

The Straban Township Board of Supervisors met this date, as publicly advertised, at 7:00 p.m. in the meeting room of the Straban Township Municipal Building, 1745 Granite Station Road, Gettysburg, PA 17325 with Board Chair Sharon Hamm presiding. Others in attendance were: Supervisors Fred Kammerer and Tony Sanders; Solicitor Walton V. Davis; and Secretary Robin Crushong.

Others in attendance were: William Hill, Township Engineer; Debbie Redding-Arnold; Ron Carlson and Jeff Damon, Advanced Disposal; Skip Strayer, Sandy and Lawrence Martin; Bob Spangler; Attorney John Phillips; Jeff Zigler, KPI Technologies; Ken Scott, Beyond All Boundaries; and Vanessa Pellechio, *Gettysburg Times*.

Board Chair Hamm led everyone with the Pledge to the Flag.

- Ms. Hamm informed the residents present of the next scheduled meetings: Board of Supervisors meeting on April 7, 2014; Planning Commission meeting on March 26, 2014; Recreation Board meeting on March 17, 2014. There were no other meetings.

Public Comment:

None.

Minutes:

Mr. Kammerer moved, seconded by Mr. Sanders, to approve the February 3, 2014 meeting minutes as presented. Motion carried unanimously.

Approve Bills:

Mr. Sanders moved, seconded by Mr. Kammerer, to approve the January 30, 2014; February 13, 2014 and February 27, 2014 bills for payment. Motion carried unanimously with Ms. Hamm recusing herself from the bill paid to Commonwealth Code Inspection Service.

Reports:

Recreation Board – Debbie Redding-Arnold, Chair of the Recreation Board presented the Board with updated information on the paving project at the recreation park. The current estimate received from Mark Walde, Road Master, is \$39,900 to do the parking area and driveway. The Recreation Fund has \$28,000.00 and the Board of Supervisors budgeted up to \$10,000.00 in the General Fund for this paving project to be paid back from the Recreation Fund when funds became available. The Recreation Board would like to keep about \$3,000.00 in the account so the amount available for this paving project would be \$25,000.00 which is a deficit of \$14,900.00. The Recreation Board recommends doing the parking area now and coming back later to do the driveway when more funds are available. Ms. Arnold asked the thoughts of the Board and Mr. Sanders stated that he would like to get the whole thing done when all the machinery is there. He is fine with spending the couple extra thousand to get the

job done all at once. Mr. Kammerer agreed saying that it would be more cost efficient to do the work all at once. The Recreation Board would prefer the extra funds needed would not come back on the Recreation Fund to be repaid. Ms. Arnold also stated that a recent e-mail was received from Wm. Hill's office indicating that the NPDES Permit is going to expire July 17, 2014 and the cost to renew that permit for another five (5) years will cost \$500.00. There may be a small renewal cost from the Adams County Conservation District (ACCD) as well. This permit will allow for the soccer field drainage work. Ms. Arnold asked the Board how soon the borrowed monies would need to be paid back to the General Fund? Mr. Davis will need to look into this repayment from the Recreation Fund to the General Fund. He will have an answer to Ms. Arnold by the next Recreation Board meeting on March 17, 2014.

Solicitor – The Becker case was continued because of the filing by Mr. Davis requesting Mr. Becker be represented by a lawyer. Argument on this matter will be held on Friday, March 7, 2014 at 2:00 p.m.

Engineer – Twin Oaks – Since the township will need to go under Sunoco Oil pipeline, one of the things that needs to happen is a 'soft' dig to determine the depth of their line. A vacuum excavation truck will be needed to locate the pipe. Wm. Hill's office received some estimates and would like to get authorization to go ahead and get this soft dig done. The authorization can be up to \$1,000.00. **Ms. Hamm moved, seconded by Mr. Sanders to authorize up to \$1,000.00 to perform the soft dig to determine the depth of the Sunoco Oil pipeline. Motion carried unanimously.**

Fire – None.

