

**Freedom Township Board of Supervisors
Regular Meeting
February 9, 2022
7:00 P.M.**

Board of Supervisors

Matt Young, Chairperson (via phone)
Paul Kellett, Vice-Chairperson
Brett Johnston

Township Officials

Zach Gulden, Township Manager
Linus Fenicle, Township Solicitor
Sherri Hansen, Liberty Twp. Police Chief

Members of the Public Present

Ed Buchheit, Mary Buchheit, Harry Scott, George Chorba, James Rife, Katie Carroll, Judy Bugert, Elaine Floyd, Ricky Floyd, Maria Smith, Jason VanDyke, Dave Swomley, Darlene Storm, Charles Mcelhose, Joe Bowden, Bonnie Chapman, Melvin Chapman, Jim Geleta, Wade Alexander, James O'Shea, Ethel Williams, & Frank Williams.

Call to Order

Vice-Chair Kellett called the Board of Supervisor's Meeting to order at 7:00 P.M.

Vice-Chair Kellett made a **MOTION** to amend the agenda to include under new business B, items 1 and 2 as follows:

1. Ordinance 2022-01 - Adoption of Article I and Article II referenced in the codification of Township ordinances, per capita tax and earned income and net profits tax, which articles have been advertised for adoption this evening.
2. Ordinance 2022-02 - Adoption of amendments to Chapter 195 and Chapter 230, subdivision and land development ordinance and zoning ordinance, which ordinances have been advertised for adoption these evening and which ordinances have been through the Township Planning Commission and County Planning Commission and which the Planning Commissions have recommended adoption.
3. Ordinance 2022-03 – This will approve, adopt, and enact an ordinance of codification; to provide for the repeal of certain legislation; to save from repeal certain other legislation; and to provide penalties for tampering with the code.

The **MOTION** was **SECONDED** by Mr. Johnston. The motion carried unanimously (3-0).

Public Comment

None

Approval of Minutes

Vice-Chair Kellett made a **MOTION** to approve the Minutes of the January 3, 2022 reorganization meeting. The **MOTION** was **SECONDED** by Mr. Johnston. The motion carried unanimously (3-0).

Vice-Chair Kellett made a **MOTION** to approve the Minutes of the January 3, 2022 regular meeting. The **MOTION** was **SECONDED** by Mr. Johnston. The motion carried unanimously (3-0).

Monthly Expenses

Vice-Chair Kellett made a **MOTION** to approve the bills in the amount of \$33,105.84 from the General Fund, \$1,272.12 from the Park & Rec Fund, & \$937.46 from the Escrow Account. The **MOTION** was **SECONDED** by Mr. Johnston. The motion carried unanimously (3-0).

Manager & Road Reports

The Manager completed the following tasks in January:

- Filed quarterly tax reports.
- Finalized financial records for 2021 audit and delivered to auditor.
- Processed 1x zoning permit.
- Processed 1x driveway permit.
- Completed and submitted truck grant reimbursement with the state.
- Completed the 2021 survey of financial conditions with the state.
- Completed the 2022 AG-385 with the state.
- Completed the 2022 PURTA tax document with the state.
- Completed the 2022 elected and appointed officials form with the state.
- Attended the Board of Auditor's meeting on the 4th.
- Completed the Board of Auditor's meeting minutes.
- Processed a conditional use application.
- Misc. website updates.
- Completed the Board of Supervisor's regular & reorganizational meeting minutes.
- Prepared and submitted worker's compensation audit financial information.
- Met county representative at the park for inspection in order to finalize grant.
- Prepared and delivered Planning Commission meeting packets.
- Updated county's emergency preparation call list.
- Update PA 811 membership information.
- Completed PennDOT acknowledgement letter for the Adams Apple Bike Ride.
- Updated County's planning department contact list for their website.
- Completed 1x right-to-know request.
- Completed 1x deposit.
- Completed 2021 PennDOT MS-965 liquid fuel's report.

- Completed 1x zoning permit exemption letter for window replacement project.

The Public Works Department completed the following tasks in January:

- Track pick-up, leaf clearing from ditches and culverts, clearing of fallen trees and limbs on and along roadways.
- Put up snow markers on Shriver Road and various other places.
- Prep for trucks for ice and snow storms. Plowed and antiskid roads. Cleared snow from parking lot and walkways.
- Called and had delivered various road signs and snow plow edges from Chemung Supply.
- Changed snow plow edges on International Truck.
- Mount hanging brackets, made and donated by Ed Wenschhof, for snow plow edges and misc. shop work.
- Went to NAPA Auto Supply to pick up oil, grease, etc.
- Met with Jim Bigham about a driveway permit on Shriver Road.
- Return PA 1 calls.

Public Works Employee	Hours Worked
Mike Wenschhof	120
Herb Milligan	15.5

Vice-Chair Kellett made a **MOTION** to approve January’s Road Report as submitted. The **MOTION** was **SECONDED** by Mr. Johnston. The motion carried unanimously (3-0).

