

**Franklin Township, Adams County
Board of Supervisors Meeting**

July 7, 2022

SUPERVISORS PRESENT: Supervisor Crushong, Supervisor Santay, and Supervisor Williams.

OTHERS PRESENT: Bernard Yannetti, Solicitor, Gil Picarelli, KPI Technologies, Lynda Beckwith, Zoning Officer with PA Municipal Code Alliance, Susan Plank, Secretary/Treasurer, and Curt MacBeth, Roadmaster.

CALL TO ORDER

PUBLIC COMMENT ON AGENDA ITEMS ONLY

There was no public comment.

APPROVAL OF MINUTES

MOTION by Supervisor Williams, seconded by Supervisor Santay to approve the June 2, 2022 Board of Supervisors Meeting Minutes and the June 16, 2022 Board of Supervisors Workshop Meeting Minutes. Motion carried, 2-0 with Supervisor Crushong abstaining as he was not present at the Workshop Meeting.

APPROVAL OF BILL LIST #7

MOTION by Supervisor Crushong, seconded by Supervisor Williams to approve Bill List #7 – General Account - \$86,755.30 Check Nos. 37709 – 37793, State Fund Account - \$130,657.18 Check Nos. 6633 – 6634, American Rescue Fund Account \$6,900.00 Check No. 104 for a total of \$224,312.48. Motion carried, 3-0.

PRELIMINARY/FINAL PLAN

Escrow Reduction for WWII Museum – Gil Picarelli, KPI Technologies informed the Board that they have reviewed the request and suggest that the Board release \$10,900.00 leaving a balance of \$27,260.00. Gil Picarelli, KPI Technologies informed the Board that there is a Rain Garden, which they called for inspection, it rained and they canceled. Eventually they did it without calling, KPI did not see what kind of soil was used and there is nothing growing there at this time. The signs that were discussed are not up at this time. Solicitor Yannetti informed the Board that the Township should remind the Museum that they have an obligation to put the signs up as discussed.

MOTION by Supervisor Crushong, seconded by Supervisor Williams to reduce the bond by \$10,900.00 with a remaining balance of \$27,260.00. Motion carried, 3-0.

STORMWATER MANAGEMENT PLAN

Keefer – 3375 Chambersburg Road

Allen – 2220 Chambersburg Road

Habitat for Humanity – 40 Orrtanna Road

Gil Picarelli, KPI Technologies informed the Board that the three (3) Stormwater Management Plans listed were reviewed and approved.

REPORTS

Reports will be posted on line for review

OLD BUSINESS

American Rescue Plan Funding Act: There was discussion on what the Board thoughts were on spending the balance of the funds. Susan Plank, Secretary/Treasurer that the 2nd draw is now expected sometime in July.

1. Route 30 Culvert Repair

Supervisor Santay asked where the Township was with permitting. Gil Picarelli, KPI Technologies informed the Board that there was a hit for Bog Turtles. He informed the Board that KPI explained what the Township wanted to do and informed them the work would be done inside the pipe and that there will be no disturbance outside the pipe. DEP is favorable to this but they still have to submit the application and he is hoping to get approval without a Bog Turtle study. Curt MacBeth informed the Board that the estimate for this repair is approximately \$52K. Supervisor Santay asked the Board if they are in favor of funding this project with Rescue Funds and the reply was yes. The Board did not make a motion on this as they are waiting to get a final cost.

2. Purchase of new trucks

The Board decided to wait until the Township gets closer to the actual delivery of the trucks to decide if the trucks will be paid using the Rescue Funds. Susan Plank, Secretary/Treasurer informed the Board that the Township received an email from Real Lease the current Municipal rate is at 4.44% for financing and it is fluctuating. Per Curt MacBeth, expected delivery date would be Spring of 2023.

Constable Memorandum of Understanding – No Update.

D. Garlach – Yard Sale at 6215 Chambersburg Road

Susan Plank, Secretary/Treasurer informed the Board that Mr. Garlach was not present but that he was in the Township to pick up a Letter of Awareness from the office to notify PennDot that the Township was aware that he is applying for a Highway Occupancy Permit. Lynda Beckwith informed the Board that the Yard Sale Permit application has been updated to show the requirements along Route 30 (Chambersburg Road). The Board instructed Susan Plank, Secretary/Treasurer to get a copy to Solicitor Yannetti to review.

