

# Cumberland-Franklin Joint Municipal Authority

(May 8, 2008)

- Chairman Steve Oldt called the meeting of the Cumberland-Franklin Joint Municipal Authority to order in the office of C.F.J.M.A. at 6:00 p.m. A moment of silent meditation and the pledge to the flag followed.
- Those present were:

Dwain Koser  
Tom Ginnick  
Lisa Suders  
Angelique Rininger  
Richard Perry  
Thomas H. Bown, II

Dale Heberlig, Sentinel  
Fred E. Clapsaddle, Jr.  
Jerome Kater  
George Bauserman  
Randall Kendig  
Bonnie Bown

Jim Robinson, Solicitor  
Charles Heckman  
Steve Oldt  
Vic Kicera, Deerfield Project  
Lance Kegerreis, Engineer  
Donald R. Monte, Jr.

- The minutes for the April 10, 2008 meeting were approved, as presented, on a motion given by Mr. Clapsaddle and seconded by Mr. Heckman. Motion carried.
- There were no Public Comments at this meeting.
- There was no Correspondence at this meeting.
- Motion was given by Mr. Clapsaddle to approve the Treasurer's Report as submitted. Mr. Heckman seconded the motion and it carried.
- Under Solicitor's Report, Attorney Jim Robinson informed the board that he had prepared an indemnification agreement for sub contractors, contracted by CFJMA, which holds CFJMA not liable for any injury that should occur on the job. He didn't have it at this meeting, but will present it next meeting.

He reported that there are 7 easements in the Letterkenny Project that have not been signed to date. He presented **Resolution 2008-03**, which "authorizes the taking by condemnation for temporary and permanent easements for the installation of a public sewer system in Letterkenny Township, Franklin County, Pennsylvania". (**See attached**) Mr. Clapsaddle motioned to accept the resolution and Mr. Heckman seconded the motion. Motion passed. Mr. Kater opposed the motion. This resolution empowers him to take action necessary to start eminent domain procedures for ones who haven't signed their easements.

- Under Manager's Report, Dwain presented the following:
  1. He asked for approval to subdivide the farm land (former Witter farm). He proposed a 5 acre lot and a 20 acre lot subdivision off of the total acreage of the farm land owned by CFJMA on Fish Hatchery Road. Prior to this, the land needs to be surveyed. We received a proposal from our

engineer in the amount of \$11,400, which would include \$6,900 for the subdivision of the two lots and \$4,500 for the survey of the land. Mr. Ginnick motioned to accept the proposal and Mr. Kater seconded the motion. Motion carried.

2. In the past week there were several sink holes in front of the Lowe's Store on Conestoga Drive, Shippensburg. The sink holes were causing a 7 inch drop in a 10 inch main. It had to be fixed immediately so there was no break in the line, at the cost of around \$7,500. This was taken care of on Friday, May 2, 2008. He informed the board that the situation is being monitored and several "problem areas" are being watched on Progress Boulevard.
  3. There was a construction meeting for the Letterkenny Township Project today and it was held at the Pleasant Hall Fire Hall because there were so many in attendance. It was a mandatory pre-bid meeting which contractors had to attend if they will be bidding on the job. He informed the board that the previously proposed 2-grinder pump station at the end of the line in Upper Strasburg will now be a Pump-Type I station.
  4. He asked the board for permission to purchase a 42" diameter auger unit for the backhoe, to be used to set the grinder pumps in the Letterkenny Township construction project. After some discussion, Chairman Oldt gave a verbal approval.
  5. Dwain informed the board that the bid opening on the project has been delayed by two weeks, until June 5, 2008. Chairman Oldt asked; "Are we required to accept the lowest bidder?" Lance responded; "there is nothing mandatory about accepting lowest bidder." Lance said that they should have bid numbers by the next monthly meeting.
- Under Old Business, the Letterkenny Township Project had already been discussed and several of the specific points of interest as listed above.
  - Under New Business, Vic Kicera, one of the owners of the Deerfield Project off of Ritner Hwy., Shippensburg, was present to discuss the extension of the current 6-month deadline on permits issued by the Authority. He expressed that our time frame is too short for construction on a larger scale, referring to the 36, 34 and 32 unit buildings that he is erecting. He mentioned that he had contacted a few other authorities in Pennsylvania and they don't have any time limit affixed to their permits. Mr. Oldt brought to the attention of the board members and Mr. Kicera that extensions can be purchased for permits. However, Dwain noted that it is \$250.00 for a three-month extension per edu purchased on that specified permit. Mr. Kater expressed that he found that to be unfair and stated that he "would entertain, tonight, an extension of 12 months." Mr. Ginnick also stated he would "promote a 12 month time code." After discussion, Mr. Kater motioned that we extend the time frame from 6 months to 12 months for Multiple Domestic and Non Domestic permits. Mr. Ginnick seconded the motion. Mr. Kater amended his motion to

include the effective date of June 1, 2008 and Mr. Ginnick seconded the amended motion. Mr. Kater amended the motion again to include all existing, issued permits. Mr. Ginnick seconded the amended motion and it passed.

- Attorney Robinson informed the board that there was a meeting here in the CFJMA office on Wednesday, May 7, 2008 with Steve Oldt, representatives from Trust Investment Group (Brim Builders), Courtney Graham (attorney for Trust Investment Group), Vic Kicera (Deerfield), himself, Lisa and Dwain concerning the situation with the sewer lines from SME to the Deerfield construction. He said that he has had some conversation with the attorneys involved since the meeting. He hopes that SME and Deerfield will come to a resolution so that CFJMA can get dedicated lines and the authority to make them what they need to be to service Deerfield. He presented **Resolution 2008-04**, which “authorizes the taking by condemnation for temporary and permanent easements for the installation of a public sewer system in Shippensburg Township, Cumberland County, Pennsylvania”. **(See attached)** Mr. Clapsaddle motioned to accept the resolution and Mr. Heckman supplied the second. Motion carried.
- Chairman Oldt noted that there were overall positive comments submitted in a letter by the auditors, in conclusion to the 2007 audit of CFJMA. Mr. Oldt presented the audit for approval. Mr. Ginnick motioned to approve the 2007 Audit Report and Mr. Heckman seconded the motion. Motion carried.
- Chairman Oldt informed the board that it was management’s recommendation to change our auditing firm from Huber and Associates, back to Rotz and Stonesifer as our auditing firm for the next year. Mr. Kater made a motion to accept the recommendation and Mr. Kendig seconded the motion. Motion carried.
- Motion was made by Mr. Clapsaddle to move into executive session at 7:05 p.m. to discuss contractual and personnel issues. Motion seconded by Mr. Bauserman and it carried.
- Motion to come out of executive session at 7:55 p.m. was given by Mr. Ginnick and seconded by Mr. Kendig. Motion carried.
- Motion to adjourn the meeting at 7:56 p.m. was given by Mr. Bauserman and seconded by Mr. Ginnick. Motion carried.

Respectfully submitted,

Fred Clapsaddle, Jr.  
Secretary