimously.

### **Chairman's Statement:**

Mr. Waybright asked everyone to support Barlow Volunteer Fire Company by attending their annual carnival this week. Barlow is one of five companies that provide fire and emergency service to Mount Joy Township residents.

### **Public Comment:**

Eileen Holmes: questioned the need for new chairs at the meeting room table. Response was that the old chairs were worn out and the new chairs were included in the approved 2007 budget. She also commented that Swetland Road is in Mount Joy Township off of Mason Dixon Road. Supervisors agreed that there is a Swetland Road off of Mason Dixon Road but it is in Cumberland Township. Mrs. Holmes disagreed and commented that she would take a picture of it to prove it is in Mount Joy Township.

### **Announcements:**

Ms. Constable announced the following:

- Mud College School House Open House on August 18 and 19, 2007 from 2:00 – 4:00 p.m. with alumni reunion on Sunday.
- PennDOT notification of a paving project on Mason Dixon Road from August 13 through August 17.

**Treasurer's Report:**

Mr. Scott moved, seconded by Mr. Chantelau, to approve the Treasurer's Report for June and part of July as presented. Motion carried unanimously.

Mr. Kirschner moved, seconded by Mr. Scott, to approve the bills to be paid for June and part of July as presented. Motion carried unanimously.

**Subdivision/Land Development Plans:**

1. Westminster-Keystone Custom Homes: proposed 204-lot subdivision on White Church and Goulden Roads. Extension through August 31, 2007. Remains on the table.
2. ShIPLEY Stores, Inc.: proposed land development plan for removal of existing store at 1910 Baltimore Pike, and building of new store with gas pumps and bank. Extension through July 23, 2007. Applicant requesting a 90-day extension. Mr. Scott moved, seconded by Mr. Chantelau, to approve a 90-day extension through October 23, 2007. Motion carried unanimously.
3. Twin Pond Estates, Bon-Ton Builders: proposed 34-lot subdivision on Harney Road. Extension through December 9, 2007. Remains on the table.
4. The Links At Gettysburg – Cavalry Chase, proposed 26 unit subdivision/land development with extension through October 11, 2007; and Powder Creek, proposed 44 unit subdivision/land development with extension through November 9, 2007. Both plans remain on the table.

**Road Report:**

Mr. Scott moved, seconded by Mr. Chantelau, to approve the Road Report as presented. Motion carried unanimously.

**Aggregate Bid Opening:**

Mr. Waybright announced that a bid opening would be held at this time, as publicly advertised, for 1,500 ton 25mm super pave base course HMA 64-22 oil. One bid was submitted and read allowed as follows:

	<u>Unit Price FOB</u>	<u>Total</u>	<u>Unit Price Delivered</u>	<u>Total</u>
Valley Quarries, Inc. Chambersburg, PA 17201	\$37.14	\$55,710	\$40.00	\$60,000
		10% Bid Bond was included in bid.		

Mr. Scott moved, seconded by Mr. Kirschner, to award the bid to Valley Quarries in the bid amount as presented. Motion carried unanimously.

**Sale of Clark Loader:**

Mr. Waybright announced that a bid opening would be held at this time, as publicly advertised, for the sale of a 1984 Clark/Michigan Model 55C Rubber Tire Articulate Loader, including bucket teeth. Twenty-Five sealed bids were received and read aloud as follows:

	<b>NAME</b>	<b>ADDRESS</b>	<b>BID AMOUNT</b>
1	Double EL Farms, Inc.	Littlestown, PA	\$22,110
2	Reichenbecher Farm	Accident, MD	\$20,125

	<b>NAME</b>	<b>ADDRESS</b>	<b>BID AMOUNT</b>
3	Mitchell Teleglo	Canada	\$17,286
4	D&R Contracting Group	Dallas, PA	\$16,051
5	Borough of Bloomfield	New Bloomfield, PA	\$15,000
6	Connie Anderson, Jr.	Jobstown, NJ	\$14,600
7	Carl Woerner	Gettysburg, PA	\$12,101
8	Penn Hazle Equipment Co	Hazleton, PA	\$11,890
9	Jim Uhler Equipment Sales	Finksburg, MD	\$11,251
10	D&M Grading Inc.	York Springs, PA	\$10,350
11	Oakwood Farm LLC	Charles Town, WV	\$10,250
12	Stuart C. Peterson	Taneytown, MD	\$10,150
13	Larry D. Stonesifer	Charlotte Hall, MD	\$10,003
14	Aaron Schisler	Littlestown, PA	\$10,000
15	Collins Trucking, Inc.	Lebanon, PA	\$8,650
16	S&A Kreider & Sons, Inc.	Quarryville, PA	\$8,555
17	Randy's Pre-Owned	Fairfield, PA	\$8,125.56
18	Michael Danner	Gettysburg, PA	\$7,500
19	Schaeffer Machinery & Equip	Taneytown, MD	\$6,700
20	Strobecks Auto Sales	Yoe, PA	\$6,551
21	Nolt Spreading	Lititz, PA	\$6,500
22	Mark A. Tingler	Finksburg, MD	\$6,500
23	Charles Sensenig	Reinholds, PA	\$5,555
24	Hazleton Equipment Co.	Hazleton, PA	\$3,891
25	Merlin Danner	New Oxford, PA	\$3,112

Mr. Chantelau moved, seconded by Mr. Kirschner, to award the bid to Double EL Farms, Inc. with the high bid of \$22,110. Motion carried unanimously.

