

**November 26, 2019**  
**MILLERSVILLE BOROUGH COUNCIL MEETING MINUTES**

The MILLERSVILLE BOROUGH COUNCIL MEETING was held on Tuesday, November 26, 2019 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, Daniel P. Ostrowski, followed by the pledge to the flag and a moment of silence was observed.

**COUNCIL MEMBERS**

Daniel P. Ostrowski  
Lynn M. Miller  
Dianne M. Bates  
Bruce A. Cantey

Richard M. Moriarty, Mayor  
Scott A. Bailey  
Linda L. Bellile  
Mary Ann Gerber

**OTHERS PRESENT**

John D. Rochat, Borough Manager & Millersville Borough Chief of Police  
Jessie L. Ebersole, Millersville Borough Finance Officer  
Lieutenant Jeffrey Margevich, Millersville Borough Police Department  
Steven A. DiGuiseppe, Millersville University  
Lucas Charles, Penn Manor High School Student Advisor  
Elaine Jones, LNP  
Carrie Lee Smith, 404 N George Street, Millersville  
Lauren Hauck, 354 Manor Avenue, Millersville  
Elliott Jones, 354 Manor Avenue, Millersville  
Brooke Magni, 37 Fresh Meadow Drive, Lancaster  
Carol A. Thomas, 170 W Charlotte Street, Millersville  
Sam Bigler, 17 Wabank Road, Millersville  
Jim Kirk, 617 Crestgate Place, Millersville  
Scott Charles, 221 Manor Avenue, Millersville  
Steve Cote, 317 N George Street, Zion Church of Millersville  
Mike Shirley, 317 N George Street, Zion Church of Millersville  
Mary Hanna, 318 Hawthorne Drive, Zion Church of Millersville  
John and Gail Erb, 58 E Cottage Avenue, Zion Church of Millersville  
Matthew Johnson, 223 Mulberry Street, Church World Service

**CITIZEN'S REQUESTS OR CONCERNS**

Carol Thomas of 170 West Charlotte Street thanked everyone for their service and wished all a Happy Thanksgiving.

**MINUTES**

A motion to approve the minutes for the October 22, 2019 Council meeting was made by Ms. Bates and seconded by Mrs. Gerber. With no discussion the motion passed by a unanimous voice vote.

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**REPORTS OF BOARDS, COMMITTEES, AND COMMISSIONS**

Mrs. Miller reported that the LIMC did not meet. She noted the next meeting will be hosted by the Borough on December 11<sup>th</sup> starting at 8 a.m. and welcomed others to attend.

**PERSONNEL ADVISORY COMMITTEE REPORT**

Mr. Cantey made a motion out of committee to approve the resolution to re-appoint Anthony Boyer to the Educational Service Agency with the term of office expiring on 1/1/2023. With no discussions the motion passed by a unanimous voice vote.

**RESOLUTION BOOK**  
**RESOLUTION NO. 2019-13**

Mr. Cantey made a motion out of committee to approve the resolution to re-appoint James Stager to the Borough Planning Commission with the term of office expiring on 10/31/2023. With no discussions the motion passed by a unanimous voice vote.

**RESOLUTION BOOK**  
**RESOLUTION NO. 2019-14**

Mr. Cantey made a motion out of committee to approve the resolution to re-appoint Linda Bellile to the Blue Rock Regional Fire Commission with the term of office expiring on 12/31/2021. With no discussions the motion passed by a unanimous voice vote.

**RESOLUTION BOOK**  
**RESOLUTION NO. 2019-15**

Mr. Cantey made a motion out of committee to approve the work out / gym area for borough employees. It was asked where this would be setup and Mr. Cantey stated in one of the barns. Lt. Margevich stated that he and Mr. Boxleitner asked Council if they could put some workout equipment in the space that is available for a quick workout. Chief Roachat mentioned there are rules and a waiver that will need completed and that the workout area would not be used on borough time. Mr. Cantey further mentioned that all the equipment will be donated. With no further discussions the motion passed by a unanimous voice vote.

Mr. Cantey made a motion out of committee to accept the resignation of Police Secretary Karen Bretherick after 21 years of service effective January 31, 2020. It was decided to advertise to fill the position if not filled after posting to the AFSCME members. With no discussions the motion passed by a unanimous voice vote.

Mr. Cantey made a motion out of committee to enter into the employment contract with John D. Roachat as the Borough's Police Chief effective 1/1/2020. With no discussions the motion passed by a unanimous voice vote.

