

**ELIZABETHTOWN BOROUGH COUNCIL**  
**REGULAR MEETING**  
**March 16, 2017**  
**Minutes**

Elizabethtown Borough Council held a public hearing on Thursday, March 16, 2017 at 7:00 p.m. at the Borough Office relative to an application from Babbo's, Inc. for inter-municipal transfer of a retail liquor license from 2000 West Main Street, Mount Joy, to 655 North Market Street, Elizabethtown. Council President J. Marc Hershey called the hearing to order and turned the floor over to Community Development Director Rodney Horton who introduced the application.

Jack Smith, Esq., presented the request on behalf of the applicant, Salvatore Caretti, and introduced Massimo Caretti who was present representing his father. Various exhibits were added to the record in support of the request, and it was noted that the proposed location is the same space from which the business operated before selling to Pizza Town. Caretti noted the family is interested in simplifying operations at the North Market Street location. The menu will be smaller, no hard liquor will be offered, and no bar is planned as part of the restaurant. Caretti stated he will be managing the operation as he currently does in Mount Joy, and is well aware of Liquor Control Board (LCB) regulations having been in the business for more than 30 years.

Council questions centered on the amount of seating in the facility, parking accommodations, timeline, and final approval by the LCB. **Carol Witmer, 129 Maple Street**, expressed her feeling that it will be wonderful to have Babbo's move to North Mount Joy Street.

Being no further comment, Hershey closed the hearing at 7:22 p.m. and immediately called the regular meeting to order. Present were Councilmembers Phil Clark, J. Neil Ketchum, Jr., Jeff McCloud, Tom Shaud, Dr. C. Dale Treese and J. Marc Hershey. Also present were Borough Manager Roni Ryan, Assistant Borough Manager Cindy Foster, Public Works Director Wayne Devan, Community Development Director Rodney Horton, Police Lieutenant John Emrick, and Mayor Chuck Mummert.

After a motion by Clark, second by McCloud, minutes of the following meetings were unanimously approved:

1. Appeal Hearing re 59 East Park Street—February 16, 2017
2. Regular Meeting—February 16, 2017
3. Work Session Meeting—March 2, 2017

**Public Comment**

1. **Carol Witmer, 129 West Maple Street**, requested a status report on efforts to regulate Air BnB activities and questioned the timeline going forward.
2. **Richard P. Sheidy, 350 Lemon Street**, complimented Borough staff and crews for doing an excellent job on snow removal in the wake of Tuesday's storm.

**Reports**

1. The Financial Report was unanimously approved after a motion by Ketchum, second by Clark.
2. The Code Enforcement Report was provided as an informational item.
3. The Fire Company responded to 48 calls during the month of February, 14 of which were in the Borough, with an average response time of 5 minutes 15 seconds.
4. Northwest EMS responded to 130 Borough calls during the month of January.
5. Minutes from the March 7, 2017, Civil Service Commission Meeting were provided as an informational item.