EMS, Fire, & Police Reports

Adams Regional Emergency Medical Service (AREMS) had 5 calls in December 2021, 49 total calls in 2021, and 5 calls in January 2022 in Freedom Township.

Greenmount Fire Department had 11 calls in the month of January: 3 commercial fires, 3 residential alarms, 1 barn fire, 1 residential fire, 1 transfer/standby, 1 public service, and 1 traffic accident – BLS.

Ms. Hansen presented the police report. Liberty Township Police worked 25 hours in the month of January. There was one 911 call, 28 traffic citations, and 13 written warnings. Officer Roosen made a DUI arrest. They are continuing to run speed and write citations on Bullfrog and Emmitsburg Roads.

Old Business

- A. **Approval of a contract with Gettysburg Stove & Solar in the amount of \$20,691.00 for a 9.90kW roof mounted solar system for consideration.**

- **The project was approved in the 2022 budget. 25-year production warranty & 12.1 year's estimated payback period. After payback period, 12.9 year's estimated electric savings of \$22,090.35. Savings increase as electric company increases cost per kWh.**

Vice-Chair Kellett made a **MOTION** to approve a contract with Gettysburg Stove & Solar in the amount of \$20,691.00 for a 9.90kW roof mounted solar system with the following condition:

1. The contract shall be reviewed and approved by the Township Solicitor.

The **MOTION** was **SECONDED** by Mr. Johnston. The motion carried (2-1). Chair Young voted Nay.

B. Award the 2022 stone contracts for consideration.

Mr. Gulden stated the low bids for each item, which are outlined in the following motion.

Vice-Chair Kellett made a **MOTION** to approve the bid from New Enterprise Stone & Lime Co, Inc. for #4 stone, #67 stone, and cold mix and the bid from Specialty Granules, LLC. for 2A aggregate, 2RC aggregate, #3 stone, #8 stone, #57 stone, screenings, gabion stone, and AS3 anti-skid. The **MOTION** was **SECONDED** by Mr. Johnston. The motion carried unanimously (3-0).

C. Approval of a contract with Chain Effect in the amount of \$2,745.00 for a new municipal sign for consideration. The project was approved in the 2022 budget.

Vice-Chair Kellett made a **MOTION** to approve a contract with Chain Effect in the amount of \$2,745.00 for a new municipal sign with the following condition:

1. The sign may not be installed until May 1, 2022.

The **MOTION** was **SECONDED** by Mr. Johnston. The motion carried unanimously (3-0).

D. Alan D. Trider Revocable Trust dated June 23, 2005 Preliminary/Final Subdivision Plan withdrawal request.

The Board acknowledged the plan withdrawal.

E. Alan D. Trider Revocable Trust dated June 23, 2005 Conditional Use Application (Campground) for 2047 Pumping Station Road, Fairfield, PA 17320 withdrawal request.

The Board acknowledged the plan withdrawal.

New Business

- A. Conditional use application for 602A Middle Creek Road – Cottage Industry.**
- 1. Forward application to the Adams County Planning Department and Township Planning Commission (March 2, 2022 @ 7:00PM) for review and comment for consideration; and**
 - 2. Approval of an advertisement to set the conditional use public hearing for _____, _____, 2022 @ _____ PM for consideration.**

Vice-Chair Kellett made a **MOTION** to forward the conditional use application for 602A Middle Creek Road to the Adams County Planning Department and Township Planning Commission for review and comment, and approval of an advertisement to set the conditional use public hearing for March 9, 2022 at 6:00PM and final vote at their regularly scheduled meeting on March 9, 2022 at 7:00PM. The **MOTION** was **SECONDED** by Mr. Johnston. The motion carried unanimously (3-0).

B. Codification:

- 1. Ordinance 2022-01 - Adoption of Article I and Article II referenced in the codification of Township ordinances, per capita tax and earned income and net profits tax, which articles have been advertised for adoption this evening.**

Mr. Fenicle stated no changes to the tax rates have been made. This is an administrative process in order to approve the codification project.

Vice-Chair Kellett made a **MOTION** to approve Ordinance 2022-01. The **MOTION** was **SECONDED** by Mr. Johnston. The motion carried unanimously (3-0).

- 2. Ordinance 2022-02 - Adoption of amendments to Chapter 195 and Chapter 230, subdivision and land development ordinance and zoning ordinance, which ordinances have been advertised for adoption this evening and which ordinance have been through the Township Planning Commission and County Planning Commission and which the Planning Commission have recommended adoption.**

Mr. Gulden stated that the County Planning Department has provided a memo to the Township on January 11, 2022 recommending approval of the amendments. The Township's Planning Commission also recommended approval at their meeting on February 2, 2022. The amendments clean-up small administrative errors in order to meet state law standards.

