

ELIZABETHTOWN BOROUGH COUNCIL
REGULAR MEETING
July 18, 2019
Minutes

The regular meeting of Elizabethtown Borough Council was held on Thursday, July 18, 2019 at 7:00 p.m. at the Borough Office. Present were Council members Bill Troutman, Tom Shaud, J. Neil Ketchum, Jr., J. Marc Hershey, Phil Clark and Jeff McCloud. Also present were Borough Manager Roni Ryan, Assistant Borough Manager Ann Roda, Police Chief Ed Cunningham, Public Works Director Jeff Kinsey and Mayor Chuck Mummert.

President Hershey called the meeting to order at 7:00 p.m. and announced that Borough Council held an Executive Session at 6:00 p.m. to discuss a legal matter.

Public Comment

1. Richard Breault, 27 W. Willow Street, spoke about cars without proper registrations/inspections as well as other neighbor and property maintenance issues on his street. He provided Borough Council with pictures of several of the issues. He sought help to address the issues raised. Chief Cunningham asked Mr. Breault to come in and speak with him directly on the issues raised so appropriate follow-up can be completed.
2. Richard Sheidy, 350 Lemon Street, asked that the milling of roads be evaluated under the paving program and in advance of preparing future year budgets.

Approval of Meeting Minutes

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

- Regular Meeting – June 20, 2019

Reports

1. The Financial Report was unanimously approved after a motion by McCloud and second by Troutman.
2. There were no questions on the Code Enforcement report.
3. The Fire Company responded to 60 calls during the month of June, of which 25 were in the Borough, with an average response time of 5 minutes 34 seconds.
4. Northwest EMS responded to 105 Borough calls during the month of June bringing the total year to date calls to 637.

New Business

1. It was motioned by Clark, seconded by McCloud, to approve United Churches Elizabethtown Area Preliminary/Final Land Development Plan with the following modifications and conditions:

Modifications –

- Chapter 17, Section 307.1.B - Fencing
- Chapter 17, Section 307.2.A.(2)(a) - Minimum Top Width
- Chapter 17, Section 307.2.A.(2)(b) - Maximum Interior Slopes
- Chapter 17, Section 307.2.A.(2)(m) - Emergency Spillway Freeboard
- Chapter 22, Section 403 – Preliminary Plan Processing
- Chapter 22, Section 606.1.C – Clear Sight Triangle

Conditions of Approval –

- Response and compliance with any comments provided by Friendship Fire Company.
- Response and compliance with the July 11, 2019 comments of Hanover Engineering.

The motion carried unanimously.

Todd Smeigh of D.C Gohn Associates, Inc, provided an overview of the project and updates since the project was presented in April. Doug Lamb, of United Churches Elizabethtown Area, supplemented the overview with information on the current use of the property and what would come from the land development plan. Councilmember McCloud asked about the fencing waiver and if ECHOS and the winter shelter will move. Smeigh noted that the waiver is related to the area around the rain garden. Due to the depth, about 2 feet max, up right bushes are planned to delineate the space and fencing would be used along the alley so cars do not pull through the area. Lamb added that the space currently used for ECHOS and winter shelter would then be used for short-term housing. President Hershey asked if there would be curbing around the rain garden and when construction would begin. Smeigh responded that there would not be curbing. This would allow for the sheet flow to flow into the space and the side slope would allow for more infiltration. Lamb noted that construction could begin in November/December depending on financing. Councilmember Ketchum asked about Hanover Engineering's most recent review letter. Smeigh identified how each comment (loading areas, inlet depth, roof leaders and splash stone) was being addressed in the most recent material.

Councilmember Troutman asked about the exterior finish of the building to which Smeigh noted it would be metal with a stone/brick chair and would be 2 stories. And, President Hershey asked about Fire Company comments. Smeigh responded that the radius needed for apparatus can be incorporated.