Mr. Cantey made a motion out of committee to approve the 2020 salary increase for the part-time Park employees and the Crossing Guards as presented (.25 per hour and 3% respectively). With no discussions the motion passed by a unanimous voice vote.

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Mr. Cantey made a motion out of committee to accept Neil L. Albert, as the Borough's Attorney for the Zoning Hearing Board effective 1/1/2020. Chief Rochat mentioned Mr. Albert is withdrawing from the firm Zimmerman, Pfannebecker, Nuffort & Albert effective 12/31/2019. He further mentioned that authorization is required at this time for the transfer of the Borough's files from the firm. With no further discussions the motion passed by a unanimous voice vote.

**PUBLIC WELFARE AND PUBLIC WORKS ADVISORY COMMITTEE REPORT**

Mrs. Miller provided information regarding refugee resettlement and executive order 13888. She stated that starting on December 25, 2019 it is the understanding that refugees will not be permitted to resettle into a state or locality unless written consent is provided by the Governor and a local official. The Governor has given consent for the state of Pennsylvania. She went on to mention that if a governor consents, but a community does not, refugees will not be permitted to resettle in that locality. Mrs. Miller made a motion out of committee to approve the resolution consenting to continued resettlement of refugees within the Borough. With no further discussions the motion passed by a unanimous voice vote. Mr. Cote, representing Zion Church of Millersville thanked Council and explained that this would allow them to continue moving forward with the placement of a family of nine in the Parish house in January.

RESOLUTION BOOK  
RESOLUTION NO. 2019-16

Mrs. Miller made a motion out of committee to adopt the ordinance to amend Chapter 310, Solid Waste Recycling Regulations and Enforcement. Mrs. Miller explained that this will reflect joining the County's Big 4 – Recycle Right efforts. With no further discussions the motion passed by a unanimous voice vote.

ORDINANCE BOOK  
ORDINANCE NO. 2019-003

Mrs. Miller made a motion out of committee to accept the lowest bid for the demolition of 187 West Frederick Street. The lowest bid was BWB, Inc. in the amount of \$16,320. It was mentioned that additional savings of \$1500 could be obtained if the house and garage are done together. Chief Rochat described the deteriorated condition of the house. Mr. Bailey stated his opposition to the demolition. He further stated that the removal changes the landscape and streetscape of the neighborhood and that there is no funded plan in place that requires the demolition of that property. He stated the borough has been negligent in not keeping the property in working condition. With no further discussions the motion passed by a 6 to 1 voice vote, with Mr. Bailey opposing.

Mrs. Miller mentioned that Mr. DeSantis from Millersville University asked the committee to consider a coordinated look down Manor Avenue and George Street.

**FINANCE ADVISORY COMMITTEE REPORT**

Mr. Bailey made a motion out of committee to approve the October 2019 monthly financial statements as presented. With no discussions the motion passed by a unanimous voice vote.

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Mr. Bailey made a motion to adopt the 2020 budgeted revenues and expenditures for each of the Borough's funds as presented. Ms. Bates seconded the motion. With no discussions the motion passed by a unanimous voice vote.

The following are the individual fund budgets for 2020:

	Revenue	Expense
• General Operating Fund	\$ 3,989,724	\$ 4,136,724
• Sewer Operating Fund	\$ 1,748,490	\$ 1,739,598
• Solid Waste Management Fund	\$ 475,550	\$ 457,775
• General Capital Reserve Fund	\$ 253,500	\$ 965,600
• Highway Aid Fund	\$ 226,200	\$ 208,000
• Sewer Capital Reserve Fund	\$ 754,343	\$ 746,000
• Educational Service Agency Fund	\$ 32,120	\$ 32,240

Mr. Bailey made a motion to adopt the ordinance to levy taxes upon all taxable real property within the Borough for general purposes for the year 2020. He re-stated the millage rate increases from 5.15 to 5.5 mills. Ms. Bates seconded the motion. Mr. Bailey stated the Borough has been hit by a few areas that have occurred added expenses based on changes to other acts of entities. The County has stopped doing some things that the Borough must pick up the tap. Most of the increased expenses are due to personnel; specifically, in providing health care and pension obligations. He further mentioned that revenues live and die by large projects. The reduction in revenues from this year to next year are due to the end of the large Penn Manor High School renovation project. With no further discussions the motion passed by a unanimous voice vote.

ORDINANCE BOOK  
ORDINANCE NO. 2019-02

Mr. Bailey made a motion to approve the resolution establishing fees for the collection and disposal of solid waste and recyclable materials. Ms. Bates seconded the motion. Mr. Bailey noted that this resolution reflects the fee for service increase from \$55 per quarter to \$60 per quarter. With no discussions the motion passed by a unanimous voice vote.