Road Master – None.

Appearances:

None.

Correspondence:

Ms. Crushong announced the following:

- Received a letter from Heywood Becker dated February 19, 2014 addressed to each of the Board of Supervisors
- Received an e-mail response from Leslie Scherr at CSX to Mr. Davis' letter dated June 6, 2013. Mr. Davis explained for those present that were not aware of the issue that back in June 2013 the Board of Supervisors requested that he prepare a letter to CSX Transportation, Inc. concerning the railroad crossing located at the Hunterstown Road intersection with U.S. Route 30 and other possible solutions brought up by other landowners adjoining the railroad at Natural Springs Road. The response from CSX was that it would not support a Hunterstown Road realignment opposite Natural Springs Road due to (2) issues: sight preview of the crossing by the train crew and the motoring public; and cueing issue for traffic stopped at the new intersection. It would support a realignment of Hunterstown Road.
- Minutes of the Adams County COG meeting held on January 23, 2014

- Minutes of the York Adams Tax Bureau meeting held on January 27, 2014
- Minutes of the Gettysburg Municipal Authority Board of Directors Reorganization and regular meeting held on January 20, 2014
- January 2014 Report from Bonneauville Community Fire Company
- January 2014 Report from Gettysburg Fire Department

Old/New Business:

1. **Alternate Solicitor – Ms. Hamm moved, seconded by Mr. Kammerer to appoint John S. Phillips as the Straban Township alternate solicitor and accept the fee for services as outlined in the letter dated February 17, 2014 from Mr. John S. Phillips. Motion carried unanimously.**
2. **Bidding process on used truck – Mr. Kammerer explained that the road crew would like to replace the 1991 truck that they have with a newer used truck using Liquid Fuel funds. Mr. Kammerer moved seconded by Ms. Hamm to authorize the advertisement for bids for a used truck. Motion carried unanimously.**
3. **ATAPCO – Transportation Impact Fees – Mr. Kammerer stated that he was talking to Mr. David Lazas on a conference call last week concerning the Tax Increment Financing (“TIF”) and Mr. Lazas questioned if monies provided by an entity other than Gettysburg Crossing for road improvements could be used as a credit against the traffic impact fees that would be assessed against the project. Based on information from 2011, the traffic impact fees would be \$2,741,632.74. The improvements were estimated at \$6,000,000.00 and the township Capital Improvement Plan (“CIP”) potentially eligible credits would be \$2,885,515.00. Gettysburg Crossing has secured a \$3Million federal grant for the improvements and is working on a \$2Million TIF to help with traffic/water improvements. The question is, can public funds be used to get the credit of the CIP? Mr. Kammerer stated that Gettysburg Crossing is being made to do the improvements and to pay the impact fees because he went out and secured a grant so he is not eligible for the CIP credit because it did not come out of his pocket. Mr. Davis read Article V-A of the Pennsylvania Municipalities Planning Code section 505-A.(f) as follows: An applicant shall be entitled to a credit against the impact fee in the amount of the fair market value of ... realignment or widening of any existing roadways or for the value of any construction of road improvements contained in the transportation capital improvement program **which is performed at the applicant’s expense. ... (boldface type added for emphasis).** Receiving the grant disqualifies the developer from the CIP credit. Grant monies cannot be considered applicant’s money. It was suggested that Mr. Davis prepare a letter to ATAPCO explaining the statute. **Mr. Kammerer moved, seconded by Mr. Sanders to authorize solicitor to send a letter to ATAPCO stating how the statute reads and offer response back from ATAPCO’s attorney. Motion carried unanimously.****
4. **Columbia Gas – pipe project along Boyd’s School Road:** Mr. Sanders explained that Erik Vranich, Mark Walde and himself attended a meeting concerning the Columbia Gas pipe project along Boyd’s School Road and Old Harrisburg Road. The recommendation is to request that all work along Boyds School Road be performed during the summer months when the Gettysburg School District is not in session. Also, all proposed gas lines crossing township roadways should be performed using boring techniques instead of open cut, whenever possible. The township would need to also make sure that if any damage is done to the township roads, that Columbia Gas is responsible for the repairs. Mr. Sanders would like to see the conditions added to the Township Roadway Occupancy permit/approval instead of requiring a bond. Mr. Davis and Mr. Hill both indicated that the township would be better off requiring a bond. Ms. Hamm asked Mr. Sanders if he was comfortable without the bond. Mr. Sanders stated that both Columbia Gas and Kinsley Construction are well known local corporations and he felt comfortable without a bond. **Mr. Sanders moved, seconded by Mr. Kammerer to authorize the work on Boyd’s**

