

MOUNT JOY BOROUGH COUNCIL
October 2, 2017 Minutes

The Mount Joy Borough Council held its regular meeting on October 2, 2017, at the Mount Joy Borough Office.

President Glessner called the meeting to order at 7:03 PM.

Roll Call- Present were Councilors Joshua Deering, William Hall, Michael Reese, Jake Smeltz, Brian Youngerman, President Charles Glessner and Mayor Timothy Bradley. Staff present were Borough Manager, Samuel Sulkosky; Public Works Director, Dennis Nissley; Stormwater Officer, Dave Salley; Police Chief, Maurice Williams; Zoning and Codes Officer, Stacie Gibbs and Administrative Assistant, Andrea Zell. Councilor Hans Seidel arrived at 7:06 PM. Councilors Mary Ginder and Jon Millar were absent.

Council paused for a moment of silence for the victims of the shooting that took place on October 1, 2017, in Las Vegas. Mayor Bradley gave the invocation and the Pledge of Allegiance followed.

President Glessner announced that an executive session was held on September 11, 2017, to discuss personnel and legal issues and a decision was made. He also announced executive sessions were held on September 14, 2017, and September 19, 2017, for labor issues and no decisions were made.

On a **MOTION** by Reese, and a second by Youngerman, approval was given to accept the agenda for the October 2, 2017, Borough Council meeting. *Motion carries unanimously.*

Public Input Period

Ned Sterling, 13 West Main Street, asked for the decision of the September 11, 2017, executive session. Sulkosky said Council directed the Borough Manager to send a letter to Mr. James Newcomer stating that Council considers the Newcomer letter dated August 24, 2017, as a rejection to the Borough's letter dated August 14, 2017, and no further action will be taken by Borough Council. Sterling asked for an update on the Turkey Hill appeal. Sulkosky said that Council took another vote and allowed the transfer of the liquor license with a vote of 6 to 3. Sterling asked why Council changed their minds. Sulkosky said it was to save tax payer's money on legal fees because there was no idea how long of a process the appeal would take.

Don Longsderff, 307 West Donegal Street, thanked the Police Department for their help in addressing the issue regarding the volume level of the Public-address (PA) system of Pit Stop Hobbies.

Joseph Kiely, 262 West Main Street and owner of Pit Stop Hobbies, explained that his business promotes a family friendly atmosphere and brings patrons to Mount Joy. He said that races are held Friday or Saturday evenings and a PA system is used during the races. Kiely said that over the past few weeks he has been distracted by a neighbor that believes the PA system is too loud. He said the Police have visited his business over the past five weeks and there was not a problem until last weekend. He said there have been no changes over the past five weeks.

Youngerman said his family has enjoyed visiting Pit Stop Hobbies and he believes Pit Stop Hobbies is the best kept secret in Mount Joy. He said Pit Stop Hobbies attracts many people the Mount Joy and hopes there is a way to appease both parties in this situation. Hall agreed with Youngerman and stated that because it is a noise issue, he would like the Public Safety Committee to be involved going forward. Hall asked Kiely if he had a copy of an agreement that was passed on by the previous owner of the company. Kiely said no. Hall suggested that the Borough researches to see if we could locate the agreement. Kiely said he spoke with Longsderff about possibly beginning races an hour earlier in the future as a compromise. Mayor Bradley said there are concerns on both sides and since the Police are engaged in this issue, he believes the Public Safety Committee can address this further. Gibbs said she worked closely with the previous owner on many issues including run off, parking and noise. She said there is documentation that she can research and provide to the Public Safety Committee.

Longsderff said he is not looking to put Pit Stop Hobbies out of business, he is only asking for the volume to be turned down. President Glessner said the Public Safety Committee will address this issue further.

Report of Mayor

Mayor Bradley provided and reviewed a written monthly report for September 2017. Mayor Bradley recognized the hard work and dedication of those who volunteer with the Mount Joy Historical Society. He said it is through the work of this organization that Mount Joy continues to have a strong connection with its past. The connection grants us the opportunity to realize the important contributions that successive generations have on building a community.

Mayor Bradley stated that October is German-American Heritage Month and recognized that the Borough of Mount Joy and its preceding communities were greatly influenced by the contributions of German-Americans in both its creation and culture. German-Americans such as Alois Bube and Clarence Schock have left an indelible mark on our community. Mayor Bradley said he is keenly aware of the sacrifice that many German-Americans have made to this nation having had a great-grandfather, Michael Rendler (Rinkler), who served and survived imprisonment as a P.O.W. at Andersonville Prison during the Civil War shortly following his arrival as an immigrant to Mount Joy from Baden, Germany. It should be further noted that two German-Americans from our community, K.T. Keller and Clarence Stoll, have been recognized for their tremendous contributions to our nation having received our nation's highest honor during WWII, the Presidential Medal of Merit.

