

**MOUNT JOY BOROUGH COUNCIL**  
**November 6, 2017 Minutes**

The Mount Joy Borough Council held its regular meeting on November 6, 2017, at the Mount Joy Borough Office. Vice President Youngerman called the meeting to order at 6:08 PM.

Vice President Youngerman was the Chairman for the meeting due to President Glessner's absence.

Roll Call- Present were Councilors Joshua Deering, William Hall, Michael Reese, Jake Smeltz and Brian Youngerman. Mary Ginder arrived at 6:20 PM, Mayor Timothy Bradley arrived at 6:30 PM, Jon Millar arrived at 6:54 PM and Hans Seidel arrived at 7:13 PM. Staff present were Borough Manager, Samuel Sulkosky; Public Works Director, Dennis Nissley; Stormwater Officer, Dave Salley; Zoning and Codes Officer, Stacie Gibbs and Administrative Assistant, Andrea Zell. President Charles Glessner and Police Chief Maurice Williams were absent.

Council paused for a moment of silence for the victims of the shooting that took place on November 5, 2017, in Sutherland Springs, Texas and the Pledge of Allegiance followed.

Vice President Youngerman announced that an executive session was held on October 2, 2017, to discuss personnel and legal issues. The following decision was made. 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.* Executive sessions were also held on October 11, 2017, for labor issues, November 1, 2017, for labor and personnel issues and November 2, 2017, for personnel issues. No decisions were made.

On a **MOTION** by Reese, and a second by Smeltz, approval was given to accept the agenda for the November 6, 2017, Borough Council meeting. *Motion carries unanimously.*

**Public Input Period**

Ned Sterling, 13 West Main Street, inquired about the policy for removal of trees on Main Street. Gibbs explained that in the revitalization area trees are maintained and cared for by the Borough. She said that outside of that specific area, residents can remove trees at their discretion. If the tree is part of a land development plan then the tree will need to be replaced if it is removed. Gibbs said the Borough also has a say if a tree is being removed in a right of way. Sterling said there are communities that have a program that protect trees on Main Street and he would like to see Mount Joy Borough do the same. He said trees are important for stormwater management and play a large part in beautifying Main Street.

**Report of the Chief of Police**

Maurice Williams, Police Chief, provided a written monthly report for September 15, 2017, through October 14, 2017. The report showed 71 traffic arrests and 53 criminal arrests for the month. There were 80 UCR reportable incidents and 525 CAD incidents for the month, with a total of 4,747 incidents year to date. Monies collected by the Police Department for the month for tickets, permits, reports, and services totaled \$2,632.00.

**Report of Fire Department Mount Joy (FDMJ)**

Phil Colvin, FDMJ Fire Chief, provided and reviewed a written monthly report for September 2017. Colvin reported that the new ladder truck went into service on October 16, 2017, and the old truck has been sold.

**Report of Main Street Mount Joy (MSMJ)**

Kim Brewer, MSMJ Manager, provided and reviewed a written monthly report for October 2017. Brewer provided a copy of the Keystone Communities Program and she discussed designation requirements and benefits. Brewer said the October 4<sup>th</sup> Friday event was a success. Ginder said it was a great event and it was wonderful to see people enjoying their time in our town. Hall shared experiences from two friends from out of town who thoroughly enjoyed all the activity in Mount Joy during the event. Youngerman thanked the Councilors who manned the table and said the event was a great opportunity for people to come downtown and enjoy the festivities. Brewer reported that 44 Christmas banners have been sold and they will be installed by November 24, 2017. Brewer reminded Council that Winterfest will be held on December 2, 2017, from 4 PM – 7PM.

**Report of Codes and Zoning Officer**

Stacie Gibbs, Codes and Zoning Officer, provided and reviewed a written monthly report for October 2017. Gibbs said the ribbon cutting for Old Standby Park was held on November 1, 2017. She thanked Brewer for supplying a tent and audio for the event.

Ginder asked about improvements that will be made at the Sassafras apartments. Gibbs said if Mission First Housing Group acquires funding they will be making improvements at the apartments. Gibbs said residents will not be asked to leave or evicted while the improvements are being made. She announced that the Planning Commission will be

reviewing the sketch plan for Lauren Harvest Labs at their meeting on November 8, 2017, at 7 PM. Gibbs said the Planning Commission will only be providing advisory comments and invited Council to attend the meeting.

#### **Report of Stormwater Officer**

Dave Salley, Stormwater Enforcement Officer, provided and reviewed a written monthly report for October 2017. Salley said he applied for grant money to cover the engineering cost for the Pink Alley detention basin and the vegetative swale for Rotary Park. The grant is funded from the National Fish and Wildlife Foundation. He also requested grant money for signs to be installed at these facilities to educate the public on stormwater. Salley displayed an educational sign that he created for the Rotary Path Extension.

