

April 22, 2014
MILLERSVILLE BOROUGH COUNCIL MEETING MINUTES

The MILLERSVILLE BOROUGH COUNCIL MEETING was held on Tuesday, April 22, 2014 in the Millersville Borough Public Meeting Room located at 100 Municipal Drive, Millersville, Pennsylvania.

The meeting was called to order at 7:00 p.m. by Council President, Michael C. Kirkham followed by the pledge to the flag. A moment of silence was then observed.

COUNCIL MEMBERS

Michael C. Kirkham
Philip A. Lastowski
Lynn M. Miller
David T. Aichele

Richard M. Moriarty, Mayor
Linda J. Deal
James A. Stager (absent)
Daniel P. Ostrowski

OTHERS PRESENT

Edward J. Arnold, Millersville Borough Manager
John D. Rochat, Millersville Borough Chief of Police
Jessie L. Ebersole, Millersville Borough Staff
Alan S. Anderson Jr., Millersville Borough Police Officer
Harold "Skip" Rhodes, Park Commission Chairman
Steven A. DiGuseppe, Millersville University
Haley Williams, Millersville University Student Advisor
Elaine J. Jones, Lancaster Intelligencer Journal / New Era
Sam Bigler, 17 Wabank Rd., Millersville
Robert Kirk, Lancaster County-Wide Communications
Jack Howells, Zayo Group
Alan S. Anderson, Sr. and Tonya Anderson, Parents

**PUBLIC HEARING TO CONSIDER A ZONING ORDINANCE AMENDMENT TO
CHAPTER 380 HISTORIC PRESERVATION OVERLAY DISTRICT MAP**

President Kirkham opened the public meeting followed by Mr. Arnold giving a brief overview of the amendment to the historic overlay district ordinance. He mentioned the ordinance change is to revise the inventory list and the map to reflect the eight parcels affected. Two parcels are to be added and six parcels are to be deleted. The additions were the results of an annexation that occurred a few years ago and an oversight that occurred during the initial historic inventory. The removals are from properties that no longer have structures due to demolition and one property located at 26 N. Duke Street is in an area planned for use as an infrastructure improvement project that will connect North and South Duke Street. Mr. Arnold stated that as the North/South Duke Street Corridor project moves forward all regulations, including those under the Pennsylvania Historic and Museum Commission (PHMC) will have to be met.

With no public questions or comment, President Kirkham closed the public hearing at 7:06 p.m. and began the regular Borough Council meeting.

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MINUTES

A motion to approve the minutes for the February 25, 2014 Council Meeting was made by Mr. Lastowski and seconded by Mrs. Miller. With no discussions the motion passed by a unanimous voice vote.

A motion to approve the minutes for the March 25, 2014 Council Meeting was made by Mr. Lastowski and seconded by Mr. Aichele. With no discussions the motion passed by a unanimous voice vote.

CITIZEN'S REQUESTS OR CONCERNS

Mr. Skip Rhodes, representing the Millersville Lions Club reported on the West Charlotte Street residence disbursements totaling \$4600. This collection was donations received from local people, local organizations, the Dasnovia Lions Club of Dasnovia, New York and the local churches in the Millersville Ministerium. President Kirkham, on behalf of Council thanked the Lions Club and the Ministerium for their coordination of this collection drive.

REPORTS OF COMMITTEES OR BOARDS

Mr. Lastowski reported on the Blue Rock Regional Fire District meeting held Thursday, April 3rd. Mr. Lastowski announced that the final State audit of the four fire companies has been completed. Those individual fire companies are completely closed. The newly formed Blue Rock Regional Fire District audit will begin next week. Mr. Lastowski also announced FEMA has given the collapse team a new box truck. He stated that over the years approximately \$750,000 worth of equipment has been received.

MAYOR'S REPORT

Mayor Moriarty asked for Council to support the resolution enabling all municipal police to use the same motor vehicle speed-timing equipment as the Pennsylvania State Police. He noted Pennsylvania is the only State that does not allow the use of radar. Mrs. Miller made a motion to adopt the resolution, seconded by Mrs. Deal. With no further discussions the motion passed by a unanimous voice vote.

RESOLUTION BOOK
RESOLUTION NO. 2014-12

Mayor Moriarty introduced the Borough's newest officer, Alan S. Anderson, Jr. Officer Anderson then introduced his father, mother and step-mother. Mayor Moriarty on behalf of Council and the Borough welcomed them and stated his excitement in having Officer Anderson join the force. The Oath of Office was then administered by the Mayor. Chief Rochat added that Officer Anderson is a fine addition to the staff.

