

**Franklin Township, Adams County  
Board of Supervisors  
Regular Meeting  
September 7, 2017**

**SUPERVISORS PRESENT:** JR Crushong and Chris Santay

**OTHERS PRESENT:** Gil Picarelli, KPI Technology, Bernie Yannetti, Solicitor, Jeffrey Black, Roadmaster, Susan Plank, Secretary/Treasurer.

**APPROVAL OF MINUTES**

**MOTION by Supervisor Santay, seconded by Supervisor Crushong, to approve the minutes for the Workshop and Regular Meeting held August 3, 2017 and for the Special Meeting held August 28, 2017. Motion carried, 2-0.**

**APPROVAL OF BILL LIST #9**

**MOTION by Supervisor Santay, seconded by Supervisor Crushong, to approve Bill List #9 General Fund Checks 34431-34493 totaling \$272,776.33. Motion carried, 2-0.**

**PRELIMINARY/FINAL PLAN** – Gil Picarelli, KPI Technologies informed the Board that All Land Surveying, LLC sent in a 90-day extension for the Kalathas – Land Development Plan for Mini Storage Units on Chambersburg Road

**Motion by Supervisor Santay, seconded by Supervisor Crushong to grant the 90-day extension for the Kalathas Land Development Plan for Mini Storage Units on Chambersburg Road. Motion carried, 2-0.**

**STORMWATER MANAGEMENT PLAN** – No Stormwater Management Plans were presented to the Board.

**REPORTS – ALL REPORTS ARE AVAILABLE FOR REVIEW UPON REQUEST AND ON THE TOWNSHIP WEBSITE.**

**OLD BUSINESS**

**Zoning Hearing Board Solicitor** – Supervisor Crushong informed everyone that Mr. Wilcox has retired and will no longer be available for the Zoning Hearing Board Solicitor. Solicitors that were interested were sent to the Zoning Hearing Board for their comments and the Zoning Hearing Board has agreed on Battersby Law Firm in Fairfield, PA.

**Motion by Supervisor Santay, seconded by Supervisor Crushong to appoint Battersby Law Firm as the Zoning Hearing Board Solicitor. Motion carried, 2-0.**

### **Alley at Mennonite Cemetery in Mummasburg:**

Solicitor Yannetti explained that there has been a request from the Heflin family's Attorney pointing out that there are some issues with access to the Mennonite cemetery in Mummasburg and there are a couple different avenues that can be construed.

1. Some sort of civil law suit that the family could file.
2. A suggestion that the Township consider opening the alley.

Whenever you have a plan, which Mummasburg is a Village, as a Second-Class Township the law says the Township can open the alley if they go through a process or the alternative that someone else could petition the Township to open the alley.

The Township would have to do the following to open the alley:

1. An Ordinance drafted.
2. Advertise the Ordinance several times.
3. Public Hearing would be held concerning the Ordinance.
4. Notices would have to be sent out to all property Owners that are adjacent to the alley.

If the Township decides not to open the alley the family can petition the Township to do so and then the Township would have 60 days to response. If the Township does not respond in 60 days then the petitioner can go directly to the Common Pleas Court and have it heard by a Judge and he or she would make a decision on whether to open it or not. If the Court makes a decision to open the alley the Township would then be responsible for the maintenance of the alley. The alley has to have a minimum of a 15' right of way but the one in Mummasburg is 20'.

Supervisor Santay asked if the Township takes on this alley does the Township have to take on all the alleys in Mummasburg? Solicitor Yannetti informed the Board that the Township would not have to take on all the alleys.

The Heflin family asked approximately how long the process would take and when it is does how is it enforced. Solicitor Yannetti said that anyone could call the State Police if there was a problem accessing the cemetery and he also told the Heflin family that it would take approximately 90 to 150 days to go through the process of getting the Ordinance to pass. Also, if someone does not agree with the Ordinance then they could appeal it and then the process would be longer.

The Supervisors would like to review the area before they make a decision on this to see what all needs to be done for the Township to take the alley over.

**Motion by Supervisor Santay, seconded by Supervisor Crushong to table the decision of starting the process of opening the alley near the Mennonite Cemetery in Mummasburg until the Board has time to review the area. Motion carried, 2-0.**

**Park and Recreation Plan Update:**

Bernie Yannetti informed the Board of Supervisors that the Park and Recreation plan is in its final stages and the School District is drafting an agreement which Solicitor Yannetti will have well in advance of the October BOS Meeting for the Board to review.

**NEW BUSINESS**

**Truck Building Concrete Bids:**

Susan Plank, Secretary informed the Board that three (3) contractors were contacted and two (2) out of the three have given proposals for the Truck Building Concrete project. Susan did inform everyone that she did contact Gary Rebert and has not gotten a response for an updated price per the new specs written by the Board. Mr. Rebert gave a price last year but items had changed and the Township was requesting an updated price from Mr. Rebert and has gotten no response.

