

February 23, 2016
MILLERSVILLE BOROUGH COUNCIL MEETING MINUTES

The MILLERSVILLE BOROUGH COUNCIL MEETING was held on Tuesday, February 23, 2016 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. Mayor Moriarty asked that the moment of silence be dedicated to Nelson Polite Sr. He noted Mr. Polite recently passed away and shall be remembered for his community leadership.

COUNCIL MEMBERS

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

Richard M. Moriarty, Mayor
Marilyn W. Sachs
Scott A. Bailey
Daniel P. Ostrowski

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
Steven A. DiGuissepe, Millersville University
Haley Williams, Millersville University Student Advisor
Olivia Hertzler, Penn Manor High School Student Advisor
Tyler Keck, 153 E Charlotte St., Millersville
Sam Bigler, 17 Wabank Road, Millersville
Bret & Ellen Goodman, 60 Glen Oaks Drive, Quaker Hills
Mike Gross, 62 Glen Oaks Drive, Quaker Hills
Bill Weidman, 55 Glen Oaks Drive, Quaker Hills
Katie VanKirk, 59 Glen Oaks Drive, Quaker Hills
Lynn McDowell, 57 Glen Oaks Drive, Quaker Hills
Kurt & Patti Eitnier, 61 Glen Oaks Drive, Quaker Hills
George Richardson, 102 Village Green Lane, Quaker Hills
Mike & Grace Salm, 116 Village Green Lane, Quaker Hills
Les Dietrich, 41 Fresh Meadow Drive, Quaker Hills
Bob Bates, 47 Fresh Meadow Drive, Quaker Hills
TJ Bechtel, 135 Cartledge Lane
Tom Dukes, 119 N Prince St., Millersville
Carol A. Thomas, 170 W. Charlotte St., Millersville

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MINUTES

A motion to approve the minutes for the January 26, 2016 Council Meeting was made by Mr. Ostrowski and seconded by Mr. Aichele. Mrs. Sachs requested the minutes reflect the reason she and Mr. Bailey abstained from the motion to approve the minutes for November and December was due to them not being Council members at that time. With no further discussions the motion, including the noted corrections passed by a unanimous voice vote.

CITIZEN'S REQUESTS OR CONCERNS

Mr. Mike Gross from 62 Glen Oaks Drive inquired on the concern for the neighborhood's safety, specifically in regards to the newspaper article which stated Chief Rochat's comment on the one juvenile being known to have a 9mm handgun. Chief Rochat replied that there were reports that the individual had a weapon but when the juvenile was picked up for detention approximately three weeks ago, there was no weapon found. He further stated that the juvenile will be in detention for some time.

Mr. Mike Salm from 116 Village Green Lane asked for an update on the neighborhood concern at the 112 Village Green Lane location. President Kirkham replied that the property is still under investigation. The Borough's Solicitor has sent a letter to the property owner addressing ownership concerns and that additional police patrols are taking place in this area. Mr. Salm followed up with an additional question in regards to the unregistered truck setting on the street at the location. Chief Rochat explained that they have written numerous tickets and that code does not call for the unregistered vehicle to be impounded.

Mr. Tom Dukes from 119 North Prince Street inquired on Council's procedure to follow Roberts Rules for the reading of Council minutes before approval. Mr. Bailey stated that Council members do read the minutes before voting to approve the minutes and asked Mr. Dukes to explain the reasoning for his question. Mr. Dukes stated he would like to hear the minutes read so that he could know what Council is adopting. Mr. Dukes also asked if anything is being done with the four unregistered vehicles and a motorcycle sitting at 17 North Prince Street as well as the lack of attention to the entrance of the large parcel (between 109 and 111 North Prince Street). President Kirkham commented that he will follow-up with the Zoning/Code Enforcement Officer.