Mayor Bradley called attention to the ongoing connection that our community continues to have with Germany as we again receive a bi-annual visitation from a group of students and teachers from Kassel, Germany. Through the German-American Partnership Program (GAPP) exchange with the Donegal High School, students enter our community and stay with families for two weeks while they experience life in Main Street America. Mayor Bradley said programs such as this continue to foster global understanding and build longstanding international connections. He thanked Andrew Whitlock, German teacher at Donegal High School, for his efforts in making this program a success.

Report of the Chief of Police

Maurice Williams, Police Chief, provided and reviewed a written monthly report for August 15, 2017, through September 14, 2017. The report showed 51 traffic arrests and 22 criminal arrests for the month. There were 63 UCR reportable incidents and 391 CAD incidents for the month, with a total of 4,142 incidents year to date. Monies collected by the Police Department for the month for tickets, permits, reports, and services totaled \$2,507.10.

Report of Fire Department Mount Joy (FDMJ)

Phil Colvin, FDMJ Fire Chief, provided and reviewed a written monthly report for August 2017. Colvin announced the housing ceremony and dedication of the new ladder truck will be held on Sunday, October 15, 2017.

Report of Main Street Mount Joy (MSMJ)

Kim Brewer, MSMJ Manager, provided and reviewed a written monthly report for September 2017. Brewer said that the revolving loan fund will encompass the entire Borough so any business in the Borough perimeter can benefit from this fund. MSMJ has begun to sell the new Christmas banners. Brewer announced that Trick or Treat night in downtown will be on October 27, 2017.

Seidel commended Brewer on the revolving loan.

Youngerman suggested that Council have a table in the front of Borough hall on the Trick or Treat night as they have done in years past to give out candy to residents.

Report of the Milanof-Schock Library (MSL)

Barbara Basile, Executive Director of Milanof-Schock Library, provided and reviewed a written monthly report for August 2017. Basile reminded Council of the pork barbeque fundraiser that will taking place on October 13, 2017.

Seidel thanked Basile for providing the MSL financial information per his request.

Report of Codes and Zoning Officer

Stacie Gibbs, Codes and Zoning Officer, provided and reviewed a written monthly report for September 2017.

Sulkosky commended Gibbs, Nissley and Salley for their work on Old Standby Park.

Report of Stormwater Officer

Dave Salley, Stormwater Enforcement Officer, provided and reviewed a written monthly report for September 2017.

Report of the Borough Authority Manager

John Leaman, Authority Manager, provided a written monthly report for September 2017.

Report of the Borough Manager

Samuel Sulkosky, Borough Manager, provided and reviewed a written monthly report for September 2017. Sulkosky invited Council to attend the next Administration and Finance Committee meeting on October 26, 2017. He said that R. J. Hall will be present to discuss the Borough's pension.

Smeltz inquired about the estimate for the tree service. Nissley said a few trees at Little Chiques Park have been affected by ash bores. The estimate that was provided is for treatment and removal of the affected trees and will be included in the 2018 budget.

Approval of the Minutes of the Previous Meeting

On a **MOTION** by Seidel, and a second by Reese, a request was made to approve the minutes of the regular Borough Council meeting held on September 11, 2017. *Motion carries unanimously.*

Administration and Finance Committee

On a **MOTION** by Youngerman, and a second by Reese, a request was made to adopt Resolution No. 19-17, accepting Deed of Dedication for Old Standby Park.

Mayor Bradley thanked Borough staff for their work on the project and stated that the green space in the middle of town looks beautiful. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Reese, approval was given to accept Deed of Dedication conveying real property situated on the North side of West Main Street, as described in Schedule A attached to the Deed, to be known as Old Standby Park, 223 West Main Street, Mount Joy, PA. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Reese, approval was given to grant and execute an Access and Utility Easement Agreement to UGI Utilities, Inc., for access and utilities on under and over the property located at 223 West Main Street, in the area as described in Exhibit B, the "easement" area. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Reese, approval was given to advertise budget meetings for November 2, November 14 and November 20, 2017.

President Glessner stated that the meetings will begin at 6:30 PM. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Reese, approval was given to appoint John Hiestand, of 860 Terrace Avenue, to the Mount Joy Borough Authority Board effective from November 1, 2017, to January 1, 2018. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Reese, approval was given to direct the Borough Manager to secure employee group health insurance coverage effective December 1, 2017, through Capital Blue Cross with a \$250/\$500 deductible. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Reese, approval was given to accept the 2017 Minimum Municipal Obligation for the Uniformed and Non-Uniformed Pension plans as presented.

Sulkosky read a memo that stated "Act 205 of 1984 requires that the chief administrative officer of the pension plan inform the governing board of the municipality of the Minimum Municipal Obligation for the following year by the last business day in September. This memo, provided under the guidance of Beyer-Barber Company (our plan's actuary), is intended to satisfy this legal requirement."

