

MOUNT JOY BOROUGH COUNCIL
February 3, 2020 Minutes

The Mount Joy Borough Council held its regular meeting on February 3, 2020, at the Mount Joy Borough Council Chambers.

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

Roll Call- Present were Councilors Dominic Castaldi, Joshua Deering, David Eichler, Lu Ann Fahndrich, Mary Ginder, William Hall, Michael Reese, Bob Ruschke, Brian Youngerman, and Mayor Timothy Bradley, Jr. Staff present were Borough Manager, Samuel Sulkosky; Public Works Director, Dennis Nissley; Codes and Zoning Officer; Stacie Gibbs; Police Chief, Maurice Williams and Administrative Assistant, Lisa Peffley. Stormwater Officer, Dave Salley was absent.

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

President Hall announced there was an Executive Session held on January 6, 2020, for legal issues. No decisions were made.

On a **MOTION** by Youngerman, and a second by Reese, approval was given to accept the agenda for the February 3, 2020, Borough Council meeting. An **AMENDMENT** by Youngerman, and a second by Reese, a request was made to add the wording "for the Revised Final Land Development Plan for Farmview Properties" to 10d. *Amendment carries unanimously. Motion, as amended, carries unanimously.*

Public Input Period

Ned Sterling, 13 W. Main St., thanked the Borough for the Walking, Biking and Transit Survey and suggested that maybe a survey like that could be used for other Borough topics.

Report of Mayor

Mayor Bradley provided and reviewed a written monthly report for January 2020. He spoke regarding a Complete Streets raining session he attended. Hall said there will be a similar event for the public coming in the near future.

Report of the Chief of Police

Maurice Williams, Police Chief, provided and reviewed a written monthly report for December 1, 2019, through December 31, 2019. The report showed 19 traffic arrests and 30 criminal arrests for the month. There was a total of 519 incidents for the month of November, with a total of 7,240 incidents year to date. Monies collected by the Police Department for the month for tickets, permits, reports, and services totaled \$2,730.13.

Report of Fire Department Mount Joy (FDMJ)

Matt Gohn, FDMJ Fire Chief, provided and reviewed a written monthly report for December 2019, and provided an Annual Incident Report Summary for 2019.

Report of SVEMS

Candy Blanchflower provided a written monthly report for January 2020.

Report of EMA

Matt Kratz provided a written report for October, November, December 2019 and January 2020.

Report of Main Street Mount Joy (MSMJ)

Dave Schell, Executive Director, provided and reviewed a monthly report for January 2020. He handed out a letter from MSMJ with their preference of what they would like to see regarding the parking at the train station. MSMJ would prefer the option of free parking for train riders, with no paid options. While they understand this decision is not theirs to make, and may be dictated by other agencies, they would like to explain why they feel a free parking option is the best solution. Mount Joy's train station is very unique within the Amtrak Keystone Service line. The Mount Joy Station is the only one centered in a downtown commercial business district. Other stations along the route are located in more residential heavy areas with ample station parking solutions or have adequate parking options available that would not impact local businesses. MSMJ feels while there may be some riders who use a paid parking option, many riders will look for alternate, free spaces available. This will bring riders downtown to take up spots along the street at 7am, before businesses open. Riders will also use free parking options in close residential areas. Keeping the parking free will allow the closest spots to be utilized and parking along Henry Street to be utilized, keeping the street spots available for commercial use. Hall said there is a meeting next Tuesday with PennDOT. The Mayor said the points in their letter have already been expressed to PennDOT. Deering asked about the Memorial Day parade. Schell said there will be a Parade this year.

Report of the Milanof-Schock Library (MSL)

Barbara Basile, Executive Director of Milanof-Schock Library, provided a written monthly report for December 2019.

Report of Codes and Zoning Officer

Stacie Gibbs, Codes and Zoning Officer, provided a written monthly report for January 2020. Gibbs spoke regarding the Walking, Biking and Transit Survey and encouraged everyone to participate and fill one out.

Report of Stormwater Officer

No report for January 2020. Nissley gave a brief verbal report in Salley's absence. Nissley said the Borough recently received Chiques Creek watershed report card. It recognized projects already done, but it looked and prioritized future projects. The highest prioritized project on the list was stream bank restoration for Little Chiques Creek through Little Chiques Park. Since Rapho Township shares a portion of that, Salley plans on working with Rapho and look into possibly getting grant funding for the project. Specifically, NFWF and Chesapeake Bay Nutrient Innovative Sediment Reduction.

