

MOUNT JOY BOROUGH COUNCIL
January 9, 2023, Minutes

The Mount Joy Borough Council held its regular meeting on January 9, 2023.

President Hall called the meeting to order at 7:00 PM.

Roll Call- Present were Councilors, Dominic Castaldi, David Eichler, Lu Ann Fahndrich, Mary Ginder, Bruce Haigh, Eric Roering, Bob Ruschke, Brian Youngerman, President William Hall and Mayor Timothy Bradley, Jr. Staff present were Borough Manager, Mark G. Pugliese I; Assistant Borough Manager/Finance Director, Jill Frey; Public Works Director, Dennis Nissley; Codes, Zoning and Planning Administrator, Duane Brady, Jr. and Administrative Assistant, Lisa Peffley. Absent was Police Chief, Robert Goshen.

Mayor Timothy Bradley, Jr, gave the invocation and the Pledge of Allegiance followed.

President Hall announced that no decisions were made at last month's Executive Session.

On a **MOTION** by Roering, and a second by Ruschke, a request was made to accept the agenda for the January 9, 2023, Borough Council Meeting Agenda. *Motion carries unanimously.*

Public Input Period

Dale Murray, 120 Farmington Wy., asked what the status was of joining or not joining the Northwest EMS Authority plan. He also asked how Life Lion missed calls are handled. Murray asked for a clear explanation of why there was a 5.5% tax increase. Murray inquired how much money went to the new building project and what was already invested. He also asked about the needs analysis for the new building and feels it should be made available to the public. He asked about the RACP grant.

Dave Weiser, 616 Water St., asked how the Borough expects to address the noise pollution from the proposed new Police building at Grandview.

Kirby Umholtz, 251 School Ln., commended Construction Master services. He said they were really considerate of his landscaping and he feels they gave him a fair price for his sidewalks, but he feels the price they quoted him for a foot section of curb was very high. He said he is looking at a total cost of sidewalks and curbs at approximately \$10,000 and wanted to let Council know the financial impact.

Jane Farr, 425 Columbia Ave., made a statement regarding the damage done to her property as a result of the Pinkerton Road project. She said when they were tamping the road during the process of laying new sewer lines a pipe ruptured within their shower on the second floor. She said it caused a lot of damage. Also, there was an issue with the excavator. They were to preserve their landscaping in their front yard with some possible trimming. However, they excavated approximately 17 feet into their yard. She immediately called the Borough office because they would not stop working per her request. The Borough Manager instantly came out to her property and made them stop. Apparently there was a design change by ARRO and did not get it approved by the Borough but gave the design to the contractor. She stated that financially this project has been devastating to them.

Charles Groff, 211 Fredrick St., stated he is opposed to putting the new building up at Grandview and feels it should be left where it is. He thinks it is a terrible idea putting it up at Grandview and the police will have a terrible time getting through traffic. He said the only way to get rid of the project is to get rid of Council so you better get it done before a new Council is elected because the next Council coming in will disapprove.

Report of Mayor

Mayor Bradley provided a written report for December 2022. Mayor Bradley stated his concerns regarding speed enforcement on Pinkerton Road and Angle Street with the Chief and said they are currently doing enforcement in both of those areas using multiple tools at their disposal. He said that will be on going over the course of the next few weeks. He also did a site visit at Pinkerton Road along with the Borough Manager and Works Director regarding some of the complaints he has heard involving this project.

Report of the Chief of Police

Robert Goshen, Police Chief, provided a written monthly report for November 1, 2022, to November 30, 2022. The report showed 44 traffic arrests and 39 criminal arrests for the month. There was a total of 691 incidents for the month of October, with a total of 7,068 incidents year to date.

Report of Fire Department Mount Joy (FDMJ)

Brett Hamm, FDMJ Fire Chief, provided an oral monthly report for November 2022. No written report provided.

Report of PSH Life Lion

Adam Marden provided a written monthly report for November & December 2022.

Northwest EMA

Provided a written report for January – December 2022.

Report of EMA

Mayor Bradley provided a written report for December 2022. Mayor Bradley said he reinitiated information collection to update the Borough emergency operation plan for 2023. The plan is to have that presented to Council hopefully for the March meeting. The Mayor wanted to personally thank the Friends of Donegal for helping displaced residents over the Christmas holidays.

Report of the Milanof-Schock Library (MSL)

Joseph McIlhenney provided and reviewed a written monthly report for November 2022.

Report of Code/Zoning & Planning Administrator

Duane Brady, Jr., Codes, Zoning and Planning Administrator, provided a written monthly report for December 2022.

Stormwater, Projects & Grants Coordinator

No Report.

Report of Public Works Director

Dennis Nissley, Public Works Director, provided a written report for December 2022.

Report of the Borough Authority Manager

No report provided.

Report of the Assistant Borough Manager/Finance Officer

Jill Frey, Assistant Borough Manager/Finance Officer, provided a written report for December 2022.

Report of the Borough Manager

Mark G. Pugliese I, Borough Manager, provided a written report for December 2022.

Approval of the Minutes of the Previous Meeting

On a **MOTION** by Roering, and a second by Eichler, approval was given for the minutes of the regular Borough Council meeting held on December 5, 2023. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Roering, approval was given for the minutes of the special Borough Council Budget minutes for November 3, 2022. An Amendment by Youngerman, and a second by Roering, a request was made to add a paragraph after the first paragraph that says Youngerman recommended changing the PLGT General Fund interest earned to \$70,000. *Amendment accepted, and Main Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Roering, approval was given for the minutes of the special Borough Council Budget minutes for November 15, 2022. *Motion carries unanimously.*

Building Ad Hoc Committee

Deering said there is a lot happening in January at the Grandview site. He said Crabtree is working on CPM (Critical Path Method) and should be ready for the next Building Ad Hoc meeting. The geo-technical borings and infiltration testing will be happening this month, additional surveying and a meeting with the Zoning Officer. Also, there was a lot of discussion at the last meeting regarding the roof so they are working on getting costs for flat vs sloop or combo.