Smeltz asked if there was an update on the Pollutant Reduction Plan (PRP) and asked for clarification on the dates for the 5-year plan. Salley said the Borough was notified that the PRP was received by Department of Environmental Protection (DEP) and the 5-year plan dates are from March 2018-March 2023.

#### **Report of Public Works Director**

Dennis Nissley, Public Works Director, provided and reviewed a written monthly report for October 2017. Nissley said the Marietta Avenue Pedestrian Improvement Project water line should be completed by November 8, 2017. The bid date for the project has been postponed by PennDOT to January 2019.

Reese asked when New Haven Street will be paved. Nissley said residents have been notified that sidewalk repairs are to be completed by May 30, 2018, and paving will follow in 2018.

#### **Report of the Borough Authority Manager**

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

#### **Report of the Borough Manager**

Samuel Sulkosky, Borough Manager, provided and reviewed a written monthly report for October 2017. Sulkosky reported that the Borough received recommendation for funding from the Smart Growth Transportation Task Force for the Smart Growth Transportation Program to create a Complete Streets Guide. Transportation Technical Assistance Committee (TTAC) will make final funding approval at their meeting on November 13, 2017.

#### **Report of Mayor**

Mayor Bradley provided and reviewed a written monthly report for October 2017.

#### **Mayoral Recognition**

Mayor Bradley recognized the success of the Lady Indians Donegal Field Hockey Team as they won their 4th straight District Title and are now moving on to the PIAA State Tournament. He wished them good luck as they battle to win their second state title.

Mayor Bradley stated that the month of November has been proclaimed Military Families Month by the President of the United States. Mayor Bradley expressed his appreciation for the sacrifices that so many who have served have given to our nation. He also recognized the sacrifice of military families. Mayor Bradley called attention to the hardship that many of our Veterans face upon their return from service. Many bear physical and psychological scars from their service to the nation, but they often struggle to connect with the resources needed to cope with these issues. Many non-profits have emerged to assist Veterans with these issues, and he applauds their work and called specific attention to the Lancaster County Veterans Court Community Partnership which works alongside the Lancaster County Veterans Court to provide the resources to make this program possible. He encouraged the citizens of Mount Joy to consider participating in a Veteran related program this month as a way of showing their appreciation.

Council paused for a moment of silence as to remember Veterans and their families and the sacrifices they have made.

#### **Approval of the Minutes of the Previous Meeting**

On a **MOTION** by Hall, and a second by Deering, the minutes of the regular Borough Council meeting held on October 2, 2017, were approved. *Motion carries unanimously.*

#### **Administration and Finance Committee**

On a **MOTION** by Reese, and a second by Smeltz, approval was given to discuss the development of a Resolution concerning opt-out provisions as allowed for municipalities concerning Category 4 "mini-casino" licenses. *Motion carries unanimously.*

Smeltz said that new the law passed by the state greatly extends gambling by authorizing category 4 mini casinos that operate with 300-750 slot machines and up to 40 table games. The law states that if you do not want casinos in your municipality then there is an option to decline. Action must be taken by Resolution under the authority of the state law and submitted to the Pennsylvania Gaming Control Board (PGCB) by December 31, 2017. Smeltz said he would like to see Mount Joy Borough be the first to opt out. He said local host revenue would be 2% for table games and 2% for slot machines.

Ginder agreed with opting out and said that Mount Joy Borough is not the place for gambling. Hall said that refusing to have a mini casino in Mount Joy will not shield our citizens from gambling. He said that a casino could open in a neighboring township and we have no control over that. He said by opting out we do not stop gambling, we just stop the potential revenue. Reese said if people are going to gamble they are going to gamble. This could be an opportunity to bring more business into Mount Joy. Millar stated that he would like to get citizen input and have more discussion. Youngerman said that there is an element that each committee will need to discuss regarding this item and bring their input to the December 4, 2017, Council meeting. Mayor Bradley encouraged Council to be proactive and make a motion to authorize the solicitor to draft a resolution. Deering said that tomorrow on election day it would be a great opportunity to speak with constituents who will be coming out to vote. Smeltz said that this could change the face of our community and he suggested that Councilors drive by one of these facilities to see for themselves.