Columbia Gas – Road Repair Estimate

Curt MacBeth, Roadmaster informed everyone that Columbia Gas has a project from Hundredfold Farm to Tick Toc this year and from Hundredfold Farm to High Street next year. They are replacing their line and adding laterals to all the residents. Supervisor Santay asked if anyone has discussed with Columbia Gas the repairs that are expected to the Township Road when these projects are done? Mr. Justin Henry, P.E., Sr. Field Engineer, Columbia Gas informed everyone that their plan now is to jack and bore under the culvert on Old Route 30. Jonathan Kilmer, Environmental Coordinator for Columbia Gas informed everyone that they would apply for GP11 with DEP and also the Erosion Settlement Control for the project. Columbia gas expects the permitting to take 3-6 months. Justin Henry, Columbia Gas informed everyone that the project will probably not start until March, 2023. Supervisor Santay asked is they could send drawings of what the project will look like and informed Columbia Gas that further discussion will be required before any work is started. Shelia Furman, Construction Leader, Columbia Gas asked if the Township was planning on any road work in this area. Curt MacBeth, Roadmaster commented that the Township has no plans for any road work in this area.

NEW BUSINESS

Lynne & Bennett Peters – 60 W. Mountaintop Drive – Tree Trimming

Mr. and Mrs. Peters were in attendance to discuss the tree trimming that was done near their home. Mr. Peters informed the Board that he was not happy with the way the tree trimming was done and he thought it was not needed to be done. He was under the impression that this project was bid out; Supervisor Santay informed Mr. Peters that the Township Road Crew does this in-house. Supervisor Santay also informed Mr. and Mrs. Peters that the reasoning for the tree trimming was to help with preserving the road and allowing sunshine in to help in the winter time. The Township has a 50' right-of-way and can cut on this right-of-way. Mike Spielman, Fire Chief, Buchanan Valley Volunteer Fire Company commented that they have a hard time getting into the cul-de-sac because of the trees and that he has requested that the trees be trimmed to be more accessible for rescue vehicles. Mr. Peters would like in the future to have someone to come and meet with him and let him know what needs to be trimmed and he will take care of it himself.

Fire Boxes – Mr. Brad Kommeth – Adams County GIS Department

Mr. Brad Kommeth – Adams County GIS Department addressed the Board to give them a copy of the map that Adams County has used to address the Fire Boxes for the Township. Mr. Kommeth informed everyone that lines have been pushed back to cover entire parcels. Mike Spielman, Fire Chief, Buchanan Valley Volunteer Fire Company and Jeff Bowling, Fire Chief, Cashtown Community Fire Company agreed to changes that were made to the map. The Board and the Fire Companies had no comments of the map that was presented.

MOTION by Supervisor Williams, seconded by Crushong to allow Brad Kommeth, Adams County GIS to move from a draft plan to a final plan for the fire boxes in Franklin Township which have been approved by the Fire Chiefs from Arendtsville, Buchanan Valley, and Cashtown Fire Departments. Motion carried, 3-0.

4246 Chambersburg Road – Mower/Gun Shop

There have been two (2) complaints about target shooting at this location. Both complainants were in attendance and voiced their concerns. Mr. Bill Lumpkin informed the Board that he manufactures and sells firearms and they need to be tested and he has created a backstop that they test shoot the firearms. There was much discussion on both sides about this concern. Resident Brian Redding asked if a shooting range was part of the Occupancy approval? Supervisor Santay commented on what was read by Lynda Beckwith, Zoning Officer, PA Municipal Code Alliance that a shooting range was not part of the Occupancy approval. The Board asked that Lynda Beckwith, PA Municipal Code Alliance complete an analysis of a shooting range and send to Solicitor Yannetti so that he can make an informed decision on whether this is permitted according to the occupancy approval and Zoning Ordinance. The Board asked Susan Plank, Secretary/Treasurer to get a copy of the FFL from the Sheriff's office and to contact Rusty Ryan, Adams County Conversation if they have any concerns with this.

