

ELIZABETHTOWN BOROUGH COUNCIL
PUBLIC MEETING
October 6, 2022
Minutes

A public meeting of Elizabethtown Borough Council was held on Thursday, October 6, 2022. Present were Councilmembers Lanty Moss, Jay Hynicker, Tom Shaud, J. Marc Hershey, and Jeff McCloud. Councilmember Phil Clark was absent. Also present were Borough Manager Rebecca S. Denlinger, Assistant Borough Manager Ann Roda, Public Works Director Jeff Kinsey, Planning and Zoning Director Pamela Roberts, and Elizabethtown Police Chief Ed Cunningham.

President Hershey called the meeting to order at 7:00 PM.

Public Comment

There was no public comment.

Approval of Meeting Minutes

After a motion by Vice-President Clark, second by Councilperson Hynicker, Borough Council voted unanimously to approve the September 15, 2022 Public Meeting minutes.

Reports

1. Chief Cunningham stated in the Elizabethtown Police Department Report for September 2022, there is a large number showing for traffic stops based on implementation of a grant from PennDOT for pedestrian safety. He added that the theft number was up due to two thefts currently under investigation. He concluded his report review with an update on the Pink Patch project that EPD is participating in for the month of October. During October EPD will be selling pink patches for \$10.00 with the proceeds going towards breast cancer research.

Old Business

1. It was motioned by Councilperson McCloud to approve Resolution 2022-22 regarding the Municipal Winter Traffic Service Supplemental Agreement 2022-2023 with PennDOT. Vice-President Clark seconded the motion. Borough Council unanimously voted to approve Resolution 2022-22 approving the Municipal Winter Traffic Service Supplemental Agreement for 2022-2023.
2. It was motioned by Councilperson Shaud to approve Pay Application #1 for bridge repairs completed by Flyway Excavating Inc. in the amount of \$19,021.50. Vice President Clark seconded the motion. Borough Council unanimously voted to approve Pay Application #1 for bridge repairs completed by Flyway Excavating Inc.
3. Planning and Zoning Director Roberts presented to Borough Council a draft amendment for the Subdivision and Land Development Ordinance and Zoning Ordinance. The next step for

the draft amendment would be for it to be sent to the Lancaster County Planning Department and Elizabethtown Borough Planning Commission for review and comment.

It was motioned by Vice President Clark to approve sending the draft Subdivision and Land Development and Zoning Ordinance Amendment to the Lancaster County Planning Department and the Elizabethtown Borough Planning Commission for review and comment. Borough Council unanimously voted to approve sending the draft Subdivision and Land Development and Zoning Ordinance Amendment to the Lancaster County Planning Department and the Elizabethtown Borough Planning Commission for review and comment.

Prior to the motion, Councilperson Moss asked what happens with the amendment if there are comments or questions. Roberts responded any comments and questions received will be reviewed and as needed addressed in a final draft amendment. The final draft amendment would be presented to Borough Council prior to seeking public comment on the ordinance revision.

4. Borough Manager Denlinger provided an update on the online playground survey that was released on September 16. The initial post reached over 7300 people and the second reached over 4400. As of October 5, 2022 the borough has received 587 survey responses. Over 97% of respondents agreed that parks and playgrounds contribute in a positive way to the quality of life in Elizabethtown. Many responded a safe, clean and well-maintained playground, a playground that welcomes children of all ability to play and a wide variety of play elements for different age levels are very important. Respondents also had the ability to select play elements that are most important and had the ability to write in elements of a park that are important.

Following the survey results Assistant Borough Manager Roda reviewed the site design, equipment and cost estimate. Borough Council members had the ability to review the equipment layout and equipment visuals and the current site design. The material referenced the same equipment discussed at previous meetings but the footprint of the site was reduced in size based on the discussion at the previous public meeting.

In reviewing the site design the observation was made that the new equipment is smaller in footprint in comparison to the existing FunFort and structures. The proposed equipment is very much in keeping with the preferences expressed through the recent survey. It was also noted that comments from the survey suggested the Borough incorporate shade and seating as part of the playground replacement project. Following review of the material and site design direction was provided to staff to incorporate a permanent metal roof type structure, tables and two additional shade structures.

It was motioned by Councilperson Shaud to order with General Recreation, Inc for the play equipment as presented at the Co-Stars price of \$309,550. Councilperson McCloud seconded the motion. Borough Council unanimously voted to approve the placement of the play equipment order with General Recreation, Inc.

Planning and Zoning Director Roberts reviewed with Borough Council a distribution plan for existing fence pickets. Staff is suggesting that two weekend days be advertised for owners of the previously purchased a picket(s) to come and remove their own picket(s). Following the two days any remaining pickets would be removed by Borough staff and stored in an organized manner. Two additional days and times for pick-up of the removed pickets would also be held. Staff is also suggesting that in order to avoid any potential safety issues, it is recommended that FunFort officially be closed before picket removal begins. An orange construction fence would be placed around the existing fence to prevent the public from entering the site. Borough Council did not have any immediate questions on the distribution plan but it was suggested that a rain date be scheduled.

