

SHIPPENSBURG BOROUGH COUNCIL

May 22, 2014

7:02 PM

Present at the Council Meeting: Andrea Lage  
Kerri Burrows  
Angie Facchinei  
John Alosi  
Lance Hoover  
Sam Wiser  
Mayor, Bruce Hockersmith

Absent: Kathy Coy

**INVOCATION:** Joe Hockersmith

**PLEDGE OF ALLEGIANCE:** COUNCIL

Andrea Lage: We do have a full house tonight and unfortunately we are limited both in our space because of fire regulations and somewhat in time. In recognizing that what I am going to have to ask is that we do a revolving situation that if people want to speak that is great, but once you have spoken your peace then I would ask that you leave in order to allow someone else to come and say their peace as well. The other thing is that because there is so many of you I do need to restrict time to 3 minutes tonight. I think we have a boy scout here tonight. Proposed Eagle Scout. We will let him go first tonight.

**PUBLIC COMMENT:**

Randy Golden: I am from Troop 121, Shippensburg, PA. We meet at the Messiah United Methodist Church. I was looking to do an Eagle Scout project where I would be painting the picnic tables and gazebo over at the Pocket Park. To do that project I would need to have your approval and not sure where to go from here.

Lance Hoover: I have spoken with both Randy and his mother a couple of times. I think it is a very good idea and the tables do need sanded and the gazebo certainly needs painted. We have talked about it several times and we are in a position where we have the materials and what we don't have is the time. Randy and some of his friends in the troop are willing to offer that time to be able to do the work I think it is a good idea and he has presented himself very well to me. I think it is something that we should entertain and allow him to take part in. This is also a step toward you becoming an Eagle Scout. This is a leadership type of a project.

Andrea Lage: It sounds like a fine plan. Council do you have any questions for Randy?

Joe Hockersmith: I think we need to authorize the manager to see that he has the materials and go from there.

Andrea Lage: I sense consensus on that and thank you for your interest in helping us out.

Joe Hockersmith: Can you give us a timeframe?

Randy: I am looking to do it over the summer. The first step is getting the board's signature and then the second step will be taking it to the committee and the troop. It will take a little while to do this.

Unknown: He will have to present to the committee at the troop level and then he has to present to the committee at the district level. I am hoping to have their approval to move ahead.

Andrea Lage: Thank you.

Lance Hoover: Give me a call and let me know what you need and we will coordinate it.

AL: We will start more broadly public comment. Is there anyone here who is not intending to speak about the Senior Center during public comment?

Nathan Rush: 23 Cumberland Ave. I have some photos here for you of a problem that I am having. This gives you a little idea of what I am having in my back yard. There is pampas grass and it grows big and doing some destruction to my fence. My wife asked the fellow who was weed whacking if he would cut the pampas grass down because it was getting too big and encroaching in to our fence. This is a closer shot of the bush that had been cut down from its already overgrown size. Notice the fence post is leaning into my yard. Someone was hired to mow the yard with a riding mower and cracked the base of my fence, I thought the owner would make good on the damage. The maintenance of this property is ashamed. New growth is coming back.

AL: Have you talked to Donna Sommerville yet?

Nathan Rush: I have tried to find out; I would rather talk to the neighbor. I have yet to find out who owns the place.

LH: I know that a lot of the right to know laws will not allow us to know who the owner is. This seems like something that I can provide to Donna and have her look at.

Sam Wiser: This is a private property issue between two neighbors. You may have to consult what your options are. This body has no jurisdiction over that at all.

Kerri Burrows: If the grass grows over a certain height, Donna would be able to site.

Lance Hoover: Ornamental grass is different.

KB: Does the yard grass get tall also?

SW: I would suggest that you come into the borough when it reaches the 12" mark and then they can take appropriate action at that time.

Nathan Rush: I think it is 10".

SW: As far as the fence and pampas grass issue, there is really nothing that the borough can do about it.

Lance Hoover: I know that Donna has expanded hours now. I can talk to her.

Nathan Rush: I just wanted to explain this to Council. I have called in to the main office and nobody knows.

Mayor: Have you called the Franklin County Tax Office?

Nathan Rush: I will have to do that. There was a postman and he expressed an interest in the house and he couldn't find out who owns it. Thank you very much

Heather Franzoni: Shippensburg EMS. I just have my monthly report to go with you. April, 2014 we ran 73 BLS calls in the Borough and 42 ALS calls and as of yesterday we ran 43 in May and 22 ALS calls. Just to keep you in the loop with the West Shore Contract, they have not yet paid their April or May rent. We sent a certified letter to their board of directors and we are waiting for their board to meet with ours and kind of go from there. We sent them an agreement to try to reduce their rent and reimburse them for their response on their units as promised. The paramedics went through advanced airway training. We now have the 24 hour ambulance at station #2, which is West End Fire Department. We will keep you updated with the West Shore. I think since we put it in service we only had to use an outside unit to come in.

AL: That is great. Thank you Heather.

