

MAY 21, 2009 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, Samuel Dayhoff, George Scott; and Robert Rhodes; Walton V. Davis, Solicitor; David Crouse, Zoning Officer; and Secretary Brenda Constable.

Others in attendance were: News Reporter Aaron Young (*Gettysburg Times*), John Skiles, Jerry Althoff, Tom Dunchack, and Audrey Weiland representing the Planning Commission; John Gormont; LynnAnne Sukeena; Elsie Morey; Peggy Scott; Sally Alexander; Bernie Huesken; Steve Felix; Dave Updyke; George Long; Carol E. Holtz; Eileen T. Holmes; Hannah Hottenstein; Betty Baker; O.D. & Lori Hottenstein; Jack McLatchy; Harold R. Beebe, Sr.; Kim Birckhead; and Eleanor Dehoff.

Board Chairman Waybright led everyone with the Pledge to the Flag.

Minutes:

Mr. Chantelau moved, seconded by Mr. Scott, to approve the April 16, 2009 minutes as presented. Motion carried unanimously.

Mr. Scott moved, seconded by Mr. Rhodes, to approve the April 28, 2009 emergency meeting minutes as presented. Motion carried with Mr. Chantelau abstaining.

Public Comment:

Eileen Holmes asked that microphones be used.

Persons Requesting Time:

PA State Police: Cpl. Bittering gave a status report from January 1, 2008 – December 31, 2008, noting 182 criminal cases, 69 traffic crashes, and 178 other in Mount Joy Township. Comparing January through May 2008 with January through May 2009, 2008 had 62 criminal, 18 crashes, 69 other, 16 gone on arrival, etc.; 2009 had 84 criminal, 25 crashes, 91 other, and 24 gone on arrival, etc. He noted a Prophecy Program that would show where these incidents are occurring throughout the township. He entertained some questions from the citizens and supervisors.

Announcements:

Ms. Constable announced the following:

- Partnership for Land Use Education May 28 – Transportation Round Table
- ASA Advisory Committee vacancy; meets as needed; no term limits
- Fireworks at The Links At Gettysburg on May 23 and June 6.
- Tire Collection Event on May 30, 2009 from 8:00 a.m. to 1:00 p.m. at Ag Center

Treasurer's Report:

Mr. Scott moved, seconded by Mr. Chantelau, to approve the monthly Treasurer's Report as presented. Motion carried unanimously.

Mr. Chantelau moved, seconded by Mr. Scott, to approve the bills to be paid as presented. Motion carried with Mr. Dayhoff abstaining.

Subdivision/Land Development Plans:

Lake Point Associates, LLC: recommendation from the Planning Commission for approval of a Sewage Facilities Planning Module. Mr. Dayhoff moved, seconded by Mr. Scott, to approve the Sewage Facilities Planning Module as presented. Motion carried unanimously.

Road Report:

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

A. Bid Opening: Mr. Waybright noted a bid opening for asphalt and seal coat would be held at this time, as publicly advertised. The following bids were opened and read aloud:

Asphalt: Heritage Drive Project

VENDOR NAME 		Valley Quarries, Inc.		CE Williams Sons, Inc.		Womex, Inc.	
QTY Tons	DESCRIPTION	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
432	Superpave Mixture 9.5mm PG64-22 wearing course 0.3 to 3.0 million ESAL's, SRL M or better 1.5" depth	62.00	26,784	64.50	27,864	61.60	29,635.20 correct total = 26,611.20
200	Superpave Mixture 25mm PG64-22 binder course 0.3 to 3.0 million ESAL's, 3" depth	61.50	12,300	67.00	13,400	61.50	12,300
85	Superpave Mixture 9.5mm PG64-22 wearing course 0.3 to 3.0 million ESAL's, 1.5" depth	91.00	7,735	64.50	5,482.50	81.95	6,965.75
	TOTAL		\$46,819.00		\$46,746.50		\$48,900.95 correct total = \$45,876.95

It was noted that each bidder included the required 10% bid bond with their bid. Mr. Dayhoff noted that Womex did not meet the bid requirement of arranging a pre-bid meeting with the Road Superintendent and recommended going with the second lowest bidder. The other two bidders did meet the requirement of a pre-bid meeting.

Mr. Chantelau moved, seconded by Mr. Rhodes, to award the asphalt bid to C.E. Williams Sons, Inc. in the total bid amount of \$46,746.50 and to meet all requirements for all three projects. Motion carried unanimously.

Seal Coat: It was noted that no bids were received for seal coat. Mr. Scott moved, seconded by Mr. Chantelau, to authorize the re-advertisement for Invitation For Bids for seal coat on various township roads and to set the date and time to open said bids on June 18, 2009 at 7:30 p.m. during the Supervisors' regular monthly meeting. Motion carried unanimously.

B. Community Service: Sam Dayhoff, Road Superintendent, requested approval to use Community Service workers (as appointed by the Court) as needed. Mr. Waybright moved, seconded by Mr. Scott, to first check with the insurance company to see if there are any issues with workers' compensation, and if not, to proceed with using Community Service workers as needed. Motion carried unanimously.

