

**MOUNT JOY BOROUGH COUNCIL**  
**December 5, 2022, Minutes**

The Mount Joy Borough Council held its regular meeting on December 5, 2022.

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; Public Works Director, Dennis Nissley; Police Chief, Robert Goshen and Administrative Assistant, Lisa Peffley. Absent was Assistant Borough Manager/Finance Director, Jill Frey.

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 December 5, 2022, Borough Council Meeting Agenda. *Motion carries unanimously.*

**Public Input Period**

Ned Sterling, 13 W. Main St., said in his effort to lobby to keep the Borough Office on Main Street, he provided information to Council regarding the distance of the current Borough Office to the geographical center of town and the distance of the proposed location. He said he would like Borough Council to reconsider moving the Borough Office off Main Street. He also gave statistics of the number of Boroughs that have their Offices on a Main Street.

Roxanne Storm, 442 Charter Ln., said she received a letter saying the Charter Lane project is being put off until 2024. She stated they've watched the road really deteriorate over the last 10-15 years. She said they had to come up with \$11,000 plus get their sidewalks and curbs down before Spring of 2023 and now the project is being put off until at least 2024. She wants to know if it could be longer than that. She said they had to move their mailbox due to the large amount of water that fills a hole there. She asked if it could be patched up.

Garrett Storm, 442 Charter Ln., said the damage that has been happening to his property is being caused by the water coming from the street due to its condition. He doesn't feel it is his responsibility to fix it because of that. He said he is not going to pay and fix it again if the Borough isn't going to do their part.

Ron Grose, 210 Pinkerton Rd., spoke regarding the speeding on Pinkerton Road, he said the Borough really needs to crack down on the speeding on that road and throughout the Borough. He said he does not see anything in the Police report regarding people speeding. He feels if the Borough wants a new building, they should save for it. He also commented on some items on the budget and the increase of the trash collection for 2023.

**PennState Life Lion LLC Presentation**

The Executive Director and Manager from Penn State Health presented lifesaving awards to first responders and citizens who helped resuscitate an individual at Gus's Keystone Restaurant.

**Report of Mayor**

Mayor Bradley provided a written report for November 2022.

**Report of the Chief of Police**

Robert Goshen, Police Chief, provided a written monthly report for October 1, 2022, to October 31, 2022. The report showed 58 traffic arrests and 31 criminal arrests for the month. There was a total of 721 incidents for the month of October, with a total of 6,377 incidents year to date.

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

Brett Hamm, FDMJ Fire Chief, provided a written monthly report for October 2022.

**Report of PSH Life Lion**

Adam Marden provided a written monthly report for October 2022.

**Northwest EMA**

No report.

#### **Report of EMA**

Mayor Bradley provided a written report for November 2022.

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

Joseph McIlhenney provided a written monthly report for October 2022.

#### **Report of Planning/Zoning/Code Officer**

No Report

#### **Stormwater, Planning & Grants Coordinator**

No Report.

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

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

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

Joseph Ardini, Authority Manager, provided a written monthly report for November 2022.

#### **Report of the Assistant Borough Manager/Finance Officer**

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

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

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

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

On a **MOTION** by Roering, and a second by Ginder, approval was given for the minutes of the regular Borough Council meeting held on November 7, 2023, with an **AMENDMENT** by Haigh, and a second by Youngerman, to indicate in the Minutes that Haigh asked the applicant if he would be willing to do a traffic study and a noise study if required and the applicant concurred. *Amendment was agreed to, and the Motion carries unanimously.*

#### **Building Ad Hoc Committee**

Deering said they are wrapping up the schematic design phase, processing the plans and renderings for hopefully an upcoming community meeting after the holidays.

