

**Cumberland Township Board of Supervisors
Minutes of the November 23, 2010 Meeting**

The regular meeting was called to order at 7:00 p.m. by Vice-Chairman Underwood. Present were Supervisors Shealer, Golden and Phiel; Interim Manager Ben Thomas, Jr., Solicitor Sam Wiser, Carol Merryman, Tim Knoebel, Chief Boehs, Al Ferranto, Dale Molina, Don Sangirardi, Carolyn Greaney, Elizabeth Magner, Holly Martin, Steve Toddes, Speros Marinos, Allen Baldwin, Jim Brown, Tommy Gilbert, Richard Kitner, Mike Galassi, Bob Sharrah, Jim Piet, Scot Pitzer from The Gettysburg Times and Tim Prudente from The Evening Sun. Chairman Waybright was absent. The meeting was tape recorded.

Vice-Chairman Underwood led the Pledge of Allegiance.

Mrs. Golden made a motion to approve the Minutes of the October 26, 2010 regular meeting, as written, seconded by Mr. Phiel and carried.

Mr. Phiel made a motion to pay the bills, in the amount of \$108,045.90 from the General Fund, \$116,128.74 from the State Fund and \$3,995.48 from the Park and Rec account, seconded by Mrs. Golden and carried.

Engineer's Items: Mr. Knoebel reported on the following:

There are five plans on the agenda requesting extensions for approval and he recommended that all five plans have had sufficient progress to be extended.

Mr. Jim Piet, representing Cumberland Village, Phase II, Preliminary Plan, asked for a one-year extension due to the fact that GMA is unable to provide them with a public water allocation at this time. He added that they may not have the allocation for another year or two and he asked the Supervisors to consider a one-year extension. Solicitor Wiser requested that Mr. Piet send the township a reminder that the extension is expiring at least thirty-days prior to the expiration date. **Mr. Shealer made a motion to grant the request for a one-year extension for Cumberland Village, Phase II, Preliminary Plan seconded by Mrs. Golden and carried.**

Mrs. Golden made a motion to grant an extension for Cannon Ridge, Phase III, Final Plan until February 28, 2011 seconded by Mr. Phiel and carried.

Mr. Phiel made a motion to grant an extension for the Grandview Station Land Development Plan until February 28, 2011 seconded by Mrs. Golden and carried.

Mrs. Golden made a motion to grant an extension for the Grandview Station 3-Lot Subdivision Plan until February 28, 2011 seconded by Mr. Phiel and carried.

Mr. Phiel made a motion to grant an extension for the Enid Craumer Final Plan until February 28, 2011 seconded by Mr. Shealer and carried.

Visitors:

Mr. Al Ferranto, 501 Knight Road, asked if the public could ask questions during the public comment period. Solicitor Wiser stated that questions could be asked but, it is the Board's discretion whether they answer the question at that time. Mr. Ferranto also asked if the Supervisor's health and dental benefits are included in the 2011 Budget and he will wait until a statement is made later in the meeting but, he feels

that it is not appropriate given wage freezes for employees etc.

Mr. Thomas Lyons, 220 Old Mill Road, stated that crime is on the rise and the police presence is a great comfort to him and he feels that their service is being marginalized when it should be being enhanced.

Mr. Speros Marinos stated that he and his family were shocked by WCO Groves' death and are most proud of Cumberland Township's Police Department. He added that he visited Barlow VFD and he feels that a fire tax should be considered. He stated that he would like the township out of the Liquor Control Board concerns permanently and he asked that the zoning of his property at 912 Baltimore Pike be returned to Commercial. Lastly, he thanked the Board for their work on the budget.

Mrs. Holly Martin, 1402 Fairfield Road, stated that she lost a friend when WCO Grove was killed and she asked for a public display of appreciation for the police department. She also asked that the residents get to know the police officers because they have families and loved ones and this has been a difficult time for them and she is grieving for them.

Mr. Allen Balwin, 60 Confederate Drive, resident and Fire Chief, also thanked the Board and the staff for their part in preparing the budget and for their support of the Gettysburg and Barlow Volunteer Fire Departments.

Mr. Richard Kitner, 796 Blackhorse Tavern Road, addressed comments that were in the newspaper after last month's meeting and he also commended the Board and departments for their hard work on the budget.

Chief Boehs presented a written and oral report of police activities for the month of September including 518 complaints, 83 combined arrests, 107 traffic stops, 11 traffic accidents and 9,315 patrol miles. He added that they assisted other agencies 5 times and they were assisted 7 times. Chief Boehs stated that the officers that responded to the incident Thursday night were debriefed by the State Police CISD Unit and are back to work and the arraignment is tomorrow.