Public Comment: Senior Center

Rachel McKinney: I live at 343 E Burd St. I am so happy to be here. We got \$112,000.00 from the state budget. At least that is a beginning. We are here because this is stop 2 on our goal to have a permanent home. The United Methodist Church has been wonderful to us but we want to have a permanent home. We have been talking about calling it maybe the gathering place. We don't know that is what it will be. We have had 10,000 people last year and we had 5000 separate events and that is with moving and everything that we went through. So tonight we want you to know that we are always going to have your

back but we want you to have our back too. Because we need that building and Shippensburg needs that building. If we had that building and put it in order you could have had a meeting like this over there and you would have had all of that space. We just ask you to do what is right tonight and remember us.

AL: Anyone else?

Jim Hartzler: County Commissioner. It is great to be with you this evening. I want to commend the Borough and the Borough Council for stepping up to the plate some time ago to designate the Community Center as the Senior Center. I think that as I was driving here tonight and I know how you folks feel about County Government and I want you to know that you are not alone. As you know a lot of folks have worked on this effort to try to save what is the most active Senior Center in Cumberland County. We have come so far and we got good news of \$112,000.00 from the state grant, the max allowable is \$150,000.00 but not one other center for the max. I think we can be happy that we got that and it should take care of the HVAC issue and then some. We know that we are going to need to do more. That is a big piece of the puzzle. As the Mayor knows, he has worked very hard on this I am grateful for all of your support and effort in the past. I drove over there tonight because I know that you have an important item on your agenda this evening, from my conversation with Messiah Lifeway's my understanding is what is in the lease agreement is that it is both responsible and fair. At the end of the day, the Borough owns the building but what is going to occur now with the improvements to the building and the fund raising efforts that will take place is going to make that an even better building. I hope that you will take a close look at the lease agreement and I want to go back and use the word, it is all about partnership. I think again, the Borough is to be commended for stepping up and saying this building is for use with no cost to the Senior Citizens. In New Cumberland for example the Borough owns the building but it is operated by the visiting nurse association and they are the sponsors of the Senior Citizens. It really is all about a partnership. You can't expect Messiah Lifeway's to be placed on their backs and it is really on all of our shoulders.

Mayor: I would suggest if Council would wish to grant appropriate time?

Jim Hartzler: Let me just say that all of your funding partners along with Franklin County and Cumberland County is with you. How do we raise enough to complete the job and the next piece of this puzzle is the lease agreement.

Ann Hinkle: Director of the Senior Center. I have been very appreciative of the ears that have been listening to me plead. I have to stress the power of the senior. 10,000 meals were served. Not 10,000 people. Coming from when I started 8 years ago when there were 30 participants. The senior's power and voice has been heard. We have the opportunity in this town to burst with things. In this day and age we don't have much hope. Why can't we have one place where we can thrive and enjoy each other? WE are just asking to partner with you. We are ready to do our work, we are not asking you to do the work. I am sorry for those bad endeavors that have gone under, but we will flourish. We can't let this go away. It is a good thing and a positive thing. Thank you guys so much, you gave us the building and now give us a chance.

Gordon Thomas: 147 Cottage Rd. One of the voters. Everyone here will need a Senior Center before long. I would like her to tell us about partnering with Japan.

Ann Hinkle: We are very blessed in Cumberland County that the seniors are involved in an International survey that is being done to see where the senior development is. New York, D.C. from the Japan students from Dickenson College. In Japan there is a decline in the seniors now. So, they want to see what we are doing in Cumberland County and we have seniors participating and some people will be interviewed. The findings will be presented in June for the nation.

Diane Strayed: I live on West King St. If it wasn't for the senior center I don't know where I would be. I love by myself but the center has brought me out of my shell. If it wasn't for them I would still be in the shell. The baby boomers are coming along and what will they do if they do not have a place to go.

Paulette Sheets: I live on Lindsay Lot Rd. In January my mother passed away and also my brother. I just took care of her for 20 years and she went to the center and I didn't know what to do. I turned to them and if it wasn't for the senior center I don't know what I would do. I have only been there a little over

a month but that fellowship that I have with them I wouldn't give up for anything. We all need them. I just want you to know that.

Tracy Metz: I live on Lindsay Lot Rd. I am also part owner of Premier Events on Orange St. I am here tonight because I am one of the baby boomers. I wanted to help support them. My husband came along to support them also.

Andrea Lage: It is certainly an impressive crowd and so we appreciate and recognize that each and every person here represents not only themselves but certainly other people that couldn't make it tonight as well.

Dottie Post: I am originally from West Virginia I had an automobile accident and I couldn't be by myself because they won't let me drive. If it wasn't for the senior citizens I don't know where I would be. I live at the Episcopal Squares and they have activities but the seniors have things and I have went every day.

Artha Hockenberry: I started going to the senior center about 5 years ago and they consider me a senior. It is such a wonderful thing to have. There are married couples that are still together. I thought what if we didn't have a senior center; I cried many times thinking about this. I really hope that we can stick to it and get more people to attend.