On a **MOTION** by Roering, and a second by Ruschke, a request was made to authorize the Borough Manager to sign AIA Document G802-2017 for CRA dated November 21, 2022. *Motion carries unanimously.*

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

On a **MOTION** by Youngerman, and a second by Roering, a request was made to approve the Refuse Contract with GFL and authorize Council President and Borough Manager to ratify contract. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Roering, a request was made to appoint J. Michael Melhorn to a 5-year term on the Mount Joy Borough Authority Board from January 1, 2023, to December 31, 2027. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Roering, a request was made to approve the 2023 General Fund Budget. *Motion carries 8-1, Fahndrich voting No.*

On a **MOTION** by Youngerman, and a second by Roering, a request was made to adopt **Ordinance 07-2022**, an ordinance to levy taxes at a rate of 4.20 mils upon all real property within the Borough for general borough purposes for the year 2023. *Motion carries 8-1, Fahndrich voting No.*

Mayor Bradley Vetoed the Ordinance stating in good conscious he cannot sign the Ordinance knowing that some of the funds that are in there, (\$30,000.00 in the Public Works Fund for engineering) are not necessary for the 2023 budget year.

On a **MOTION** by Roering, and a second by Ginder, a request was made to override Mayoral Veto on Ordinance 07-2022. *Motion carries 8-1, Fahndrich voting No. The Veto is overridden, and the Ordinance is adopted.*

On a **MOTION** by Youngerman, and a second by Roering, a request was made to adopt the 2023 Refuse Fund Budget. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Roering, a request was made to adopt the 2023 Capital Fund Budget. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Roering, a request was made to adopt the 2023 Highway Aid Fund Budget. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Roering, a request was made to adopt **Resolution 2022-14**, a resolution restating annual service charges for Borough refuse and recycling rates for the calendar year 2023 as required annually under the Municipal Waste and Recycling Ordinance with a correction to the printed resolution where it states \$298.00 for residential it should be \$316.00 for residential. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Roering, a request was made to adopt **Resolution 2022-15**, a resolution to set meeting dates, times, and locations for Council, Authority, Boards, Committees and Commissions for 2023 as well as authorizing the advertisement of said meetings. *Motion carries unanimously.*

On a **MOTION** by Roering, and a second by Ruschke, a request was made to adopt **Resolution 2022-16**, a resolution reducing employee contributions to the police pension plan for the year 2023. *Motion carries 8-1, Youngerman voting No.*

On a **MOTION** by Youngerman, and a second by Roering, a request was made to adopt **Resolution 2022-17**, a resolution to establish and amend fees to be charged for the year 2023. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Roering, a request was made to adopt **Resolution No. 2022-18**, a resolution appointing Robert R. Jerman as the Vacancy Board Chairperson and the County of Lancaster as the Tax Collector. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Roering, a request was made to authorize the purchase of an "administrative vehicle", a 2022 Ford Escape from Whitmoyer Ford, Inc. at a PA Government contract cost of \$26,900.00 from "Cares Act" offset funds. *Roll call vote, Castaldi, Eichler, Ginder, Haigh, Roering, Ruschke, Youngerman and Hall voting Yes, Fahndrich voting No. Motion carries 8-1.*

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 \$99,399.35 based upon review of the Borough Engineer, leaving a balance of \$32,802.50. *Roll call vote, Eichler, Fahndrich, Ginder, Roering, Ruschke, Youngerman and Hall voting Yes, Castaldi and Haigh voting No. Motion carries 7-2.*

On a **MOTION** by Youngerman, and a second by Roering, a request was made to permit the President or Vice President of Council be authorized to execute the proposed **Deed of Easement** from the Borough to the Commonwealth of Pennsylvania, Department of Transportation for the subsurface drainage facility in the right-of-way of Henry Street after the Borough is provided with a signed copy of the Right-of-Way Plan prepared by the Department. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Roering, a request was made to appoint Duane J. Brady, Jr. as the Mount Joy Borough Planning, Zoning, and Codes Administrator as well as the Borough's Building Codes Officer effective December 12, 2022. *Motion carries unanimously.*

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

On a **MOTION** by Fahndrich, and a second by Castaldi, a request was made to adopt the position description for Emergency Management Coordinator as well as advertise on the Borough website for volunteer position. An **AMENDMENT** by Fahndrich, and a second by Castaldi, a request was made to restate #6 to say Mobilize and manage the EOC during an emergency/disaster when appropriate and as directed by the Mount Joy Borough Council and delete the current #13 and adjust all subsequent paragraphs accordingly. *Amendment was agreed upon. Main motions as amended carries unanimously.*

Castaldi led a discussion regarding the US Postal delivery on Birchland Avenue and the requirements for new resident's mailboxes.