2. It was motioned by Shaud, seconded by Troutman, to approve a request by the Greater Elizabethtown Area Recreation & Community Services (GEARS) for a waiver of the \$650 fee for a Zoning Hearing Board application. The motion carried unanimously with Clark abstaining from the vote.

Councilmember Ketchum noted that council was not making a statement on the application just waiving the fee.

3. It was motioned by Clark, seconded by Ketchum, to approve payment in the amount of \$302,390.87 to eciConstruction, LLC for work performed on the Elizabethtown Public Works Garage (Invoice No.30.18062.10). The motion carried unanimously.
4. It was motioned by Clark, seconded by Ketchum, to approve Resolution 2019-8 in accordance with Section 502(a) of Title 53, Municipalities Generally, of the Pennsylvania Consolidated Statutes, as added by Act 63 signed by Governor Wolf on July 2, 2019, prohibiting the location and operation of an establishment licensee within the boundaries of a municipality, therefore prohibiting Video Gaming Terminals within the boundaries of Elizabethtown Borough. The motion did not carry unanimously. Troutman voted no on the motion.

Todd Etnoyer, Harrisburg PA, asked council what their concerns were with allowing video gaming terminals. Councilmember Clark responded that he didn't see the borough benefiting from the terminals and that council can choose to allow terminals in the future. Ketchum noted that council could choose to opt in once all of the requirements of the law are clear.

5. Chief Cunningham presented the monthly Police Department report. As part of the report he noted that the new officers have started and are working closely with field training officers.

President Hershey asked about the new report format and Councilmember Shaud sought an update on Corporal Grego. Cunningham responded that it is a new report format based on the new reporting system and that he and staff are working to adjust the report to be similar to the previous report format. It was also noted that Corporal Grego is adjusting and balancing duties as expected and will be completing additional training as it becomes available.

6. It was motioned by Ketchum, seconded by Shuad, to approve Resolution 2019-9 modifying the Borough's fee schedule for services, establishing the fees for contracted services for uniformed employees at \$80.69 per hour. The motion carried unanimously.
7. It was motioned by Ketchum, seconded by Clark, to accept the received bids and the sales as presented:
 - a. Chevy Tahoe Police Package Vehicle to Eugene Bushmelov of Natick, MA in the amount of \$6,000.00.
 - b. Wacker Vibratory Plate Tamper to Sheldon Reed of Benton, PA in the amount of \$407.00.
 - c. 12" Injection Molded Water-Tight Fittings to Melvin High, Jr. of Narvon, PA in the amount of \$51.00.
 - d. BG Chemical Transmission Flush Machine to Sheldon Reed of Benton, PA in the amount of \$82.00.

The motion carried unanimously.

8. It was motioned by McCloud, seconded by Ketchum, to approve payment in the amount of \$149,234.01 to MacMor Construction, LLC for work performed on 2019 Sewer Pipe Replacement (Lemon St and S. Mount Joy St) Contract (Invoice No.19-07-01). Total project cost exceeds approved bid by \$7,421.00 due to in the field adjustments. The motion carried unanimously.

Bills Payable

It was motioned by McCloud, seconded by Troutman, to approve the list of monthly bills and budgeted transfers as presented:

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|-------------------------|--------------|
| General Fund | \$141,804.95 |
| Sewer Fund | \$256,846.55 |
| Capital Reserve Fund | \$119.76 |
| Construction Fund | \$302,986.59 |
| Train Station Fund | \$1,668.74 |
| Subdivision Escrow Fund | \$3,545.10 |
| Health Insurance Fund | \$4,889.12 |
| Parks Fund | \$1,168.57 |

The motion carried unanimously.

Adjourn

President Hershey announced that there would be no work session held on August 1, 2019. He also announced that following the meeting Borough Council would hold an Executive Session to discuss a legal matter.

Following a motion by Clark, seconded by Troutman, the meeting unanimously adjourned at 7:50 p.m.

Respectfully Submitted,

Roni Ryan
Borough Manager