Youngerman said the Administration and Finance Committee has been looking at ways of closing the gap in the actuarial deficiency. He said possible recommendations from the committee could be offered during the budget meetings. *Motion carries unanimously.*

Report of the Public Safety Committee

Discussion was held on the draft Ordinance No. 3-17, as presented by the Solicitor. Reese asked if parking will be removed on East Donegal Street close to the intersection to allow more room for the trucks to make the turn

from Barbara Street. Hall said no action has been taken to remove parking. President Glessner asked if signs will be installed with the vehicle weight limit restrictions. Hall said yes.

On a **MOTION** by Hall, and a second by Deering, approval was given for the scope of work in the Parking Utilization Study.

Mayor Bradley said that he and President Glessner met with PennDOT regarding this service. He said he provided PennDOT with the parking studies that were completed in prior years. Youngerman asked if the public would be able to have any input. Mayor Bradley said yes. *Motion carries unanimously.*

On a **MOTION** by Hall, and a second by Deering, approval was given to close New Haven Street from Marietta Avenue to David Street except for local traffic and completely close New Haven Street from David Street to West Donegal Street to on October 15, 2017, from 12:30 PM to 3:30 PM per request of Mayor Bradley. *Motion carries unanimously.*

On a **MOTION** by Hall, and a second by Deering, approval was given to close Main Street from the intersection of Barbara Street to South Market Street and closure of Delta Street from Main Street to Henry Street for the 2017 Winterfest Event on December 2, 2017, from 2:00 pm to 8:00 pm conditional on submission of all required documents and insurance certificates. *Motion carries unanimously.*

Report of the Public Works Committee

Dennis Nissley, Public Works Director, provided and reviewed a written monthly report for September 2017. Nissley stated that Rotary Park Path Extension has been paved. He said that crosswalks have been painted on Main Street with thermoplastic. He said he is waiting on PennDOT's approval of the water line movement for the Marietta Avenue Pedestrian Improvement Project.

Deering asked if more cross walks will be painted this year. Nissley said yes. Deering inquired about the data collected from the Signalization project. Nissley said Telco or Signal Control will be reviewing the data. Deering asked for an update on the Hopple property. Nissley said the area was recently reseeded.

Public Input Period

Ned Sterling, 13 West Main Street, asked for the names of the three Council members who voted no on the transfer of the liquor license. Sulkosky said the three Councilors who voted no were Millar, Smeltz and Hall. Sterling discussed his frustration with the decision that the majority of Council made to allow the liquor license transfer.

Joseph Kiely, 262 West Main Street, thanked the Police Officers for their assistance after a break in that occurred at his property. He said the Officers were very helpful and he appreciated their aid.

Any other matter proper to come before Council

Hall stated that the draft Application for Use of Facilities form that was provided by Sulkosky will be reviewed by the Public Safety Committee. He told Council to forward any suggestion they might have regarding the form to the Public Safety Committee.

Deering announced that the Kid's Joy Land Community Day was a success and presented plaques to Main Street Mount Joy, Dennis Nissley and the Borough of Mount Joy for their participation in bringing Kid's Joy Land to fruition.

Authorization to Pay Bills

On a **MOTION** by Youngerman, and a second by Reese, the Council approved paying the bills as presented.

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|---------------------------|----|------------|
| GENERAL FUND | \$ | 188,713.78 |
| REFUSE/RECYCLING | \$ | 50,382.78 |
| CAPITAL IMPROVEMENTS FUND | \$ | - |
| HIGHWAY AID FUND | \$ | 22,921.47 |
| ESCROW FUND | \$ | 255.00 |
| JOY LAND ACCOUNT | \$ | - |
| GRAND TOTAL EXPENDITURES | \$ | 262,273.03 |

Motion carries unanimously.

Meetings and dates of importance

See the orange calendar for the month of October 2017.

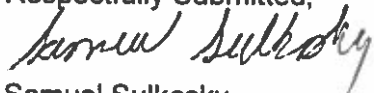
Council went into executive session at 8:25 PM to discuss personnel and legal issues and came out at 9:13 PM.

On a **MOTION** by Hall, and a second by Deering, approval was given to direct the Borough Manager to send a letter to the Civil Service Commission recommending that the Civil Service Commission void or decertify the current eligibility list and initiate a new eligibility list reflecting the most recent Civil Service test. *Motion carries unanimously.*

On a **MOTION** by Hall, and second by Youngerman, approval was given to cancel the October 23, 2017, Public Safety Committee meeting and reschedule and advertise the meeting for October 30, 2017, at 6:30 PM. *Motion carries unanimously.*

On a **MOTION** by Hall, and a second by Deering, approval was given to adjourn the meeting at 9:21 PM. *Motion carries unanimously.*

Respectfully Submitted,



Samuel Sulkosky
Borough Manager/Secretary