RESOLUTION BOOK  
RESOLUTION NO. 2019-17

Mr. Bailey made a motion to approve the 2020 Blue Rock Regional Fire District budget as presented by the Fire Commissioner, Duane Hagelgans. Mrs. Gerber seconded the motion. Mr. Bailey noted that although some expenditures decreased, the Capital reserve has increased, resulting in the total level of funding remaining the same. With no discussions the motion passed by a unanimous voice vote.

Mr. Bailey made a motion to approve the exoneration refund for parcel 440-7624900000 (St. Philips the Apostle Church) per the calculation provided by the County. Ms. Bates seconded the motion. Mr. Bailey noted it is for reimbursement of the last six years in the amount of \$2350.61 due to the change in the property assessment. With no further discussions the motion passed by a unanimous voice vote.

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**MAYOR'S REPORT**

Mayor Moriarty asked Lieutenant Margevich to provide the report for the October Police report. Lt. Margevich mentioned scams and frauds are ramped up over the holidays and to please be aware. He noted they closed a recent card scam at Sheetz.

Mayor Moriarty announced his resignation effective November 29, 2019 by the reading of a final letter addressed to the residents, staff and Council due to an opportunity that will cause him to move from the community that he has called home for the past 50+ years. The letter highlighted his initial appointment as Mayor in 2003, and the initial contact with Governor Ed Rendall that led to the receipt of a \$500,000 RACP (Redevelopment Assistance Capital Program) grant which was used to pay down the debt incurred for the construction of the municipal administration and police building. He noted two challenging times in his Mayoral career, the explosion of the Framery and the sewage backup on Charlotte Street. He mentioned it has been his honor to serve as the Mayor and thanked the Council members that have served over the years. It has also been his privilege to meet local government officials from across the Commonwealth via the PA Mayors' Association where he held the position of Treasurer for the past six years. He is also proud to have served as the Founder and Chairman of the Lancaster County Mayors Association. He went on to state that it has been a tremendous honor to oversee the Millersville Borough Police Department and to work alongside Chief Rochat. He mentioned that his life has been enriched by the acquaintances throughout the Borough Staff and have valued the relationships over the years, especially with his friend Steve DiGuseppe. He has never worked alongside a harder worker, more diligent individual than Steve and he will miss those conversations. For the future Councils he asked that they remember that the Mayor is a separate and distinct office from Council and to allow the next Mayor to do their job. He concluded by wishing all well.

President Ostrowski mentioned he would like to take a few minutes for this announcement to set in and that further decisions and action to accept the resignation will take place later in the agenda, under New Business.

**MILLERSVILLE UNIVERSITY REPORT**

Mr. DiGuseppe announced Thanksgiving Break starts after the last class today and that classes resume on Monday, December 2<sup>nd</sup>. The Baccalaureate Commencement will be on December 15<sup>th</sup> beginning at 2 p.m. in Pucillo Gym with the keynote address by Michael Shirk, Chief Executive Officer of the High Companies and Andrea Shirk will receive an Honorary Doctorate. She is the General Manager of Rock Lititz and is very active in the community, serving on several boards. The Winter terms begins on December 16<sup>th</sup> and continues through January 19<sup>th</sup> with their holiday break commencing after the close of business on December 24<sup>th</sup> and MU will reopen in the New Year on Tuesday, January 2<sup>nd</sup>. He provided some highlights around campus, noting they had great weather for the annual Millersville Community-University Parade on October 26<sup>th</sup> with over 13-15,000 spectators along the two-mile route. Once again, thanking the Borough for all their assistance in making this another great event in Millersville. Next year, the parade will be held on Saturday, October 24<sup>th</sup>, with an Animal Kingdom theme. The parade committee is also most appreciative of Dick Moriarty for his hard work serving as Treasurer as well as Co-Chair of the fundraising committee that raised over \$60,000 to help with the parade. He went on to mention the faculty union members at Pennsylvania's state-owned universities, including Millersville, voted in mid-November to ratify their four-year tentative

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agreement. Of the faculty members who voted, 94 percent were in favor of the deal. With the initial steps of voting complete, the documentation now goes to the Pennsylvania's State System of Higher Education's Board of Governors for approval. He announced Millersville was recently ranked 16<sup>th</sup> on the list of Best Online Colleges in Pennsylvania by the SR Education Group at guidetoonlineschools.com. Ranked for their alumni salaries and affordable tuition, the site lists Millersville with an annual tuition of \$9,750 and a median salary for alums of \$76,600. Millersville was joined on the list by three other Pennsylvania State System of Higher Education colleges; West Chester #13; California University of Pennsylvania #23 and Slippery Rock #25.

