**Hamilton Township Board of Supervisor’s**

**Regular Meeting Minutes**

**Monday, May 2, 2016**

**CALL TO ORDER:**

Meeting was called to order at 7:00 pm by Chairman, Stephanie A. Egger.

Supervisors present were Stephanie A. Egger, Timothy D. Beard III and Ron L. Weidner. Also present were Solicitor, Ronald Tomasko, from the firm of JSDC Law Offices; Township Engineer, Chad Clabaugh, PE from C. S. Davidson, Inc.; Roadmaster, Jay Livingston and Secretary, Deborah Brogan.

**APPROVAL OF MINUTES:**

Stephanie A. Egger asked if the Supervisors had reviewed the minutes from the April 4, 2016 Supervisor’s Meeting. Response was affirmative. Timothy D. Beard III made a **motion** to accept the minutes as submitted. Ron L. Weidner second the motion. Motion carried.

**OLD BUSINESS:**

1. SPCA Collection: Stephanie A. Egger stated that we continue to collect items for the Adams County SPCA for the care of the animals at the shelter.

2. Stephanie A. Egger stated that the Township continues to collect glossy paper magazines, the glossy newspaper inserts, etc. for the Ronald McDonald House.

3. NOMA Sewer Transition: Stephanie A. Egger stated that there is nothing new to report.

4. Target & Firearms Ordinance discussion: Stephanie A. Egger stated that our Ordinance #2016-135 is in review.

**NEW BUSINESS:**

1. State Police: Stats for service in Hamilton Twp. for the months of March and April were presented. During the month of March there were 17 incidents; 3 criminal; 4 collisions and 10 service calls. In April there were 37 incidents; 8 criminal, 5 crashes and 24 service calls.

Stephanie A. Egger then introduced Lt. James Graham of the Pennsylvania State Police. Lt. Graham stated that he is the new Commander of the Gettysburg Barracks. There are 37 officers assigned to the barracks with several others available if needed. Lt Graham talked about the Boroughs and Townships that his Barracks serves. Lt. Graham answered several questions from the residents and received thanks from the Board for coming to Hamilton Township’s meeting.

2. Liberty Fire Co. No. 11: Reports for Hamilton Township were received for the months of March and April. During the month of March there were 14 incidents; there were none in Hamilton Township. During the month of April there were 80 calls; 7 were in Hamilton Township. The April report included York County as well as Adams County.

3. United Hook & Ladder Co. No. 33: Report for Hamilton Twp. for the month of March was received. During March there were 36 incidents; 1 was in Hamilton Township.

4. Adams Regional EMS, Inc.: Report for Hamilton Township was received for the period of 3/5/2016 to 4/5/2016. There were a total of 418 calls, there was no total for Hamilton Township.

5. Hampton Fire Co. No. 10: Monthly Reports for Hamilton Township for the month of March 2016 were received. There were a total of 28 incidents, 4 were in Hamilton Township.

6. Cross Keys Community Park: The Chairman stated that a waiver request has been received from Cross Keys Community Park requesting a waiver of the impervious surface fees for the walking trails path in the Cross Keys Community Park project. The waiver references Zoning Ordinance Article XI.Section 1106(f) and the Impervious Surface fees. The area the waiver would cover is 21,960 sq.ft. @ $.15/sq.ft. for a total of $3,294.00. John Plank was representing the Cross Keys Community Park. Mr. Plank stated that the trail path will be stone. Chad Clabaugh stated that run-off is not as bad with stone. After further discussion, Ron L. Weidner made a **motion** to grant the waiver for the fees only. Timothy D. Beard III second the motion. Motion passed by unanimous vote.

7. Adams County Local Bridge Inspection Program: The Chairman stated that we received a letter from Adams County Commissioner’s office in reference to the Bridge Inspection Program. In order for the Township to continue to participate in the NBIS local bridge inspection program, we are being asked to complete and sign the Municipal Participation agreement. The county will do the inspections as they have done in the past, this is a renewal of the service. They inspection bridges with 20’ spans. Timothy D. Beard III made a **motion** to sign the agreement. Ron L. Weidner second the motion. Motion carried.

8. Resolution #2016-49: The Chairman stated that we need to take action to approve this resolution to transfer funds from the 94 Sewer MM Account to the BB&T Savings Account. The amount to be transferred is $ 15,000.00 to cover the commercial loan payments for a six month period. Ron L. Weidner made a **motion** to approve the transfer. Timothy D. Beard III second the motion. Motion carried.

