

October 28, 2014
MILLERSVILLE BOROUGH COUNCIL MEETING MINUTES

The MILLERSVILLE BOROUGH COUNCIL MEETING was held on Tuesday, October 28, 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
James A Kirk Jr., Zoning Hearing Board Chairman
Steven A. DiGuiseppe, Millersville University
Haley Williams, Millersville University Student Advisor
Elaine J. Jones, Lancaster Intelligencer Journal / New Era
Ann Harach, Blue Rock Regional Fire Commission
Geoff Beers, Student Services Inc/Millersville University
Thomas L. Godfrey, Dawood Engineers, MU Student Housing
Nancy Jeffries DO, 513 Conestoga Blvd., Conestoga, CCG
Tim Spiese, 55 Covered Bridge Road, Pequea, LAP (Lancaster Against Pipelines)
Nick Martin, 400 Baumgardner Road, Lancaster, LAP
Robin Maquire, 32 Sandhill Road, Conestoga, LAP
Lynda Like, 4180 Main Street, Conestoga, LAP
Martha Hines, 566 W Market Street, Marietta, LAP
Susan Roland & David Jones, 553 Sawmill Road, New Providence, LAP
Michael Jennings, 101 Rock Hill Road, Manor, LAP
Glenda Johnson, 186 Lakewood Drive, Pequea, LAP
Alicia Shirk, 152 Walnut Hill Road, Millersville
John Lichty, 84 Municipal Drive, Millersville
ABC News crew
WGAL News crew

MINUTES

A motion to approve the minutes for the August 26, 2014 Council Meeting was made by Mr. Stager and seconded by Mr. Lastowski. With no discussions the motion passed by a unanimous voice vote.

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A motion to approve the minutes for the September 23, 2014 Council Meeting was made by Mr. Aichele and seconded by Mrs. Miller. With no discussions the motion passed by a unanimous voice vote.

CITIZEN'S REQUESTS OR CONCERNS

None

REPORTS OF COMMITTEES OR BOARDS

Mr. Lastowski introduced Ann Harach, Administrative Assistant to the Fire Commissioner. Ms. Harach presented an overview of the Blue Rock Regional Fire District's proposed 2015 budget noting that some line items were adjusted as needed but that the net result is no increase to the municipalities. Mr. Arnold stated that the Borough funds the organization through a contribution and that Manor Township funds the organization through a fire tax millage rate. He asked if Ms. Harach had any information on how Manor Township intends to fund the organization next year. Ms. Harach stated as far as she knows, they intend to maintain the same fire tax rate. On behalf of Council, Mr. Lastowski thanked Ms. Harach and Mr. Hagelgans for all their hard work over the last year. He knows it has been a difficult task pulling all four fire stations together.

PLANNING AND BETTERMENT COMMITTEE REPORT

Mrs. Deal made a motion to adopt the resolution opposing the Atlantic Sunrise and Rock Springs Pipelines and the issuance of certificates of public convenience and necessity by the Federal Energy Regulatory Commission (FERC). Mrs. Miller seconded the motion. Mrs. Deal proceeded to read the entire resolution for the benefit of those in attendance. Mrs. Miller commented that as the Borough's logo states, we are a community of neighbors and this resolution allows us to stand with our neighbors. She further stated this is not a political movement with the upcoming election but rather a commitment to support our Lancaster County neighbors. She stated, "This pipeline does not benefit Lancaster County and they have a pipeline that they can enlarge." Mrs. Miller mentioned she recently read that leaders need to lead and that all of Council was elected to lead the citizenry. So, with that said, she asked Council to pass this resolution to stand with our neighbors as they lead in protecting our environmental wellbeing, irreplaceable natural resources and quality of life. Mr. Tim Spiese of the Lancaster Against Pipelines thanked the Borough for considering the adoption of this resolution. He encouraged everyone to learn more about this pipeline and what it could mean for Lancaster County. He understands we need fuel, we need gas, but at what cost. These lines are open access line and can be tapped into anywhere along the path. Lancaster County footprint as we know it may change forever. Mr. Michael Jennings of 101 Rock Hill Road voiced his concern for our right to preserve our quality of life and asked that Council look into adopting a rights-based ordinance. Mr. John Lichty of 84 Municipal Drive opposed supporting the resolution. He stated it is much bigger than Lancaster County and that it's a national interest to keep interstate commerce open. He pointed out that pipelines have existed since World War II will little to no impact and is far less invasive than our interstate highway system. Ms. Lynda Like of Conestoga stated, "This isn't just a 30" pipeline but a 42" pipeline and it's the first one of its kind to be under that kind of

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pressure.” Her concern is the elbows and pipeline turns and further stated, “This is not an if it happens but when it happens accident”.