5. Site design of the Hickory Lane Stream and Floodplain Restoration is progressing. The technical consultants for the Hickory Lane project and the Radio Road Interceptor project will be meeting to coordinate and discuss the design and construction plan for both projects. Planning and Zoning Director Roberts stated that the technical consultant for Hickory Lane will also be spraying the canary grass this Fall in preparation of future restoration work. Assistant Borough Manager Roda provide an overview of a potential grant application to DCNR to assist with the estimated costs of the Hickory Lane project. The grant application would seek funding for the repair work needed at the Lime Street pedestrian bridge, the replacement work that is needed of the Hickory Lane pedestrian bridge and the installation of a pedestrian pathway within Hickory Lane Park.

Borough Council did not have any questions on the update provided. Vice-President Clark requested an update, when appropriate, be provided to residents surrounding the Hickory Lane project area. Borough Manager Denlinger responded that when a design is complete for the project information will be shared with the residents surrounding the project area.

6. Assistant Borough Manager Roda stated the Act 537 Official Sewage Facilities Plan Special Study for Radio Road Interceptor Improvements was out for public comment until November 4, 2022. A copy of the study is available at the Borough Office for public review.

New Business

1. Planning and Zoning Director Roberts stated the applicant for 1376 Campus Road Land Development Plan has requested Borough Council to extend the 90-day time limit to record a land development plan to June 30, 2023. This will allow time to finalize the land development plan in Mount Joy Township and record both plans at the same time.

It was motioned by Vice President Clark to approve the request for an extension of time for the recordation of the 1376 Campus Road Land Development Plan with a new expiration date of June 30, 2023. Councilperson McCloud seconded the motion. Borough Council unanimously voted to approve the request for an extension of time for the recordation of the 1376 Campus Road Land Development Plan.

2. For the 2023-2025 Contract for Waste and Recyclable Materials Collection Assistant Borough Manager Roda stated bids for the next three-year contract were opened on Thursday,

September 29, 2022. Three bid solicitation responses were received but only two were opened. The one bid response was from a bidder that did not attend the mandatory pre-bid meeting. The apparent low bidder is Noble Environmental Specialty Services LLC with a bid and bid alternate price of \$220/unit. Roda highlighted that a representative from Noble Environmental Specialty Services LLC was present at the meeting if there were questions. President Hershey asked for clarification on the bid and bid alternate. Roda stated the bid is the current program. The bid alternate was a modification to the current program in which only kraft bags would be collected.

President Hershey stated that Borough Council will not waive the irregularity of the submitted bid in relation to the pre-bid meeting. He added the bid from Republic Services for the 2023-2025 Contract for Waste and Recyclable Materials Collection would not be opened or considered.

President Hershey asked for the representative from Noble to provide background on the company. Michael Liscinski stated Noble Environmental Specialty Services LLC operates a biofuel technology, completes waste hauling, and operates landfills locally owned, operated and staffed in Pittsburgh, Pa. Noble currently services other municipalities in Lancaster County and maintains truck storage, transfer station and other services locally.

Vice-President Clark motioned to accept the low bid offer of \$220.00 per unit from Noble Environmental Specialty Services LLC for the 2023-2025 Contract for Waste and Recyclable Materials Collection. Councilperson McCloud seconded the motion. Borough Council unanimously voted to accept the low bid offer of \$220.00 per unit from Noble Environmental Specialty Services LLC for the 2023-2025 Contract for Waste and Recyclable Materials Collection.

Roda added that with the increase in the cost per unit and an increase in disposal rates from LCSWMA, Borough Council will need to consider an increase in the utility rate for residents in the forthcoming Fiscal Year 2023 Budget planning process in order to cover the costs of the Trash and Recycling program. President Hershey asked for that rate to be presented at a future budget meeting.

Mayor Remarks

- Mayor Mummert did not have any remarks.

Council Remarks

- Councilperson McCloud commented on the aggressive timeline for the new playground for Community Park and the need to complete the project correctly.
- Councilperson Hynicker thanked staff for their work to date on the new playground for Community Park and echoed McCloud's comments on completing the project correctly.
- Councilperson Moss had no remarks.
- Councilperson Shaud thanked staff for their work on the grant submissions.

- Vice-President Clark thanked the public for attending and staff for their work on the new playground for Community Park
- President Hershey stated he was excited to see the progress on the new playground for Community Park.

Adjourn

Prior to adjourning President Hershey noted that Borough Council met in an Executive Session prior to meeting and will meet again in an Executive Session following the meeting. Both Executive Sessions are to discuss a uniform personnel matter.

President Hershey adjourned the meeting, without objection, at 8:15 PM.

Respectfully Submitted,

Rebecca S. Denlinger
Borough Manager