

May 27, 2014
MILLERSVILLE BOROUGH COUNCIL MEETING MINUTES

The MILLERSVILLE BOROUGH COUNCIL MEETING was held on Tuesday, May 27, 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
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
Rob Visniski, RAV, Borough Engineer
Steven A. DiGuseppe, Millersville University
Elaine J. Jones, Lancaster Intelligencer Journal / New Era
Sam Bigler, 17 Wabank Rd., Millersville
Chris Ivey, 4th Grade Teacher, Eshleman Elementary
Lauren Sugden & Parents, 4th Grader Eshleman Elementary
Derek, Melissa, & Kelci Eichelberger, 17 Blue Rock Rd., Millersville
Carol A. Thomas, 170 W. Charlotte St. Millersville
John Gamaldi, 103 Circle Rd., Millersville
James A. Kirk, Jr., 436 Herr Ave., Millersville
Carol Yost, Millersville Area Meals on Wheels
Joanne DeRenzi, Millersville Area Meals on Wheels

MINUTES

A motion to approve the minutes for the April 22, 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

Carol Thomas of 170 West Charlotte Street voiced her concern with the construction noise across the street from her home. Council recommended she contact Manor Township as the development is not in the Borough.

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REPORTS OF COMMITTEES OR BOARDS

Mr. Lastowski reported on the Blue Rock Regional Fire District meeting held Thursday, May 1st at the Civic Center in Washington Boro. Mr. Lastowski announced that volunteers are temporarily down due to the University's classes being done for the school year however; once school re-starts they typically get another group of volunteers.

MAYOR'S REPORT

Mayor Moriarty introduced this year's fourth grade governmental unit of study winners, Ms. Lauren Sugden and Ms. Kelci Eichelberger. This year's project was to develop a sign about Millersville Borough. He proudly displayed their work of art and read their letters aloud. The Mayor thanked both parents and teacher, Mr. Ivey, in their support of these young ladies.

Mayor Moriarty introduced Carol Yost and Joanne DeRenzis from the Millersville Area Meals on Wheels. He mentioned he had participated in a ride-a-long on one of their routes and noted he was impressed by the protocols they have in place especially when someone does not answer the door. The Mayor noted that the Borough supports this organization annually and asked that they give a brief update of their activities. Ms. DeRenzis stated that Meals on Wheels started in 1988 at the First United Methodist Church with serving approximately 25-30 people. They have grown over the years and today help around 60 with about 200 volunteers. They service mostly senior citizens, the disabled and even those recovering from a health issue. Mrs. Yost thanked Council and the local community for their support over the years, mentioning others that contribute and also welcomed everyone to participate in their fundraisers. President Kirkham gave his sincere appreciation and thanked them for their good work.

Chief Rochat reported on the April Monthly Police Report stating it was another busy month with 317 Calls for Service. He mentioned there were 30 Ordinance Complaints, with most of those being noise and open alcohol. He also publicized the following April statistics: 22 Ordinance Citations issued, 3 DCR's (disruptive conduct reports) issued, 47 Criminal Arrest (29 Adult & 18 Juvenile), 12 Part I Offenses with 4 Cleared, 60 Part II Offenses with 49 Cleared, 7 Vehicle Accidents and 153 Parking Tickets issued.

STREET COMMITTEE

Mr. Aichele, seconded by Mr. Stager made a motion to adopt the Millersville Borough Storm Water Management Ordinance which will restate and establish storm water management regulations. Mr. Arnold introduced Mr. Rob Visniski, Borough Engineer, who proceeded to give a presentation on the changes coming down from the County's Storm Water Management Act 167 regulations. In summary, depending on the size of the changes being made to a property, specifically to the pervious and impervious conditions, will determine which type of an agreement you may have to enter into that will be recorded on the deed of the individual parcel. This agreement will state the conditions that will need to be maintained for the property's storm water management. The new Storm Water Management Ordinance has established three types of projects. The exemption project will be 1000 square feet or less of impervious surface and will require a plan be submitted to show that you meet the exemption. The small project will be over 1000 square feet but less than 2000 square feet and will require an application as well as a choice of BMP's (Best Management Practices) for the storm water needs. If your project does not qualify as an exempt project or a small project then you fall under the full storm water

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management site plan requirements, as it did in the past. Mr. Stager asked to clarify that the square footage of impervious only takes into consideration what you are proposing to add/change and does not consider what you already have on your property. Mr. Visniski agreed but further stated that the 1000 square footage is a life-time accumulation. In an example, if you use 500 square feet on one project, then you have another 500 square feet for later, but once you have gone over the 1000 square footage in accumulation then you are no longer exempt. The Borough will be responsible for tracking the plans to check that accumulation for exemption status. Mr. Arnold explained that besides the new storm water management ordinance criteria, there is also the Borough's zoning ordinance that spells out pervious and impervious conditions. For instance, just because you have 1000 square feet available under the exemption for storm water management doesn't mean your property can use all of that 1000 square feet due to the lot layout and/or size of your lot. With no further questions or discussions the motion passed by a unanimous roll call vote.

ORDINANCE BOOK
ORDINANCE NO. 2014-02

Mr. Aichele made a motion to adopt the Resolution assigning responsibilities relating to the administration and enforcement of the Borough's Storm Water Management Ordinance. Mr. Arnold asked for Council's consideration to allow the Zoning Officer to do the inspections of the storm water management facilities installed pursuant to a storm water management site plan for small projects only. Mr. Aichele amended the motion to include Mr. Arnold's recommendation. Mrs. Deal seconded the motion as amended. With no further discussions the motion passed by a unanimous voice vote.

