

February 24, 2015
MILLERSVILLE BOROUGH COUNCIL MEETING MINUTES

The MILLERSVILLE BOROUGH COUNCIL MEETING was held on Tuesday, February 24, 2015 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 Vice President, Philip A. Lastowski followed by the pledge to the flag. A moment of silence was then dedicated in the memory of Millersville University student Karlie Hall.

COUNCIL MEMBERS

Michael C. Kirkham (absent)	Richard M. Moriarty, Mayor
Philip A. Lastowski	Linda J. Deal
Lynn M. Miller	James A. Stager
David T. Aichele	Daniel P. Ostrowski (absent)

OTHERS PRESENT

Edward J. Arnold, Millersville Borough Manager
John D. Rochat, Millersville Borough Chief of Police
Jessie L. Ebersole, Millersville Borough Finance Officer
Edward R. Saylor, Planning Commission Vice Chairman
James A. Kirk, Jr., Zoning Hearing Board Chairman
Scott A. Bailey, Civil Service Commission Secretary
Jack W. Gardner, Land Use Advisory Board Representative
Steven A. DiGuseppe, Millersville University
Haley Williams, Millersville University Student Advisor
Olivia Hertzler, Penn Manor High School Student Advisor
Elaine J. Jones, LNP Media Group
Sam Bigler, 17 Wabank Road, Millersville
Ron Frisbie Jr., Project Manager, Millersville University
Geoff Beers, Student Lodging Inc./Millersville University
Greg Schwartz, Dawood Engineers, MU Student Housing
Carol A. Thomas, 170 W. Charlotte Street, Millersville
Kim Smith, MU Student, 311 Windgate Court, Millersville

MINUTES

A motion to approve the minutes for the January 27, 2015 Council Meeting was made by Mrs. Miller and seconded by Mrs. Deal. With no discussions the motion passed by a unanimous voice vote.

FINANCE COMMITTEE

Mr. Stager made a motion out of committee to approve the Resolution and the Certificate of Approval for the refinancing of Millersville University's Lancaster Industrial Development Authority Revenue Note, Series B of 2009 with the Elizabethtown Industrial Development

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Authority. Mr. Geoff Beers explained the original note was incurred to refinance the residence facilities on Shenks Lane and Hillview Avenue in the Borough. With no discussions the motion passed by a unanimous voice vote.

RESOLUTION BOOK
RESOLUTION NO. 2015-03

CITIZEN'S REQUESTS OR CONCERNS

None

REPORTS OF COMMITTEES OR BOARDS

Mr. Lastowski reported on the Blue Rock Regional Fire Commission meeting held Thursday, February 5th. He announced the District adopted a vehicle replacement schedule that will run through the year 2042 or twenty-eight years. With this plan they intend to pay off the current debt and to start saving for future vehicular/equipment replacements. Mr. Lastowski also announced the District is looking into an affiliated agency agreement with the Keystone Wildfire Crew. The Keystone Wildfire Crew is a satellite support crew that began in 1984 and became incorporated in 1995. They are an all-volunteer non-profit forest fire crew providing wildfire suppression and prevention. They also provide cooperative mutual aid fire suppression to Lancaster County, Pennsylvania Fire Companies and Forest Districts. They currently have 39 members of which 15 of those members are also Blue Rock Fire Rescue volunteers. The cost to be affiliated will be insurance on equipment, currently estimated at \$1600.

MAYOR'S REPORT

Mayor Moriarty reported on the monthly Police Report stating January 2015 was another new high with 228 Calls for Service. He noted the clearance rate for Part I offenses was a good month with clearances at 66.6%. The other major item noted was to the Detective Investigations Overview report; which has been changed to delete cases that are inactive for a year. Mayor stated if an old case has current action then it will re-appear on the Overview list. Chief Rochat commented on the success of fingerprints obtained from a recent burglary/theft that has led to an arrest. In regards to the tragic loss of Mu Student Karlie Hall, Chief Rochat noted the Borough Police Department assisted the MU Police Department both with manpower and the use of the Borough's facility. Also our Police Investigators played a vital role in the apprehension and arrest.

MILLERSVILLE UNIVERSITY REPORT

Mr. DiGuiseppe reported on the upcoming events at the University. A former White House Chef, John Moeller will speak about his career and host a book signing afterwards on March 3rd starting at 6:15 p.m. On March 10th at 9 a.m. there will be a Teacher Recruitment Day Consortium Job Fair that will draw 90 plus school districts and educational employers from the Mid-Atlantic Region and on March 21st starting at 7 a.m. there will be another rather large event,

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the 8th Annual Science Olympiad. Currently 48 schools are registered to participate in the competition. Mr. DiGuiseppe mentioned Karlie Hall's murder has definitely taken its toll on many in the area, particularly the students who knew her. A Celebration of Life Service was held on Sunday in the Student Memorial Center and in honor of her memory they have renamed their peer health educator team, which focuses on dating violence, "Karlie's Angels". Mr. DiGuiseppe further mentioned several significant electrical outages are scheduled between March 9th and March 11th.

