

MOUNT JOY BOROUGH COUNCIL
June 3, 2019 Minutes

The Mount Joy Borough Council held its regular meeting on June 3, 2019, at the Mount Joy Borough Council Chambers.

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

Roll Call - Present were Councilors Joshua Deering, David Eichler, Lu Ann Fahndrich, David Feuerstacke, Mary Ginder, Jon Millar, Michael Reese, Brian Youngerman (arrived 7:15 pm), President William Hall and Mayor Timothy Bradley, Jr. Staff present were Borough Manager, Samuel Sulkosky; Public Works Director, Dennis Nissley; Stormwater Officer, Dave Salley; Codes and Zoning Officer, Stacie Gibbs; Police Chief, Maurice Williams; and Administrative Assistant, Lisa Peffley. Absent was Public Works Director, Dennis Nissley.

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

President Hall announced there was an Executive Session held on May 20, 2019, for a legal issue. Decision was made concerning the Giant Foods Liquor License appeal.

On a **MOTION** by Ginder, and a second by Feuerstacke, approval was given to accept the agenda for the June 3, 2019, Borough Council meeting. *Motion carries unanimously.*

Public Input Period

Hall announced there will be a time limit of three minutes per individual.

Ned Sterling, 13 W. Main St., asked what the Giant Food decision was. Hall said Giant offered the Borough a settlement of their appeal. Council rejected the settlement and decided to let it play out in the Court system. Sterling asked if the Parking Utilization Study will be made available to the Public.

Raeann Schatz, 24 Fairview Ave., Marietta, asked for an update on the water retention basin behind Gus's since last month's meeting.

Joyce Stabler, 720 Terrace Ave., wanted an explanation as to why people were not notified that their polling places were changed this year. Hall explained to her that the proper entity to do that is Voter Registration which is a County Office.

Councilor Youngerman joined the meeting at 7:15 pm. He commented that he does not believe he and his wife received notification either about the change of their polling place.

Bobbi Hartlove-Fronczek, 300 School Ln., commented she did not receive notification of her polling place either.

Bruce Haigh, 504 Rose Petal Ln., commented he feels the Borough did a thorough job trying to inform residents about the change in their polling places through the Borough website, newsletter, and it had been discussed at several Council meetings.

Dale Murray, 125 Farmington Wy., spoke concerning the list of exempt streets that Hall put together and strongly suggest Council consider it.

Report of the Mayor

Mayor Bradley provided and reviewed a written monthly report for May 2019. The Mayor formally thanked MSMJ and the Mount Joy Memorial Day Parade Committee for another great parade. Mayor Bradley commented that once again, they have set the standard within the county for parades and have helped to maintain a longstanding tradition of honoring those who gave their lives in the defense of our nation. The Mayor also thanked the American Legion and VFW for a moving and memorable ceremony at Memorial Park.

Report of the Chief of Police

Maurice Williams, Police Chief, provided and reviewed a written monthly report for April 1, 2019, through April 30, 2019. The report showed 49 traffic arrests, 2 juvenile arrest and 36 criminal arrests for the month. There were 85 UCR reportable incidents and 474 CAD incidents for the month, with a total of 2185 incidents year to date. Monies collected by the Police Department for the month for tickets, permits, reports, and services totaled \$3,869.74.

The Chief informed Council he received the PennDOT permit to close Main Street from New Haven to Barbara for the Cruisin' Cuisine Car show July 27, 2019.

The Chief informed Council the Police Department went live with new online training with Police One Academy last week and that there are 1400 training classes on the site. They are in the process of developing a training curriculum for each Officer. Each officer is tasked with taking the classes and then they are tested. The results will then be reviewed by the Training Sargent and Chief.

The Chief told Council the Police Department went live with the new RMS through CSI this morning, June 3, 2019, at 10:00 am. The representatives will be on site for training the next few days.

Report of Fire Department Mount Joy (FDMJ)

Matt Gohn, FDMJ Fire Chief, provided and reviewed a written monthly report for April 2019.

Report of SVEMS

Candy Blanchflower provided a written monthly report for May 2019.

Report of EMA

No report provided.