RESOLUTION BOOK
RESOLUTION NO. 2014-15

Mr. Arnold mentioned the Borough will need to adjust the fees related to the new Storm Water Management Ordinance (exempt and small projects). The Borough's fees resolution will be discussed at the next Council meeting.

Mr. Aichele made a motion to allow the use of public streets for the 18th annual Millersville Community Parade for Saturday, October 18th, 2014 starting at 9 a.m. Mr. Stager seconded the motion. The parade begins at Penn Manor High School and proceeds onto Herr Avenue; turns left onto Landis Avenue and continues to N. George Street. The parade turns left again onto N. George Street and marches toward the finally on James Street. With no further discussions the motion passed by a unanimous voice vote.

MILLERSVILLE UNIVERSITY REPORT

Mr. DiGuiseppe announced multiple events and items of interest some of which are the upcoming parent/family one-day orientations on June 14th, June 20th and July 19th, MU's participation in 'Dream Ride Lancaster 2014' a bicyclist ride to benefit local nonprofits and charities to be held on Saturday, September 20th, and he noted throughout the summer there will be campus fire alarm testing being performed. Mr. DiGuiseppe distributed copies of the Millersville: Students and the Community Spring 2014 newsletter for Council. He gave an update on the Pucillo Turf Field project that began in the late spring and will continue through the summer.

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Mr. DiGuiseppe also announced the 'Saturday in the Park' event, held on May 3rd in Freedom Memorial Park was a success with an estimated 750 people in attendance. This event was sponsored by the Millersville Business Association and several local businesses. He thanked the borough for the donation of the park and looks forward to hosting this event again on Saturday, May 30, 2015.

PENN MANOR SCHOOL REPORT

None

FINANCE COMMITTEE

None

WASTE WATER COMMITTEE REPORT

Mr. Ostrowski made a motion to award the BioSolids Management Service Agreement to the only qualified bidder, Jesse Baro Inc. in the amount of \$33.10 per wet ton. Mr. Aichele seconded the motion. With no discussion the motion passed with a unanimous voice vote.

Mr. Ostrowski mentioned that the borough has been awarded the \$1000 safety grant from Benecon toward the purchase of the chlorine shutoff valve for the Waste Water Treatment Plant.

PLANNING AND BETTERMENT COMMITTEE

Mrs. Deal stated after reviewing eight different ordinances from other communities the committee came up with a compromise to amend the Rental Ordinance. Mrs. Deal made a motion out of committee to amend the Rental Ordinance to reflect the following: The exception for a non-owner resident will apply only to immediate, direct blood relationships, the owner of the property will complete a sworn affidavit confirming that only family members are in residence, an inspection and a license agreement will be issued for three years, if there are more than two DCR's in a year, the family rental extension will be revoked and it will return to a regular rental unit and if there are complaints from neighbors that more than family members are in residence, an inspection will follow and if the exemption is violated, it will be revoked. Discussions then switched to changing the word "and" to the word "or" in the current ordinance where it states: "A rooming unit or a dwelling unit let for rent or a residential unit occupied by any persons other than one occupied solely by the owner *and* members of the owner's family." President Kirkham stopped the discussions and called for a roll call vote on the motion out of committee. The motion did not pass. All members of Council except Mr. Aichele voted against. Discussions went back to the single word change. Mr. Arnold advised Council that he could take the request to change the word from "and" to "or" to Josele (Borough Solicitor) and if she is in agreement with Council's interpretation and recommends no other changes then a motion could be made to advertise the amendment to the rental ordinance contingent on her agreement and be voted on again at the next Council meeting. There is no need to take it back to the committee level for further discussions. Mr. Ostrowski made such a motion but there was no second. President Kirkham stated the rental ordinance will stand as written.

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Mrs. Deal asked for an indication from all Council members on whether to move forward with a request from Council to the Planning Commission to make recommendations for an official map and if in agreement to move forward, any ideas that they may want to include in the official map. It was mentioned that the official map could be construed from the Strategic Comprehensive Plan Update and that having an official map passed by ordinance would allow the Borough more time to further discuss plans if a resident comes in and wants to do something with that area that didn't meet the goals of the Comp Plan. Mr. Lastowski asked for more time to review the information distributed by the Official Map presentation. Mrs. Deal agreed to come back to Council again next month.

SAFETY COMMITTEE REPORT

Mrs. Miller announced the Fall Housing Fair hosted at the University will be October 1st and 2nd.

PERSONNEL COMMITTEE

Mr. Stager mentioned they had invited the Police Association to the last committee meeting as a means of opening communications and having a better relationship.

PRESIDENT'S REPORT

President Kirkham mentioned he and Mr. Arnold met with Manor Township concerning the North/South Duke Street Corridor project stating they are very cooperative of this project.

EXECUTIVE SESSION

None

BOROUGH MANAGER REPORT

Mr. Arnold mentioned a notice was delivered to the property owners in the vicinity of the West Frederick Street Infrastructure Phase 3 project. The Borough will be holding a pre-construction meeting for this project on July 10th, 2014 starting at 6 p.m. Again, this project will continue where Phase 2 ends and continues on West Frederick Street to 1 South Duke Street.

Mr. Arnold gave an update on the North/South Duke Street Corridor project. An appraiser will be taking an appraisal on the four properties in arms-way of the new corridor.

Mr. Arnold announced the Manor Township property at 115 West Charlotte Street that will be hooking up to the Borough's sewer line will need to close the street between North Prince Street and Applewood Lane for the day, scheduled June 17th due to the depth of the dig.

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ADJOURNMENT

There being no further business to discuss, Mr. Lastowski made a motion, seconded by Mrs. Deal to adjourn the meeting at 9:20 p.m. The motion passed by unanimous voice vote.

Respectfully submitted,



Edward J. Arnold
Borough Manager

EJA/jle