

# **Cumberland-Franklin Joint Municipal Authority**

(May 12, 2005)

- Vice-Chairman Oldt called the Regular 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:

Steve Oldt  
Charles Heckman, Sr.  
Angelique Rininger  
Ron Turo, Solicitor

Tom Ginnick  
Fred Clapsaddle, Jr.  
Dwain Koser  
Jerome Kater

Dustin Coover, News Chronicle  
Barry E. Perry, Sr.  
Dale Heberlig, Sentinel

- The minutes of the April 14, 2005 meeting were approved on a motion given by Mr. Heckman and seconded by Mr. Clapsaddle. Motion carried.

- There were no public comments or correspondence this evening.

- There were 3 separate issues addressed under the solicitor's report:

1. Ron briefly outlined the ongoing agreement with the Cumberland Valley Regional Development Corporation; Exit 24, which involves the double dog-leg. After discussing the first agreement that was submitted and the changes that were made, he informed the board that he and Lance had reviewed the revised agreement and were happy with it. It included issues such as payment, accepting dedication down the road, etc. Mr. Clapsaddle motioned to accept the solicitor's recommendation of accepting the agreement. Mr. Kater seconded the motion and it carried.

2. The University agreement (2006-2010) was discussed. Ron said that it was prepared and sent to Black Engineering for review. They made a few changes and Ron was going to incorporate the changes. He is going to bring it back to the board next month for a vote of approval to send to the University as a proposal for the next five years.

3. The Letterkenny agreements ( 1 – construction of small diameter variable grade sewer system, 2 – ongoing agreement for sewage collection service.) Ron told the board that he would like to incorporate the revisions that were suggested by Black Engineering into these agreements and then present them as a proposal to Dave Rauhouser; Mette, Evans and Woodside law firm. He will present it to him with the understanding that he wants to be able to work with them on it. He doesn't want it to be assumed as a binding agreement that cannot be changed or altered before it is accepted. Mr. Kater motioned that the board accept the

recommendation of the solicitor to present the agreements to attorney Rauhouser and Mr. Clapsaddle supplied the second. Motion carried.

- The board was informed that there are two property owners who have refused to sign easements involving the San Jo Acres project; Scott Etter and William Nickey. Ron presented a resolution to be adopted by the board, authorizing him to begin the process of emanate domain against Mr. Etter and Mr. Nickey. He mentioned that the next step would be a law suit. Mr. Clapsaddle motioned to approve the resolution for condemnation of the property and Mr. Heckman seconded the motion. Motion carried.
- Vice-Chairman recommended that the authority does not go with a loan program for the residents and land owners in the San Jo Acre area. It was the general consensus of the board that this would not be an option for this project.
- It was mentioned that it is very important, in the event of the upcoming issues, that capacity be addressed and a 2010 meeting be called. Mr. Oldt is going to take care of this.
- Under new business, Tuesday, May 24, 2004, the board is holding an "Employee Appreciation" dinner in honor of the C.F.J.M.A. employees at the Market Place Pub at 6:00 p.m.
- Motion to go into executive session at 6:30 p.m. to discuss a capacity report and contractual agreements we have with the Shippensburg Borough was given by Mr. Kater and seconded by Mr. Heckman. Motion carried.
- Motion to adjourn the meeting at 6:51 p.m. was given by Mr. Clapsaddle and seconded by Mr. Heckman. Motion carried.

Respectfully submitted,

Fred Clapsaddle, Jr., Secretary