School Road to be performed during the summer months when the Gettysburg School District is not in session and that all proposed gas line crossings of Township Roadways, should be performed using boring techniques instead of open cut, whenever possible. The township should be notified of any open cuts within the Township Roadway in the event that borings are not possible. The gas pipe project can be done without the need for a bond with the understanding that as part of the Township Roadway Occupancy Permit/Approval, conditions will be placed on the approval that Columbia Gas will be responsible for any damage to the Straban Township roadways as a result of this project. A pre-construction inspection and post-construction inspection by Wm. F. Hill & Assoc. must occur to assess any damages that have occurred. The Occupancy Permit/Approval will not be issued until the final set of plans is submitted to the Township and the pre-construction inspection occurs. Motion carried unanimously.

Land Use Reviews:

Hampton Inn – Preliminary/Final Subdivision/Land Development Plan – (Rt. 30/Shealer Rd.) – **Must act by 03/08/14** – An extension letter dated February 12, 2014 was received from KPI Technology requesting an extension to September 3, 2014. The Planning Commission recommended approval. It was noted in the extension request letter that the additional time is being requested to allow them to finalize their negotiations with the current property owner(s) and provide additional time to obtain their remaining outside agency permits. **Ms. Hamm moved, seconded by Mr. Sanders to approve the extension for Hampton Inn to September 3, 2014. Motion carried unanimously.**

Gettysburg Station – Final Land Development Plan (York Rd. – south side Rt. 30 – between Peebles and Giant Shopping Centers) – **Must act by 03/24/14** - An extension letter dated January 29, 2014 was received from RGS Associates requesting an extension to June 24, 2014. The Planning Commission recommended approval. It was noted in the extension request letter that the additional time is being requested to pursue a revised special exception decision for the project. **Ms. Hamm moved, seconded by Mr. Sanders to approve the extension for Gettysburg Station to June 24, 2014. Motion carried unanimously.**

Randell A. Brougher – Final Subdivision Plan Lot 4 – Lot Addition – (east of Red Bridge Road) – **Must act by April 22, 2014** – This plan was recommended by the Planning Commission for approval. **Ms. Hamm moved, seconded by Mr. Kammerer to approve the Final Subdivision Plan Lot 4 – Lot Addition for Randell A. Brougher. Motion carried unanimously.** A non-building waiver is being sought for the subject properties. This will waive the requirements to provide a Planning Module at this time, since no additional building lots are being created. **Ms. Hamm moved, seconded by Mr. Sanders to approve the Waiver and Non-Building Declaration to be filed with the Pennsylvania Department of Environmental Protection. Motion carried unanimously.**

Public Comment:

Bob Spangler - Complimented the Road Crew on the fine job that they have been doing on the snow removal this winter.

Questions from the Press:

None.

Adjournment:

With no further business to come before the Board, Mr. Sanders moved, seconded by Mr. Kammerer to adjourn the meeting at 8:13 p.m. this date.

Respectfully submitted,

Robin K. Crushong
Secretary

The next regularly scheduled meeting for the Board of Supervisors of Straban Township will be held on April 7, 2014 at 7:00 p.m.