10. Fox Meadows Meeting: Stephanie A. Egger stated that we received a request from Fox Meadows to approve the use of our meeting room for the annual HOA meeting for Fox Meadows on the evening of Monday, May 23, 2016 at 7:00 pm. Ron L. Weidner made a **motion** to approve the request. Timothy D. Beard III second the motion. Motion carried.

11. Comcast: Stephanie A. Egger stated that we have received notice that Comcast has added Fox Sports 1 (channel 271) and Fox Sports 1-HD (channel 857) to the Digital Economy level of service. This notice is posted on the bulletin board.

12. Tire Collection: Stephanie A. Egger reminded the residents of the Tire Collection Event taking place in May. Flyers were made available.

7:30 pm – The Chairman stated that the regular meeting will now **recess** for a **Public Hearing:**

The Chairman stated that this Hearing is being held to adopt Ordinance #2016-136, an amendment to Sewer Ordinance 103. Stephanie A. Egger read some of the highlights of the amendment. Attorney, Ronald Tomasko stated that he has reviewed the ordinance, as well as the Township Engineer, Chad Clabaugh and the Law Firm of Mette-Evans. Attorney Ronald Tomasko stated that all revisions have been made. Chad Clabaugh stated that the township does the sewer disconnects. Attorney Ronald Tomasko stated that this will ensure disconnects are done in the proper way. It needs to be noted that the property owner is responsible for the disconnect fees. Ron L. Weidner made a **motion** to adopt the Ordinance #2016-136. Timothy D. Beard III second the motion to adopt. Motion passed by unanimous vote.

**Meeting reconvened at 7:36 pm.**

13. The Chairman stated that tickets are available to use at Buffalo Wild Wings restaurant for a fund raiser for Adams Regional Emergency Medical Services. The restaurant will donate 10% of your total bill to the organization.

**PLANNING COMMISSION RECOMMENDATIONS AND STATUS OF**

**ACTIVE PLANS:** None

**COMMITTEE & DEPARTMENT REPORTS:**

1. East Berlin Area Community Center (EBACC) Stephanie A. Egger stated that the next meeting will be on Wednesday, May 25, 2016.

2. Abbottstown Paradise Joint Sewer Authority – Kevin Moul was not present.

3. Parks and Recreation Board – Ron L. Weidner stated that they are waiting for the easement agreement from the Solicitor. Attorney Ronald Tomasko stated that he hopes to have a model document ready by the next Board meeting.

4. Emergency Management: Timothy D. Beard III stated that there have been no emergencies.

5. Tax Board Reports: Timothy D. Beard III stated that he was not able to attend the last meeting.

6. Road Master’s Report – Jay Livingston, Road Master, stated that they have removed the plows from the trucks. They have been attending to signs, road patching and preparing culverts. The crew also attended the Dirt & Gravel Road Workshop.

7. COG Report – Jay Livingston stated that the DEP will soon begin spraying for mosquitos. They have asked that residents clear out old tires, and places where there is standing water. They also talked about the schools and the loans that they were forced to take out, due to the state budget not being passed.

8. East Berlin Joint Authority Report – Ron L. Weidner stated that the plant is running fine. They have a meeting this week.

9. Finance Committee Report – Brian Campbell stated that he has nothing to report. The next meeting will be on Tuesday, July 26, 2016.

10. East Berlin Library – Brian Campbell reported that the Grand Opening is planned for Sunday, July 24th.

**Engineer’s Report** – Chad Clabaugh; Township Engineer, from C.S. Davidson

1. New Oxford Dollar General Reduction of Financial Security: C. S. Davidson reviewed a request for reduction in security and provided a written recommendation to approve the reduction. Chad Clabaugh submitted a letter dated 4/29/2016, showing the reduction amount. The amount of $96,345.00 will be reduced, leaving a remaining security of $26,794.50. Ron L. Weidner made a **motion** to approve the reduction. Timothy D. Beard III second the motion. Motion passed by unanimous vote.

