

June 25, 2013
MILLERSVILLE BOROUGH COUNCIL MEETING MINUTES

The MILLERSVILLE BOROUGH COUNCIL MEETING was held on Tuesday, June 25, 2013 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 (absent)
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
Sergeant Jason Scott, Millersville Borough Police Department
Officer Michael Adam Cavanaugh, Millersville Borough Police Department
Harold "Skip" Rhodes, Park Commission Chairman
Steven A. DiGuiseppe, Millersville University
Elaine J. Jones, Lancaster Intelligencer Journal / New Era
Todd Graeff, Manor Township Chief of Police
Officer C Snyder, Manor Township Police Department
Officer Tataro, Manor Township Police Department
Bony Dawood, Dawood Engineering, Student Lodging
Thomas Godfrey, Dawood Engineering, Student Lodging
Bob Sempsey, Millersville University, Student Services Inc.
Geoff Beers, Student Services Inc.
Bob Slabinski, Student Services Inc.
Sam Bigler, 17 Wabank Rd., Millersville
David Aichele, 127 Landis Ave., Millersville
Richard Frantz, 55 N Duke St., Millersville
William and Stacy Reinert, 20 N Duke St., Millersville
Brian Gauger, 17 N Duke St., Millersville
Douglas Keene, 16 N Duke St., Millersville

MINUTES

A motion to approve the minutes for the May 14, 2013 Council Meeting was made by Mr. Gerber and seconded by Mr. Stager. With no discussions the motion passed by a unanimous voice vote.

June 25, 2013
MILLERSVILLE BOROUGH COUNCIL MEETING MINUTES

A motion to approve the minutes for the May 28, 2013 Council Meeting was made by Mr. Gerber and seconded by Mrs. Miller. With no discussions the motion passed by a unanimous voice vote.

CITIZEN'S REQUESTS OR CONCERNS

None

MAYOR'S REPORT

Mayor Moriarty introduced Manor Township's Chief of Police, Todd Graeff along with citizens, Troy Bolin and Neal Thome. Manor Township citizen, Mr. Todd Barnett was unable to attend the Council meeting for this special recognition. Chief Graeff thanked Council for having them and then proceeded to give details of the event that took place on the evening of Thursday, April 25th. The Police were called to the Washington Boro area in search of a subject attempting to break into homes. Sergeant Scott located the subject and tried to take him into custody. The subject resisted and broke free. Upon the Officer's request to three gentlemen in a nearby truck, Mr. Bolin, Mr. Barnett and Mr. Thome, they assisted Sergeant Scott in taking down and restraining the combative subject until Manor Township's Officers arrived. Chief Graeff further stated that as a result of the professionalism, active thinking and the willingness of the response of the three civilians, no one was seriously injured. Chief Graeff presented letters of accommodation to his Officers, Officer C. Snyder and Officer Tataara. Chief Rochat stated the Borough does enjoy the great working relationship with Manor Township police force and although this was in the Officer's line of work, it was exceptional and could have turned deadly real quickly. Chief Rochat commended each of the Officers and the citizens. Mayor Moriarty stated his appreciation for the action of Police Officers and thanked the citizens. He then proceeded to read and present the certificates of recognitions to the citizens and Sergeant Scott.

Mayor Moriarty gave a couple comments on the monthly Police report. He explained the Calls for Service (Assignments) number going forward will represent all calls that come through the 911 center and he will give an adjusted number to put in to perspective the relationship to the numbers reported in the past. This month's report shows Calls for Service (Assignments) at 282, if adjusted back to the way they used to display the numbers, it would have been 211 calls. That number is the highest for the month of May in the past 10 years. Chief Rochat added details from a recent robbery, assault and riot case that is being wrapped up. Mrs. Miller requested if it is possible to report the Part I Crimes geographical information, similar to the vehicle accidents, be listed on the monthly report.

REPORTS OF COMMITTEES OR BOARDS

Mr. Arnold asked for Council's consideration to approve a Community Day event hosted by the Millersville Business Association scheduled for Saturday, May 3rd, 2014 in the Borough's park, to waive the park reservations fees and to have the Borough participate in the day's events. Mr. Rhodes, Park Commission Chairman confirmed that the committee is in approval of this event and the waiver of all costs. Mr. Lastowski, seconded by Mr. Gerber made a motion to waive the fees, approve and support the Millersville Business Association's Community Day. With no further discussions the motion passed by a unanimous voice vote.