Ilene Robinson: They call me Liz. I am the secretary. Ann's right hand man so to speak. I have been with the senior center quite a while. I did anything that needed to be done. I have been on the payroll for 3 years now and I love it. There is a need. A huge need for companionship and friendship. It is just like a huge family. I know if we get everything in order to go into our new building that you will see the numbers go out of sight. We can do so much more for this town and the other townships by opening out doors to their needs. Thanks a lot.

Andrea Lage: Thank you Mr. Hockenberry and we will attach this letter from you. Is there anyone else that would like to address Council?

Ken Kreiger: Resident of the Cottages of Shippensburg and I live at 120 Cottage Rd. My issue is that we have a problem with the police department. It does not get any better. I don't know what the issue is with your police department and Humphrey Management but someone needs to step in and straighten both out. We can't even get the police to come out there if we need something, they just won't do it.

Andrea Lage: I don't know the details of it but we will look into it with Lance and the Mayor.

Ken Krieger: I have asked Lance for the right to know information and it went to the Chief and he just ignored it and just thought it was below him. I am ready to file a complaint against your Chief. I don't want to. He makes it very clear that he doesn't like those people out there. Why, I don't know.

Andrea Lage: Our goal is fair policing throughout the borough.

Ken Krieger: We don't get a policeman to come out there. If we had something stolen, well too bad. We are not coming out. You don't get anything from the management there. I do agree with Chief Scott on. I believe it is Mr. Gettle. I would like to meet with him sometime also.

Andrea Lage: Lance do you have any insights or a plan on how to address the concerns.

Lance Hoover: In regards to the right to know, what the request is documents stored at the Police Department. I have talked to Mr. Krieger on the phone and I am hoping that we are getting to the point where we are getting you the information that you are after. I think you are correct in the fact that they are rentals and I could set up a meeting.

Sam Wiser: If there is a complaint and he feels that there is a violation of our property rental ordinance then we have a book and I would put it in writing and give that to Dale.

Ken Krieger: I can't say that because they do a good job of maintaining the property and taking care of things that are broke. Maintenance gets in there and they fix it. I can't fault them that way.

Sam Wiser: That is the property code.

Kerri Burrows: Can you give me a specific concern that you might have so I can understand.

Ken Krieger: The biggest one was the meeting at the Cottages when the Chief showed up and scowled us like school children. He abused and harassed and annoyed us and degraded us as seniors. It was a resident meeting. Who invited him and how he got there, I don't know. He said, "Keep your things to

yourself and keep it out of my house". Meaning his police station. I don't want to see you in there and I don't want to hear from you all these petty things. It is not petty to us. So he continued to bully and tell us if you don't think I can I will make it so miserable for you.

Kerri Burrows: What were some of the petty things that you were referring to?

Ken Krieger: If something serious happens are they coming to come?

Andrea Lage: Have they not responded?

Ken Krieger: They don't respond.

Kerri Burrows: Give me a for instance.

Ken Krieger: Stolen property. They don't come; they call and take a report a couple days later.

Kerri Burrows: They take a report. That is actually not uncommon. Really it is not.

Ken Krieger: There are other groups that will give us police protection in there that is down in York County I think now. The Klu Klux Klan.

Kerri Burrows: Sir that is not appropriate. It is not. It is not appropriate.

Ken Krieger: Well, you can take that anyway that you want.

Kerri Burrows: I can tell you that I work with the police in Franklin County and I can tell you that in my opinion and Chief Scott is the most upstanding and outstanding police chief that the Borough of Shippensburg can ever wish to have. I do apologize if you felt disrespected by him.

Ken Krieger: I felt very disrespected by him.

Sam Wiser: Mr. Mayor, do we have a complain form that we use?

Ken Krieger: I have one here.

Sam Wiser: That is the way to submit your concerns and that is handled internally.

Ken Krieger: Well I was just hoping that you would be able to do something for us.

Unknown: I have a question, how do you cooperate with him or the officers that show up?

Ken Krieger: I don't know, they never show up.

Andrea Lage: You have the formal complaint form and I think at this point we hear what you are saying and if you feel that needs to be done then go ahead and submit that complain form. At this point there is not much more that we can do tonight.

Sam Wiser: There is a procedure and I encourage you to submit a complaint. If you submit a complaint it will be addressed.

Mayor: The only response that I will make to you is at this time is that I sent you an email and explained to you that the Shippensburg Police Department will respond in time of emergency to any place within the Borough including the Cottages. There is absolutely no vendeda or anything like that against the Cottages or the people that live there.

Andrea Lage: Anyone else who would like to address Council during public comment.

## **REPORTS**

### **Mayor**

Mayor: First of all I would like to apologize to you for not being here to do the invocation and thank you for filling in. What I would like to do is; we are removing vegetation at the pocket park and I would like to give Dick about 3 or 4 minutes.

