

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 Alfred E. Kammerer presiding. Others in attendance were: Vice-Chair Tony Sanders; Supervisor Sharon Hamm; Office Manager/Secretary-Treasurer Robin Crushong; David Clapsaddle, Zoning Enforcement Officer; Solicitor John S. Phillips and Rolf Kroll, Insurance Appointed Attorney for litigation.

Others in attendance were: Lawrence and Sandy Martin; and Mary Grace Keller, *Gettysburg Times*.

Board Chair Alfred E. Kammerer led everyone with the Pledge to the Flag.

- Mr. Kammerer informed the residents present that an executive session was held prior to this meeting to discuss litigation matters.

### **Public Comment:**

None.

### **New Business:**

1. **Settlement Agreement – Sites-Bittinger, L.P.** – Mr. Kammerer asked Solicitor Phillips to give a brief description of why this special meeting of the Board of Supervisors was called. Mr. Phillips stated that an executive session was held previous to this special meeting to review the proposed settlement agreement. Currently there are three (3) law suits filed against Straban Township in the Court of Common Pleas of Adams County in connection with the Act 209 Traffic Impact Fees Ordinance. The Board of Supervisors are considering the possibility of settlement on two (2) of those law suits, of which Sites-Bittinger has filed against the township. In exchange for the release of the law suits, the impact fee charged to Sites-Bittinger shall be \$1,000.00 per trip as opposed to the \$3,616.00 per trip it paid in 2016. This lower rate will also apply to the three remaining unsold and undeveloped lots in the Adams Commerce Center known as Lots 10, 12 and 13 and owned by Adams County Economic Development Corporation. In return, Sites-Bittinger would agree to dismiss with prejudice all of the claims involved in the two (2) law suits it filed. Sites-Bittinger requested a decision on the Settlement Agreement by tonight. Since the Board of Supervisors do not meet again for a regular meeting until July 30, 2018, a special meeting had to be scheduled.

**Mr. Kammerer moved, seconded by Ms. Hamm to adopt the Settlement Agreement and General Release between Sites-Bittinger, L.P. and Straban Township as presented.**

Discussion: Ms. Hamm stated the board tried to reflect on logic and reflect on what its responsibility is to the general fund, and to the taxpayers and it seems relevant at this point in time to give this a try, to just settle this portion of our law suits.

**Motion carried with a 2-1 vote. Mr. Kammerer and Ms. Hamm voted for, while Mr. Sanders voted against.**

**Public Comment:**

None.

**Questions from the Press:**

Mary Grace Keller asked:

1. How much will be refunded to Mr. Sites? Mr. Kammerer answered \$70,632.00.
2. Why are the Commerce lots included in the settlement? Mr. Kammerer indicated that this is not fully understood.
3. Will this settle both of Sites-Bittinger law suits? Yes.
4. How are the fees going to be paid back? Mr. Kammerer indicated in one check, 5 business days after execution of document.

**Adjournment:**

With no further business to come before the Board, Ms. Hamm moved, seconded by Mr. Sanders to adjourn the meeting at 7:08 p.m. this date.

Respectfully submitted,

Robin K. Crushong  
Office Manager/Secretary-Treasurer

**The next regularly scheduled meeting for the Board of Supervisors of Straban Township will be held on Monday, August 6, 2018 at 7:00 p.m.**