**Old Business**—None

**New Business**

1. Motion by Shaud, second by Clark, to approve Resolution 2017-5 granting the request of Babbos, Inc. for an inter-municipal transfer of a liquor license to 655 North Market Street. Motion carried unanimously.
2. Motion by McCloud, second by Ketchum, to approve a ninety (90) day extension for the recording of the Elizabethtown Mennonite Church Final Land Development Plan for an expiration date of July 19, 2017. Motion carried unanimously.
3. Elizabethtown Public Library Update
  - a. Executive Director Deb Drury introduced Marian Fetter, Mike Hensch, and Jeff Winterborne, Board members in attendance, before providing an overview of Library activities and programs. She noted that demand for services continues to increase and explained the expanding role of staff in light of budgetary constraints. Drury concluded her presentation by requesting Council's 2018 appropriation to the Library be increased to \$5/per capita.
4. Motion by Clark, second by McCloud, to approve Resolution 2017-1, as amended, designating Elizabethtown Borough's intent to erect a cross-street banner across Market Street (Route 230) to advertise the 2017 Elizabethtown Fair. Motion carried unanimously.
5. Motion by Ketchum, second by Shaud, to approve the low bid for the 2017 Concrete Contract from Affordable Paving & Excavating, LLC, in the amount of \$11,883.00. The following bids were received:
  - a. **Affordable Paving & Excavating, LLC, Lititz PA..... \$11,883.00**
  - b. Geoff Good Concrete, Palmyra PA ..... \$13,275.00
  - c. Ambrus Company, LLC, Blandon PA..... \$15,275.00
  - d. Washington & Dowling Company, Inc, York PA ..... \$18,050.00
  - e. Doug Lamb Construction, Inc., Elizabethtown PA ..... \$18,630.00Motion carried unanimously.
6. Motion by Clark, second by McCloud, to approve the low bid for the 2017 Paving Project from Pennsy Supply in the amount of \$279,909.64. The following bids were received:
  - a. **Pennsy Supply, Inc., Annville PA ..... \$279,909.64**
  - b. Highway Materials, Inc., Flourtown PA ..... \$312,549.50
  - c. Kinsley Construction, Inc., York PA ..... \$327,584.00
  - d. Handwerk Site Contractors, Hummelstown PA ..... \$328,760.00
  - e. New Enterprise Stone & Lime Company, Ephrata PA ..... \$349,434.17Motion carried unanimously.
7. Motion by McCloud, second by Shaud, to approve the low bid for the complete 2017 Stone Contract from RE Pierson Materials, Elizabethtown PA. The following bids were received:
  - RE Pierson Materials, Elizabethtown PA ..... \$27,068.00**
  - 2A—2,000 tons @ \$9.30/ton delivered (\$18,600.00)
  - 1B—400 tons @ \$13.80/ton delivered (\$5,520.00)
  - 2B—100 tons @ \$11.80/ton delivered (\$1,180.00)
  - 3A—100 tons @ \$11.80/ton delivered (\$1,180.00)
  - Stone Dust—60 tons @ \$9.80/ton delivered (\$588.00)
  - 2RC (alternate for 2A)—2,000 tons @ \$\_\_\_\_\_/ton delivered (*NO QUOTE PROVIDED*)

Harsco Metals, Seven Fields PA ..... \$11,000.00  
 2A—2,000 tons @ \$(*no per ton delivered price provided*) (\$11,000.00)  
 1B—400 tons @ \$\_\_\_\_\_/ton delivered (*NO QUOTE PROVIDED*)  
 2B—100 tons @ \$\_\_\_\_\_/ton delivered (*NO QUOTE PROVIDED*)  
 3A—100 tons @ \$\_\_\_\_\_/ton delivered (*NO QUOTE PROVIDED*)  
 Stone Dust—60 tons @ \$\_\_\_\_\_/ton delivered (*NO QUOTE PROVIDED*)  
 2RC (alternate for 2A)—2,000 tons @ \$\_\_\_\_\_/ton delivered (*NO QUOTE PROVIDED*)  
 Motion carried unanimously.

8. Motion by Clark, second by Ketchum, to approve Resolution 2017-6 authorizing disposal of certain records in accordance with the schedule as set forth in the Municipal Records Manual approved on December 8, 2008 (as amended July 23, 2009). Motion carried unanimously.

9. Motion by Ketchum, second by Shaud, to approve Requisition #005 dated 01/09/17 in the amount of \$50,829.23 for the Elizabethtown Pedestrian & Bicycle Pathway Phases III-IV Project payable to Jay Fulkroad & Sons, Inc. Motion carried unanimously.

**Bills Payable**

Motion by McCloud, second by Clark, to pay the bills as presented:

General Fund ..... \$185,148.16  
 Sewer Fund..... \$90,588.66  
 Capital Reserve Fund ..... \$11,590.22  
 Subdivision Escrow Fund..... \$2,823.69  
 Parks Fund..... \$9,526.67

Motion carried unanimously.

Following a motion by McCloud, second by Clark, the meeting unanimously adjourned at 7:57 p.m.