

ELIZABETHTOWN BOROUGH COUNCIL
PUBLIC MEETING
April 6, 2023
Minutes

A public meeting of Elizabethtown Borough Council was held on Thursday, April 6, 2023. Present were Councilpersons Lanty Moss, Jay Hynicker, Tom Shaud, J. Marc Hershey, Phil Clark, and Jeff McCloud. 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 Edward Cunningham. Mayor Mummert was absent from the meeting.

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

Public Hearing

A public hearing was called to order at 7:02 PM. President Hershey stated the hearing was being held regarding the revisions to Subdivision and Land Development Ordinance and the Zoning Ordinance. Revisions were outlined in Ordinance 1009. There was no public comment on the ordinance and no questions from Borough Council members. President Hershey closed the hearing at 7:05 PM.

Public Comment

There was no public comment.

Approval of Meeting Minutes

1. After a motion by Councilperson Moss, and second by Vice-President Clark, Borough Council voted unanimously to approve the March 16, 2023 Public Meeting minutes.

Old Business

1. Public Works Director Kinsey reviewed with Borough Council the bids received for the 2023 Bridge Maintenance Project. The project includes repairs to be made to the following bridges: Bridge 2 – Orange St, Bridge 6 – S. Chestnut St, Bridge 11 – College Ave, Bridge 21 – S. Poplar St, and Bridge 22 – Union St. Kinsey noted that the alternate for the bid was to close College Avenue to complete the work or have flaggers present to direct traffic. It was motioned by Councilperson McCloud to accept the apparent low bid from JDI Site Solutions LLC in the amount of \$220,243.24 and an additional \$13,900.00 for bid alternate no.1, totaling \$234,143.24 for the 2023 Bridge Maintenance Project. The acceptance of the low bid is contingent on approval by Lancaster County Redevelopment Authority. Councilperson Hynicker seconded the motion. Borough Council unanimously accepted the apparent low bid from JDI Site Solutions LLC contingent on approval by Lancaster County Redevelopment Authority.

President Hershey stated with the motion there will be a flagger present for the work on College Avenue.

2. It was motioned by Vice President Clark to approve Ordinance No. 1007 to amend portions of Chapter 5, Code Enforcement, Chapter 13, Licenses, Permits and General Business Regulations, Chapter 15, Motor Vehicles and Traffic, Chapter 18, Sewers and Sewage Disposal, and Chapter 21, Streets and Sidewalks, of the Code of Ordinances. Councilperson Shaud seconded the motion. By roll call vote Borough Council unanimously approved Ordinance No. 1007.
3. It was motioned by Hynicker to advertise Ordinance No. 1008 to amend portions of Chapter 15, Motor Vehicles and Traffic of the Code of Ordinances, to impose weight limits on a certain bridge. Vice President Clark seconded the motion. Borough Council unanimously approved to advertise Ordinance No. 1008.

President Hershey stated the bridge being revised is on Apple Alley and the weight restriction is based on a recommendation from the engineer following a recent inspection.

4. It was motioned by Vice President Clark approved Ordinance No. 1009 to amend portions of Chapter 22, Subdivision and Land Development, and Chapter 27, Zoning, of the Code of Ordinances. Councilperson Hynicker seconded the motion. By roll call vote Borough Council unanimously approved Ordinance No. 1009.
5. Borough Manager Denlinger provided an update on the Regional Comprehensive Plan. Borough staff has been working with staff from Conoy Township, Mount Joy Township, and West Donegal Township to update the 2010 Regional Comprehensive Plan. With the help of the Lancaster County Planning Department, an initial draft of the plan with maps have been created. There will be a Regional Elected Officials meeting on April 12 at 6:30 PM at the Masonic Conference Center Patton Campus for the purpose of reviewing and discussing the initial draft of the update to the Regional Comprehensive Plan. Staff from the Lancaster County Planning Department will be on hand at the regional meeting to discuss the plan and help answer questions.
6. Borough Manager Denlinger provided an update on funding that was awarded to the Borough. Specifically, the Commonwealth Financing Authority recently announced funding awards for their Local Share Account Statewide program. The Borough applied for this funding in early 2022 and was recently awarded \$135,000 for the creation of a Downtown Development Plan. The Elizabethtown Development Authority pledged \$15,000 toward the planning project. An RFP for the project is under development and will be released in the coming weeks.