Mr. TJ Bechel of 135 Cartledge Lane, along with Haley Williams are part of Millersville University's Walker Center for Civic Responsibility and Leadership. They are a group of students from both parties that are holding an event, 'Super Tuesday' at SMC on Tuesday, March 1st starting at 7 p.m. and encouraged all of Council as well as the community to attend and participate.

REPORTS OF COMMITTEES OR BOARDS

Mr. Lastowski reported on the Blue Rock Regional Fire District meeting held on Thursday, February 11th. He stated they reviewed the end of year financial reports and noted their surplus. The Commission voted to apply some of this surplus to pay-down the long term debt in hopes to have the remaining balances paid off in three to four years. He further reported the award of a \$5,000 grant which will be used for recruitment and retention of volunteers. They have set a goal to have 12 new volunteers this year.

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MAYOR'S REPORT

Mayor Moriarty reported on the January Monthly Police Report stating the Calls for Service were 266, Part I Offenses clearance rate for the month was 71.4%, and Part II Offenses clearance rate was 79.4%.

Mayor Moriarty asked for Council's approval to attend the Pennsylvania State Mayor's meeting in which he intends to help rally for the use of Radar as speed-timing equipment. Mr. Aichele made a motion, seconded by Mr. Bailey to attend the rally. With no further discussions the motion passed by a unanimous voice vote.

Mayor Moriarty read the resolution ratifying the declaration of disaster emergency for the major snow storm starting on January 22, 2016. Mr. Ostrowski made a motion to approve the resolution, seconded by Mr. Aichele. It was noted that the Borough's preliminary costs submitted to the County was approximately \$24,000. With no further discussions the motion passed by a unanimous voice vote.

RESOLUTION BOOK
RESOLUTION NO. 2016-6

MILLERSVILLE UNIVERSITY REPORT

Mr. DiGuseppe announced upcoming events and dates of importance including the Division of Student Affairs and Enrollment Management sponsoring presentations by Police Chief, Pete Anders on "Campus Safety – Centered on Active Shooter Concerns". He also announced students from 53 schools will take part in the 9th annual Central Pennsylvania Region Science Olympiad competition to be held on Saturday, March 19th. He further stated the Master's Degree and Certificate Awards commencement will be held Friday, May 6th in Pucillo Gym and on Saturday, May 7th at Biemesderfer Stadium's Chryst Field, will be the Associate's and Bachelor's degrees ceremony. Mr. DiGuseppe noted other lectures, events, and cultural programs for the Spring; these and others can be found on their website: www.millersville.edu.

Ms. Haley Williams announced the red flags on campus are in recognition of Teen Dating Violence Awareness Month. They are calling attention to red flags in relationships and educating the campus community about the signs of violence in relationships. The Millersville University and the community honored the life of Karlie Hall last Saturday, February 20th. A tree and a bench have been installed in her memory. Ms. Williams mentioned, "As you may recall, Karlie Hall's young life ended tragically a year ago as the apparent victim of dating violence in Bard Hall, the only murder ever committed on MU campus." Mr. Bailey commented on the campus community event as being a really powerful, positive event and applauded the University on how nicely it was done.

PENN MANOR HIGH SCHOOL REPORT

Ms. Olivia Hertzler announced that the Penn Manor Middle schools have started using an automated calling system to alert parents/guardians of students who are absent from school. The system was implemented earlier this month at the high school. She also announced family and friends gathered in the Penn Manor High School library for National Signing Day to honor 20 seniors who will participate in collegiate sports at 16 colleges and universities next year. The

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student athletes excelled in the classroom as well as on the playing field, earning a median grade-point average of 3.82. Ms. Hertzler announced the Penn Manor Productions will present the musical "Grease" on March 4th, 5th, 11th and 12th in the Penn Manor High School auditorium starting at 7:30 p.m. all four nights, along with a 2 p.m. matinee on Saturday, March 5.