Pugliese gave an update of the RACP grant. The Borough has received approval in the amount of \$3 M from RACP. He said the Borough can look at other grants that are not passed through the State for the matching \$3 M. In essence if the Borough gets \$3 M in Federal money that would take care of the match. The Borough can look at other funding sources for the rest, such as ARPA funding or something like that. Pugliese said that he wished to bring to Council's attention is that in the letter it explains that the Borough needs to submit another application. Once he gets the password to the site, he can upload certain documents. Once he has access to the website the Borough has 6 months to complete the application process and have everything needed to get their approval. Once the Borough submits and gets approval of the application

you have six months to start construction. There are a few clarifications he needs to get from them regarding the timelines. At some point Council is going to have to make a decision whether they are moving forward or not. He said he would have to check with the State if anything would change as far as the money goes if Council decides to go with just moving the Police Department to Grandview site. Youngerman and Haigh questioned the timelines. Haigh also questioned the secured matching funds. Pugliese stated he has a person assigned to him regarding this grant so he said he will check with them and get clarification. Hall said we need to proceed with facts and not speculations.

Administration and Finance Committee

On a **MOTION** by Youngerman, and a second by Roering, a request was made adopt Resolution 2023-01, a resolution appointing and/or reappointing members of various boards, commissions, and positions within the Borough organization. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Roering, a request was made to reduce the financial security for Fox Chapel Publishing, 950 Square Street, Mount Joy in the amount of \$9,898.15 based upon review of the Borough Engineer, leaving a balance of \$22,904.35. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Roering, a request was made to advise EdgeUP Technology to remove the equipment from the building as a "failed system" and receive a full refund. On a **MOTION** by Roering, and a second by Youngerman to lay the main Motion on the table. *Motion carries unanimously.*

Briefing on Zoning Variance submission for 740 E. Main Street and appointment of staff member or elected official to present Council's position to Zoning Hearing Board. On a **MOTION** by Haigh, and a second by Castaldi, a request was made to appoint the Borough Solicitor to attend the Zoning Hearing Board meeting to express the Borough's opposition to the variance unless certain conditions are met. *Motion carries 8-1, Roering voting No.*

Report of the Public Safety Committee

No business to come before Council.

Report of the Public Works Committee

No business to come before Council.

Public Input Period

Dale Murry 120 Farmington Wy., commented on the Borough's decision of the Zoning Variance for 740 E Main St. He asked about the RACP and where the Borough plans on coming up with the money for the building project. He feels the Mayor's suggestion a while back of redoing the Florin Station and constructing a Pole Barn would be a smart idea.

Any other matter proper to come before Council

Mayor Bradley once again inquired about the Borough's current service providers, particularly the Borough's Engineer and whether the Borough is satisfied with their services or not. He commented that there has been some issues that have emerged this past year involving the Borough's current Engineer. The most recent being the issue on Pinkerton Road with Ms. Farr. He is curious to know if the Borough is going to tackle the problem or continue to move ahead with business as usual.

Youngerman said the Administration Finance Committee is in the process of reviewing the current service providers. He provided a spreadsheet to Council.

Haigh asked Pugliese to provide the Public Works Committee with a list of change orders and deficiencies on Pinkerton Road to try and figure out if there was a design issue, a hidden structure issue or a contractor issue.

Pugliese said that ARRO is taking care of the landscaping issue with Ms. Farr's property. He stated that the Borough did interview another engineering firm and their proposal and cost with come to Admin and Finance this month.

Haigh said he is going to push economic development at every meeting. He would like to work with the Codes Officer and conduct a small sample informal audit by looking at selective building projects in the last four to five years.

Eichler thanked everyone that helped with Christmas decorations.

Castaldi thanked Roering for voting no on the 13d and he errored when he seconded the motion and would like to communicate with the Borough's Solicitor to soften the opposition on the zoning change.

Hall said once variance is granted the property owner then could use it for other things rather than the parking of the current vehicles. For example, the property owner could, in the future instead of warehousing vehicles they could warehouse 53-foot trailers. Not saying the property owner is going to do that but the point is once the variance is granted the property could be used for other things than just the vehicle he is currently parking there. Could there be a temporary solution to the problem?

Authorization to Pay Bills

On a **MOTION** by Youngerman, and a second by Roering, Council approved paying the bills as presented from December 1-December 31, 2022.

GENERAL FUND	\$	174,016.66
REFUSE/RECYCLING	\$	60,013.61
CAPITAL IMPROVEMENTS FUND	\$	781,835.38
HIGHWAY AID FUND	\$	454,367.78
ESCROW FUND	\$	11,035.49
JOY LAND ACCOUNT	\$	-
GRAND TOTAL EXPENDITURES	\$	1,481,268.92

Motion carries unanimously.

Meetings and dates of importance

See the white calendar for the month of January.

Executive Session

No Executive Session was held.

Adjournment

On a **MOTION** by Roering, and a second by Ginder, approval was given to adjourn the meeting at 9:29 PM. *Motion carries unanimously.*

Respectfully Submitted,



Mark G. Pugliese
Borough Manager/Secretary