



Borough of Mount Joy
Public Works Committee
Meeting Minutes for April 8, 2019
Meeting time: 6:30 PM

COMMITTEE MEMBERS PRESENT: Councilor Deering, Councilor Ginder, and Councilor Millar

STAFF/MAYOR PRESENT: Public Works Director Dennis Nissley, Borough Manager Samuel Sulkosky, Mayor Bradley, Borough Engineer Darrel Becker, and Michael Bingham

OTHERS PRESENT: Bruce Haigh, Gary and Raeann Schatz, Shelley and Larry Derr, Ken Ober, Andy Ober, Bob Ruschle, Beth Brejle, Paul James, Barb Hendrick, Jeff Cassel, Tina Feathers, Joyce Stabler, Don and Jane Farr, Rick Hamm, Terry Zeller, Dale Murray, Sherry Torres, Michael and Cindy Wolfe, Bob Kline, David Krenkel, Corrine Kline, Deb Solem, Cathy Creslinzki, David Klepper, Glen Morrison, Lenny Gibbs and Bill Gorman

The meeting was called to order by Councilor Deering at 6:31 PM.

I. APPROVAL OF APRIL 8, 2019 PUBLIC WORKS MEETING AGENDA

II. HEARING OF ANY CITIZEN CONCERNS – Time limit of three minutes per individual.

1. Bruce Haigh- Whittemore & Haigh Engineering
 - i. Mr. Haigh stated that he wrote seven questions that he would like to submit to ARRO. Mr. Haigh asked the Committee if ARRO could respond to these questions.
2. Dale Murray- for 120 Farmington Way
 - i. Mr. Murray stated that he supports a criteria-based sidewalk ordinance. Mr. Murray shared his thoughts and opinions about the sidewalk ordinance.
3. Larry Derr- 715 Terrace Ave
 - i. Mr. Derr expressed his views on a criteria-based sidewalk ordinance
4. Dave Krenkel- 255 Marietta Ave
 - i. Mr. Krenkel asked about a waiver or deferment process and shared his concerns about sidewalk installation
5. Jane Farr- 425 Columbia Ave
 - i. Ms. Farr shared her concerns with sidewalk installation on Pinkerton Rd. Ms. Farr asked why their side of the road will have sidewalks but not the other side of the road?

III. APPROVAL OF MINUTES from the March 11, 2019 meeting

1. Mayor Bradley commented on the minutes and asked for a public works packet
 - i. Committee approved the minutes

IV. ITEMS OF BUSINESS

1. Storm Water- Salley commented on stormwater events that will be happening in the month of June

A. Borough basin

- 1) Mr. Becker and Mr. Bingham provided comments about the Borough basin, percolation testing, retrofit preliminary designs, NPDES permit, and providing responses to Mr. Haigh's comments. Mr. Becker also added that a preliminary design relating to the 12"x12" culvert be provided. The Committee asked staff to contact AMTRAK to grant the Borough permission to camera the culvert under the railroad tracks. The Committee also directed ARRO to respond to Mr. Haigh's written comments.

2. Streets and Alleys

A. Sidewalk Ordinance discussion

- 1) The Committee, Mayor Bradley, and staff provided comments on changes to the sidewalk ordinance. The Committee agreed that all alleys will get a deferment. The Committee agreed cul-de-sacs and dead-end streets to the nearest intersection will automatically get a deferment. The Committee also agreed if a street has fifty cars or less daily travel, per segment, it shall receive automatic deferments. Then the Committee agreed that a sidewalk evaluation shall start with two and a half years prior to road alteration. The Committee moved to recommend a sidewalk commission to Council with the addition that streets that have sidewalks, would not need an evaluation from the sidewalk commission. The Committee requested staff to add a 90-day time period to ask for a deferment clause in the sidewalk letter that is sent out to the residents. The Committee agreed to recommend to Council that a sidewalk commission should include a resident from each ward, two council members, and two members of staff with a two-year term. Due to frequent changes to ADA law, the Committee agreed to roll handicap ramps into a project at the Borough's expense during an alteration project to a street.
- 2) The Committee agreed to have a public input period limited to three minutes on the topic of sidewalks.
 - a) Beth Brejle-550 N Angle St- Ms. Brejle suggested to change the language from deferment to waiver. Ms. Brejle also stated that you don't have to install ADA ramps to nowhere.
 - b) Terry Zeller- 224 Pinkerton Rd- Mr. Zeller stated that sidewalks discriminate against property owners. Mr. Zeller stated that residents should have a voice