Dick Hammaker: Nicole reached out to us earlier. Kevin has already started and there are other issues such as safety and there is a plan that we are recommending. It will be open and we want the Borough's input on all of this and we are moving forward as a group. I will leave this for you to look at. The Mayor thought it was a good idea to move forward with this. I reached out to getting some aid with the holes and so on. We need to keep the spacing in mind. I would be more than willing to volunteer when the time comes to plant the trees.

Andrea Lage: Were you thinking fall planting.

Dick Hammaker: I think it may be incorporation with the maybe the grant. If we can't do certain things up town maybe we will do it here.

Mayor: Thank you for coming in and these guys volunteer! The whole bunch. They are doing a great job and take it seriously.

Joe Hockersmith: What Dick has done at the Intermediate School speaks for itself. Thank you Dick.

Andrea Lage: Alright, are you done?

Mayor: I do not have anything else at this time to report except that I have met with the gentleman who just spoke here concerning the police department and we need a complaint form. I have copied Sam and I have copied Lance.

## **COMMITTEES**

### **Finance and Budget**

**Employee Relations** – We have a meeting set up for June 3 @ 9:00 a.m.

### **Transportation**

### **Public Works/Property**

### **Planning/Zoning**

Andrea Lage: I think we need a meeting on this.

John Alosi: I don't think we have anything planned.

Andrea Lage: But I think we need to have one because there are a few issues outstanding.

### **Technology**

Angie Facchinei: I do have something. I met with Lance and we haven't had a meeting for a little while. I did do a webinar on IT stuff that was kinda way over my head. I would report on that but....

I did meet with Lance on the one of course being IT and to kind of get his thoughts on where he wanted to see that go on the Manager side so that maybe I can take it back to technology. I think we can agree that the website could use some updating.

Lance Hoover: That is something that Angie and I talked about. At one point in time our website was very good, it is just as technology evolves and there is a cost to it. It is very difficult with what we have. We have talked about doing an internship with someone from the University. Someone who has a wealth of knowledge and young minds that are willing to help out. It would make it easier to communicate with everything.

Andrea Lage: Then make it not proprietary to Global.

Lance Hoover: Part of the deal is, it is a bit antiquated as well. It does need to be updated.

Angie Facchinei: So, I think probably if Council wants I could reach out to somebody at the University or John could. Maybe get a meeting together with Lance and kind of come up with some needs and recommendations to help us move forward.

Joe Hockersmith: Do we know who we need to approach out there?

Angie: John has a couple contacts out there.

Andrea Lage: I know a lot of the math department which is kind of associated with the computer science department so I can work through that to get a name. If you don't John.

John Alosi: I do, one of the Vice Probst.

Andrea Lage: Why don't I work through the departments first?

Mayor: Alison Feeney?

Andrea Lage: I will check with Doug Ensley and see if he has an appropriate person.

Angie Facchinei: I have no problem making those contacts either.

Joe Hockersmith: If you want to get it in place for fall?

Angie: It might be something for spring. Along the lines of the NIXLE program, it is of no cost to us and I think we need to use it and implement it. The other issue was then how do you get the word out to residents. That is another thing we can pose as an opportunity. We have not used it as a Borough. We have not received any notifications because we don't use it. There are pop-up windows that could say, sign up for NIXLE when someone goes to the website.

Lance Hoover: I have looked into the NIXLE as well as Kevin has. We are sort of established in it and it appears to be a very good program. There are multiple levels and there are levels where there are fees. That is more police related. The free service levels are where we need to be. It has a lot of opportunities and a lot of abilities. I don't think we have explored it enough. I think more than anything as Angie said, then it becomes an advertisement. If there is snow emergency or things of that nature we do have an avenue to advertise. It is relatively quick and easy to do and the people there are anxious to develop it for us as well.

Andrea Lage: Can we put anything on our utility bills.

Lance Hoover: I think that we can.

Mayor: I would like to have the system tested.

Lance Hoover: I am not sure if we can tell who but we do know that there are 249 who are registered.

Kerri Burrows: I think all of us that are here are probably registered for it.

Mayor: I would like to see a test.

Andrea Lage: Is there anything else?

**Shippensburg Area EMS** – Heather spoke in the beginning of the meeting.

## **Fire Chief**

### **Park and Recreation Advisory Board**

Marlin Gruver: The park survey, I haven't gotten it together yet. It will be coming soon. We went through and reviewed everything that was going on in the summer and we said it seemed pretty good so our next meeting is in September. It is a little harder over the summer.

Kerri Burrows: The Shippensburg Athletic Association is planning on playing the Shippensburg Stars their first game May 30<sup>th</sup> at Memorial Park. They are aligning that with the pool hours so that the pool will be open the same time that the baseball game is going on. The flyers that they have and I told Todd I would distribute them but I left them on my desk at work. It has the fact that the pool will be open and the game starts 7:00 pm and there will be a t-shirt give away with it and it is free admission but donations will be appreciated. Todd Martin did ask me to extend an invitation to us also.

Mayor: How is the pool coming along?

