

January 24, 2012
MILLERSVILLE BOROUGH COUNCIL MEETING MINUTES

The MILLERSVILLE BOROUGH COUNCIL MEETING was held on Tuesday, January 24, 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. He welcomed back the Millersville University's Student Advisor and also greeted the new Council members. Then preceded by the pledge to the flag and a moment of silence was 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 (conference call connection)
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
Michael J. Weidinger, Planning Commission Chairman
Edward R. Saylor, Planning Commission Vice Chairman
Gary G. Hess, Planning Commission Secretary
Kevin F. Weber, Park Committee
James A. Delle, Park Committee
Steven A. DiGuiseppe, Millersville University
Kaitlyn Rodgers, Millersville University Student Advisor
Elaine Jones, Lancaster Intelligencer Journal / New Era
Michael L. McGurl, 65 N Duke St., Millersville
Luke Blum, Millersville University
Shannon Isaacson, Millersville University
Todd Breitenbach, Millersville University
Alissia D'Anlerio, Millersville University
Richard Sanders, Millersville University

MINUTES

A motion to approve the minutes for November 22, 2011 Council Meeting was made by Mr. Gerber and seconded by Mr. Lastowski. With no discussions the motion passed by a unanimous voice vote, with Mr. Kirkham abstained due to his absence at that meeting.

A motion to approve the minutes for December 13, 2011 Council Meeting was made by Mr. Gerber and seconded by Mr. Lastowski. With no discussions the motion passed by a unanimous voice vote.

A motion to approve the minutes for January 3, 2012 Council Reorganization Meeting was made by Mr. Gerber and seconded by Mr. Lastowski. With no discussions the motion passed by a unanimous voice vote, with Mrs. Deal and Mr. Stager abstained due to their absence at that meeting.

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CITIZEN'S REQUESTS OR CONCERNS

Mr. Michael McGurl a tenant of 65 North Duke Street voiced his concern due to the recent high levels of carbon monoxide detected within his dwelling. His concern is how the Borough defines a slum-lord in Millersville. His home has not been properly maintained. Even though service has been performed on the heating unit, carbon monoxide continues to get into the house. He asked Council to consider revising borough code to include criteria for monitoring carbon monoxide levels.

REPORTS OF COMMITTEES OR BOARDS

Mr. Lastowski reported on the first meeting of 2012 for the Blue Rock Fire Commission. He informed the public that these meetings will now be held at the Millersville Fire Station on the first Thursday of every month at 6 p.m. He announced Blue Rock Regional Fire District has entered into official existence January 1, 2012. The Commission held their reorganization meeting with members being reappointed to their same positions. The transfer of all the assets from the four fire companies to the district is in process. The Fire Commissioner is working on consolidating loans and vendor services. Mr. Lastowski then recapped what has been accomplished by the Commission in 2011.

Mr. Weber, Park Committee member gave a summary on the skateboard park, in particular the issue of the outstanding debt (\$300) for the rental of fencing. He requested Council's consideration to help pay for the offer proposed by the fence company to purchase the two sections of the fencing for \$400. Mrs. Deal stated before considering any funding, there is the ongoing concern of safety issues and skaters not abiding by the rules and regulations that were established. The Mayor suggested that we go back to the table and whittle down the obstacles. He recommends revising the rules and regulations based on what we have seen work and not work in the past two years. He would like to encourage the usage of the skateboard park for the children's enjoyment by coming to an amicable decision. The motion made in November to close the skate park was discussed and a decision was made for it to remain closed until further collaboration on the safety items is concluded.

MAYOR'S REPORT

The Mayor stated December's Call for Service totaled 161 and ties the highest month of December (2003) over the past ten years and that the vehicle accidents were very low, only at three. Mrs. Deal requested the number of traffic violations issued in the month on Herr Avenue. Chief Rochat replied there where two speeding tickets issued. Mr. Kirkham requested the Chief to provide the details of the speeding violations on the monthly report.

Chief reported that the Millersville Borough Police Association would like to donate money for an additional Taser with camera and eight holsters totaling approximately \$1500. They stated in a letter, "since we normally have three Officers on duty at night, we feel a third Taser would be appropriate." Mr. Kirkham extended thanks on behalf of all Council for their offer.

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MILLERSVILLE UNIVERSITY REPORT

Mr. Steven DiGuseppe announced Spring semester officially started on Monday, January 23rd and will continue through May 11th with commencement ceremonies scheduled for May 12, 2012. The Winter issue of the Millersville Review is out with a featured story on the Blue Rock Fire Rescue. President Dr. McNairy has announced her retirement as the thirteenth president, effective January 30, 2013 after serving eight years as Millersville University's President. Mr. Lastowski is sad to hear of her actions but wishes her well with her retirement.

Mayor Moriarty asked Council to join him in a formal letter of appreciation to Steve DiGuseppe and Mary Ann Gerber for all their efforts in leading a successful commemoration of Millersville's 250th anniversary.