- and but this subject on a ballot vote. Mr. Zeller suggested putting sidewalks on one side of the road and splitting the cost with both sides of the road.
- c) Don Farr- 425 Columbia Rd- Mr. Farr asked when Pinkerton Rd will be completed. Mr. Farr shared his concerns about what to tell a contractor what he needs to do. Mr. Farr also suggested putting a walking path on the west side of Pinkerton Rd due to setbacks already established.
 - d) Jane Farr- 425 Columbia Rd- Ms. Farr asked what the proposed two and a half years notice does to the people on Pinkerton Rd. Ms. Farr also asked when the ordinance was written.
 - e) Dale Murray- for 120 Farmington Way- Mr. Murray stated that two separate ordinances should be put in place for both curbs and sidewalks. Mr. Murray suggested walking the streets that do not have sidewalks and evaluate them all at once.
 - f) Bill Gorman- 725 Bruce Ave- Mr. Gorman asked if the appeals process will be in the ordinance. Mr. Gorman also asked if Park Ave will be part of the ordinance.
 - g) Lenny Gibbs- 408 N Angle St- Mr. Gibbs asked if somebody could provide case law for ADA requirements. Staff provided the case law. Mr. Gibbs stated that adding impermeable surfaces is counterintuitive. Mr. Gibbs added that a ballot vote is great idea.
 - h) Paul James- 306 Locust Ln- Mr. James stated that if sidewalks are installed, are people going to use them? Mr. James also asked does the Borough own the property that is going to be paved?
 - i) Larry Derr- 715 Terrace Ave- Mr. Derr asked who will be appointing the sidewalk commission? The Committee stated that Council would organize the sidewalk commission. Mr. Derr stated that any projects that are for 2020 or until the new ordinance is established should be put on hold. Mr. Derr asked if the Borough has applied for grants that Columbia, Manheim, and Millersville applied for. Sulkosky stated that those are CDBG grants that the Borough is not eligible to apply for. Mr. Derr asked why staff is against no sidewalks. Mr. Derr stated that there are sidewalks missing in our parks.
 - j) Rick Hamm- 755 Terrace Ave- Mr. Hamm shared his views and described what unfunded mandate is.

- k) Elanor Van Tassel- 725 Bruce Ave- Ms. Van Tassel asked if the right of way belongs to the Borough than why do we have to pay for the sidewalks?
- l) Tim Leibfried- 257 Marietta Ave- Mr. Leibfried asked what the maximum right of way of Pinkerton Rd.
- m) Bill Gorman- 725 Bruce Ave- Mr. Gorman asked what is the law that requires sidewalks. Mr. Gorman stated that he only sees one person on the Committee that is impartial. Deering stated that he does care, that he has but in hundreds of hours in studying both sides of the argument and making phone calls various people about this subject.
- n) Joyce Stabler- 720 Terrace Ave- Ms. Stabler asked if the attendance at special meeting at St. Mark's tell you what we want? Deering and Millar shared their views about the special meeting.
- o) Beth Brejle- 550 N Angle St- Ms. Brejle express her views on the financial component of sidewalks.
- p) Terry Zeller- 224 Pinkerton Rd- Mr. Zeller reiterated that the sidewalk issue should be but on a ballot.
- q) Rick Hamm- 755 Terrace Ave- Mr. Hamm asked why Council passed this ordinance in the first place.
- r) Sherry Torres- 404 N Angle St- Ms. Torres stated that she believes that it was a mistake to pass a sidewalk ordinance
- s) Lenny Gibbs- 408 N Angle St- Mr. Gibbs shared why can't this ordinance be change
- t) Jeff Cassel- 230 Park Ave- Mr. Cassel expressed his experiences with Terre Hill Borough. Mr. Cassel stated that Elizabethtown does not have a sidewalk ordinance. Mr. Cassel also provided suggestions on stormwater management.
- u) Mayor Bradley commented that everybody is taking this subject seriously. Mayor Bradley stated that the task that the Committee was given was to come up with a criteria-based system.

3. Parks

A. Boy Scouts request at Borough Park

- 1) Nissley included an email about the Boy Scouts at Borough Park. The Committee recommended this to Council

B. Nissley informed the Committee about an MOU from USDA pertaining to the spotted lantern fly

4. Compost Site

A. Nissley reported that the compost site opened this past week and was very busy

5. Marietta Avenue Paving and Pedestrian Project

A. Nothing new to report

6. Jacob Street bridge removal

A. Sulkosky reported that removal will start June 21st with a finish date of July 1st

7. Rail Enhancements Project Phase II

A. Sulkosky reported that the bridge will be open for the pedestrian traffic only on April 27th.

V. HEARING OF ANY CITIZEN CONCERNS – Time limit of three minutes per individual.

VI. ANY OTHER MATTER TO COME BEFORE THE COMMITTEE

1. Millar asked Nissley if anything has been done to fix the issue on the corner of David St and New Haven St. Nissley stated that staff has milled out a portion of the high spots and repaved that section to allow water to run along the curb.
2. Millar asked if sidewalks could be on a ballot. The Committee and staff would research referendums and see if it is applicable.

VII. ADJOURN at 10:32pm