Lance Hoover: Kip and the staff and Kevin have busted their rear ends. It is projected for free admission to borough residents.

Marlin Gruver: We support the Shade Tree also.

## **Solicitor**

## **Police Chief**

**Borough Manager**

LH: I put together a hand full of things. The ADA ramps on King and Earl St, we have talked about them before. They are projected to actually start work next week. North Morris; the storm sewer replacement that will be the same company and will be on the heels of the ramp work. Kerri mentioned at the park. We are continuing to work on putting everything together for the stadium realignment. It will be done prior to football season coming back around. The lighting group will be there to readjust the lighting. The school district goes and we will start in the near future renegotiating that lease agreement. The restrooms, locker room and the ticket booth we have applied for the grants. We had a company called Century Associates develop a plan. We have to submit an architectural drawing. We did meet with the school district and talk about possible fund raising activities. The Children's Park, Phase I is complete. I think it comes down to the grant funding update. The DCNR Park and Rec we submitted on the 14<sup>th</sup> of April. That is the one that our opportunities and chances are not great because they will rate us. The DCED trail/ Greenway Trails and Recreation that is the one that I am much more hopeful for. It has a 15% match which is much better. The application amount is much better. The deadline is July 16 and I am working on that one now. There was one that came up very quickly with a quick turn around and it is Franklin County Tourism and quality of Life. I put in a project for either the improvement or creation of additional walk ways at the Park. There are some that are in horrid shape and some that would be really cool to have. It is just less than \$9000 for the application basically it is material only and our staff would do the work as our match. We are expected to hear about that sometime in June. It is small but it would make a really big difference. We talked about the Department of Aging grant earlier. One small piece of bad news, the grant that we put in for the Utility Interceptor was denied. I do want to pass along, it wasn't anything with our application it comes down to the fact that we do have funding in place and we pay our bills. We are penalized for being responsible.

Kerri Burrows: Those were for the police vehicles.

Lance Hoover: Yes. Any other questions?

Angie: Then there could be an actual walkway around the park someday?

Lance: Yes, that is part of it.

**CONSIDERATION TO APPROVE THE MINUTES FROM MAY 6, 2014**

Kerri Burrows: Motion to approve

John Alosi: Second.

Andrea Lage: Motion and a second, any further discussion? Motion carries 4-0.

**PRESENTATION BY REBECCA YEARICK – CUMBERLAND COUNTY HOUSING REDEVELOPMENT AUTHORITY**

Rebecca Yearick: It is good to see all of you and a couple of you I haven't met yet. I am the Cumberland County Housing Redevelopment Authority as their Downtown Program Services Manager. I work with 9 communities, all Boroughs and I have been working with Shippensburg for almost 4 years now. I do a little bit of everything but all related to the downtown. The last 3 years the program has changed a little bit from when it started in that the focus areas, those boroughs. Those 5 primaries and Shippensburg being of them are funded in part through the Redevelopment Authority from the Cumberland County Commissioners and participating entities fee and that comes from DOIT. You have them to thank. I asked if this year, if we could come to your meeting and sure up the relationship. Not that you had a bad relationship I just wasn't sure that there was much of a relationship. Hearing more about what we do for a downtown and how we can do things better and together. Here I am and I will be coming the 2<sup>nd</sup> month of each quarter, the 2<sup>nd</sup> meeting of the month. I have another meeting in another meeting in Mechanicsburg. You all have a copy of my report. This is an all-purpose update. You do know that Arooga's is supposed to open in June. The other good news is that we have certifiably that the mural

will live on. I had asked some of my special agents in Shippensburg, Triple Crown is an organization and company out of Dauphin County and they do a lot of development for home building and hotels and golf courses. They are looking for local home builder, supplier and vendors from Shippensburg to provide services to them and supply jobs. The Mayor and several others provided names as well as MCune Lumber. Thanks for your help there. I will also be telling you a little bit about businesses that we are working with. They have Shippensburg on their radar. One is Mid-State Taco, she opened her first place in the West Shore Farmers Market and she is now on board and we are financing her second project which is in downtown Carlisle. At her presentation to the Cumberland County Commissioners, the county is financing her project. She is the one that indicated that every college town must have a Mid-State Taco. So Shippensburg would be her third location. We also finance Red's, which is an eatery in Carlisle and they live between Carlisle and Shippensburg. The Harbor opened way back in January but I wanted to point out that it was the second enterprise that opened as a result of our open house for business which was last July. We showed 6 different properties to people who were thinking about opening a business or were looking to expand their business and that sort of thing. The first was Trends and the Harbor was the second one. Related to the downtown connection walk way, we applied for this money at the end of 2011 but we didn't think we had the funding. The Redevelopment Authority reapplied because Shippensburg comes in with quite a few applications and we did this as a downtown initiative to get you a whole lot more. We added to that pot three different times. We redirected some money that were to go to the walkway along the creek but think of this as the first phase of a much larger project. We received a \$3000.00 grant from the Alexander Stewart Foundation and they are related to the entity that owns the one neighboring property where the Shippensburg Historical Society is and a couple weeks ago the Mayor relayed a request by the Roxbury Treatment Center and they wanted to provide some funds as well. We are working a project called Shoppportunity is a retail trail. This is similar to the Lancaster County but better. It will be October 24<sup>th</sup> through Saturday November 8<sup>th</sup>. It will be 30 to 40 businesses sprinkled all across the county and this is a little bit more about it. Fresh paint days is an annual program started to keep Pennsylvania beautiful they still do not have their paint vendor in place yet but they will get somebody. Kathy Coy, the Mayor and I talked about the Community Center as a possibility. This you get 20 to 50 gallons of paint and you provide volunteer labor and you have to paint your project during the month of September that may shift a little bit since they do not have paint yet. We have never had a candidate project from Cumberland County and I am committed to getting one or at least one this year. The land partnership grant program, this is through Cumberland County. I don't know how Franklin County handles theirs. Last year I was on the selection panel and all 18 applications were funded. Not at 100%. The reason that I bring up the point about the different counties your candidate project may not be in Cumberland County so you might want to check with Franklin to see how they are running theirs. This isn't a lot of money but then again, you have to apply for it. The DCNR is in Franklin County and this is a greenway. I can copy my DOIT reports to you monthly if you like. Do you have anything for me?