Vice-Chair Kellett made a **MOTION** to approve Ordinance 2022-02. The **MOTION** was **SECONDED** by Mr. Johnston. The motion carried unanimously (3-0).

- 3. Ordinance 2022-03 – This will approve, adopt, and enact an ordinance of codification; to provide for the repeal of certain legislation; to save from repeal certain other legislation; and to provide penalties for tampering with the code.**

Mr. Gulden stated this is the final step in the codification project.

Vice-Chair Kellett made a **MOTION** to approve Ordinance 2022-03. The **MOTION** was **SECONDED** by Mr. Johnston. The motion carried unanimously (3-0).

- C. Approval of Resolution 2022-05 for consideration – sets compensation of Planning Commission members pursuant to Chapter 33 of the Code of Ordinances.**

Mr. Gulden recommended raising the salary from \$25.00 to \$35.00 per meeting.

Vice-Chair Kellett made a **MOTION** to approve Resolution 2022-05, which sets the Planning Commission member's salary at \$35.00 per meeting. The **MOTION** was **SECONDED** by Mr. Johnston. The motion carried unanimously (3-0).

- D. Approval of a stormwater management practices, facilities, and systems maintenance and monitoring agreement with Hugh and Nell Matthews for consideration.**

Vice-Chair Kellett made a **MOTION** to approve a stormwater management practices, facilities, and systems maintenance and monitoring agreement with Hugh and Nell Matthews. The **MOTION** was **SECONDED** by Mr. Johnston. The motion carried unanimously (3-0).

- E. Approval of a mailbox reimbursement to property owner at 165 Dawn Road due to damage from snow plow.**

Vice-Chair Kellett made a **MOTION** to approve reimbursement of up to \$220.00 once the property owner provides receipts to the Township Manager. The **MOTION** was **SECONDED** by Mr. Johnston. The motion carried unanimously (3-0).

- F. Award waste contract to Park's Garbage Service, Inc. for consideration.**

- **Municipal solid waste collection & disposal (including large item, covered device recycling drop-off events, bi-weekly recycling) – Yearly cost \$303.00**
- **Standard per-bag service (12 tags) - \$60.00**
- **Additional bags - \$5.00**
- **Wheeled toter – yearly cost - \$24.00**

Vice-Chair Kellett stated Park's Garbage Service, Inc. was the lowest responsible bidder.

Vice-Chair Kellett made a **MOTION** to award a 3-year waste/recycling contract to Park's Garbage Service, Inc. with the option to extend 1 additional year. The **MOTION** was **SECONDED** by Mr. Johnston. The motion carried unanimously (3-0).

G. Consideration of amendment of the zoning ordinance to have campgrounds allowed as a conditional use in the Mixed Use and Commercial Corridor Zoning Districts and removed from the Rural Conservation Zoning District.

Vice-Chair Kellett made a **MOTION** direct the Township's solicitor to prepare an amendment of the zoning ordinance to have campgrounds allowed as a conditional use in the Mixed Use and Commercial Corridor Zoning Districts and removed from the Rural Conservation Zoning District, approval of an advertisement to have a public hearing on this matter on March 16, 2022 at 6:00PM and a special meeting to consider the amendment on March 16, 2022 at 7:00PM, and forward the proposed amendment to the County Planning Department and Township's Planning Commission for review and comment. The **MOTION** was **SECONDED** by Mr. Johnston. The motion carried unanimously (3-0).

Other Business (for informational purposes)

A. The Chamber of Gettysburg Adams Apple Bike Ride – May 7, 2022.

Vice-Chair Kellett asked Mr. Gulden to reach out to the Chamber of Gettysburg and ask them not to place permanent spray paint on the roads.

Chair Young asked Mr. Gulden to reach out to the Chamber of Gettysburg and remind them to follow bike laws – single file, etc.

B. FREE at-home COVID-19 tests – www.covidtests.gov

Public Comment

Katie Carroll thanked the Board for starting the zoning text amendment process for campgrounds.

Melvin Chapman – asked how long does it take to approve a zoning text amendment? Mr. Gulden stated up to 90-days.

Jason VanDyke – asked what would happen if the Middle Creek Retreat resubmits their campground conditional use application before the zoning text amendment is approved? Mr. Fenicle stated we are not going to answer hypothetical questions.

Charles Mcelhose – asked if the Township roads are sufficient to handle a campground? Mr. Gulden stated the applicant for any campground would need to provide a traffic impact study to determine if road improvements are necessary.

Joe Bowden - requested the Board reach out to the State Police and ask them to run speed radar on Bullfrog Road, between Pumping Station Road and Emmitsburg Road, due to drivers going over the speed limit. Mr. Gulden stated he would speak with the police chief of Liberty Township.

Adjournment

There being no further business, Vice-Chair Kellett made a **MOTION** to adjourn. The **MOTION** was **SECONDED** by Mr. Johnston. Vice-Chair Kellett adjourned the meeting at 8:25 P.M.