June 25, 2013

MILLERSVILLE BOROUGH COUNCIL MEETING MINUTES

MILLERSVILLE UNIVERSITY REPORT

Mr. DiGuiseppe reported Four Corners Summer Festival continues this weekend with Romeo and Juliet in Rafters Theatre, Dutcher Hall. McNairy Library is moving books, faculty and staff into the newly renovated library. The official grand opening for the library will be in late August with a dedication ceremony planned for October 24th. He continued to report that the Millersville University's Women's Lacrosse team has been selected as a winner of the 2012-2013 PSAC Sportsmanship Award and that Junior All-American pitcher, Tim Mayza was selected by the Toronto Blue Jays in the 12th round of the 2013 MLB First-Year Player draft.

FINANCE COMMITTEE

Mr. Lastowski made a motion out of committee to accept the May, 2013 Financial Reports as presented to the Committee by Borough Manager, Ed Arnold. With no discussions the motion passed by a unanimous voice vote.

Mr. Lastowski made a motion to ratify the advertisement of the West Frederick Street Phase II project. Mr. Stager seconded the motion. With no discussions the motion passed by a unanimous voice vote.

Mr. Lastowski made a motion to allow the Streets Committee to award the bid of the West Frederick Street Phase II project contingent on a quorum of the Streets Committee and if a quorum cannot be met, allow President Kirkham to vote. Mr. Stager seconded the motion. With no discussions the motion passed by a unanimous voice vote, with Mr. Kirkham abstained.

Mr. Lastowski made a motion to apply for grant funding from Lancaster County's Smart Growth Transportation Study and Transportation Alternatives Grant program to upgrade the North/South Duke & West Frederick Street intersection. Mr. Gerber seconded the motion. With no discussions the motion passed by a unanimous voice vote.

Mayor Moriarty commended the actions of the Finance Committee to conduct initial discussions to set up a program for reviewing outside professional services and goods required by the Borough to conduct business. Mr. Arnold mentioned the Borough annually reviews professional services fees and just recently (2012) changed labor counsel due to this review.

Mr. Brian Gauger of 17 North Duke Street wanted an understanding of the approval of the motion to apply for the grant to upgrade the intersection. He further asked, "Is it an indication that the project is moving forward and where does it stand?" Mr. Arnold explained the County's Transportation programs and stated the grant that we are applying for has an application deadline of the middle of August. This application would put us in consideration for available funds from the County (\$500,000). The County takes multiple applications into consideration over many months for the distribution of available funding. To keep abreast of this project Mr. Arnold suggests attending the next Council meeting (July 23rd) as he anticipates a Resolution to come forward to support the plan. He stated this plan should be very close to the plan presented at the special Street's Committee public meeting held June 18th.

WASTE WATER COMMITTEE REPORT

None

June 25, 2013

MILLERSVILLE BOROUGH COUNCIL MEETING MINUTES

PLANNING AND BETTERMENT COMMITTEE

Mr. Gerber introduced Mr. Geoff Beers of Student Services Inc. to discuss the details of their request for a SALDO waiver to the Millersville University Student Housing Southwest Parking area and two waivers to the Millersville University Student Housing Phases 2 thru 4. Mr. Beers turned the conversation over to Mr. Godfrey from Dawood Engineering. The first request was to approve the Stormwater Management Plan for the Southwest Parking Area with the waiver to post the required financial security for the public proposed improvements. Mr. Godfrey described the self-contained, 77 space parking area located on the opposite side of Centennial Drive. This lot will be stormwater managed on its own with an underground system connected directly to the existing Campus stormwater system on Centennial Drive. Mr. Lastowski asked if the Planning Commission was in approval of this plan with the waiver request. Mr. Arnold replied that they did support the plan as presented. Mr. Gerber made a motion to approve the Stormwater Management Plan for the Southwest Parking Area with the escrow waiver. Mr. Lastowski seconded the motion. With no further discussions the motion passed by a unanimous voice vote.