FINANCE COMMITTEE REPORT

Mr. Lastowski made a motion out of committee to accept the November, 2015 Financial Reports as presented to the committee by Borough Manager, Edward J. Arnold. With no discussions the motion passed by a unanimous voice vote.

Mr. Lastowski made a motion out of committee to accept the December, 2015 Financial Reports as presented to the committee by Borough Manager, Edward J. Arnold. With no discussions the motion passed by a unanimous voice vote.

Mr. Lastowski made a motion out of committee to approve the budget adjustment in the amount of \$36,068 for the correction to the non-uniform pension MMO (municipal minimum obligation). Mr. Arnold explained that this adjustment is necessary to correct an oversight made by the Actuarial of the Borough's pension plans. This situation was only brought to our attention after the 2016 MMO's were approved by Council in September. Mr. Bailey questioned the Earned Income Tax revenue account being used to offset the increase in the pension expense as opposed to reducing other expenditures. Mr. Arnold pointed out that the Earned Income Tax for 2015 had come in higher than budgeted and was confident that we could offset the 2016 budgeted revenue based on receiving approximately the same. He further commented that Council could optionally apply the adjustment to fund balance. Mr. Ostrowski stated that in being a part of the budget review process last year, there is no fat in the expenditures. We are down to the bones and reducing expenses further would require the consideration of reducing people and/or services. With no further discussions the motion passed by a majority voice vote, with Mr. Bailey opposed.

Mr. Lastowski made a motion out of committee to approve issuing a request for proposal (RFP) to seek a new pension plan services provider for the Police and Non-Uniform Pension Plans. It was noted that per Mrs. Sachs request the timeline was adjusted to allow more time to prepare and submit proposals. With no further discussions the motion passed by a unanimous voice vote.

Mr. Lastowski made a motion out of committee to approve advertising for ordinance amendments to Chapters 350-39, 42 & 56, Fire Lanes, Parking Regulations, and Snow & Ice Emergencies-violations and penalties. The changes noted were to correct the Fire Lane violation (which should have been stated at \$50), to increase the multiple parking violations from \$25 to \$30 with an increase in their late fees from \$10 to \$15, and to increase the parking or driving on a snow emergency route without having snow tires or chains violations from \$25 to \$50. With no discussions the motion passed by a unanimous voice vote.

Mr. Lastowski made a motion out of committee to setup a mileage reimbursement account limited to \$250 per year for the Mayor to travel specifically for Pennsylvania Municipal League meetings and issues related to tax exempt properties. Mayor Moriarty stated that he anticipates three more meetings being held and appreciates Council's consideration for reimbursement of his mileage to attend. With no discussions the motion passed by a unanimous voice vote.

Mr. Lastowski mentioned the Borough received the Liquid Fuels Tax Fund report for the period of January 1, 2013 to December 31, 2014 stating there were no deficiencies found and that everything is in order.

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Mr. Lastowski mentioned the Borough's Auditors, Trout, Ebersole & Groff will attend the Finance Committee meeting in March to present their independent 2015 audit report. He invited the Mayor, Council members and the public to attend.

WASTE WATER COMMITTEE REPORT

Mrs. Miller made a motion out of committee to advertise the Crossgates Storm Sewer Main extension project contingent on obtaining the necessary right of way agreement. With no discussions the motion passed by a unanimous voice vote.

PLANNING AND BETTERMENT COMMITTEE REPORT

Mrs. Sachs noted the committee held its monthly meeting to discuss a sewer/trash billing concern with a resident and stated there is no action coming out of those discussions.

STREET COMMITTEE REPORT

Mr. Aichele noted the committee held their monthly meeting to discuss alternative options to bagging leaves per the request of Ms. Linda Bellile. They also discussed the request to review the traffic patterns for Heisey Avenue to determine the best direction the one-way traffic should flow. Mr. Aichele announced that at the next Street Committee meeting, March 10th, the residents of the immediate area and the public will be invited to attend further discussions with RAV, the Borough's Engineer.

