

ELIZABETHTOWN BOROUGH COUNCIL
REGULAR MEETING
February 20, 2014
Minutes

The regular meeting of Elizabethtown Borough Council was held on Thursday, February 20, 2014 at 7:00 p.m. at the Borough Office. Present were Councilmembers Phil Clark, J. Marc Hershey, Jeff McCloud, Tom Shaud, Dr. C. Dale Treese and J. Neil Ketchum, Jr. Also present were Borough Manager Roni Ryan, Assistant Borough Manager Cindy Foster, Planning & Zoning Director Rodney Horton, Police Chief Jack Mentzer and Mayor Chuck Mummert.

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

1. Regular Meeting—January 16, 2014
2. Work Session Meeting—February 6, 2014

Special Presentation

1. Mummert accepted a Proclamation from Jake Beers, Alex Spence, and Lucas Sellers of Elizabethtown DeMolay recognizing March as *DeMolay Month*.

Public Comment

1. **Sandi Mitchell, 647 East Willow Street**, questioned the rationale and history behind the Borough's ordinance requiring ticketing of parked cars that have not been moved for at least 72 hours.

Reports

1. The Financial Report was unanimously approved after a motion by Clark, second by McCloud.
2. The Code Enforcement Report was provided as an informational item.
3. The Fire Company responded to 101 calls during the month of January, 27 of which were in the Borough, with an average response time of 4 minutes 51 seconds.
4. Northwest EMS responded to 120 calls in the Borough during the month of January.

Old Business

1. Motion by Shaud, second by Hershey, to accept the 2013 annual audit as prepared by Trout, Ebersole & Groff, LLP. Motion carried unanimously.
2. Motion by Hershey, second by McCloud, to approve the Final Subdivision Plan for 131 and 135 North Market Street. Motion carried unanimously.
3. Motion by McCloud, second by Hershey, to approve a Stormwater Modification Plan for 811 Hampden Road. It was noted that this amendment binds subsequent property owners and, should a future owner wish to make changes or return the property to its natural state, he/she would be required to first seek Council approval. Motion carried unanimously.
4. Motion by Clark, second by Shaud, to approve a proposal to install a crosswalk on Masonic Drive at Sycamore Square. While maintenance for this new crosswalk will be minimal, Masonic Village has offered to assist with repainting the lines when necessary. Motion carried unanimously.
5. **Andrew Schoenberger, 48 West Hummelstown Street**, representing Market Street! Improving Business (MSIB), was present to provide an update on the *2013 Let Etown Ring* celebration. Schoenberger reported that MSIB felt the event was a success and estimated attendance at 1,200 over the duration of the evening. He provided an accounting of the \$7,500 donation from the Borough in 2013. He noted that the group plans to hold the *2014 Let Etown Ring* at the Poplar

Street Community Center following the same general format, adding to the events and including a beer garden. They are exploring the possibility of closing streets and moving further downtown in 2015.

Council asked specific questions concerning lessons learned from the 2013 event and potential future funding requests from the Borough for 2014. Schoenberger expressed his opinion that an emphasis should be placed on events at midnight rather than the 7:00 p.m. time that recognizes the Borough's Sister City connection to Letterkenny, Ireland. Schoenberger stated the lesson he learned was that he would avoid working with the Borough and the Police Department in the future if at all possible. He noted he could not answer funding questions without discussing the Holiday Parade. Ketchum directed Schoenberger to contain his remarks to one event at a time, beginning with *Let Etown Ring*.

A lengthy discussion followed regarding the planning and responsibility of future events and touched on (1) a June 2013 document between the Borough and MSIB regarding planning of holiday events, (2) the special events permitting system, (3) safety measures and insurance requirements, and (4) event costs. Ketchum issued two verbal warnings to Schoenberger for disruptive conduct at a public meeting and announced that a third warning would result in Schoenberger's removal from the meeting. Schoenberger complained about the Borough's communication to MSIB that the Borough will maintain responsibility for the Holiday Parade for the foreseeable future. He also complained about the Borough's progress in planning the 2014 Holiday Parade without the involvement of MSIB. Ketchum concluded the discussion but promised to keep MSIB informed of Council's deliberations relative to management of the 2014 Parade.

Schoenberger ended his comments by noting that MSIB stands behind the 2013 document and expressed his opinion that Council overstepped its bounds. Before leaving the meeting he stated that MSIB will be doing both the parade and *Let Etown Ring* in 2014.

6. Motion by Treese, second by McCloud, to approve Resolution 2014-1 updating the schedule of fees for Borough services. Motion carried unanimously.
7. Motion by Hershey, second by Clark, to authorize advertisement of an ordinance updating the Borough's park policies. Motion carried unanimously.

New Business

1. Motion by Shaud, second by Hershey, to approve Resolution 2014-2 conveying a parcel of land on Wilson Avenue to Cornerstone Community Ministries, Inc. Motion carried unanimously.
2. Motion by Treese, second by McCloud, to approve the sale of a 2003 Ingersoll Rand DD14 Vibratory Compactor to the sole bidder, Jackson Township, York PA, in the amount of \$10,000.00. Motion carried unanimously.
3. Motion by Hershey, second by Shaud, to approve Resolution 2014-3 authorizing the disposal of certain Police Department records in accordance with the Municipal Records Manual. Motion carried unanimously.
4. Motion by McCloud, second by Clark, to approve Requisition 2014-1 dated January 31, 2014 for the Elizabethtown Pedestrian/Bicycle Pathway Project in the amount of \$99,360.67 payable to Horst Excavating. Motion carried unanimously.
5. Motion by McCloud, second by Treese, to approve Change Order 2014-1 dated February 5, 2014 for the Elizabethtown Pedestrian/Bicycle Pathway Project totaling \$9,295.60. Motion carried unanimously.

Bills Payable

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

General Fund.....	\$252,318.88
Sewer Fund	\$139,738.77
Capital Reserve Fund	\$1,625,805.00
Subdivision Escrow Fund	\$654.50
Parks Fund	\$2,406.89

Motion carried unanimously.

Mayor's Remarks

Council Remarks

Following a motion by Treese, second by Shaud, the meeting unanimously adjourned at 8:24 p.m. whereupon, following a request from Treese, Council entered Executive Session to consider a legal matter.