

December 11, 2012
MILLERSVILLE BOROUGH COUNCIL MEETING MINUTES

The MILLERSVILLE BOROUGH COUNCIL MEETING was held on Tuesday, December 11, 2012 in the Millersville Borough Public Meeting Room located at 100 Municipal Drive, Millersville, Pennsylvania.

The meeting was called to order at 7:00 PM 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
Linda J. Deal
J. Philip Gerber

Richard M. Moriarty, Mayor
Thomas R. Keller
Lynn M. Miller
James A. Stager

OTHERS PRESENT

Edward J. Arnold, Millersville Borough Manager
John D. Rochat, Millersville Borough Chief of Police
Jessie L. Ebersole, Millersville Borough Staff
Steven A. DiGuiseppe, Millersville University
Connor Line, Millersville University Student Advisor
James A. Kirk, Jr., Zoning Hearing Board Vice Chairman
Robert Slabinski, Student Services Inc.
Geoff Beers, Student Services Inc.
Bony Dawood, Dawood Engineers, Student Services Inc.
Thomas L. Godfrey, Dawood Engineers, Student Services Inc.
Jackson Kane, Lord Aeck & Sargent Architects, Atlanta, GA
Jeremy Doss, Lord Aeck & Sargent Architects, Atlanta, GA
Robert Sempsey, Student Services Inc.
Bob Slabinski, Student Services Inc.
Richard Mula', Mula' Architects
Paul Hammes, Mula' Architects
Ken, Karen and Jack Eckert
Rena Weaver

MINUTES

None

CITIZEN'S REQUESTS OR CONCERNS

None

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REPORTS OF COMMITTEES OR BOARDS

Mr. Lastowski reported on the December 6th Blue Rock Regional Fire Commission meeting. The Commission approved the donation of the 1983 Pierce Engine to a fire company in New Jersey devastated by Hurricane Sandy. Jimmy Knapp has chosen not to serve another term on the Commission as the Volunteer Fire Company member. The Commission voted to recommend to Council to reappoint Scott Bailey to serve as the Borough's member on the Commission.

MAYOR'S REPORT

Mayor Moriarty reported on the November monthly Police Report as being an average month but mentioned that by any means it has not been an average month. It is a month where numbers do not tell the whole story. He mentioned the Chief will provide more information as can be provided due to this being an on-going investigation later in executive session. The Mayor did provide the 2012 year to date Part One Clearance rate for Millersville is at 40.1%.

Mayor Moriarty presented Mr. Kenneth Eckert with a Certificate of Recognition to "publically highlight, acknowledge and thank Mr. Eckert for his attentiveness and his follow through that not only played an active role in the notification of the police that ultimately led to the burglar's capture." Mr. Kirkham added his thank you as President of Council and as a citizen of the community. It certainly has helped the Police Department and it's a message to all of us to keep an ear and eye open.

MILLERSVILLE UNIVERSITY REPORT

Mr. DiGuseppe reported on the University's Presidential search and believes we should have word on the decision by Friday. He announced it is finals week with the Winter Commencement being held on Sunday, December 16th at 2 PM in Pucillo Gym. As this is her final Commencement, President McNairy will serve as the keynote speaker. About 475 are expected to graduate. The Spring semester will begin on January 28th. He also noted the four properties owned by the University on North Prince Street have been demolished this week.

As it is finals week, Mr. Line had nothing additional to report.

FINANCE COMMITTEE REPORT

None

WASTE WATER COMMITTEE REPORT

The Waste Water Committee did not meet, however Mr. Keller made a motion to advertise to receive sealed bids for the Sewer Plant Screen Enclosure Project. Mr. Gerber seconded the motion. With no discussions the motion passed by a unanimous voice vote.

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PLANNING AND BETTERMENT COMMITTEE

Mr. Gerber introduced Mr. Tom Godfrey, Project Manager from Dawood Engineers, to give an explanation of their request to approve the Preliminary/Final Plan Phase 1 and waivers, as well as an extension request for the other Phases to February 2013 for Millersville University's Student Housing Project. Mr. Godfrey gave another brief review of the overall project and then proceeded to give a thorough explanation of each of the waiver requests. The Mayor and Council members asked specific questions relating to the waivers. Mr. Godfrey provided details to clarify each concern.

Mr. Gerber made a motion to approve the waiver of the preliminary plan requirement for Phase 1 with an amended condition that the applicant submit a Preliminary Plan for Phases 2 through 4 to the Borough by February 2013. Mrs. Deal seconded the motion. This waiver request allows the design team a more thorough planning process of the next three phases. With no further discussions the motion passed by a unanimous voice vote.