2. Sheetz: A meeting was held with Sheetz representatives and County Planning to discuss some of the comments that were received in the Traffic Impact Scoping comment letter. Sheetz representative indicated that preliminary analysis shows that it is financially not feasible for them to move forward with everything in the letter but they are willing to pursue some of the primary concerns such as addition of a currently omitted left turn. Sheetz representatives also indicated that they will need to pursue a few waivers/variances in order for the project to move forward. They need to do some additional investigating on the existing strain poles and will be requesting a meeting with the zoning officer in the near future. Chad Clabaugh then discussed the issue with the traffic lights. Sheetz will be in touch with Wesley Winner concerning permitting. Stephanie A. Egger stated that she is looking for the original letter, concerning the intersection, which was signed by all townships, etc. Chad Clabaugh believes the original letter is with Andrew Merkel at Adams County Planning & Development. Ron L. Weidner wanted it noted that Hamilton Township does most of the maintenance on the lights. The Engineer requested a copy of the plans for the traffic light upgrades performed in 2009.

3. DJ Homes Land Development Plan: On 4/2016 a phone conversation was held with the developer’s engineer to discuss the status of permitting and path toward starting of the next phase.

**Solicitor’s Report** – Ronald Tomasko, Attorney from the firm of JSDC Law Offices, presented his report of activity. Attorney Tomasko continues to work on the following cases:

1. 94 Motors – An inspection was performed by the Township Codes Enforcement Officer on April 21, 2016. Solicitor’s office is awaiting a report for the result of said inspection.

2. David Lease – By order dated 4/1/2016, Judge George ordered Mr. Lease to pay $47,798.32 in fees/costs. Mr. Lease is attempting to pursue a pro se appeal from the 4/1/2016 Order. Relatedly, the Solicitor’s office is waiting on a determination from the Adams County District Attorney regarding Mr. Lease’s testimony in the proceedings before Judge George and how that compared to Mr. Lease’s previous sworn testimony in other matters for the purposes of a potential perjury charge.

**Zoning Officer’s Report** – PA Municipal Code Alliance Report for April 2016 was presented by Stephanie A. Egger. For April there were 3 violation notices sent and 6 permits issued.

**MOTION TO PAY THE BILLS:**

Stephanie A. Egger presented the Board with a listing of the April 2016 bills to be approved for: General Fund $69,979.30 and Route 94 Sewer Fund $8,456.88. Timothy D. Beard III made a **motion** to approve the bills as submitted. Ron L. Weidner second the motion. Motion passed by unanimous vote.

**PUBLIC COMMENTS:**

1. P J Trimmer, Hampton Fire Co., 3892 Carlisle Pike, informed the residents that Route 94 bridge, at Inn 94 Restaurant, will be serviced by a traffic signal while the bridge is being repaired. This will probably be for two (2) months and will begin the end of May 2016.

2. Doug Miller, 890 Berlin Road, asked about the reason for the Firearm/Target Ordinance. Stephanie A. Egger explained that we had an incident in the township where a woman was almost injured. Miller asked if the State Police did anything. It was explained to Miller that the State Police did what they could, so we are now trying to write a proper ordinance. Timothy D. Beard III added that we are following state regulations.

3. Ann Harman, 315 700 Road, asked Timothy D. Beard III how Mary Beard was doing since her stroke.

Timothy D. Beard III gave an update of her progress and that she should be home by the end of May 2016.

4. Mel Lebo, 155 Foxtown Drive, stated that we should do all we can to encourage Sheetz to build at the location of Rts. 30 & 94. This would be a great addition to the township. Discussion was then had concerning the driveways.

**SUPERVISOR COMMENTS:**

**Ron:** Enjoy the upcoming Memorial weekend, thank you for coming. He hopes that we keeping working well with Sheetz. Ron mentioned that there has been clean-up at the New Oxford Dollar General. The bins for donation collection have been moved.

**Tim:** It’s been a quiet month, thank you for getting out to vote. We had a great turn-out. Thank you for coming tonight and have a great Memorial weekend.

**Steph:** Thank you for coming. To all the mothers I wish them a wonderful Mother’s Day. We are working on the next Newsletter and are asking residents to provide email addresses so we could do a mass email of the Newsletter.

**Meeting Announcements:**

**Next Parks & Rec Committee Meeting – Tuesday, May 10th @ 7:00 pm**

**Next Planning Commission Meeting – Tuesday, May 17th @ 7:00 pm**

**Next Finance Committee Meeting – Tuesday, July 26th @ 6:30 pm**

**Board of Supervisors Meeting – Monday, June 6th @ 7:00 pm**

**Adjournment**

Having nothing further to discuss, Ron L. Weidner made a **motion** to adjourn the meeting at 8:15pm. Timothy D. Beard III second the motion. Meeting adjourned at 8:15 pm

Minutes taken and transcribed by:

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Deborah A. Brogan

Secretary Hamilton Township