PRESIDENT'S REPORT

President Kirkham presented the members of the 2012 Millersville Borough standing committees and meeting dates as follows:

FINANCE COMMITTEE
Philip A. Lastowski, Chairman
James A. Stager
Thomas R. Keller

SAFETY COMMITTEE
Lynn M. Miller, Chairwoman
Linda J. Deal
J. Philip Gerber

WASTEWATER COMMITTEE
Thomas R. Keller, Chairman
J. Philip Gerber
Lynn M. Miller

PERSONNEL COMMITTEE
Linda J. Deal, Chairwoman
James A. Stager
Thomas R. Keller

STREET COMMITTEE
James A. Stager, Chairman
Linda J. Deal
Philip A. Lastowski

PLANNING & BETTERMENT
J. Philip Gerber, Chairman
Philip A. Lastowski
Lynn M. Miller

REGULARLY SCHEDULED MEETINGS:

PRIMARY COUNCIL MEETINGS -- fourth Tuesday at 7:00 PM
SECONDARY COUNCIL MEETINGS -- second Tuesday at 7:00 PM
PLANNING COMMISSION -- first Wednesday at 7:00 PM

SPECIAL MEETINGS:

ZONING HEARINGS -- fourth Thursday at 6:30 PM as needed

WASTEWATER COMMITTEE REPORT

None

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FINANCE COMMITTEE REPORT

Mr. Lastowski made a motion to approve the agreement for the payment in lieu of taxes (PILOT Agreement) between Student Lodging, Inc. and the Borough of Millersville. Mr. Gerber seconded the motion. Mr. Arnold gave an explanation of the agreement and summarized the assessment parcels seeking tax exempt status along with the real estate tax revenue that will be lost (approximately 19 million in assessment values and \$100,000 in revenue). With no further discussions the motion passed with a unanimous roll call vote.

Mr. Lastowski made a motion to approve the agreement between Millersville Borough, Marcus Miller, elected Tax Collector of Millersville Borough and Edward Arnold, Manager and Secretary-Treasurer of the Borough and the individual deputized as Deputy Tax Collector to collect the taxes imposed by the County and the Borough including the Borough real estate taxes. Mr. Gerber seconded the motion. With no discussions the motion passed unanimously, with Mr. Lastowski opposed.

PLANNING AND BETTERMENT COMMITTEE

Mr. Gerber made a motion to approve the modification requests to waive the requirement for Borough approval of the plan based on Manor Township's approval for the West Charlotte Street residential development contingent on meeting the Borough's Engineer comments. Mrs. Deal seconded the motion. Mr. Arnold explained the development is located in Manor Township and adjoins the Borough. The Planning Commission and the Engineer is recommending acceptance of the plan with the condition that the developer construct curb and sidewalk along West Charlotte Street along the front of the site and connect to the existing sidewalk at Applewood Lane. With no further discussions the motion passed by a unanimous voice vote.

Mr. Gerber made a motion to advertise the Community Workshop for the Borough's Comprehensive Plan update to be held at Penn Manor High School on February 15, 2012 at 7 p.m. Mr. Lastowski seconded the motion. With no further discussions the motion passed by a unanimous voice vote.

STREET COMMITTEE

None

SAFETY COMMITTEE REPORT

Mrs. Deal announced the first housing fair will be held February 9th at Millersville University in the Student Memorial Center from 9 a.m. to 3 p.m. Mrs. Deal recognized the collective efforts of those who have given in preparation for this event.

PERSONNEL COMMITTEE

Mrs. Deal made a motion to approve the advertisement of the Ordinance to amend the non-uniformed employee pension plan to incorporate regulations to implement changes in

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Federal tax laws. Mr. Arnold explained the amendment to the plan enables us to comply with Federal statues and tax regulations and does not affect the plans benefit formulas. Mr. Gerber seconded the motion. With no further discussions the motion passed by a unanimous voice vote.

Mrs. Deal made a motion to approve the Resolution to re-appoint Karen Eckert to the Zoning Hearing Board with a term of office expiration date of December 31, 2016. Mr. Gerber seconded the motion. With no discussions the motion passed by a unanimous voice vote.

RESOLUTION BOOK
RESOLUTION NO. 2012-2

Mrs. Deal noted there are still several vacancies on the Borough's Boards and Commissions, including the Planning Commission, Zoning Hearing Board, Educational Service Agency, Historic Commission and a Borough representative to the Lancaster Inter-municipal Committee (LIMC).

EXECUTIVE SESSION

None

BOROUGH MANAGER'S REPORT

Mr. Arnold asked Council to consider making a motion to move forward with the creation of a Regional Emergency Management Agency and enter into the required Intergovernmental Cooperation Agreement with Manor Township. Mr. Gerber made a motion to advertise the Ordinance authorizing the Borough of Millersville and the Township of Manor to establish a Regional Emergency Management Agency and approve the Intergovernmental Cooperation Agreement. Mrs. Deal seconded the motion. With no further discussions the motion passed by a unanimous voice vote.

Mr. Arnold asked if Council has an interest in pursuing the acquisition of a piece of steel of the former World Trade Center. Mr. Arnold would use the most cost effective way to transport the steel from the storage center at JFK International Airport. The decision of where and how to display the piece of steel can be determined later. Mr. Lastowski stated it would be an honor to accept a small part of something that was tragic and historic for this Country. Mr. Lastowski made a motion to go forward to obtain this important piece of history, seconded by Mr. Gerber. With no further discussions the motion passed by a unanimous voice vote.

ADJOURNMENT

Mr. Gerber made a motion seconded by Mr. Keller, to adjourn the meeting at 8:47 PM. The motion passed with a unanimous voice vote.

Respectfully submitted,



Edward J. Arnold
Borough Manager

EJA/jle