Mr. Thomas read a letter that he authored to IESI regarding contractual deficiencies. **Mr. Phiel made a motion seconded by Mr. Shealer and carried to authorize the letter regarding contractual deficiencies, written by Mr. Thomas, be mailed to IESI's Regional Manager with a copy to the District Manager.**

Solicitor Wiser reported that Ordinance 2010-137, that repeals Ordinance 2010-134 - Mechanical Device Tax, has been duly advertised in The Gettysburg Times and is ready for the Board's consideration. **Mr. Phiel made a motion to adopt Ordinance 2010-137 repealing Ordinance 2010-134 Mechanical Device Tax. The motion was seconded by Mrs. Golden and carried.**

Mr. Thomas reported that we received two quotes for total window replacement in the front office from Gettysburg Glass, Inc., in the amount of \$3,750.00, and Glass and Mirror, Inc. of Hanover, in the amount of \$3,652.73. He stated that in this case he did not feel that the low bid was the best bid because the glass from Gettysburg Glass has a much higher U value that will save on energy costs and also has a five-year warranty. He also reported that the new glass and the new roof will be paid for with the residue from the building loan. **Mr. Shealer made a motion to accept the bid from Gettysburg Glass, in the amount of \$3,750.00, as recommended by the Manager and Code Enforcement Officer, seconded by Mr. Phiel and carried.**

Mr. Thomas also reported that the township has two customers with past due invoices, in the amounts of \$12,355.50 and \$715.75, and he asked the Board to authorize him to issue a final letter to each of them

giving them 15 days to pay their balance in full or otherwise turn the accounts over to the solicitor for collection. **Mr. Phiel made a motion, per the Manager's recommendation, to authorize the collection of past due invoices for developer engineering review fees seconded by Mrs. Golden and carried.**

The Zoning Officer and Assistant Secretary's reports were reviewed.

Solicitor Wisner presented a Memorandum of Understanding (MOU) between Cumberland Township and the Cumberland Township Police Officers Association relating to certain provisions in the Collective Bargaining Agreement and prefaced his explanation by stating that the level of cooperation between the Supervisors and Police Association was unprecedented. The terms of the MOU are that the 4% base salary increase is frozen until the last pay in calendar year 2011, reductions in the uniform allowance for full-time and part-time officers and a reduction in part-time officer's hourly compensation rate. The MOU has been approved by the Police Officers Association. **Mr. Phiel made a motion to approve the Memorandum of Understanding regarding the Police Contract seconded by Mrs. Golden and carried.**

Mr. Phiel, on behalf of the Finance Committee, summarized the 2011 Budget process. He reported that the Board had decided that it could not be "business as usual" and proactively initiated a Five-Year Financial Study that was partially funded by the state and this study has proven to be very enlightening and valuable. He added that the Board determined that the days of going into the reserve were over and that a tax increase, given the state of the economy, was neither practical or desirable, and the Board made a strong commitment to avoid any tax increase in 2011. He reported that those objectives were met, while still maintaining the personnel and level of service at a high standard by changing the budget process by increasing the expectations of the Manager and Department Heads, the Manager and Department Heads looked at every item in the budget to reduce the whole cost, health insurance cost was reduced by over \$100,000.00 by changing companies and deductibles and a wage freeze was instituted for all non-uniformed staff. The Police Bargaining Unit agreed to forgo their contractual 4% base salary increase and accepted a decrease in their uniform allowance and a decrease in the part-time officers' hourly wage rate. He added that Chief Boehs, as well as Interim Manager Ben Thomas, Jr., took a voluntary 3% wage decrease to lead by example. He reported that the Supervisors are contributing one half of their total monthly stipend of \$200.00 to their health insurance cost in 2011. Mr. Phiel thanked everyone for their cooperation and stated that it was a real team effort and follow through will be required.

Mr. Thomas reported that the 2011 budgets have been authored to balance with no tax increase. The budgets include the General Fund, Highway Aid Fund and the addition of a Capital Reserve Fund, Park and Recreation Fund and Traffic Impact Fund has been made to make the General Fund Budget a true operational fund account to be analyzed monthly as the township has begun performance review budgeting. He added that the current real estate tax millage rate is 5.5 for 2010 and the 2011 equalized mill rate will be 1.4805 as certified by Adams County and 24 to 25% of the lands in the township will remain tax-exempt. He reported that there are no new capital expenditures proposed and no excess annual revenues to support depreciation and vehicle or equipment replacement in the future. The General Fund budget does include computer upgrades for the office and replacement of the Zoning/Code Enforcement vehicle with a used 4-wheel drive unit sometime in 2011 with a budget of under \$10,000.00. He added that the budget includes cuts in every department, including wage freezes, hourly work reductions, various salary reductions and the township is reviewing fees charged for services with anticipated fee increases based on actual costs for services rendered by the township staff. Mr. Thomas reported that the 2011 General Fund budget is just under \$2.5 million. **Mrs. Golden made a motion to approve the 2011 Preliminary General Fund, Highway Aid, Capital Reserve, Park and Recreation and Traffic Impact budgets to include authorization for legal advertising and public view until final approval by the Board on December 21, 2010 with no real estate tax increase seconded by Mr. Phiel and carried.** Mr. Thomas added that the line item budget will be on the website tomorrow.

Vice-Chairman Underwood stated that it is with great pleasure that she announce that the Board of Supervisors have decided to remove the Interim from Mr. Thomas' title and appoint him as the new Cumberland Township Manager. She added that Mr. Thomas has gained everyone's respect and the Board does not feel that they could find a better fit than Mr. Thomas.

There being no further business the meeting was adjourned at 7:50 p.m. by motion of Mrs. Golden seconded by Mr. Phiel and carried.

Carol A. Merryman, Asst. Secretary

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