Mr. Kirkham thanked the audience for their comments and reiterated that this is not a political move by the Borough but rather a resolution that would show support for our local communities and neighbors. He then called for a voice vote. The motion passed unanimously.

RESOLUTION BOOK
RESOLUTION NO. 2014-18

Mrs. Deal made a motion to accept the Millersville University Student Housing Replacement Phase 3 plan with the satisfaction of all comments stated by the Borough’s Engineer and to waive the financial requirement that would be called for in the phase 3 improvements. The motion was seconded by Mr. Stager. Mr. Beers from Student Services Inc. gave a brief overview stating Phase 3 is almost a mirror image of Phase 2 in both size and scope with the exception of the large parking lot. He then introduced Mr. Godfrey from Dawood Engineers who presented the plan in more detail. Mr. Godfrey stated that this phase calls for the removal of two existing halls, Harbold and Diehm at this quad location and the removal of Gaike Hall from the north end of campus (corner of North Prince Street and West Cottage Avenue). He stated Phase 3 results in the removal of 783 beds but at the end of Phase 3 construction there will be a total of 2240 beds campus-wide. Two years ago, before the start of the housing replacement project, there were 35 beds greater than this so they are pretty close to the same. Reconfiguration of parking gives a total of 1022 spaces to accommodate these beds. The other major piece of this plan is to fulfill the request from Blue Rock Regional Fire District to have access and a pad large enough to accommodate the ladder truck(s) between the two buildings. Mr. Godfrey anticipates this phase to be complete for the Fall of 2016. With no further discussions the motion passed by a unanimous voice vote.

MAYOR'S REPORT

Mayor Moriarty reported on the September’s monthly police report by reviewing the last twelve years and stating the comparison shows a continual escalation. He also noted the Part I and Part II clearance rates are high this month. Chief stated that last year through September they had 314 Part II offenses and cleared 205 of those offenses. This year through September they have 366 offenses with 296 cleared. Chief also mentioned parking enforcement is up this month and that they have patrolled 35 miles on bicycle.

Mayor Moriarty announced he has been named co-advisor to the Penn Manor Politics Club. This month he invited Mr. Stager and Mrs. Deal to attend the club’s meeting to discuss the pros and cons of Tom Wolf and Governor Tom Corbett. Next month he has invited Council President Kirkham to attend to discuss local government.

Mayor mentioned an upcoming ribbon ceremony to be held at Jack’s Wayback Burgers and asked that the community supports this event as part of the proceeds will go to Millersville Meals on Wheels.

Mayor noted the great weather we had for the Millersville Parade and thanked Steve DiGuissepe for pulling this off year after year, with this year being no exception; a great parade!

Mayor also mentioned he is heading-up the Lancaster County Mayors’ Association and he will be meeting here at the Borough next month to discuss raising awareness to heroin use.

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MILLERSVILLE UNIVERSITY REPORT

Mr. DiGuiseppe thanked the Borough, including the Street Department, Police and Fire personnel for a well-executed Millersville Community Parade and Homecoming weekend. Next year's parade will be held on October 24, 2015 and the theme will be "Super Heroes".

Mr. DiGuiseppe reported on two upcoming Millersville University events: Family/Parent Weekend, October 31st & November 1st and the Fall Open House Saturday, November 15th from 9:30 a.m. to 2:30 p.m. He announced Millersville University has become the first University in PSSHE to make SAT test scores optional for Lancaster County residents when students apply for admission. He continued by mentioning that due to the strong demand in our region for nursing, MU will offer an online nursing program and that over the holiday break, December 15th to January 18th, together all State Universities will offer more than 600 courses online.

Mr. DiGuiseppe announced over the next several months the University will be implementing a new campus phone system. This will affect all former numbers with the exchange of 872-3xxx and 871-2xxx being phased out. The new numbers will be mostly 871-5xxx. He further announced the 800 number will not be changing.