With Mr. Gerber's introduction, Mr. Godfrey continued with the next request to consider approval of the Student Housing Preliminary Plan Phases 2 thru 4 with waivers. Phases 2 thru 4 are a continuation of the overall replacement of student resident halls which are located at that end of Campus. Phase 2 is the construction of the first two buildings on the North side, Phase 3 would be a mirror construction of Phase 2 on the South side and Phase 4 will be the remain two buildings on the end closest to Campus. Phase 2 will include the reconfiguration of the parking area on the North side. Phase 3 will also include reconfiguration of the existing parking on the South side. As a whole, the project's Phases 2 thru 4 will end up with a total of 2100 beds and increase the total parking to meet the requirements. Mr. Godfrey also noted per a request, emergency service pads for emergency apparatus will be located in front of each building. He then continued to explain the requested waivers, which are similar to the waivers already given on Phase 1. One waiver is for locating the corners and monuments for the entire tract. They propose locating only the existing property markers in the vicinity of the project and noting this has already been done with Phase 1. The second waiver is to allow the connection of the roof drains to the onsite storm sewer collection system due to the configuration of the buildings with the proximity to the adjacent road and the limited slope of the courtyard. Mr. Gerber made a motion to approve the Preliminary Land Development Plan for Student Housing Replacement – Phases 2 thru 4 with the discussed waivers. Mr. Lastowski seconded the motion. It was mentioned that the Planning Commission is in approval. Mr. Arnold asked for Council to consider amending the motion to include the completion of the public service line license agreements with Millersville University for the Student Housing project and the Visual Performing Arts Center project. Mr. Gerber, seconded by Mr. Lastowski made such an amended motion. With no further discussions the motion passed by a unanimous voice vote.

STREET COMMITTEE

Mr. Stager mentioned the special Street Committee meeting that was held June 18, 2013. The meeting discussed the conceptual traffic plan for connecting North and South Duke Streets and gathered community feedback.

June 25, 2013

MILLERSVILLE BOROUGH COUNCIL MEETING MINUTES

Mr. Stager, seconded by Mr. Lastowski, made a motion to approve the indemnification of PennDOT in the design waiver of West Frederick Street Phase II project. Mr. Arnold explained the indemnification is a PennDOT condition due to the waivers the Borough is requesting for the stormwater piping because we could not meet the specifications that PennDOT calls for in the installation of that pipe. The document was reviewed by our Solicitor. The indemnification requires the Borough to carry PennDOT as an additional insured for such liability. Mr. Arnold further explained that the specifications could not be met due the existing conditions, the infrastructure already in place (water line, gas line and other utility lines). With no further discussions the motion passed by a unanimous voice vote.

SAFETY COMMITTEE REPORT

None

PERSONNEL COMMITTEE

None

PRESIDENT'S REPORT

Mr. Kirkham read a letter he received in regards to the Veterans Memorial project and which thanked him for his GIK donation. The letter also stated additional funding support is needed and that anyone contributing more than \$500 will be included in a special bronze plaque. He reminded the public that bricks continue to be available for purchase.

BOROUGH MANAGER'S REPORT

Mr. Arnold mentioned the County Radio System held the first live user demo in which he participated. He selected the radio unit that the Borough will be purchasing and went to locations known to have communication issues within the Borough to test the units. He announced the clarity was incredible. He further stated the whole system is not up and running yet but the new system will significantly improve communications across the State.

Mr. Arnold asked for Council's consideration to approve a resolution to support changes to the Pennsylvania Prevailing Wage Act. The resolution urges the Pennsylvania General Assembly to eliminate or amend Act 44 of 1961, specifically by increasing the threshold, establishing clearer guidelines in the determination of wage rates, providing for a local option or the complete repeal of the law. Mrs. Miller stated she wanted the opportunity to do further research and asked if a decision was needed tonight. Mr. Arnold stated it would be helpful if a decision could be made tonight. He gave further history on prevailing wage and how it affects the Borough. Mr. Gerber made a motion to support the Resolution urging Pennsylvania General Assembly to eliminate or amend the State Prevailing Wage Act. Mr. Keller seconded the motion. With no further discussions the motion passed by a majority voice vote, with Mrs. Miller opposed.

RESOLUTION BOOK
RESOLUTION NO. 2013-7

June 25, 2013

MILLERSVILLE BOROUGH COUNCIL MEETING MINUTES

Mr. Arnold announced the Borough's hauler contract (with Eagle Disposal of PA, Inc.) is coming up for the first extension consideration of the contract. We received a revised calculation which shows a 1% increase to our current contract price. In his opinion it is a minimal increase as opposed to the expenses that will occur if we are to go out to bid. He recommends extending the contract for a one year period. Mr. Lastowski made a motion to extend the trash and recycling contract, seconded by Mr. Gerber. With no further discussions the motion passed by a unanimous voice vote.

Mr. Arnold wanted to share, in case Council was not aware, that the location of the Veterans Memorial has been changed. There were some issues with the ground condition for the support of the wall and that it is being relocated immediately across the path from the original location.

EXECUTIVE SESSION

None

ADJOURNMENT

Mr. Gerber made a motion seconded by Mr. Stager, to adjourn the meeting at 8:25 PM. The motion passed with a unanimous voice vote.

Respectfully submitted,



Edward J. Arnold
Borough Secretary

EJA/jle