Report of Public Works Director

Dennis Nissley, Public Works Director, provided and reviewed a written monthly report for January 2020. Nissley told Council it could take up to 8 weeks for the Borough to receive the funds from the DEP 902 Recycling Grant. Nissley reported the following equipment listed on Municibid sold; Backhoe \$34,100, Tractor \$15,300, and Mower \$342, for a total of \$49,742. This was over \$20,000 of the trade in value.

Report of the Borough Authority Manager

Joseph Ardini, Authority Manager, provided a written monthly report for January 2020.

Report of the Borough Manager

Samuel Sulkosky, Borough Manager, provided and reviewed a written monthly report for January 2020. Sulkosky reported to Council the DEP Permit for the Borough basin was issued January 23, 2020. Sulkosky provided Council with a list of grants the Borough applied for with a breakdown of grants awarded and not awarded. The total amount awarded was \$1,133,198 (\$225,538 in 2018 and \$907,660 in 2019) with \$1,057,000 pending for 2020. Also listed is the potential award from Senate Bill 905 – Capital Budget Project Itemization Act of 2019-20, included in that is the Municipal Building Project of \$2,483,000 and the Aquatic/Recreational Facility in the amount of \$5,500,000.

Approval of the Minutes of the Previous Meeting

On a **MOTION** by Reese, and a second by Ginder, approval was given for the minutes of the Reorganizational and Regular Borough Council meeting held on January 6, 2020, as corrected. *Motion carries unanimously.*

Administration and Finance Committee

On a **MOTION** by Youngerman, and a second by Reese, a request was made to approve Resolution No. 5-20; Authorization of signatures for the PennDOT Complete Streets Grant Reimbursement Agreement. *Motion carries unanimously.*

On a **MOTION** by Youngerman and a second by Reese, a request was made to approve a Waiver of Section 240-25 Preliminary Plan Processing Procedure for the revised Final Land Development for Farmview Properties. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Reese, a request was made to approve a Waiver of Section 240-62.B.2 Traffic Impact Study for the Revised Final Land Development Plan for Farmview Properties. Youngerman stated that the majority of the Administrative Finance Committee is not in favor of waiving the traffic study. Reese said by increasing it from 18 – 20, you may be adding possibly two more cars and since the traffic there is relatively insignificant with no issues, he does not see why it would be necessary to do the traffic study. Hall feels there was a reason why the number was set at 20 so therefore he does not feel the traffic impact study should not be waived. The developer stated when he purchased the property it was approved for two eight-unit townhouses and one two-story duplex unit. He would like to change the duplex unit into four townhouse units. This would increase the density of the property by two units. He feels the changing the duplex to a townhouse would look better. He stated the site is land locked so no more can be built. If he has to do a traffic study, he will just keep it as is because it is not worth it for him financially to do the traffic study. *Roll call vote with Deering, Eichler, Fahndrich, Ginder, Reese, and Ruschke voting yes and Castaldi, Youngerman and Hall voting no. Motion carries 6-3.*

On a **MOTION** by Youngerman, and a second by Reese, a request was made to approve a Waiver of Section 226-32.D which requires a stormwater basin to completely drain over a period of time not less than 24 hours and not more than 72 hours, conditioned upon the dewatering time to be 20 hours by reducing the basin outlet orifice as recommended by the Borough Engineer for the Revised Final Land Development Plan for Farmview Properties. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Reese, a request was made to approve and execute the Second Amendment to Storm Water Management Agreement and Declaration of Easement for the Revised Final Land Development Plan for Farmview Properties. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Reese, a request was made to approve a Revised Land Development Plan for Farmview Properties, located on Martin Avenue, conditioned upon the Borough Solicitor, Borough Engineer and Borough Authority comments being addressed. *Motion carries unanimously.*

Report of the Public Safety Committee

On a **MOTION** by Fahndrich, and a second by Eichler, a request was made to approve the MSMJ application for the Memorial Day Parade request for May 23, 2020 from 1:30 pm to 4:00 pm. *Motion carries unanimously.*

On a **MOTION** by Fahndrich, and a second by Eichler, a request was made to approve Resolution No. 6-20; Friends of the Library banner request from June 1, 2020 to June 13, 2020 for the Used Book Sale. *Motion carries unanimously.*

On a **MOTION** by Fahndrich, and a second by Eichler, a request was made to approve Ordinance No. 1-20; amending Sections 255-33, Vehicles and Traffic, to allow for a right turn at the Stop Intersection eastbound on Martin Avenue at Farmview Lane. *Motion carries unanimously.*

