

MOUNT JOY BOROUGH COUNCIL
September 11, 2023, Minutes

The Mount Joy Borough Council held its regular meeting on September 11, 2023.

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

Roll Call- Present were Councilors, Dominic Castaldi, David Eichler. LuAnn Fahndrich, Mary Ginder, David Greineder, Bruce Haigh, Bob Ruschke, Brian Youngerman, President William Hall and Mayor Timothy Bradley, Jr. Staff present were Borough Manager, Mark G. Pugliese I; Assistant Borough Manager/Finance Director, Jill Frey; Public Works Crew Leader, Jacob Houck; Codes, Zoning and Stormwater Administrator, Duane Brady, Jr.; Police Chief, Robert Goshen and Administrative Assistant, Lisa Peffley. Absent was Public Works Director, Dennis Nissley

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

President Hall announced there was no Executive Session by full Council held outside of regular Council meeting between August 7, 2023, and September 11, 2023. There will be an executive session tonight to deal with the hiring of an individual for Public Works/Parks.

On a **MOTION** by Eichler, and a second by Ruschke, a request was made to accept the agenda for the September 11, 2023, Borough Council Meeting Agenda. An **AMENDMENT** by Haigh, with a second by Youngerman, a request was made to add 12g, LB Construction discussion to the agenda. *Amendment passes. Main Motion as amended carries unanimously.*

Public Input Period

Collin Casella, 310 Merchant Dr., said he saw that there were some meetings between the Borough and Charter and that there was a list of deliverables. He asked for specifics on those. Also, he asked for an update on blocks F and M. He said the residents of his neighborhood were just informed that the HOA filed a lawsuit against Charter. However, the residents have very limited information on this. He asked Council if they know whether or not this has to do with the most recent desire to re-engage and if Council has an opinion on all of that. He asked Council if there was anything mentioned about the original declaration and the amenities that were to be part of the neighborhood.

Report of Mayor

Mayor Bradley provided an oral report for August 2023.

Report of the Chief of Police

Robert Goshen, Police Chief, provided a written monthly report for July 1, 2023, to July 31, 2023. The report showed 20 traffic arrests and 34 criminal arrests for the month. There was a total of 718 incidents for the month of July, with a total of 4,881 incidents year to date.

Report of Fire Department Mount Joy (FDMJ)

Brett Hamm, FDMJ Fire Chief, provided and reviewed a written monthly report for July 2023.

Report of PSH Life Lion

Adam Marden provided and reviewed a written monthly report for August 2023.

Northwest EMA

Provided a written report for August 2023.

Report of EMA

No report.

Report of the Milanof-Schock Library (MSL)

Joseph McIlhenney provided a written monthly report for July 2023.

Report of Code/Zoning & Stormwater Administrator

Duane Brady, Jr., Codes, Zoning and Planning Administrator, provided a written monthly report for August 2023.

Grants, Projects, and Community & Economic Development Administrator

No report.

Report of Public Works Director

Dennis Nissley, Public Works Director, provided a written report for August 2023. Jacob Houck was present to answer any questions in Nissley's absence.

Report of the Borough Authority Manager

Scott Kapcsos, Authority Manager, provided a written monthly report for August 2023.

Report of the Assistant Borough Manager/Finance Officer

Jill Frey, Assistant Borough Manager/Finance Officer, provided a written report for August 2023.

Report of the Borough Manager

Mark G. Pugliese I, Borough Manager, provided a written report for August 2023.

Approval of the Minutes of the Previous Meeting

On a **MOTION** by Ginder, and a second by Ruschke, approval was given for the minutes of the regular Borough Council meeting held on August 7, 2023. *Motion carries as unanimously.*

Building Ad Hoc Committee

In Deering's absence, Pugliese reviewed Deering report with Council. Still, in the design development phase. Crabtree is updating renderings and elevations. We are working with them on the room layouts, furniture and finishes. And as Todd had mentioned, when you start putting furniture in the room, you can kind of see if it's too big or too small. We were supposed to have a meeting last Thursday, but that fell through because the interior designer could not make it. We have one this week so more to come on that. The Building Ad Hoc Committee will be asking to add \$268,745.60 to the 2024 budget for the Architect fees for that timeframe.

On a **MOTION** by Haigh, and a second by Ruschke, a request was made to approve the footprint of the current building plans, including the 10% reduction in size and for the Committee to move forward. *Motion carries 8-1, Youngerman voting No.*

Administration and Finance Committee

On a **MOTION** by Youngerman, and a second by Greineder, a request was made to wave all fees to Mount Joy Borough regarding the Municipal Services Complex. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Greineder, a request was made to authorize the Borough Manager to attend the PSAB Fall Conference in Erie, PA on October 13th through the 15th (Note that this is a weekend conference.) and to pay for and/or reimburse expenses as provided by Section 701 of the Borough Code. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Greineder, a request was made to appoint Thomas Paul to the Zoning Hearing Board with a term expiration of 1/1/26. *Motion carries unanimously.*

On a **MOTION** by Youngerman, and a second by Greineder, a request was made to authorize prosecution against the property owner of 305 E. Main Street under Section 195-3 for violations of the Property Maintenance Code (Unsafe equipment, interior surfaces, stairs and walking surfaces, electrical system hazards, requirement to appoint a manager, duties of owner and managers of residential rental units) by Code Enforcement Officer or Borough Solicitor. *Motion carries unanimously.*

Youngerman led a discussion regarding Act 172, Volunteer Fire Company member's tax relief. Youngerman said after the discussion with Council tonight he will take this back to Committee level and finalize something and maybe to speak with surrounding municipalities as well.