Ms. Haley Williams reported that the University's Field Hockey team has won again today and that they remain number 1 in Division II. She also announced two National Science Foundation grants have been received, one for \$290,000 and one for \$300,000.

FINANCE COMMITTEE

Mr. Lastowski noted the Finance Committee met multiple evenings in the month of October to review each of the Borough's 2015 fund budgets and announced there is no proposed increase to the sewer or the trash and recycling fees. Also there is no proposed increase for fire protection. He continued by saying in order to meet the continued increase in costs for the Borough to provide the essential services that we do, the budget will require a tax millage rate increase from 5.45 mills to 5.72 mills or approximately 5%. Mr. Lastowski stated the Borough has been fortunate to not have had an increase in the tax millage rate for four of the last eight years. Based on the Committee's reviews Mr. Lastowski made a motion out of committee to advertise the 2015 general purpose tax millage ordinance at 5.72 mills and advertise at the same time the budget inspection and adoption dates. Mr. Arnold mentioned for the last three years, between the cost of living increases and the increase in police staff, we are forced to balance the budget with a rate increase. The .27 mills increase is equivalent to the average residential homeowner paying \$34 more per year. With no further discussions the motion passed by a unanimous voice vote.

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

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Mr. Lastowski made a motion out of committee to approve the \$7525 Police department budget transfer from the unused Part-time Patrolman wages to pay for expenses including Patrolmen overtime, minor equipment purchases, labor counsel fees and vehicle maintenance costs. With no discussions the motion passed by a unanimous voice vote.

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Mr. Lastowski made a motion to release the annual contributions to the three community service providers as budgeted; the Lancaster County Library in the amount of \$2500, Millersville Meals on Wheels for \$350 and the Lancaster Emergency Medical Services Association (LEMSA) for \$1500. Mr. Ostrowski seconded the motion. With no discussions the motion passed by a unanimous voice vote.

Mr. Lastowski made a motion out of committee to approve mailing the annual letter of donation appeal to all non-profit organizations located in Millersville Borough. Mrs. Miller asked about how much we receive as a result of this annual letter. Mr. Arnold replied about \$2000 however the Borough does receive payments in lieu of taxes from Student Services Inc. He further explained per the inquiry from Mr. Lichty, that Millersville University is restricted from giving a donation to another taxing entity since they are supported by similar means of revenue. He did further mention however that there are numerous projects that we (the Borough and MU) work together to alleviate some of that. With no discussions the motion passed by a unanimous voice vote.

WASTE WATER COMMITTEE REPORT

Mr. Ostrowski mentioned the Committee reviewed in detail the Sewer Operating and Sewer Capital budgets for 2015. He also mentioned the Committee discussed the inflow and infiltration study performed for the Quaker Hills development. The study revealed an increase of about 4 times the average wastewater flow especially during rain events. The next step will be to televise the lines to assess the integrity of the pipes and to try to determine the cause of the fluctuation. Mr. Ostrowski also mentioned the Committee discussed the proposed 2015 budget increase in staffing at the plant by adding a new Plant Mechanic. Mr. Arnold explained that the State requires a Sewer Plant Operator to have three years' experience at the Plant; therefore the ideal situation is to have the new position get that time requirement at the level of a Mechanic and then eventually move into a licensed Sewer Plant Operator. It was noted that one of our current Sewer Plant Operators is close to retirement age.

Mr. Ostrowski made a motion to advertise the ordinance revising the regulations governing the Borough's Sewer system, Chapter 305 with an additional change to the sewer tapping fee amount. Mr. Lastowski seconded the motion. Mr. Arnold explained the revisions to the size of the grease trap and the calculation methods will still meet our conditions to capture the grease. With no further discussions the motion passed by a unanimous voice vote.

STREET COMMITTEE REPORT

Mr. Aichele made a motion to adopt the ordinance to amend Chapter 350-55 Vehicles and Traffic for Snow Emergency Routes and Chapter 350-33 for Parking Prohibited at all Times in Certain Locations. Mr. Stager seconded the motion. He mentioned this ordinance version reflects the language that the Mayor or the Mayor's designee may declare a snow emergency. Mr. Arnold reiterated for the record that there were no other changes to the original ordinance passed by Council and then vetoed by the Mayor. With no further discussions the motion passed by a unanimous voice vote.