Report of Main Street Mount Joy (MSMJ)

Dave Schell, Executive Director, provided a written monthly report for May 2019. Schell announced that the Mount Joy Memorial Day Parade will continue. There is a new group of volunteers willing to take on the responsibility. Schell informed Council MSMJ won a Townie Award which is the highest award a Main Street Program can win in Pennsylvania. He will be driving to Erie, PA to pick it up.

Fahndrich thanked Schell for all his hard work and the fantastic job he is doing.

Report of the Milanof-Schock Library (MSL)

Barbara Basile, Executive Director of Milanof-Schock Library, provided a written monthly report for April 2019. Basile also, thanked Schell for all of his hard work he has provided to the Library and the Community. Basile told Council that April was Library Month and National Volunteer Week was also included in the Month of April. Basile said she was able to publicly thank Sharon Roberts at the LSLC annual meeting for her 30 years of service to the Library. The summer reading program is underway with over 40 activities/events going on to help keep the kids reading over the summer, along with a long list of prizes. The Library is partnering with the County parks this year for a fitness activity and if the kids do this, they can get into the running for a \$100 gift card from Giant. Basile reminded Council of the upcoming events in June; Book Sale, Blueberry Sale and the Library's Birthday Bash. Basile thanked Public Works for their help with the Birthday Bash and also told Council what a great partner Giant is in the Community and that they will be supplying the cake for the Birthday Bash.

Report of Codes and Zoning Officer

Stacie Gibbs, Codes and Zoning Officer, provided a written monthly report for May 2019.

Report of Stormwater Officer

Dave Salley, Stormwater Enforcement Officer, provided a written monthly report for May 2019. Salley reminded everyone of the upcoming Chiques Watershed Alliance 2019 Watershed Expo being held on June 5th at the Manheim Farm Show.

Report of Public Works Director

Dennis Nissley, Public Works Director, provided and a written monthly report for May 2019.

Report of the Borough Authority Manager

Joseph Ardini, Authority Manager, provided a written monthly report for May 2019.

Report of the Borough Manager

Samuel Sulkosky, Borough Manager, provided and reviewed a written monthly report for May 2019. Sulkosky informed Council the Borough submitted three grants this month. HMGP grant, DCED Flood Mitigation Program, which he thanked Michael Baker for all the help on those, and the DCED Greenways, Trails and Recreation grant, he thanked staff for all their work on that grant. The Borough was awarded the 2018 ARLE grant for the five crosswalk locations in the amount of \$219,000.

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 regular Borough Council meeting held on May 6, 2019. Motion carries unanimously.

On a MOTION by Reese, and a second by Ginder approval was given for the minutes of the special Borough Council meeting held on May 20, 2019. *Motion carries unanimously.*

Administration and Finance Committee

On a MOTION by Youngerman, and a second by Feuerstacke, a request was made to approve the Lancaster County Conservation District (LCCD) Memorandum of Understanding. *Motion carries unanimously.*

On a MOTION by Youngerman, and a second by Feuerstacke, a request was made to approve the Amendment to the Stormwater Management Agreement and Declaration of Easement with the Farmview Community Homeowners Association, Inc. *Motion carries unanimously.*

Councilor Reese lead a discussion of a proposal for updating the Nancy Hess Compensation Study adopted by Council and a proposal for adopting a more formal review process for non-union employees. He would like to have a merit-based system for the evaluation for the Borough employees. He provided a proposed timeline of: February/March- Department Heads review Hess positions and list current employees, April/May - Review current ranges to make sure they are competitive, June/July – Work on establishing a proper evaluation form(s), August – Work with Department Heads on evaluation process, September/October – Do reviews – Rate and recommend % increase to Administration/Finance Committee, November – Adopt salary in budget. Reese told Council they still have time to make changes if anyone has any recommendations or changes to the process.