Kerri Burrows: I love this report by the way. There are things on here that I had no idea about so thank you.

Lance Hoover: In regards to the pedestrian walkway, the post office walkway or whatever we will call it, we were able to secure some additional grant funding. Rebecca talked about some other things and potential donations and things like that. We are now in a position where we are ready to move forward. Nicole and I met with Rebecca last week as well as Seth Beaver from the engineering company and we have asked them to bring the specs and plans up to speed to work in any improvements and changes that need to be made. The bid will be structured. I would like to ask Council to go ahead and readvertise that project the first week in June so that we can open it up in the beginning of July and hopefully award and as crazy as this may sound my goal is to have the work finished by CornFest. That is

aggressive but would be really really cool for the CornFest. Step 1 is readvertisement and then we tell the contractors, here is the goal.

Andrea Lage: Again, we believe that all the money is there based on the results from the first time we put it out to bid, Rebecca has gone after with Ed LaClear's help and found money for us. We have a very good shot that this will actually work.

Kerri Burrows: I will make a motion to move forward with a re-bid of the downtown pedestrian walkway.

Joe Hockersmith: Second.

Andrea Lage: Any further discussion? Motion carries 5-0. Thank you for coming.

#### **CONSIDERATION TO AUTHORIZE PAYMENT FOR TRAFFIC SYNCHRONIZATION PROJECT**

LH: Okay, just a quick little bit on that. We are part of a project with the University for Synchronization of a traffic signal and as part of that what you actually have is an invoice for \$6983.30. The reason that I have it in front of you is because unfortunately it is a non-budgeted item. I do need approval from Council to authorize that work and the second page of that is what you will see is a remaining amount of \$3451.04 which we will see month or the next month that we will see at one point in time.

Joe Hockersmith: Where is that coming from?

LH: It would very likely come from contingency. We had established part of that contingency for the police interceptor vehicles and it will free up that money for that.

Joe Hockersmith: I will make a motion to approve the payment of \$6983.30 from our General Fund contingency.

John Alosi: Second.

Mayor: I would like to know what we are supposed to see or observe as a result of this program.

Andrea Lage: Improved traffic flow.

Mayor: Well, if it does I have not seen it. The point being that traffic coming from East to West starting at the East end of town continues to move down until Earl St at which time and many times you have a backup from Earl St. to Penn St and beyond that someone wishing to turn out of Penn St. going West can't do it because traffic is backed up. There is something wrong for years with the synchronization of our traffic signals. There is no improvement, however if I start at my house I can drive the whole way through town and not have to stop. I would like to know exactly what improvements we should see.

Lance Hoover: AT one point in time we have signed up for this.

Andrea Lage: Many, many years ago.

Mayor: I would also like to point out that we went through a program similar to this many years ago also. I think it is just a re-spinning of the wheels

Andrea Lage: My impression is that it was focused more on major athletic events and things at the Luhrs Center.

Kerri Burrows: I can tell you that Friday night football games it seems to work quite well.

Mayor: That would work from West to East.

Andrea Lage: All those in favor now. Motion carries 5-0.

#### **CONSIDERATION TO APPROVE HARB RECOMMENDATION REGARDING AROOGAS DESIGN AND LOCATION OF BUSINESS SIGN**

LH: What you have is 16 through 28 is the entire package. However, what we are being recommended to approve is a couple of things. Arooga's submitted a package which HARB made a series of recommendation to and Arooga's is willing to accept. I want to make sure that it is clear. On page 20, the long sign will be a two-sided sign and it will not extend over the public sidewalk so that will be one sign that is to be approved. The second will be only one additional sign which is to be a long Arose sign

in the center middle of the porch roof overhang. If you were on Fayette facing Arooga's there will be a sign in the center. That is HARB's recommendation to us. My recommendation is that we would approve HARB's two recommendations.