C. MCSH Property – Fence: Mr. Dayhoff noted that the Recreation Board is recommending the purchase of a 4' high chain link fence with green vinyl coating to place on the boundary line between the Township's property and Frankie Hartlaub's property, starting at the 30' right-of-way and extending as far as \$5,894.79 would purchase. The fence would be purchased with recreation fees collected that are due to mature in July and August of 2009. Mr. Dayhoff noted that after checking the Sales Agreement between Mr. Hartlaub and the Township, the fence must be a 6' high privacy fence and is required to go back 300' from the eastern edge of the right-of-way on the Baltimore Pike and placed on the boundary line. Mr. Dayhoff noted that he attempted to obtain three quotes but only two were received, which per Second Class Township Code was satisfactory since the quotes were under \$4,000. The quotes received were as follows:

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|--|---|
| 1. CCC Fence Inc.....\$3,375
PO Box 2165
Westminster, MD 21158 | 2. A.L. Fence Co.....\$3,600
PO Box 541
Biglerville, PA 17307 |
| 3. Adams County Fence Corp., Littlestown - No Response | |

Mr. Chantelau moved, seconded by Mr. Rhodes, to purchase the fence from the low bidder, CCC Fence Inc. and authorize to install slats for privacy after the first 50'. Discussion on the motion regarding privacy slats and other privacy options. Question on the motion was called with no members in favor, the motion was denied.

Mr. Scott moved, seconded by Mr. Chantelau, to purchase the fence from the low bidder, CCC Fence Inc. for \$3,375 and the privacy portion would come later. Discussion on the motion: Mr. Dayhoff is to inform Mr. Hartlaub that the fence will go up and the privacy portion will come later. Motion carried unanimously.

Zoning Officer's Report:

Mr. Scott moved, seconded by Mr. Chantelau, to approve the Zoning Officer's Report as presented. Motion carried unanimously.

Mr. Crouse, Zoning Officer, noted as a follow up to last month's comment from Matt Sentz regarding the schoolroom in Two Taverns Village, that there are only about two or three children transported to the building each day. There are approximately 30 people total in the building on any given day and Labor & Industry placed an occupancy limit of 50 on the entire complex.

Correspondence:

Ms. Constable noted receiving the following correspondence:

- WRRMA April Minutes
- Germany Township Newsletter
- "Thank You" letters from: Bonneauville Fire Company for 2008 donation, Littlestown Senior Center, Adams County Transit Authority, SPCA, and Gettysburg Rec Dept. for donations.
- DEP notice of 2008 Reimbursement for enforcing Sewage Facilities Act funds exhausted, and letter from Rep. Moul.
- Notice from PA Attorney General of Act 132 of 2008 effective July 1, 2009 – contractors must be registered.
- PA American Water rate increase (Lake Heritage)
- "Thank You" from County Assoc. of Twp. Supervisors for use of Township Building

Committee Reports:

Personnel: Nothing to report.

Finance: Nothing to report.

Planning, Land Use & Zoning: Mr. Rhodes noted no word yet on the Rock Creek Corridor Project with the Smart Transportation Project Grant request.

Building & Grounds: Nothing to report.

Roads: Nothing to report.

Public Safety: Nothing to report.

Council of Governments (COG): Mr. Chantelau noted that the COG is working on an ordinance and by-laws at their next meeting.

Historical Committee: Elsie Morey, Chair, submitted a report to the Supervisors and noted a successful presentation by Bryan Van Sweden from the PHMC at their May meeting.

Act 209 Traffic Impact Advisory Committee: Mr. Chantelau moved, seconded by Mr. Scott, to adopt Resolution #22 of 2009 noting the change of membership with John Skiles replacing Jim Wiltgen. Motion carried unanimously. With recommendation from the Act 209 Advisory Committee, Mr. Chantelau moved, seconded by Mr. Scott, to approve the increase of traffic impact fees by 3.4% (per Resolution #23 of 2009) Discussion: Mr. Chantelau noted the new fees as follows: TSA-1: \$4104 ; TSA-2: \$3982 ; TSA-3: \$4015 Motion carried unanimously.

Agricultural Land Preservation Board:

With recommendation from the Ag Board, Mr. Dayhoff moved, seconded by Mr. Scott, to approve and authorize the Chairman and Secretary to sign the Adams County Green Space Grant Agreement for the Yingling conservation easement purchase and to authorize the Coordinator to submit the final report and request disbursement. Motion carried unanimously.

Recreation Board:

Recommendation to purchase privacy fence for the Mud College Schoolhouse property. *See Road Report – C.*

Mr. Rhodes gave a report on the Peer-To-Peer Group, noting they will be meeting May 27. He noted he is to be interviewed by Susan Landis, Consultant for the PTP Group. He would like to meet with the Supervisors to discuss the future of where this board is headed.

New Business:

PSATS: Mr. Chantelau gave a report on attending the PSATS 2009 Educational Conference.

Littlestown Recreation Dept.: Mr. Scott moved, seconded by Mr. Chantelau, to approve sending a letter of support to the Littlestown Recreation Department for their efforts in seeking a C2P2 Community Recreation and Conservation Grant with DCNR, effective retroactive to April 29, 2009. Motion carried unanimously.

Tax Collection Committee: Per Act 32 of 2008, signed into law on July 2, 2008, mandating one Earned Income Tax (EIT) collection agency per county, the Adams County Commissioners are required to convene a public meeting for a Tax Collection Committee and appoint a chairperson for the committee. The Commissioners request each municipality to appoint a delegate and alternate delegate to attend a June 2, 2009 organization meeting. Mr. Dayhoff moved, seconded by Mr. Scott, to appoint Bill Chantelau as the delegate and Robin Crushong as the alternate. Motion carried unanimously.

Conservation District MOU: With request from Adams County Conservation District, Mr. Scott moved, seconded by Mr. Chantelau, to approve a MOU (Memorandum of Understanding) for E&S Program, NPDES Program, and Floodplain Monitoring Program participation. Motion carried unanimously.

Adjournment:

With no further business to come before the Board, Mr. Scott moved, seconded by Mr. Dayhoff, to adjourn the Supervisors' Meeting at 8:45 p.m. this date. Motion carried unanimously.

Respectfully submitted,

Brenda J. Constable
Secretary