New Business

1. It was motioned by Councilperson Shaud to authorize signature of the Stormwater Management Agreement for Minor Stormwater Management Plan at 1225 S Market Street. Vice President Clark seconded the motion. Borough Council unanimously approved the

signing of the Stormwater Management Agreement for Minor Stormwater Management Plan. Prior to the motion Assistant Borough Manager Roda stated that Lancaster Civil Engineering and staff have been working with the property owner of 1225 S Market Street in relation to proposed improvements at the property for a hair salon. The project required a Minor Stormwater Management Plan, which is approved by staff and the Borough Engineer.

2. It was motioned by Vice President Clark to approve Resolution 2023-02 to enter into a settlement agreement with TEVA, Allergen, Walgreens, Walmart and CVS and agree to the terms of the PA Opioid misuse and addiction abatement trust. Councilperson McCloud seconded the motion. Borough Council unanimously approved Resolution 2023-02 to enter into a settlement agreement with TEVA, Allergen, Walgreens, Walmart and CVS and agree to the terms of the PA Opioid misuse and addiction abatement trust.

Denlinger added that joining the settlement does not guarantee that the Borough will receive any funding. If funding is received with the settlement it would go to the county to be allocated for public safety programing focused on deterring opioid use.

3. Roda explained that IGS contacted the office regarding the existing Natural Gas Supply Contract. Extending the existing contract for 13 months would lock in the rate at a rate lower than what is currently paid.

It was motioned by Councilperson McCloud to extend the Natural Gas Supply Contract with IGS for 13 months. Councilperson Hynicker seconded the motion. Borough Council unanimously extended the Natural Gas Supply Contract with IGS for 13 months.

President Hershey asked if it is possible for the Friendship Fire and Hose Company to be added to the Natural Gas Supply Contract or execute a similar contract. He added that the Fire Company would still pay their monthly bill but such a contract would provide savings for the Friendship Fire and Hose Company. It was motioned by Councilperson McCloud to have staff explore the option of Friendship Fire and Hose Company to be added to the Natural Gas Supply Contract with Friendship Fire and Hose Company retaining responsibility for paying their bill. Councilperson Hynicker seconded the motion. Borough Council unanimously approved the motion.

1. It was motioned by Vice President Clark to approve the sale of the ENRADD Speed Timing Device to Northwest Regional Police Department for \$500. Councilperson McCloud seconded the motion. Borough Council unanimously approved the sale of the speed timing device to Northwest Regional Police Department

Mayor Remarks

- Mayor Mummert was absent from the meeting.

Council Remarks

- Councilperson McCloud thanked the Fire Company for the invitation to the annual dinner. He expressed his gratitude for the volunteers.
- Councilperson Hynicker thanked the Fire Company for the annual dinner and thanked Officer Cook for helping a neighbor with a recent incident.
- Councilperson Moss spoke about the peanut butter eggs that are made by Brendan. President Hershey added that Brendan is selling Peanut Butter Eggs again this year to support EFD. Brendan, along with the support of his family, has been able to raise over \$8000 over the past several years.
- Councilperson Shaud recognized resident Sheidy for his continued attendance at the meetings and thanks staff for working on attaining grant funding for various projects.
- Vice-President Clark stated he is pleased to see the project move forward at 1225 S Market Street and hoped that it can be an encouragement for future redevelopment in the borough.
- President Hershey echoed Vice-President Clark's statement on encouraging future development within the borough.

Adjourn

President Hershey adjourned the meeting, without objection, at 7:45 PM.

Respectfully Submitted,

Rebecca S. Denlinger
Borough Manager