ORDINANCE BOOK
ORDINANCE NO. 2014-04

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Mr. Aichele made a motion out of committee to allow the use of public streets for a 5K "Zombie" run on Thursday, October 30th from 8 p.m. to 9 p.m. requested by Millersville University's FANN (Friends of Advocates for Native Nations) Club. With no discussions the motion passed by a unanimous voice vote.

Mr. Aichele made a motion out of committee to approve sending an invitation to property owners adjacent to Heisey Avenue between Leaman Avenue and Wabank Road to attend the next Street Committee meeting, November 13th starting at 6 p.m. to discuss dedication of this portion of Heisey Avenue. With no discussions the motion passed by a unanimous voice vote.

SAFETY COMMITTEE REPORT

None

PERSONNEL COMMITTEE REPORT

Mr. Stager made a motion out of committee to approve the resolutions to re-appointment the following: Mr. Gary Hess and Mr. Michael Walker to the Planning Commission for another four year term ending October 31, 2018, Mr. Kevin Weber to the Park Commission for another three year term ending December 31, 2017, Mrs. Cindy Bigler to the Educational Service Agency for another three year term ending January 1, 2018, and Mrs. Lucie Lehr for a two year term ending December 31, 2016 to the Blue Rock Regional Fire Commission. With no discussions the motion passed by a unanimous voice vote.

RESOLUTION BOOK
RESOLUTION NO. 2014-19
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RESOLUTION NO. 2014-23

Mr. Stager made a separate motion out of committee to approve the resolution to re-appoint Mr. James Kirk to the Zoning Hearing Board for another five year term ending December 31, 2019. With no discussions the motion passed by a majority vote, with Mrs. Deal abstaining due to her relationship (marriage) to Mr. Kirk.

RESOLUTION BOOK
RESOLUTION NO. 2014-24

Mr. Stager made a motion to accept the Sergeant Eligibility list provided by the Civil Service Commission on October 27, 2014 and to fill the Police Sergeant's position by the one and only Officer on the list, Officer Brian Tatara, with an effective date immediately after satisfying the psychological evaluation. Mrs. Deal seconded the motion. With no discussions the motion passed by a unanimous voice vote.

PRESIDENT'S REPORT

President Kirkham mentioned a meet and greet invitation received by all of Council to Millersville University's President Dr. John Anderson's home in November. He stated this is a

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generous offer made by President Anderson and his wife to meet other staff members, mingle and stated that at no time should there be any business discussed.

BOROUGH MANAGER REPORT

Mr. Arnold announced the street is resurfaced and open on the West Frederick Street Phase 2 improvement project. However, there are a few finishing items yet to complete, including some sidewalk work that must be redone due to renters carving their initials into the fresh concrete.

Mr. Arnold asked Council to consider approving the revisions made to the Intergovernmental Contract for PIRMA (Pennsylvania Intergovernmental Risk Management Association) the Borough's government-pooled insurance. He noted they are mostly verbiage changes to the by-laws and a change to the fees for early withdraws. Mr. Arnold stated that the contract has been reviewed by the Borough's Solicitor. Mr. Ostrowski made a motion to approve the new contract, seconded by Mr. Lastowski. With no discussions the motion passed by a unanimous voice vote.

Mr. Arnold asked Council to consider approving the revisions made to the Susquehanna Municipal Trust Sixth Amended and Restated Trust Agreement for the Borough's inter-governmental workers' compensation insurance. Again he noted that they are changing their by-laws and that these changes do not increase our premiums. Mrs. Miller made a motion to approve the changes to the agreement, seconded by Mrs. Deal. With no discussions the motion passed by a unanimous voice vote.

Mr. Arnold reminded Council of the Veteran's Day Ceremony, to be held November 11th starting at 10:30 a.m. at the Veterans Memorial in Freedom Memorial Park.

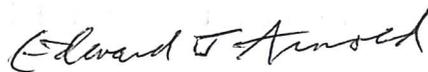
EXECUTIVE SESSION

None

ADJOURNMENT

There being no further business to discuss, Mr. Stager made a motion, seconded by Mr. Ostrowski to adjourn the meeting at 8:54 p.m. The motion passed by unanimous voice vote.

Respectfully submitted,



Edward J. Arnold
Borough Manager

EJA/jle