Sale of Dump Truck:

Mr. Waybright announced that a bid opening would be held at this time, as publicly advertised, for the sale of a 1990 International 4900 10 Ft. Steel Dump Truck, including 10 Ft. Vaulk snow plow. Twenty sealed bids were received and read aloud as follows:

	<b>NAME</b>	<b>ADDRESS</b>	<b>BID AMOUNT</b>
1	C. E. Williams & Sons, Inc.	Gettysburg, PA	\$13,226
2	Lurgan Township	Newburg, PA	\$13,101
3	Larry Taylor	East Berlin, PA	\$12,750
4	Kiser Brothers Trucking	Keymar, MD	\$12,000
5	Penn Hazle Equipment Co	Hazleton, PA	\$9,790
6	Keith Bollinger	Manheim, PA	\$9,715
7	Barry Burrier	Ricky Ridge, MD	\$9001.99
8	Schaeffer Machinery & Equip	Taneytown, MD	\$8,800
9	Carl Woerner	Gettysburg, PA	\$8,106
10	Merlin Danner	New Oxford, PA	\$7,680
11	Randy's Pre-Owned	Fairfield, PA	\$7,651.56
12	Jim Uhler Equipment Sales	Finksburg, MD	\$7,601

	<b>NAME</b>	<b>ADDRESS</b>	<b>BID AMOUNT</b>
13	Nolt Spreading	Lititz, PA	\$6,500
14	Strobecks Auto Sales	Yoe, PA	\$6,451
15	Aaron Schisler	Littlestown, PA	\$6,000
16	Jessie Toms	Fairfield, PA	\$5,971
17	Oakwood Farms LLC	Charles Town, WV	\$5,250
18	David Olinger	Littlestown, PA	\$4,100
19	Hazleton Equipment Co	Hazleton, PA	\$3,891
20	Larry Stonesifer	Charlotte Hall, MD	\$3,213

Mr. Chantelau moved, seconded by Mr. Scott, to award the bid to C.E. Williams & Sons with the high bid of \$13,226. Motion carried unanimously.

Purchase of Sweeper:

Mr. Dayhoff, Road Superintendent, proposed to purchase a CAT BA25 Hydraulic Angle Broom for the new wheel loader from Cleveland Brothers in the amount of \$12,129.30, plus \$150.00 hauling fees. This purchase would not be made until after receipt of monies for the sale of truck and loader. Mr. Chantelau moved, seconded by Mr. Kirschner, to approve the purchase of the sweeper as mentioned above. Motion carried unanimously.

**Zoning Officer's Report:**

Mr. Chantelau moved, seconded by Mr. Kirschner, to approve the Zoning Report as presented. Motion carried unanimously.

**Committee Reports:**

Personnel: Nothing to report.

Finance: Mr. Chantelau noted that the Finance committee would be meeting with the Treasurer in August to begin the 2008 budget process.

Planning, Land Use & Zoning: Mr. Chantelau reported that the Green Space Committee held an informational meeting for this region on July 18, 2007 at the Mount Joy Township Municipal Building and thanked the Township for the use of the building.

Building & Grounds: Nothing to report.

Roads: Nothing to report.

Public Safety: Noted that Barlow and Bonneauville Fire Companies have issued a burn ban. In order to insure the safety of the residents, the Public & Safety committee recommends that the Township enact a burn ban, following the requirements as listed in the County's ordinance. Mr. Scott moved, seconded by Mr. Chantelau, to pass an Ordinance banning open burning in the Township. Discussion: Mr. Dayhoff asked if once this ordinance is adopted, is it a one-time action and then any time the Township desires to put a burn ban in place it could be done without

having to advertise again? Mr. Davis responded yes, but for this time, the ordinance must be advertised for adoption. He suggested that during the interim period until the ordinance is adopted, the Supervisors pass a resolution banning open burning. Mr. Scott moved, seconded by Mr. Chantelau, to rescind the previous motion to adopt an ordinance. Motion carried unanimously.

Mr. Chantelau moved, seconded by Mr. Scott, as an interim measure, to pass a Resolution banning open burning in the Township, pending the adoption of an ordinance to control outdoor burning and the procedures thereunder, and outdoor burning in Mount Joy Township is prohibited. Discussion: burning in a barrel with at least ¼ inch screen would be allowed. Motion carried unanimously.

Agricultural Land Preservation: Mr. Scott moved, seconded by Mr. Kirschner, to accept the monthly report as presented. Motion carried unanimously.