Mr. DiGuissepe invited everyone to the Millersville Business Association's Christmas celebration featuring Santa Claus, hot chocolate, cookies and Christmas music. This year's location is moving indoors to the Student Memorial Center, on Friday, December 6<sup>th</sup> between 6:30 p.m. and 8:30 p.m. There will also be local items, crafts and artisan booths featuring holiday items for sale. He welcomed everyone to this free event.

Mr. DiGuissepe announced congratulations, the Mayor a distinguished alumnus from the Class of 1972, was recently named the outstanding alumni service award for his exemplary service and long-term service to his alma mater and will be awarded at the commencement ceremony on December 15<sup>th</sup>.

**PENN MANOR REPORT**

Mr. Charles reported on the annual Fall play, "Almost Maine" is currently performing. It's about a town that's so far north, it's almost not in the United States, it's almost in Canada. He announced that the Winter sports will start the first week of December. Also, in early December will be the Algebra Keystone Exams and he wished those taking the exams good luck. He went on to announce that the PM Education Foundation was able to give over \$93,000 to more than 60 teachers and projects across the district under their grant program. He mentioned multiple holiday concerts are coming up with the first being on December 10<sup>th</sup> at Eshleman Elementary. He closed by saying on behalf of the Penn Manor School District, he wished everyone a safe and Happy Thanksgiving.

**BOROUGH MANAGER REPORT**

Chief Rochat mentioned the website will be getting an upgrade to a different platform that should be easier to use. He also mentioned the blinds for the Council room have been ordered and that the Historic Society has volunteered to help pay for them. He announced the annual holiday luncheon for the employees will be on December 19<sup>th</sup> starting at 11:30 a.m. and thanked the elected officials for their contribution to the event. He also mentioned a sewer back on the 200 block of Manor Avenue that has affected two homes.

**PRESIDENT'S REPORT**

President Ostrowski wanted to set the record straight for the Mayor's expenditures for the year 2018 and 2019. The records reflected that the Mayor spent a total of \$1316 in 2019. There was one breakfast for \$60 at the EDC annual meeting, reimbursement for the PSAB seminar at \$231 and the PA State Mayors' Conference held in Penn State that had hotel expenditure

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reimbursements for \$1025. In 2018, there were two breakfasts, the Crispus Attucks at MU for \$74 and EDC again for \$60, the PML conference reimbursement at \$208 and the local attendance to the PA State Mayors' Conference for \$282 as well as two other meetings, the County Mayors and a College town/gown meeting for a 2018 total of \$760.

NEW BUSINESS

President Ostrowski mentioned he will miss Dick Moriarty as the Borough Mayor and wished him the best of luck. He went on to explain that the new Mayor will fill the vacancy by a Resolution of Council and will serve until 1/1/2022, the next municipal election. He mentioned during the vacancy in the office of Mayor the duties of the office shall be discharged by the President of Council. He also mentioned that Dave Aichele has expressed an interest in filling the vacancy. Mr. Bailey made a motion, seconded by Mrs. Gerber to accept the resignation of Mayor Richard Moriarty effective November 29, 2019. Council agreed the resignation is with regret. Mrs. Miller opposed the political move of the resignation now and that filling the Office of Mayor should not continue until the new Council members are seated. Mr. Bailey stated the opposite, that this Council has the obligation to fill the vacancy and not kick the can down the road to the new Council. With no further discussions the motion passed by a 6 to 1 voice vote, with Mrs. Miller opposing.

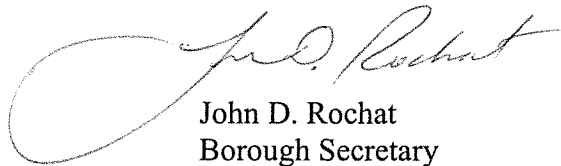
EXECUTIVE SESSION

Council broke for a brief recess at 8:14 p.m. before proceeding into an executive session to discuss personnel issues. President Ostrowski noted that there would be no action taken coming out of the session.

ADJOURNMENT

There being no further business to discuss, Mr. Cantey made a motion to adjourn the meeting at 8:33 p.m., seconded by Mr. Bailey.

Respectfully submitted,

  
John D. Roachat  
Borough Secretary

JDR/jle