Report of the Public Safety Committee

On a MOTION by Fahndrich, and a second by Eichler, a request was made to approve Ordinance No. 2-19 amending Sections 255-33 and 255-63, Vehicles and Traffic, to revise Regulations Governing Parking and Establish a Stop Intersection. *Motion carries unanimously.*

On a MOTION by Fahndrich, and a second by Eichler, a request was made to direct the Solicitor to amend and advertise the Vehicles and Traffic Ordinance Chapter 255-33 to provide Stop Signs at Farmview Lane and Martin Avenue Intersect going East on Martin Avenue. Costs to be reimbursed by Strong Holdings, LLC. *Motion carries unanimously.*

On a MOTION by Fahndrich, and a second by Eichler, a request was made to amend this motion to strike the last sentence that says, costs to be reimbursed by Strong Holdings, LLC. *Motion carries unanimously.*

On a MOTION by Fahndrich, and a second by Eichler, a request was made to approve the Mount Joy Chamber of Commerce request for restricted parking on West Side of Delta Street from Marietta Avenue to Oak Alley for Music in the Park on 7/28/19, 8/4/2019, 8/11/2019 and 8/18/2019. *Motion carries unanimously.*

Fahndrich requested the Motion concerning DCED Multimodal grant that was tabled until the June 3, 2019 Council Meeting at the May 6, 2019 Council Meeting be called up for discussion.

On a MOTION by Deering, and a second by Ginder, a request was made to amend the Motion to add bus shelters to the Grant. *Motion carries unanimously.*

On a MOTION by Fahndrich, and a second by Eichler, a request was to have the DCED Multimodal Grant focus on crosswalk improvements including lighted crosswalks at: Main Street/Park Avenue; Main Street/High Street; Main Street/Marietta Avenue; Main Street Delta; Main Street/mid-block east of New Haven Street; Main Street/Lemon Street; Main Street/Jacob Street; Main Street/Fairview Street; Market Street/Marietta Avenue; Old Market Street/ Manheim Street and include bus shelters. *Motion carries with Amendment.*

Report of the Public Works Committee

Salley provided a presentation of the Borough's Annual MS4 report. Salley stated the Borough received an approval letter for its Pollutant Reduction Plan (PRP) and that the Borough was given their 2018-2023 permit. Salley also provided progress for the annual report including projects throughout the Borough, public education events and good housekeeping measures.

Public Input Period

Ned Sterling, 13 W. Main St., inquired as to who would be installing the bus shelters and where they would be going if the Borough gets the DCED Multimodal Grant.

Ken Ober, 621 Water St., applauded President Hall for all the work he did on the proposal that will be voted on next month at Council. However, he would like Hall to reconsider his decision of N Angle to Church to Hill Street. He feels curbs would

be sufficient for that area and welcomed Hall to meet him at those areas to reevaluate them. Ober asked Salley if there is any way to avoid mosquitoes around rain barrels. Salley suggested mosquito dunks or planting citronella around them.

Bobbi Hartlove-Fronczek, 300 School Ln., commended President Hall on his proposed exemption list. She would like to have Midway added to that list since everyone on Midway signed the petition saying they do not want sidewalks. She feels it was the voter registration board responsibility for letting the voters know of their voting locations.

Raeanne Schatz, 24 Fairview Ln., Marietta, asked that Councilor Deering ask Council to release the infiltration report she requested during item 14 on tonight's agenda.

Bruce Haigh, 540 Rose Petal Ln., commented on the DEP and their current credited system. Haigh also inquired about the outfall rip rap in East Donegal Township and as to why Borough funds were used.

Tod Dohl, 9 E. Main St., informed the Borough that he witnessed someone opening the gate and looking in at the former Jury property that the Borough now owns.

Any Other Matters Proper to Come Before Council

The Mayor spoke concerning the DCED Multimodal Grant and asked Council to give further direction and allow language to be put in to be able to scale it down. Hall asked Council if anyone would be opposed to adding that language to the grant application. No one opposed, so Hall instructed to write into the grant that it is scalable.

Deering responded to Schatz concerning her request to release the infiltration report she requested saying he will not be able to make a motion to release the report per the Borough Engineer. Deering said he needs to respect their wishes.

Deering brought back to the floor the discussion of the Rail Enhancement Project parking technology statement to PennDOT. Deering said after discussion the goal would be to make a motion that this letter would be presented by staff officially to PennDOT.