Joe Hockersmith: So moved.

Kerri Burrows: Second.

Andrea Lage: Motion and a second to approve the recommendation outlined by HARB in their memo dated May 9, 2014 which references two signs. Any further discussion? Motion carries 5-0.

**CONSIDERATION TO APPROVE THE FINANCIAL SECURITY AGREEMENT WITH THE SHIPPENSBURG PUBLIC LIBRARY**

LH: The financial security agreement would be between the Borough and the Public Library. It is a very standard document.

Sam Wiser: As opposed to offering a bond as you see with these types of projects or a letter of credit they have proposed to offer cash deposit that the borough would hold to secure the public improvement that they would have to make with the project. IN order to facilitate that you need to enter into a security agreement whereby we will hold the money until they complete those portions of the project and we will release the cash back to them. The motion would be to authorize Council President to execute the financial security agreement with the Shippensburg Public Library.

Joe Hockersmith: I would like to authorize Council President to execute the financial agreement as presented for the Library.

Kerri Burrows: Second.

Andrea Lage: I presume that the amounts are appropriate. Motion carries 5-0

**CONSIDERATION TO APPROVE A RESOLUTION 14-011 SETTING SOLICITATION PLACARD FEES**

LH: Our code does actually require us to provide placards for either willingness to participate or no solicitation allowed for our residents. What we did not have are the placards. What the code also says is that we now need to set the rates for those placards and we should set that rate accordingly. We would like to charge \$5.00 per set and what that covers is the materials and time costs required to make a set which is two.

Andrea Lage: The assumption is that you put it by your door and people are not supposed to come and ring your bell.

LH: It does allow or disallow solicitation.

AL: Do they have to have approval from our police department?

LH: Yes, for solicitation.

Mayor: A permit.

AL: These would cover the same kinds of groups?

LH: Yes.

AL: They should know where to knock on your door based on that sign?

LH: That is correct.

AL: Alright we have a resolution before us.

John Alosi: I have a question for political activities, people going door to door for petitions. I don't think that a permit would apply for that?

Sam Wiser: No. This is commercial.

LH: Comcast, Verizon, Electric rates, etc..

Joe Hockersmith: So moved.

Kerri Burrows: Second.

Andrea Lage: Any further discussion? Motion carries 5-0.

**CONSIDERATION TO APPROVE COSTAR AND WCCOG 2014 BID RESULTS FOR BLACKTOP, STONE AND VARIOUS MATERIALS**

LH: Kevin and I did have an opportunity to go through things in depth and what we developed is we put together a formula whereby we could fairly address and adjust and determine the true best cost for the Borough. That takes into account fuel, labor, wear and tear and things along those lines. When you look at the cost of each of those items you add that cost then to each of the bid items and where you really stand on the bid price. As it ends up the first part is based on the formula and the numbers provided through the WCCOG as well as the COSTAR Valley Quarries is the true low cost for all of the materials. Valley Quarries is the best cost alternative for the Borough. Now in the event that Valley Quarries is closed, Pennsy Supply is the best alternative using the same formula. My request is to authorize Valley Quarries in Shippensburg to provide those materials unless they are closed then we would be allowed to go through Pennsy Supply.

AL: If materials are not available at Valley Quarries in Shippensburg then Pennsy Supply would be used next.

LH: Correct because they are our next best cost alternative.

AL: It is really one motion. We award the bid to Valley Quarries in Shippensburg provided they have the materials needed and if not then we go to Pennsy Supply.

Angie Facchinei: I will make a motion.

John Alosi: Second.

Andrea Lage: Any further discussion? Motion carries 5-0.

Executive Session: Real estate negotiations regarding a lease and potential litigation issues relating to construction contracts. We will have action coming out. Begins: 8:55 p.m.

Executive Session: Ends @ 10:30 p.m.

Andrea Lage: Sam would you like to clear up.

Sam Wiser: We talked about real estate matter regarding a lease as well as potential litigation regarding construction contracts.

Lance Hoover: Should we begin with a few actions regarding the construction contracts?

Kerri Burrows: I will make a motion authorize the admission of water and quality management part II permit when deemed necessary by Council President, the Borough Manager and the Solicitor.

Angie Facchinei: Second.

Andrea Lage: I motion and a second to authorize an amended WQM permit submission when deemed necessary. Motion carries 5-0.

Kerri Burrows: I will make a motion to authorize change orders 1 through 16 for the WWTM expansion and upgrade project.

Joe Hockersmith: Second.

Andrea Lage: Any further discussion? Motion carries 5-0.