On a **MOTION** by Fahndrich, and a second by Eichler, a request was made to direct the Borough Manager to establish a Borough Facebook page. Reese asked the purpose of the Facebook page. Fahndrich responded, to provide residents with up to date information. She feels people tend to look at social media pages first before looking at a website for information. She believes it is a quicker way to get the information out there. Hall agreed. Castaldi commented that it would give residents other options to access information. Mayor Bradley said a website and a Facebook page are different platforms. A website is static but Facebook and other social media pages are active so you can get notifications and real time information. He said you could also use Facebook to reinforce certain things in our newsletter that we send out. For example, like when it gets closer to the date of the Compost sight opening you could post that information as a reminder. Sulkosky informed Council that Schell reserved a Facebook page for the Borough and provided some general policies for Council to look over. Sulkosky asked if the intended is to be one-way communication just to put information out there or is it your intent to let people comment. Mayor Bradley said he does not believe you can turn off comments and he said it is a violation to delete comments of certain people because you dislike their comments. It is a violation of their free speech rights. Reese questioned who would maintain the Facebook page. Hall responded, we would have one or more administrators and Council would decide who that would be. Ginder asked if there will be a policy in place before the page would go up. Deering had some concern about things that might happen over a weekend and any information that would need to be put on the page over the weekend. The Mayor said during emergencies that person or persons would need to be called in and update the page just like other individuals are called in to handle other areas of an emergency. The Mayor thinks the Motion should also include having the Borough Manager come up with a policy. Hall feels there is value in have a Facebook page however he feels Council should be the one to come up with a policy. An **AMENDMENT** by Youngerman, and a second by Fahndrich, a request was made to lay the main Motion on the table until the April Council meeting. Schell commented that he is currently the main contact for the Facebook page he has reserved and recommends leaving him on as an administrator for the Facebook page. Schell said he is currently an administrator for the Boroughs website and feels it would be good to have someone techy for the Facebook page in case something would happen there would be someone who knows what is going on. *Amendment carries 8-1, Hall voting no.*

Report of the Public Works Committee

On a **MOTION** by Deering, and a second by Ruschke, a request was made to advertise Ordinance No. 2-20; Chapter 232 Streets and Sidewalks, Article VI, Sidewalk and Curb Installation; Maintenance, §232-60, Construction, Repair and Replacement Methods and Specifications, Paragraph A, Sidewalks. *Motion carries 8-1, Reese voting no.*

Public Input Period

Bruce Haigh, 504 Rose Petal Ln., handed out and commented on a copy of the BMP 125 Outfall Structure Cross Section of the Borough basin.

Ned Sterling, 13 W Main St., asked if anything is happening with the Mount Joy Foundation. Sulkosky said there is a meeting coming up in the next couple of weeks. He said they are hoping to do some active fundraising soon. Sulkosky said he will have more information after the next Board meeting, so look for something in the next couple of months.

Raeann Schatz, 24, Fairview Ave, Marietta, thanked Council for all they have done so far, they truly do appreciate it. However, with that being said, she must continue to fight to protect her property. She commented that the third-party engineer results were as she expected. It stated the ARRO design appears to be correct. She thought the third-party engineer was going to be given the differences between her Engineer's and ARRO's. But that does not seem to be what happened. She spoke briefly about the DEP meeting. Schatz said since the Borough owns the basin that flooded her

property, she is asking the Borough request ARRO to take addition steps to go above and beyond what is in the Permit. She feels the Borough has the authority to do this. She feels this basin will continue to flood her property with the current design.

Any other matter proper to come before Council

None

Authorization to Pay Bills

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

GENERAL FUND	\$	153,885.84
REFUSE/RECYCLING	\$	46,690.36
CAPITAL IMPROVEMENTS FUND	\$	-
HIGHWAY AID FUND	\$	-
ESCROW FUND	\$	2,528.70
JOY LAND ACCOUNT	\$	-
GRAND TOTAL EXPENDITURES	\$	203,104.90

Motion carries unanimously.

Meetings and dates of importance

See the red calendar for the month of February 2020.

Council went into executive session at 8:35 PM for personnel issues. Executive session ended at 9:03 PM.

On a **MOTION** by Fahndrich, and a second by Eichler, a request was made to accept the resignation of Officer Gordon effective February 13, 2020. *Motion carries unanimously.*

Adjournment

On a **MOTION** by Reese, and a second by Youngerman, approval was given to adjourn the meeting at 9:05 PM. *Motion carries unanimously.*

Respectfully Submitted,



Samuel Sulkosky
Borough Manager/Secretary