SAFETY COMMITTEE REPORT

Mr. Bailey noted the committee met; there is no action to be taken and thanked the others for bringing him up to date with the committee's agenda items. He further noted he has been in contact with Mr. Hagelgans from Blue Rock Regional Fire District and Mr. May from LEMSA to attend future meetings.

PERSONNEL COMMITTEE REPORT

Mr. Ostrowski made a motion out of committee to approval the Non-Uniform union request to change the 2016 Christmas holidays from December 23rd and 26th which is Friday and Monday, to December 26th and 27th, Monday and Tuesday. With no discussions the motion passed by a unanimous voice vote.

Mr. Ostrowski made a motion out of committee to approval the revised job description for the permanent part-time laborer. The changes align to that of the full-time position and a title change to Public Works Laborer because the position is allocated to both the Street and Park Departments. With no discussions the motion passed by a unanimous voice vote.

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Mr. Ostrowski made a motion out of committee to approve filling the recently vacated year-round part-time position held by Emily Bachman to Barry Breneman with the newly revised job description of Public Works Laborer. He noted Mr. Breneman is currently a part-time Park Laborer. With no discussions the motion passed by a unanimous voice vote.

Mr. Ostrowski made a motion out of committee to approve the resolution to appoint Tyler M. Keck to fill the vacancy on the Borough's Historic Commission with a term of office expiring February 24, 2020. Mr. Ostrowski gave a brief background on Mr. Keck's education and interests. With no discussions the motion passed by a unanimous voice vote.

RESOLUTION BOOK
RESOLUTION NO. 2016-7

Mr. Ostrowski made a motion out of committee to approve the resolution to reappoint Dawn Fisher to fill the vacancy on the Borough's Historic Commission with a term of office expiring February 24, 2021. With no discussions the motion passed by a unanimous voice vote.

RESOLUTION BOOK
RESOLUTION NO. 2016-8

Mr. Ostrowski made a motion, seconded by Mr. Bailey to approve by resolution the appointment of Councilperson Lynn Miller to serve as the Borough's representative to the Lancaster Inter-Municipal Committee (LIMC). With no discussions the motion passed by a unanimous voice vote, with Mrs. Miller abstaining.

RESOLUTION BOOK
RESOLUTION NO. 2016-10

PRESIDENT'S REPORT

President Kirkham had no items for his report.

BOROUGH MANAGER REPORT

Mr. Arnold asked Council to consider approving the resolution supporting the decrease in the number of State House and Senate Representatives for a more efficient operating and representative Pennsylvania government. The resolution references multiple House and Senate bills determining that changes to the number of representatives should be decreased and also states the example that the Pennsylvania General Assembly has failed to timely pass a balanced State budget as required by the Pennsylvania Constitution. Mr. Lastowski made a motion to approve the resolution, seconded by Mrs. Miller. Mr. Ostrowski commented that he doesn't agree with reducing the number of representatives, stating this will not fix the problem. He further stated this will only give our representatives more constituents to represent. He would suggest limiting their term of service and/or changing to a part-time assembly. With no further discussions the motion passed by a majority voice vote, with Mr. Ostrowski voting against.

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RESOLUTION BOOK
RESOLUTION NO. 2016-9

Mr. Arnold reminded Council that the LCBA meeting is tomorrow night at Gordinier Hall.

Mr. Arnold mentioned the PSBA annual meeting will be held at the Hershey Lodge from June 5th to June 8th. He asked that anyone wishing to attend the conference contact the office for registration.

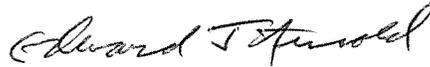
EXECUTIVE SESSION

None

ADJOURNMENT

There being no further business to discuss, Mr. Ostrowski made a motion to adjourn the meeting at 8:30 p.m., seconded by Mrs. Sachs.

Respectfully submitted,



Edward J. Arnold
Borough Secretary

EJA/jle