Pugliese reviewed the 5-Year Capital Improvements Budget/plan & update on 2024 Budget with Council

Youngman reviewed the processes that were utilized to determine staff salary increases for 2023 and possibly adopt the same process for 2024 Budget with percentages to be determined at a later date. On a **MOTION** by Castaldi, and a second by Ginder, a request was made to adopt the process for the 2024 budget that was used for the 2023 budget that relates to the employees of the Borough, short of the Manager and Chief of Police. *Motion carries unanimously.* Hall noted this does not apply to those employees in the collective bargaining agreement with the Police Department.

Youngerman reviewed county salary survey with Council.

Per request from Fahndrich Item 13 b was moved up on the agenda. On a **MOTION** by Fahndrich, and a second by Castaldi, a request was made to approve the request for "Ginger Goudie Memorial 5K" beginning at 10:00 am on October 28, 2023. *Motion carries unanimously.*

Report of Public Works Committee

On a **MOTION** by Ginder, and a second by Haigh, a request was made to direct Borough staff to proceed with the installation of curbs and/or sidewalks at the following locations as well as sending invoices to the property owners for the full cost of the installation of curbs and/or sidewalks plus an administration fee of 10%; 834 Wood Street (Work has already begun.), 836 Wood Street (Work has already begun.), 919 Wood Street (Work has already begun.), Iacobucci Property, east side of Pinkerton Road at Locust Lane, 307 Locust Lane (southwest corner of Pinkerton Road at Locust Lane), 326 Pinkerton Road and 309 N. Angle Street. *Motion carries unanimously.*

On a **MOTION** by Ginder, and a second by Ruschke, a request was made to adopt Resolution 2023-13, changing the rental fee of all pavilions to \$40.00. *Motion carries 8-1, Eichler voting No.*

Pugliese led a discussion on 209 Old Market Street swale and on how Borough staff is to proceed. After discussion Ginder said she feels like this needs to go back to Committee to review and go over each piece of the Solicitor's letter and then come forward with solutions.

Haigh led a discussion on curb and sidewalk inspections for 2025 on how Borough staff is to proceed. After some discussion, Ginder took the discussion off the table and is taking it back to the next Public Works Committee meeting on Monday.

On a **MOTION** by Ginder, and a second by Ruschke, a request was made to appoint Josh Deering to the Parks and Recreation Advisory Board. *Motion carries unanimously.*

On a **MOTION** by Ginder, and a second by Ruschke, a request was made to direct Borough staff to proceed with sink hole repairs to the sidewalk at the Cresco Labs facility as well as sending invoices to the property owners for the full cost of the installation of curbs and/or sidewalks plus an administration fee of 10%. *Motion carries unanimously.*

Haigh led a discussion regarding LB Construction. On a **MOTION** by Haigh, and a second by Ruschke, a request was made to authorize the Borough Manager to solicit three verbal bids for concrete work. *Motion carries unanimously.*

Report of the Public Safety Committee

On a **MOTION** by Fahndrich, and a second by Eichler, a request was made to adopt Ordinance 03-2023, an ordinance to amend the Mount Joy Borough Code of Ordinances, Chapter 255, Vehicles and Traffic, to revise regulations governing parking on Pinkerton Road. *Motion carries unanimously.*

On a **MOTION** by Fahndrich, and a second by Eichler, a request was made to approve two (2) separate requests for FDMJ Fire Police for the East Petersburg Borough 5K on September 23, 2023, and the Manheim Farm Show Parade on October 11, 2023. *Motion carries unanimously.*

On a **MOTION** by Fahndrich, and a second by Eichler, a request was made to authorize the order/purchase of a vehicle for the Police Department. *Motion carries unanimously.*

On a **MOTION** by Fahndrich, and a second by Castaldi, a request was made to appoint Dr. David Eichler as an alternate to the Civil Service Commission. *Eichler abstained. Motion carries unanimously.*

Public Input Period

None.

Any other matter proper to come before Council.

Eichler asked about a sign located at 772 West that says Village of Mount Joy. He asked if that is a PennDot sign. Haigh said Public Works will take that to their Committee.

Pugliese informed Council that the Borough received a Thank You letter from Rapho Township for helping them out during their time of need. Pugliese said he also received a Thank You letter from the Crusin' Cuisine Committee.

Castaldi said he stopped in at the Mount Joy Helping Hands Food Bank and said he was very impressed by their operation and work that they do.

Authorization to Pay Bills

On a **MOTION** by Youngerman, and a second by Greineder, Council approved paying the bills as presented from August 1-August 31, 2023. *Motion carries 8-1, with Hall voting no.*

GENERAL FUND	\$	147,788.84
REFUSE/RECYCLING	\$	75,191.28
CAPITAL IMPROVEMENTS FUND	\$	131,844.69
HIGHWAY AID FUND	\$	-
ESCROW FUND	\$	-
JOY LAND ACCOUNT	\$	-
GRAND TOTAL EXPENDITURES	\$	354,824.81

Meetings and dates of importance

See the green calendar for the month of September.

Executive Session

Council went into Executive Session at 10:26 PM to discuss a personnel matter regarding the hiring of an individual for Public Works/Parks Department. Council came out of Executive Session at 10:46 PM.

Adjournment

On a **MOTION** by Ruschke, and a second by Ginder, approval was given to adjourn the meeting at 10:46 PM. *Motion carries unanimously.*

Respectfully Submitted,



Mark G. Pugliese
Borough Manager/Secretary