Recreation Board: Mr. Scott moved, seconded by Mr. Chantelau, to approve the monthly report as presented. Motion carried unanimously.

Mr. Lou Shuba, Vice-Chair of the Rec Board asked the Supervisors to review the RFP and explained the process. Discussion was held with regard to a clause in the RFP with some disagreement on the language and asked that Mr. Davis re-write the clause to be acceptable to all.

With recommendation from the Rec Board, Mr. Dayhoff moved, seconded by Mr. Scott, to authorize the Rec Board to move forward with the RFP (Request For Proposal) process for a comprehensive recreation, parks, and open space program and to instruct Mr. Davis to re-write the clause to the acceptance of DCNR. Discussion: Mr. Chantelau noted that the Rec Board is doing a very good job and is very dedicated to having a good recreation program for the township. Motion carried unanimously.

Mr. Chantelau announced that part of the RFP process is to include a study group and the Rec Board is looking for interested citizens who would like to be involved with the recreation planning process.

### **Other Business:**

#### **Revised Resolution No. 1 of 2007:**

Mr. Dayhoff moved, seconded by Mr. Chantelau, to revise language in Resolution No. 1 of 2007 in order to clarify the calculation of fees for commercial/industrial buildings over 5,000 sq. ft. Motion carried unanimously.

#### **Strategic Planning Initiative:**

Mr. Chantelau reported that he met with the Penn State Cooperative Extension Services and they stated that this is not within the scope of responsibility of their agency to do this kind of work; they will provide offline advice and assistance, but will not get directly involved. Mr. Chantelau presented a Program Document to outline the process, hoping to begin in August 2007 and finish by approximately August 2008. He suggested focus groups for citizen input, and incorporate that information back into the document. It was noted that Mr. Chantelau would carry the project through with the focus group spearheading the project and that there is no intent to hire any outside help. Township office staff would assist Mr. Chantelau

with this. Mr. Dayhoff moved, seconded by Mr. Scott, to authorize Mr. Chantelau to proceed with the plan of action. Mr. Dayhoff commended Mr. Chantelau for doing an excellent job on this project. Motion carried unanimously.

#### PA Percs, Inc.:

Tabled from last month. Percs recommendation to approve a revised Municipal Service Agreement for Traffic Control Signals. Ms. Constable noted that the current contract was just received from Percs and Mr. Davis was in the process of comparing the two agreements. Mr. Davis noted that the existing contract that we now have is far superior to the proposal that Percs recently sent the Township. The current contract renews every two years, unless certain notice is given. Delancey foots the bill on this, which was the agreement from day one; the Township pays nothing. Mr. Davis noted that Percs is suggesting this change of contract with other municipalities as well, but does not know why Mount Joy Township would want to change anything from the current contract on file. The Supervisors suggested the Township speak with Delancey, and their successor about this to make sure they are included in the loop, and then write to PA Percs, explain that the Township is unsure why they want to change the contract and thinks the current contract is fine the way it is. If Percs is not willing to keep the existing contract, then the Township could look to see who else is available to maintain traffic control signals. Mr. Dayhoff moved, seconded by Mr. Chantelau, to authorize Mr. Davis to draft a letter to PA Percs explaining the Township's position, and to meet with Delancey personnel. Motion carried unanimously.

#### **New Business:**

##### Agricultural Security Area Application:

Supervisors acknowledged receiving an application from G. Steven Zeigler to be included in the Mount Joy Township ASA. This application will go to the Planning Commission for their recommendation as well as the ASA committee.

##### Citizen Trash Collection:

Mr. Scott noted that there have been Township citizens walking Township roads picking up trash. He encourages and supports their actions and suggested that the Township provide trash bags, vests, etc., and make arrangements for them to put the trash in areas where the Township road crew would then pick it up for disposal. Mr. Davis noted that there is a good bit of paperwork involved with this because of liability, etc., and urged the staff to contact Franklin Township because they are doing the same thing. Ms. Constable agreed to take this project.

#### **Executive Session:**

Board Chairman Waybright called for an Executive Session at 8:45 p.m. this date.

#### **Meeting Reconvened:**

Board Chairman Waybright reconvened the Supervisors' Meeting at 9:20 p.m. this date with all supervisors, staff, and news reporters in attendance as listed above. Others in attendance were: Jerry Maloney, Robert Rhodes, Dave Updyke, Sally Alexander, John Roman, Carol Holtz, Eileen Holmes, Dorcas Shelly, and Harry Walker.

Mr. Davis stated that three items were discussed in Executive Session:

1. potential legal action on an assault of an employee;
2. potential purchase of real estate for the benefit of the township;
3. potential purchase of real estate for the benefit of a volunteer organization.

**Adjournment:**

With no further business to come before the Board, Mr. Scott moved, seconded by Mr. Chantelau, to adjourn the Supervisors' Meeting at 9:22 p.m. this date. Motion carried unanimously.

Respectfully submitted,

Brenda J. Constable  
Secretary