

ELIZABETHTOWN BOROUGH COUNCIL
REGULAR MEETING
December 17, 2009
Minutes

The regular meeting of the Elizabethtown Borough Council was held on December 17, 2009 at 7:00 PM at the Elizabethtown Borough Office. Present were Meade Bierly, Phil Clark, Dr. Dale Treese, Chuck Mummert, Jeff McCloud, and Tom Shaud. Also present were Mayor Robert Brain, Manager Peter Whipple, Assistant Manager Roni Ryan, and Chief of Police Jack Mentzer.

The minutes of the regular meeting of November 19, 2009 and the December 3, 2009 work session were approved on a motion by Treese and a second by Mummert.

Public Comment

- 1) Dwain Goretzke, 435 N. Locust Street, followed up on his complaint regarding the handicap ramps on High Street installed with the Penn Dot paving project. He reported that an on-site meeting with Penn Dot has been scheduled for a date in January. Borough staff will be in attendance.
- 2) Neil Miller, 605 E. Hummelstown Street, complained about the quality of the Borough's 2009 paving project, the handicap ramps installed on High Street with the Penn Dot paving project, and parking regulations throughout the Borough and in his neighborhood in particular.
- 3) Ralph Neidig, 61 Foxchase Drive, and former Borough Council member recognized Borough Manager Pete Whipple for his year of service.
- 4) Carolyn Hetrick, 412 N. Market Street, and former Borough Council member, expressed her appreciation to Pete Whipple for his years of service as Borough Manager.
- 5) Ken Reighard, 657 Groff Avenue, and former Borough Council member, thanked Borough Manager Pete Whipple and Mayor Bob Brain for their service to the community.

Reports

1. The financial report was approved on a motion by Mummert and a second by Clark.
2. The fire company responded to a total of 53 calls in November, with 21 of the calls in the Borough.
3. Northwest EMS reported a total of 79 calls in the Borough in November.
4. The Mayor reported on his various activities for the month.
5. Manager's Report
 - a. Whipple provided an update on the train station project.
 - b. Whipple provided an update on the West College Avenue project.
 - c. Whipple thanked residents for their involvement in providing feedback to Penn Dot regarding the handicap ramp project on High Street.

Old Business

1. It was motioned by Clark, seconded by Shaud, to approve Ordinance No. 908 approving certain parking restrictions on Beechwood Lane, East Willow Street, North Poplar Street, South Poplar Street, East High Street, and Wilson Avenue and reducing the speed on Hampden Road. Motion carried unanimously by roll call vote.
2. It was motioned by Mummert, seconded by Treese, to approve the proposed 2010 Borough Budget for all funds and accounts. Motion carried unanimously by roll call vote.
3. It was motioned by Treese, seconded by McCloud, to approve an ordinance establishing the real estate tax millage rate at 4.4 mills for 2010. After a lengthy discussion, the motion failed to carry by a 3-3 vote with Shaud, Treese, and McCloud voting in favor and Bierly, Clark, and Mummert voting in opposition. Mayor Brain provided the decision with a vote in opposition.
4. It was motioned by Mummert, seconded by Clark, to approve Ordinance No. 909 establishing the real estate tax millage rate at the current 4.2 mills for 2010. The motion carried by roll call vote with McCloud and Treese voting in opposition.

New Business

1. It was motioned by Clark, seconded by McCloud, to approve an underground storage tank removal investigation from Rettew Associates in the amount of \$11,366. Motion carried unanimously.
2. It was motioned by Mummert, seconded by McCloud to reject the Final Subdivision Plan for 323 Orange Street. The property owner, Boris Kostishak, and his engineer Fred VanName of Ranck Lake Roeder Hillard & Assoc. were present to answer questions regarding the application. After a lengthy discussion, the motion carried unanimously.
3. It was motioned by Treese, seconded by Shaud, to conditionally approve the request by Conoy Crossing for a two-year extension to the current October 2012 deadline for the full completion of Masonic Drive from Bainbridge Road to Maytown Avenue. The revised deadline for full completion of the Masonic Drive road construction is October 2014.

Conditions

- a. That a revised cost estimate for the construction of the road is submitted to the Borough by February 1, 2010 for review and approval by the Borough engineer and a revised improvement guarantee is submitted by March 15, 2010.
- b. That the agreement with the Elizabethtown Area Water Authority regarding the installation of water utilities be honored in its timeline.
- c. That a new cost estimate is submitted for the construction of the bridge and a revised letter of credit is submitted prior to construction of the bridge.
- d. Upon issuance of building permits for 50% of the units, the road is to be completed in full, even if prior to the revised deadline of 2014.

Motion carried unanimously.

4. It was motioned by Mummert, seconded by McCloud, to accept the resignation of Neil Ketchum from the Planning Commission effective December 31, 2009. Motion carried unanimously.

5. It was motioned by Clark, seconded by Mummert, to approve Resolution No. 2009-11 appointing Roni Ryan as Chief Administrative Officer for the administration of the Non-Uniformed Employees Pension Plan and Police Pension Plan effective January 1, 2010. Motion carried unanimously.

Bills Payable

It was motioned by Mummert, seconded by McCloud, to pay the bills as presented:

General Fund	\$124,655.46
Sewer Fund	\$ 33,479.25
Capital Reserve Fund	\$128,487.19
Subdivision Escrow Fund	\$ 261.31

Motion carried unanimously.

Presentations

1. Presentation to Robert Brain in honor of his service as Mayor of Elizabethtown Borough.
2. Presentation to Peter Whipple in recognition of his long-term service as Borough Manager.

Council Remarks

Borough Manager Remarks

There being no further business, the meeting adjourned at 9:00 PM on a motion by Mummert, and a second by Clark.