The bids are as follows:

John Miller Concrete:	\$17,778.72
Kyle Miller Concrete Construction	\$15,600.00

**Motion by Supervisor Santay, seconded by Supervisor Crushong to table the decision of awarding the concrete bid for the Truck Building until the Board has time to review the bids. Motion carried, 2-0.**

Supervisor Crushong asked about timeframe for the work. Kyle Miller was present at the Meeting and said that his timeframe is Mid-October to complete the project. Susan Plank, Secretary is to scan the proposals and send to the Board for their review.

**County Trash Contract:**

Supervisor Crushong informed everyone that the Board needs to appointment someone to attend the pre-bid meeting on September 15, 2017 at 10:00 a.m. at the AG Center (670 Old Harrisburg Road, Gettysburg) and to attend the actual bid opening on October 11, 2017 at 9:00 a.m. at the Historic Courtroom of the Adams County Courthouse at 117 Baltimore Street, Gettysburg, PA.

**Motion by Supervisor Crushong, seconded by Supervisor Santay to appoint Susan Plank, Secretary/Treasurer to attend the pre-bid meeting on September 15, 2017 at 10:00 a.m. at the AG Center (670 Old Harrisburg Road, Gettysburg) and to attend the actual bid opening on October 11, 2017 at 9:00 a.m. at the Historic Courtroom of the Adams County Courthouse at 117 Baltimore Street, Gettysburg, PA. Motion carried, 2-0.**

Supervisor Crushong asked Solicitor Yannetti if the Township had to accept the County Bid? Solicitor Yannetti told the Board that the Township does not have to accept the bid and that the Township has a one (1) year option on their contract with Parks Garbage. Supervisor Santay asked about deeming Advance Disposal as an irresponsible bidder, how long is that good for? Solicitor Yannetti said he would like to look into that and that he thinks he would be harder to do because they would say they have redeemed themselves.

## **GUESTS**

Resident Joe Riddlemoser asked about the County Recycling program and if the Township is considering helping to fund the County Recycling Program. Supervisor Crushong informed Mr. Riddlemoser that this is in the early stages. The County wants to see what it cost to have the event and then it may become a joint adventure with the Townships and Boroughs in Adams County. It is in the early planning stages and there is no data at this time. Franklin Township is still looking into Electronic Recycling cost on their own at this time but again it is in the early stages.

Resident Darrin Flake questioned the Board if they are or would consider a Local Police Force? Mr. Flake said that back in 2008 there was a study done and it was tabled and nothing was done. Jeff Black, Roadmaster said that there was a survey sent out to all the residents about a Local Police Force and he thought 78% of the residents did not want one. Resident Joel Riddlemoser said that the Meeting Room was over filled with residents out the door who were against a Local Police Force. Resident Flake asked if the Township does not have to have a Local Police Force to enforce a Noise Ordinance that is being consider how would it be enforced? Solicitor Yannetti informed Mr. Flake that the Noise Ordinance would be enforced by the Code Enforcement Officer and does not have to be enforced by Police.

Mr. Flake asked if the Township has a Noise Ordinance. Supervisor Santay responded that it was being consider and on the Agenda. Mr. Flake asked again if the Township would consider a Local Police Department survey to their residents. Supervisor Santay replied that, this is where he is on the subject; there has been a lot of talk about paying for State Police Coverage in Harrisburg and he was waiting to see what happened in Harrisburg and if they force the Townships to do that then Supervisor Santay would consider other options.

Resident Darrin Flake also asked about a study with PAWC about buying the Township water system. Mr. Flake commented that it doesn't need to be done now but thinks the Township should obtain a good working relationship with PAWC and keep the lines open about the Sewer System and maybe purchasing the Water System from the Township. Solicitor Yannetti replied that Franklin Township would need to get an estimate from KPI about a study. Supervisor Crushong informed Mr. Flake that the Township is planning on having a joint meeting with the Water Authority at the beginning of the year when the new Supervisor gets elected.

Resident Darrin Flake asked when a Noise Ordinance would be considered. Solicitor Yannetti replied sometime in November, after the Board reviews their options.

Supervisor Santay wanted to recognized the road crew for their hard work during the storm that went through Franklin Township on Tuesday. The crew did an excellent job of getting roads open and contacting utility companies about wires down and power outages. Supervisor Santay wanted to also thank his colleagues and advisors for all their hard work for the Township.

There being no further business to conduct, meeting adjourned at 7:40 p.m.

Respectfully submitted,

Susan J. Plank  
Secretary

Chairman \_\_\_\_\_

Supervisor \_\_\_\_\_

Supervisor \_\_\_\_\_