Ms. Haley Williams reported that Millersville University is hosting the Pennsylvania First Technology Challenge Championship (FTC) on February 28, 2015 in the Student Memorial Center. They are expecting around 400 high school students along with their coaches, mentors, teachers and families to visit the campus and participate in or support this event.

PENN MANOR HIGH SCHOOL REPORT

Ms. Olivia Hertzler reported on the weather-related school calendar change; school will now be in session on March 23rd. She reminded everyone that the Spring musical, "The Sound of Music" will open this weekend. Ms. Hertzler announced all Penn Manor student athletes will begin hitting the courts, tracks, and fields this week for the start of the 2015 Spring athletic season. She also announced the High School will host its 15th annual Read-a-thon from 2 p.m. to 4 p.m. on Sunday, March 1st in the East Gym.

FINANCE COMMITTEE (continued)

Mr. Stager made a motion out of committee to accept the November, 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. Stager made a motion out of committee to approve the resolution authorizing the trade-in of the 2000 John Deere 4100 Diesel Tractor in the acquisition of a new 2015 Kubota B2650HSH Tractor and the 2008 Ford Crown Vic in the acquisition of a 2015 Ford sedan police interceptor. With no discussions the motion passed by a unanimous voice vote.

RESOLUTION BOOK
RESOLUTION NO. 2015-04

Mr. Stager made a motion out of committee to approve the resolution supporting a review of Act 55 of 1997, the Institutions of Purely Public Charities. Mr. Stager mentioned the State Borough's Association (PSAB), the County Borough's Association (LCBA) and the State Municipal League (PML) believe legislation should proceed carefully with additional hearings and gathering information before making a final decision. Mrs. Miller indicated she will be voting against this resolution due to the language stating "support legislative efforts to review" because legislation isn't reviewing anything, they have voted. She believes it is a waste of time and that it will come back to the courts to decide what is or isn't a charity. It was confirmed that the Senate has passed the bill and that the House has yet to vote on this. Mr. Arnold further

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explained that the concern of both Associations, PSAB and LCBA is the expansion of the definition of a charitable organization and that they want to narrow the definition; make the language more specific so that only true charities receive property tax exemptions. With no further discussions the motion passed by a 3 to 2 roll call vote, with Mrs. Miller and Mr. Aichele opposed.

RESOLUTION BOOK
RESOLUTION NO. 2015-05

Mr. Stager made a motion out of committee to approve the resolution supporting an amendment to Act 164 of 2014 to exempt municipal employees from tax collector certification and continuing education requirements. With no discussions the motion passed by a unanimous voice vote.

RESOLUTION BOOK
RESOLUTION NO. 2015-06

WASTE WATER COMMITTEE REPORT

None

PLANNING AND BETTERMENT COMMITTEE REPORT

Mrs. Deal made a motion to approve the Preliminary/Final plan including the waiver modifications for Millersville University's Gordinier Hall Renovations contingent on meeting all of the Engineer's conditions and the Borough's Planning Commission's condition of removing the mid-crosswalk on James Street. Mr. Stager seconded the motion. Mrs. Deal stated the request had not come before the Planning and Betterment Committee and therefore asked for further details. Mr. Arnold explained that the plan was reviewed by the Borough's Planning Commission, which is typical of a land development plan and that the Planning Commission recommended approving the plan with waivers subject to the conditions and recommendations of the Borough's Engineer and with a further condition that they remove from the plan the proposed mid-block pedestrian crossing in James Street. Mr. Saylor, Vice Chair of the Borough's Planning Commission confirmed the Planning Commission did review the plan and each of the four requested waivers and recommended approval of the final/preliminary plan subject to the condition that they remove the mid-block walkway in James Street. Mr. Ron Frisbie, Project Manager, agreed with the change recommendations of the Planning Commission and noted new plans have been re-submitted to the borough reflecting the removal of the mid-block pedestrian crossing. Mrs. Deal noted her disappointment that this plan was not brought before the Planning and Betterment Committee before coming to full Council. They were not able to follow through with the recommendations of the Planning Commission. Mr. Arnold explained that the plan was not brought before the Planning and Betterment Committee due to time restraints and that it was in no way intentional. He further suggested that a member of the Planning and Betterment Committee attend the Planning Commission meetings to have first-hand knowledge of discussions. With no further discussions the motion passed by a 3 to 2 roll call vote, with Mrs. Deal and Mrs. Miller opposed.