COVID Personnel Policy

Susan Plank, Secretary/Treasurer informed the Board that the COVID Personnel Policy reads that the Township will pay for time off when employees are diagnosed with COVID. The Board would like to amend the policy to read that if an employee is diagnosed with COVID that the employee must use sick time to cover for time off.

MOTION by Supervisor Crushong, seconded by Supervisor Williams to amend the COVID Personnel Policy to read that if an employee is diagnosed with COVID that the employee must use sick time to cover time off. Motion carried, 3-0.

St. Thomas Development – Asphalt Cost

Curt MacBeth, Roadmaster informed the Board that the representative that bids asphalt for St. Thomas Development contacted him to let him know that they had a sales meeting and since the bids were in March; they have had three (3) increases in oil prices since then and they have taken a major hit on blacktop. Curt also informed the Board that our

previous Liquid Fuels Rep advised the Township to take the 10% escalating clause out of our contracts, so that the Township would know exactly what its cost would be. With this being said; St. Thomas Development is asking if the Township can help them out in anyway with the fuel cost. Solicitor Yannetti informed the Board that he does not recommend that the Township make any donation to St. Thomas Development. It was bid and the Contract amount is what is to be paid.

Planning Commission Members – Class in York – PSATS - \$49.00 per member – September 14, 2022 – 6:00 pm to 8:30 pm

Susan Plank, Secretary/Treasurer informed that Eric Miller, Secretary for the Planning Commission asked that she bring this before the Board for approval.

MOTION by Supervisor Williams, seconded by Supervisor Santay to approve seven (7) Planning Commission Members to attend the class in York, PA on September 14, 2022 from 6:00 pm to 8:30 pm and also for the Township to pay for the class at a cost of \$49.00 per member and reimbursement of mileage. The Board would like the Commission members to carpool if at all possible. Motion carried, 2-0 with Supervisor Crushong abstaining as he sits on the Commission.

6-month Budget review for 2022

Susan Plank, Secretary/Treasurer supplied the Board with a 6-month budget for their review. Susan informed the Board that the Liquid Fuels (State Fund) budget's project is complete and the Township has an access of \$40k which Curt MacBeth, Roadmaster is planning on using on sealcoating more roads.

Susan Plank, Secretary/Treasurer informed the Board that she doesn't has any concerns concerning the General Budget at this time but will continue to keep a close eye on the numbers in the next couple of months. She did point out that there may be some changes in several line items: Income – Plans Review and Land Use permit income are down at the 6-month review. Expense – Constable cost are down, Building Maintenance has 50K for a new building (Capital Expense for future), Code Enforcement and Zoning expenses are up and so are Worker's Compensation coverage cost.

MOTION by Supervisor Crushong, seconded by Supervisor Williams to move \$250k from the PGLIT account into a 6-month CD. Motion carried 3-0.

GUESTS

Resident Redding commented on the Gun Shop saying that he has had an FFL for 26 years and has never had a complaint in Straban Township. Pat (Mr. Redding's brother) has sold over 8,000 guns in a year. Mr. Redding thinks that the Township was gracious with the product line as far as two (2) businesses. Mr. Redding said that the use was to sell and with what Lynda Beckwith, Zoning Officer, PMCA said Section 175 – Uses with a Nuisance affect; that is like a catch all thing for anything. He feels that the residents should not have to come into the Township to reasonably enjoy their own property. Mr. Redding commented that he thinks that there are going to other complaints and heaven

for-bid if someone should get hurt. Mr. Redding is not anti-business, but the Board allowed it. He believes that it is sitting on pretty thin ice with the shooting range. The Board or PMCA approved the product line but to Mr. Redding the shooting range changes the use and should go before the Zoning Hearing Board for approval.

Chief Bowling, Cashtown Community Fire Department asked about the road issue at Orrtanna Road and High Street where the pavement has pushed up. Curt MacBeth, Roadmaster informed everyone that he has been in touch with PennDot and was informed that they would put it on their schedule for sometime this summer. The Board would like Curt to contact PennDot again to verify that they are planning on taking care of this this year.

ADJOURN

MOTION by Supervisor Crushong, seconded by Supervisor Williams to adjourn the meeting at 8:38 pm.

Respectfully submitted,

Susan J. Plank
Secretary/Treasurer

Chairman _____

Vice-Chairman _____

Supervisor _____