**Report of the Public Works Committee**

On a **MOTION** by Ginder, and a second by Ruschke, a request was made to adopt **Resolution 2022-13**, a resolution authorizing the submittal of a grant application to the Commonwealth Financing Authority under the COVID-19 ARPA Small Water and Sewer Program in the amount of \$497,351.70. *Motion carries unanimously.*

On a **MOTION** by Ginder, and a second by Ruschke, a request was made to Consider a motion to form a Parks and Recreation Advisory Board and to seek volunteers for said advisory board. *Motion carries 7-2, Roering and Hall voting No.*

**Public Input Period**

Charlie Groff, 211 Frederick St., spoke regarding mailboxes and new residents. He spoke regarding 13 k on the agenda and asked for some clarification on how things work in the budget and with transferring money. He commented on the Mayoral Veto and the vote by Council to override it. He thought maybe it should have been a roll call vote.

David Weiser, 616 Water St., thanked everyone on Council for serving on Council. He said he feels now is not time to be building a new building. He feels the current building is sufficient. He said with the Borough raising taxes and requiring some residents of the Borough to install curbs and sidewalks it is financially hard for the residents. He feels a lot of the sidewalks are unnecessary. He gave some examples of areas where sidewalks were put in and it makes it very difficult for someone in a wheelchair. He commented on the speeding in the Borough and ways to address it.

Ned Sterling, 13 W. Main St., asked about budget item 455 and what it is for and if it will be used to replace the shade trees that need to be replaced. He said he would like Borough Council to tell Todd to cease and dismiss the plans for a Borough Office at Grandview. He agrees we need a new Police Building but not a new Borough Office Building.

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

Mayor Bradley asked if this coming January if the Borough will be looking at various appointment of service providers. He would like to have further discussion on this.

Youngerman said the Admin/Fin Committee has already started on reviewing the list of the Borough's service providers/ vendor.

President Hall asked Council to be thinking ahead for what the Borough may need in the next 12 months and be proactive and prepared instead of reactive.

Pugliese said he received a letter from the PA Liquor Control Board informing the Borough that Demarrias Pizza has applied for a Liquor license.

Eichler stated he would like to see that when it is time to approve the budget at the December Council meeting that everything is ironed out prior to the Council meeting. He feels the budget meetings is the time to do that not at the Council meeting. He asked if Nissley knows where the Amtrak right of way is along Columbia and East Donegal. He has noticed overgrowth of brush and the increasing amount of grass clippings in that area.

Councilor Haigh feels the Borough should be more proactive instead of reactive. He gave an example of the Lions Club Pool property and what it is currently being used for and possibilities of what it could have been used for if the Borough would have been proactive. He feels it could have been more beneficial to the Borough if they would have been proactive.

**Authorization to Pay Bills**

On a **MOTION** by Youngerman, and a second by Roering, Council approved paying the bills as presented from November 1-November 30, 2022.

GENERAL FUND	\$	593,256.49
REFUSE/RECYCLING	\$	51,938.59
CAPITAL IMPROVEMENTS FUND	\$	557,899.03
HIGHWAY AID FUND	\$	28,465.35
ESCROW FUND	\$	13,082.00
JOY LAND ACCOUNT	\$	-
GRAND TOTAL EXPENDITURES	\$	1,244,641.46

*Motion carries unanimously.*

**Meetings and dates of importance**

See the green calendar for the month of December.

**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 10:08 PM. *Motion carries unanimously.*

Respectfully Submitted,



Mark G. Pugliese  
Borough Manager/Secretary