Reese asked if we have any indication of what PennDOT is planning on doing. Deering responded; he thinks they are leaning toward a gated lot. Reese questioned whose property it is. The Mayor responded it is theirs, but PennDOT indicated that they were interested in being partners, therefore the Mayor feels we should have some input in what should be done. The Mayor would prefer kiosk paid parking over gated parking areas.

Ginder told Council that the Public Works Committee is trying to be proactive by sending this letter they composed PennDOT.

Youngerman stated he is sorry he ever voted for this project and publicly apologized to the community for doing so. He feels that PennDOT has not been a partner in all of this. He feels they are doing whatever they like, and the Borough has lost control of a major parking resource in downtown Mount Joy. Youngerman spoke of the nice and useful parking arrangement the Borough had with Mount Joy Church of God. He felt it benefited the Borough, the Church, downtown business and Amtrak riders.

Hall suggested making an ADHOC Committee of Deering, Youngerman and the Mayor to meet with PennDOT to communicate the wishes of the Borough. Hall asked if Council is in favor of paid parking at all?

Millar said he is against paid parking. He feels that area should be available at no charge to Amtrak riders and resident for the downtown area. Millar said the reason for sending the letter composed by the Public Works Committee is to get communications open and let PennDOT know the Borough's wishes.

Deering said back in 2014 when Jen Granger was here it was communicated that when the project was complete that there would be some type of enforced parking. Deering said he has friends who drive from Lancaster to Mount Joy to take the train in order to avoid the \$8.00 parking fee that Lancaster charges. They park their vehicles here taking up the Boroughs parking spaces, ride the train, come back and leave without patronizing Mount Joy business.

The position statement was amended and reads as follows:

The Mount Joy Borough Council would like to make known the position of Council as it relates to the future use of the PennDOT parking lots. Council hopes by stating the objectives and position before the final stages of the station are complete, we can come to a cooperative agreement that benefits both parties. These lots should have current technologies that will last well into the future. The Council would prefer no gates and would welcome the idea of a parking kiosk located near the entrance of the train station that people using the parking area could pay as they enter the station by entering their license plate. Even if the kiosks are not used immediately, the possibility of using them in the future and having the

infrastructure and technology already present and available during the construction phase seems to only make sense. In an event that there is an enforcement aspect to these lots, Council would prefer a technology system that is easy to manage.

On a **MOTION** by Deering, and a second by Eichler, a request was made to adopt the position statement and send to PennDOT as printed and amended. Roll call vote. *Voting yes, Deering, Eichler, Feuerstacke, Ginder, and Millar. Voting No, Fahndrich, Reese, Hall, and Youngerman. Motion carries 5 to 4.*

The Mayor disagrees with forming an ADHOC Committee to meet with PennDOT. He feels sending the position statement to PennDOT would be better.

On a **MOTION** by Deering, and a second by Millar a request was made to send an official letter to the County asking them to send letters to all the effected voters of polling place changes. *Motion carries unanimously.*

Authorization to Pay Bills

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

GENERAL FUND	\$	99,300.28
REFUSE/RECYCLING	\$	44,661.69
CAPITAL IMPROVEMENTS FUND	\$	12,907.08
HIGHWAY AID FUND	\$	8,237.01
ESCROW FUND	\$	918.00
JOY LAND ACCOUNT	\$	
GRAND TOTAL EXPENDITURES	\$	166,024.06

Motion carries unanimously.

Meetings and dates of importance

See the yellow calendar for the month of June 2019.

Council went into executive session at 9:25 pm for personnel issues. Council came out of executive session at 9:46 pm.

On a **MOTION** by Fahndrich, and a second by Eichler, to authorized Chief Williams to initiate the process of hiring a part time police officer. *Motion carries unanimously.*

On a **MOTION** by Fahndrich, and a second by Eichler, to accept the resignation of part time Officer Bret McFarland. *Motion carries unanimously.*

Adjournment

On a **MOTION** by Feuerstacke, and a second by Reese, approval was given to adjourn the meeting at 9:50 pm. *Motion carries unanimously.*

Respectfully Submitted,



Samuel Sulkosky
Borough Manager/Secretary