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STREET COMMITTEE REPORT

Mr. Aichele made a motion to accept the lowest qualified bid for the West Frederick Street Infrastructure Improvements Phase 3 project in the amount of \$267,874.40 by DH Funk and Sons, LLC contingent on the Borough Engineer's review. Mrs. Miller seconded the motion. It was noted that this bid was very favorable. Mr. Arnold stated there was a total of seven bids received ranging from \$267,874 to \$398,850. With no further discussions the motion passed by a unanimous voice vote.

Mr. Aichele made a motion out of committee to advertise the road resurfacing project for the following streets: Pickwick Place, West Charlotte Street (between Prince & George), Landis Avenue (between George & Herr), East Charlotte Street (between Wabank & Rt 741), Leaman Avenue (between Manor & Heisey) and Shertzer Lane (between John Herr's Market parking lot & the Park's Barn). With no discussion the motion passed by a unanimous voice vote.

Mr. Aichele made a motion out of committee to advertise the curb and sidewalk improvements project that correspond to the road resurfacing project. With no discussion the motion passed by a unanimous voice vote.

Mr. Aichele made a motion out of committee to approve the resolution to insert an escalator clause in the bidding documents and contracts for road materials. With no discussion the motion passed by a unanimous voice vote.

RESOLUTION BOOK
RESOLUTION NO. 2015-07

Mr. Aichele made a motion out of committee to move forward with the engineering survey of Heisey Avenue between Leaman Avenue and Wabank Road. This engineering survey is to determine if it would be feasible to reconstruct the roadway. With no discussion the motion passed by a unanimous voice vote.

SAFETY COMMITTEE REPORT

Mrs. Miller made a motion out of committee to approve the changes to the Police Department Rules and Regulations for the Pennsylvania Safe Haven Law. It was noted that the Officers will attempt to have the Child Acceptance Form completed but that the form is not mandatory. With no discussion the motion passed by a unanimous voice vote.

Mrs. Miller mentioned discussions that were held concerning the number of false alarms reported on Millersville University's Blue Emergency phones. Between January and October 2014 there were 20 blue light emergency false alarms. Chief Rochat noted that there are blue light emergency phones located on and off campus. He also mentioned conversations have been made with the District Justice and that the Borough may wish to consider a false alarm ordinance. Mr. Lastowski mentioned that Blue Rock Regional Fire Commission has been discussing this for some time and will be affected beneficially by this determination.

PERSONNEL COMMITTEE REPORT

Mr. Stager made a motion out of committee to approve a 2.5% salary increase for the five management employees retroactive to January 1, 2015. Mr. Stager explained that the salary increase for Managers has for the last five years been based on the consumer price index (CPI).

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The Personnel Committee agreed that the CPI was a starting point for their discussions. They also looked at the evaluations of each Manager, which he stated were all very good, and that they looked at the salary increases given to the unionized employees. Mayor Moriarty stated his appreciation for the Committee's approach to the salary increases for the Managers. With no further discussions the motion passed by a unanimous voice vote.

Mr. Stager made a motion out of committee to approve a 25 cent per hour salary increase for those Crossing Guards that have not yet reached the \$12 per hour maximum approved rate. Mr. Stager noted half of this increase is reimbursed by the Penn Manor School District. With no discussions the motion passed by a unanimous voice vote.

Mr. Stager made a motion out of committee to approve a 25 cent per hour salary increase for the part-time employees in the Street/Park Department and the Administration Office. With no discussions the motion passed by a unanimous voice vote.

Mr. Stager made a motion out of committee to approve the revisions to the Borough's Safety Program Policy. He explained the major change was to expand and more clearly define the section on Substance Abuse Awareness and Prevention that was recommended by the Borough's workers compensation carrier. With no discussions the motion passed by a unanimous voice vote.

Mr. Stager mentioned this is the last year of the American Federation of State, County, and Municipal Employees' (AFSCME) contract and that the Borough has been approached by their representative to begin the collective bargaining process.

PRESIDENT'S REPORT

None

BOROUGH MANAGER REPORT

Mr. Arnold reminded Council of the Lancaster County Boroughs' Association (LCBA) meeting that will be held tomorrow night at Millersville University Gordinier Hall. He announced the Borough's Auditors, Trout, Ebersole & Groff will give the 2014 Financial Statements presentation at the Finance Committee meeting on March 18th and then to full Council at the March 24th meeting. The initial figures show the Borough closing with a small surplus. Mr. Arnold reminded Council to register for the annual PSAB conference being held April 26th to 29th downtown at the Lancaster Convention Center and the LCBA meeting that will be held on Monday night April 27th, during the PSAB Conference.

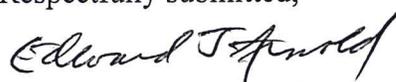
EXECUTIVE SESSION

None

ADJOURNMENT

There being no further business to discuss, Mr. Aichele made a motion, seconded by Mr. Stager to adjourn the meeting at 8:33 p.m. The motion passed by unanimous voice vote.

Respectfully submitted,



Edward J. Arnold
Borough Manager

EJA/jle