On a **MOTION** by Smeltz, and a second by Ginder, approval was given to direct the solicitor to draft a Resolution exercising our authority under section 1305.1 sub paragraph A.1 to prohibit the location of the category 4 licensed facility within in Mount Joy Borough and the Resolution be delivered to the Pennsylvania Gaming Control Board no later than December 31, 2017. *Motion carries 7 to 1. Hall voting no.*

Deering asked Sulkosky if he could get an idea of how many other municipalities are choosing to opt out. Sulkosky said he will reach out to other municipalities in Lancaster county.

On a **MOTION** by Hall, and second by Reese, approval was given to close the discussion. *Motion carries unanimously.*

#### **Report of the Public Safety Committee**

On a **MOTION** by Hall, and a second by Deering, approval was given for Ordinance No. 3-17. An Ordinance amending Borough Ordinance Chapter §255-47 Vehicle Weight Limits, Chapter §255-63 to prohibit parking on the South side of West Main Street, between Lemon Street and a point 125 feet west of the eastern Lemon Street curb line and Chapter §255-71(A) changing the \$15.00 fee to \$20.00 for all offenses except handicapped parking. *Motion carries unanimously.*

On a **MOTION** by Hall, and a second by Deering, approval was given to authorize staff and/or solicitor to develop an Ordinance amending Chapter 255 Article III imposing a 26,000 pounds weight limit to North Market Avenue between Main Street to Hill Street.

Hall explained that citizens informed the Committee that trucks were turning on North Market Avenue because they mistakenly believed it to be North Market Street. The trucks end up get stuck so by placing signage this will eliminate the problem. *Motion carries unanimously.*

#### **Report of the Public Works Committee**

On a **MOTION** by Seidel, and a second Millar, approval was given to grant permission to the Mount Joy Boy Scouts Troop 39 to utilize Chiques Park for an overnight camping event on November 17-18, 2017, pursuant exclusively to the Borough's Ordinance § 182-10. *Motion carries unanimously.*

#### **Report of the Milanof-Schock Library (MSL)**

Barbara Basile, Executive Director of Milanof-Schock Library, provided and reviewed a written monthly report for September 2017. Basile said that the barbeque fundraiser was a huge hit so the library will be doing it again next year. She reported that she spearheaded the creation of a group of social service and human service agencies in Mount Joy that collaborate on ways to assist the community. Their first meeting was held on October 2, 2017, and 27 people attended from 20 different agencies.

Seidel suggested Sunday hours for MSL. Basile said that opening on Sundays would be too expensive. She said that a survey was conducted over a 6-week period regarding the hours of operation and people said they would love to see Friday hours return. Basile said it would benefit the library to be open on Fridays especially for more hours to have programming events in the meeting room. Basile said cutting Friday hours did not cut the number of people we served but it did cut the number of hours that we were able to provide the community with the meeting room.

#### **Public Input Period**

Ned Sterling, 13 West Main Street, inquired about the complaint that he saw listed in the codes report regarding dust from WR Mills. Gibbs said there were issues in their filters so WR Mills shut down to repair the items. Sterling commented that the opt out resolution feels like deja vu with the liquor license transfer. Sterling asked if our zoning would allow for casinos. Gibbs said it does not list casinos but she would need to check with the Zoning Hearing Board solicitor. Sterling asked what committee he should approach first regarding the street trees permit. Sulkosky suggested to start with the Public Works Committee. Gibbs said her recommendation would be to extend the revitalization district.

Bruce Haigh, 504 Rose Petal Lane, stated that he is a Veteran and served 24 years. He said he had the pleasure of meeting a 93-year-old WWII veteran at the VA Hospital. Haigh said the gentleman was stationed in Guam during WWII and was part of the crew who refueled the Enola Gay. Haigh encouraged Council to thank veterans especially veterans of WWII. Haigh asked if anything had been done regarding the request he made for the traffic light at the intersection of Main Street and New Haven Street. Nissley said the signalization project is not completed and that needs to be addressed first.

**Any other matter proper to come before Council**

No matters to come before Council.

**Authorization to Pay Bills**

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

GENERAL FUND	\$	547,984.02
REFUSE/RECYCLING	\$	42,548.95
CAPITAL IMPROVEMENTS FUND	\$	-
HIGHWAY AID FUND	\$	10,799.71
ESCROW FUND	\$	672.42
JOY LAND ACCOUNT	\$	-
GRAND TOTAL EXPENDITURES	\$	602,005.10

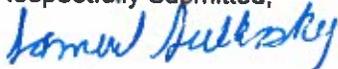
*Motion carries unanimously.*

**Meetings and dates of importance**

See the white calendar for the month of November 2017.

On a **MOTION** by Hall, and a second by Deering, approval was given to adjourn the meeting at 8:40 PM. *Motion carries unanimously.*

Respectfully Submitted,



Samuel Sulkosky  
Borough Manager/Secretary