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Mayor Moriarty reported on the monthly police report stating March had the highest Calls for Service at 237 in twelve years. He pointed out there were 62 criminal arrests for the month of March. He noted the nine DCR's (disruptive conduct reports) this month, the Part I clearance rate for the month was 50% and the Part II clearance rate was 107%. Chief Rochat commented that it was a busy month for vehicle accidents as well (6 reportable and 13 non-reportable).

SAFETY COMMITTEE REPORT

Mrs. Miller mentioned that the Mayor and Chief Rochat had given a detailed presentation on the 2013 Annual Police Report to the Safety Committee back in March. She mentioned a few significant statistics that appear concerning. One statistic being the Calls Requiring Reports chart that showed an increase from 2060 in the year 2012 to 2997 in 2013. Another in the chart that compares the total adult arrests of Millersville University Students and their Affiliates with all Others reflects 68% MU and 32% all Others. It was noted that in past annual police reporting this percentage was closer to a 50-50% split.

Mrs. Miller announced the Spring Landlord meeting is scheduled for May 1st at 3:30 p.m. in SMC (Student Memorial Center). They are having a speaker from the LHOP (Lancaster Housing Opportunity Partnership) to discuss rights and responsibilities of tenants and landlords.

Mrs. Miller mentioned discussions made on the National Drug Drop-Off day. Although it is too late for the Borough to participate this year, the Safety Committee will be looking into the program for future participation. Mr. DiGuseppe stated the Millersville University Police Department has set up a free drug drop-off at their office, located at 237 North George Street (Lebanon House). This is open to Millersville Borough residents as well as MU students. The most accessible hours are weekdays, Monday through Friday from 8:00 a.m. to 4:30 p.m. The drop-off box helps provide a safe, environmentally friendly way to dispose of medications that otherwise could end up in our water supply.

MILLERSVILLE UNIVERSITY REPORT

Mr. DiGuseppe announced a few upcoming events. On Thursday, April 24th there is an evening "Get Up and Glow 5K Walk/Run" starting at 9:15 p.m. This is a race to celebrate the upcoming graduation and wellness innovative; the 2014 senior class is the lead benefit sponsor. Also this weekend is the Honors and Awards Convocation which is being held on Saturday, April 26th starting at 10:30 a.m. in the Student Memorial Center. In a few more weeks, the May Commencement will proceed with the graduate program/certifications being on Friday, May 9th at Pucillo Gym, starting at 6:30 p.m. and the Undergraduates will have their Baccalaureate ceremony on Saturday, May 10th starting at 10 a.m. at Biemesderfer Stadium. He also announced the Four Corners Family Arts Festival will be held Saturday, May 17th starting at 11 a.m. The Four Corners Family Arts Festival has hands-on activities and performances in art, dance, theater, puppetry and more for families. Attendees will also enjoy a picnic on the lawn as this event takes place outside by the MU Lake.

Mr. DiGuseppe invited everyone to the Saturday in the Park event sponsored by the Millersville Business Association and several local businesses, including the Borough. It will be May 3rd from 11 a.m. to 6 p.m. in Freedom Memorial Park and will include entertainment, food, beverages and games for all ages.

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Ms. Williams reported on finals taking place May 5th through May 9th and the annual SuperFest is scheduled for the weekend of May 2nd and 3rd. She also announced on April 8th about 50 PASSHE students, accompanied by university presidents, administrators, trustees and alumni were in meetings with Representatives and Senators. They met with legislators to talk about their college experiences and how important the education they are receiving is to them, to their families, and to the future of the Commonwealth. The visits to the Capitol have become an annual event in an effort to garner continued support for higher education as an investment in the state's economic future. She noted that nearly 90 percent of our students are from Pennsylvania; about 80 percent of our graduates stay here to begin their careers.

PENN MANOR SCHOOL REPORT

None

FINANCE COMMITTEE

Mr. Lastowski made a motion out of committee to accept the March, 2014 Financial Reports as presented to the committee by Borough Manager, Edward Arnold. With no discussions the motion passed by a unanimous voice vote.

Mr. Lastowski made a motion out of committee to approve the second amendment to the communications site lease agreement with AT&T/Cingular Wireless PCS, LLC. This amendment is for additional equipment and expansion of their pad with a corresponding increase in their monthly rent. With no discussions the motion passed by a unanimous voice vote.