**DISCUSSION RELATIVE TO LEASE AGREEMENT WITH MESSIAH LIFEWAYS**

Sam Wiser: There has been a draft lease agreement that has been in the process of negotiation with Messiah Lifeway's for quite some time. The parties have been back and forth for a while and there have been a couple of issues that needed to be finalized before the lease agreement could be authorized for execution of Council. It is a 29 year lease that is currently proposed and it includes various boiler plate type provisions that you find in a lease and it provides for the responsibility of the lessor which regards

certain matters. The Borough will be responsible for cutting the grass and snow removal on an as available basis and once the obligation to the general public is completed then maintenance will be taken care of. AS far as repairs and conditions of the lease premise the lease is responsible for those with the exception of the amendment that council is requesting this evening and I will go through the list of the amendments in a moment. There are various other terms regarding payment of rent and the ability to procure and what happens in the event of a default. Council is going to consider for action this evening. The amendment that Council is going to consider for action this evening prior to authorizing the execution of the lease is that the parties have an annual right to renew and renegotiate terms and that has been discussed with Messiah Lifeway's monthly rent in the amount of \$400.00. There are certain mechanical equipment that will be maintained by the lessor which is the Borough. That equipment is the HVAC system and the obligation for the borough to maintain that will commence once the new HVAC system is installed. The Borough will maintain the electrical system to the panel box and the utility service laterals to the property. The lease agreement will also contain a 60 day opt out clause for both parties. All of that has been discussed. If council desires to act on the lease as amended by items that I just discussed the appropriate action would be to authorize Council President to execute the lease once the amended agreement has been presented for her action with the Senior Center. Messiah Lifeway's on behalf of the Senior Center.

Joe Hockersmith: I make a motion that we authorize the Council President to enact the lease with the amendments that you just mentioned.

John Alosi: I will second.

Andrea Lage: Any further discussion? Motion carries 5-0.

Andrea Lage: Now we come to other business.

Rebecca Yearick: Can I ask one question? Has all this been discussed with Messiah?

Andrea Lage: It has.

Rebecca Yearick: Have they indicated a deal or no deal?

Sam Wiser: We can't speak for Messiah but we believe that they would be accepting of these terms.

Rebecca Yearick: They haven't said this is a deal breaker or anything?

Kerri Burrow: No, we have been very flexible.

Andrea Lage: Sam? Joe? Welcome Back Joe. Angie? Kerri?

Kerri Burrows: The house on Roxbury Rd I saw was demolished.

Lance Hoover: It was demolished, yes.

Kerri Burrows: They seem to be clearing debris.

Mayor: I noticed the property at the corner of Cramer Ave and Orange St has white paint up so far on the side.

Kerri Burrows: The only other thing that I have Lance and this was an issue last year and this house is for sale now; there is a vacant house on the corner of Prospect and Clifton Rd. It is a duplex. The grass is probably 2 1/2' tall and there is a pool in the back yard which is unsecured because the gate is not secured.

Nicole Bard: I think that we already took care of that Kerri.

Andrea Lage: Alright, John? Mayor?

Mayor: The street light in 200 block of E. King.St. , the first street light on the right hand side has been on weeks now. There is one out on Lurgan Ave also. I have to get the pole number.

Andrea Lage: Lance do you have anything?

Lance Hoover: I do. I have two things. 230 W King St, Mr. John Squire's property. He contacted the office and he has been experiencing pretty substantial issues with his sewer service. Tree roots within this lateral that had been patched or repaired and various things multiple times. This particular case it is to the point where sections of his lateral needs to be replaced. He is attributing it to our trees.

Andrea Lage: The street trees? Is that why they are our trees?

Lance Hoover: Yes and would like to know if we would be in any position to assist in regards to the trees that we placed there causing the issue.

Sam Wiser: The service lateral is the property owner's responsibility. The trees placed there by the Shade Tree Commission are in general the responsibility of the adjoining property owner. There are certain responsibilities that we have to undertake like general maintenance and this of the like. We are not responsible for root incursion that would cause the service lateral.

Andrea Lage: I feel his pain. I got my own root issues.

Lance Hoover: The second issue is similar. On 317 W. King St there was a sanitary back up in our main which caused a backup into that residence and ultimately \$317.50 worth of restoration/damage that we have been requested to participate in as well. There was a blockage so the issue was within our collection system.

Sam Wiser: If there is a blockage in the collection system I believe we have a process notifying the insurance carrier and they will handle those types of claims.

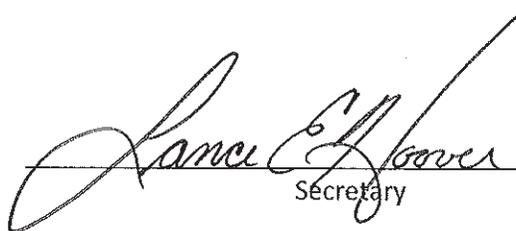
Andrea Lage: I think that is different.

Sam Wiser: I think we need to put our carrier on notice.

Lance Hoover: I did send out a draft of Chapter 69 for everyone to take a look at. That came up at our Town Hall meeting. If you can take a look at it.

Joe Hockersmith: Motion to adjourn

Kerri Burrows: Second.

  
Secretary