Mr. Gerber made a motion to waive the requirement that financial security be posted for the required and public proposed improvements. Mr. Stager seconded the motion. It was noted that all improvements will be owned and maintained by Millersville University or Student Services, Inc. and that the Borough has in the past allowed such waivers. With no further discussions the motion passed by a unanimous voice vote.

Mr. Gerber made a motion to waive the requirement that roof drains cannot be connected to street or storm sewer system due to configuration and size of the buildings, proximity to road and limited slope of the courtyards and use of a water quality enhanced basin contingent upon meeting the Engineer's comments. Mr. Stager seconded the motion. With no further discussions the motion passed by a unanimous voice vote.

Mr. Gerber made a motion to waive the minimum 15" diameter storm sewer requirement for the pipes in the courtyard of the buildings due to limited runoff areas and potential for high bedrock contingent upon meeting the Engineer's comments. Mrs. Deal seconded the motion. The applicant proposes 12" diameter pipes and stated these pipes convey primarily roof runoff and small areas of the courtyard. With no further discussions the motion passed by a unanimous voice vote.

Mr. Gerber made a motion to waive the requirement that all property line markers for the tract be set. Mr. Lastowski seconded the motion. The applicant proposes to locate only the existing property markers in the vicinity of the project. With no further discussions the motion passed by a unanimous voice vote.

Mr. Gerber made a motion to approve the Millersville University Student Housing Project Preliminary/Final Plan for Phase 1 with the above mentioned waivers. Mr. Keller seconded the motion. With no discussions the motion passed by a unanimous voice vote.

STREET COMMITTEE

None

SAFETY COMMITTEE REPORT

Mrs. Miller announced the Safety Committee is meeting tomorrow night.

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PERSONNEL COMMITTEE

Mrs. Deal made a motion to approve the Resolution to re-appoint Lindsay Gerner to the Zoning Hearing Board for another five year term expiring on December 31, 2017. Mr. Gerber seconded the motion. With no discussions the motion passed with a unanimous voice vote.

RESOLUTION BOOK
RESOLUTION NO. 2012-16

Mrs. Deal made a motion to approve the Resolution to re-appoint James Delle to the Park Commission for a three year term expiring on December 31, 2015. Mr. Stager seconded the motion. With no discussions the motion passed with a unanimous voice vote.

RESOLUTION BOOK
RESOLUTION NO. 2012-17

Mrs. Deal made a motion to approve the Resolution to re-appoint Scott Bailey to the Blue Rock Regional Fire Commission for another two year term expiring on December 31, 2014. Mr. Gerber seconded the motion. With no discussions the motion passed with a unanimous voice vote.

RESOLUTION BOOK
RESOLUTION NO. 2012-18

Mrs. Deal made a motion to approve the Resolution to appoint Michael Tuscan to fill the vacancy on the Borough Appointments Committee for the Lancaster Intermunicipal Committee's Uniform Construction Code Board of Appeals. Mr. Gerber seconded the motion. With no discussions the motion passed with a unanimous voice vote.

RESOLUTION BOOK
RESOLUTION NO. 2012-19

BOROUGH MANAGER'S REPORT

Mr. Arnold asked Council to consider advertising the 2013 Council and Committee Meeting Dates. He noted a change to the Personnel Committee meetings will be held the second Thursday of each month starting at 6:30 PM and due to that, changes were also made to the starting times of the other meetings that night; Street Committee will start at 5:30 PM and Waste Water Committee will start at 7:30 PM. Also, Mr. Kirkham has asked that a Local Economic Development meeting be advertised and scheduled the same night as the Borough's Planning Commission meetings but with a starting time of 6:00 PM. The first meeting will not be until the month of February. Mr. Lastowski, seconded by Mr. Stager made a motion to advertise the 2013 Meeting Notice with the above mentioned changes. With no further discussions the motion passed with a unanimous voice vote.

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PRESIDENT'S REPORT

Mr. Kirkham wished everyone a Merry Christmas, thanked everyone for their service this year and stated we still have a lot to accomplish next year, especially with Personnel and the Police Association contract and the work to be done on the recently approved Comprehensive Plan Strategic Update.

EXECUTIVE SESSION

After a brief recess, Council broke for an executive session at 8:00 PM for a Police incident and personnel update. At 9:03 PM Council reconvened. Mrs. Deal, seconded by Mr. Lastowski made a motion to hire Michael Adam Cavanaugh as a full time Police Officer, subject to the eligibility list provided by the Civil Service Commission and conditional on passing a drug test and a physical exam. He will be offered employment with a one year probationary period. With no further discussions the motion passed with a unanimous voice vote.

ADJOURNMENT

Mr. Gerber made a motion seconded by Mr. Lastowski, to adjourn the meeting at 9:05 PM. The motion passed with a unanimous voice vote.

Respectfully submitted,



Edward J. Arnold
Borough Secretary

EJA/jle