Mr. Lastowski made a motion to adopt the Resolution and approve the Certificate of Approval for Student Lodging Inc.'s financing of renovations and improvements to buildings 1, 2, 3 and 7 located in the Brookwood Court Apartments, 101-102 Hillview Avenue through the Lancaster Industrial Development Authority. Mrs. Deal seconded the motion. With no discussions the motion passed by a unanimous voice vote.

RESOLUTION BOOK
RESOLUTION NO. 2014-13

WASTE WATER COMMITTEE REPORT

Mr. Ostrowski made a motion to ratify the action of entering into the Right-of-Way agreement with PP&L for the moving of its electric and communication lines and one pole located along Murrycross Way. Mr. Aichele seconded the motion. Mr. Arnold explained that this work needs to be completed before the WWTP Stream Bank Retaining Wall project begins. With no further discussions the motion passed by a unanimous voice vote.

Mr. Ostrowski made a motion to advertise for bid requests for the Borough's WWTP Stream Bank Rehab – Retaining Wall project. Mr. Aichele seconded the motion. With no further discussions the motion passed by a unanimous voice vote.

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PLANNING AND BETTERMENT COMMITTEE

Mrs. Deal made a motion to waive the Preliminary and Final Land Development Plan requirements for the expansion of the existing communication cell tower (911 Monopole) located at 26 East Charlotte Street contingent on meeting the Engineer's recommendations and entering into the storm water management agreement and declaration of easement. Mr. Aichele seconded the motion. Mrs. Deal mentioned the Planning Commission conditionally approved the waiver with the addition of showing the fall zone radius and adjacent existing building and also to include that no generators to be allowed in the future shelters without first coming through the Borough for approval. Mr. Arnold explained the future generators would need consideration due to their potential noise. With no further discussions the motion passed by a unanimous voice vote.

Mrs. Deal made a motion to amend the Borough Zoning Ordinance to adopt a new historic preservation overlay district map. Mrs. Deal restated the new historic district map reflects the additions and deletions as discussed in the public hearing earlier tonight. Mrs. Miller seconded the motion. With no further discussions the motion passed by a unanimous voice vote.

ORDINANCE BOOK
ORDINANCE NO. 2014-01

STREET COMMITTEE

Mr. Aichele made a motion to enter into a Right-of-Way agreement with Zayo Group for the installation of cable lines on Shenks Lane subject to consideration for future traffic communication connections. Mrs. Miller seconded that motion. Mr. Arnold explained they have received PennDOT approval to install overhead lines from Colonial Avenue to West Frederick Street and across West Frederick to Shenks Lane. Shenks Lane is a Borough owned street and therefore in order to continue to their final destination on Centennial Drive, they need approval to place this fiber line in the right-of-way. Mr. Howells from Zayo Group welcomed any further questions and stated his agreement of the discussions. There were no further questions and the motion passed by a unanimous voice vote.

PERSONNEL COMMITTEE

Mr. Lastowski made a motion out of committee to approve the Resolution to appoint Mrs. Lucie M. Lehr to fill the vacancy on the Borough's Historic Commission with the term of office expiring on February 24, 2019. With no discussion the motion passed by a unanimous voice vote.

RESOLUTION BOOK
RESOLUTION NO. 2014-14

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PRESIDENT'S REPORT

President Kirkham mentioned more information will be forthcoming on a Millersville University's scholarship bike ride to be held in September. A staging area for participants may be at the Visual and Performing Arts Center.

EXECUTIVE SESSION

None

BOROUGH MANAGER REPORT

Mr. Arnold mentioned the Stormwater Management Ordinance will be coming to Council for consideration at the May, 27th meeting. It is a very large, cumbersome ordinance that all Lancaster County municipalities are adopting due to the Chesapeake Bay cleanup initiatives.

Mr. Arnold announced Phase 2 of the West Frederick Street Infrastructure project will be starting next week with the connections of the temporary water service. The street closure will not happen until the week of May 11th.

Mr. Arnold stated we originally had not anticipated receiving any CDBG funds for our Phase 3 of West Frederick Street grant application but was just notified that the Redevelopment Authority has recommended that we receive \$97,018. He will start communications with the property owners that will be affected with this next Phase.

Mr. Arnold reminded Council of the upcoming Official Map Ordinance presentation scheduled for May 13th starting at 7 p.m. Mrs. Deal encouraged Council members to consider passing an official map with layers and to ask specific questions that night on the advantages of having such an ordinance and map.

ADJOURNMENT

There being no further business to discuss, Mr. Lastowski made a motion, seconded by Mrs. Miller to adjourn the meeting at 8:40 p.m. The motion passed by unanimous voice vote.

Respectfully submitted,



Edward J. Arnold
Borough Manager

EJA/jle