

SHIPPENSBURG BOROUGH COUNCIL

December 18, 2018

6:03 p.m.

Present at the Council Meeting: Andrea Lage
Bruce Hockersmith
Sandra Mailey
John Alosi
Keith Swartz
Mitchell Burrows
Kathy Coy, Mayor
Sam Wiser, Solicitor

PLEDGE OF ALLEGIANCE COUNCIL

THE MAYOR'S MOMENT OF SILENCE

REPORTS

Mayor Coy reported that there have been lots of things happening with different committees and that she met with the University yesterday to try to get together to start communications on ways that they can invite the university students down to the area and see what needs that they need and what needs we need to get them down here. The Mayor stated that the committee is a combination of townspeople, business owners, administration, etc. Mayor Coy also reported that they are still actively working on the 200th Anniversary celebration and stated that the school district is going to be very involved with their part next month and that they will be moving on with the June celebration. The Mayor also reported that the new police chief should be starting on January 2nd if not before.

President Lage stated that in regards to Finance/Budget there is nothing to report and nothing to report for personnel either. Councilperson Swartz stated that we are still in need of a water foreman. President Lage stated that they are working to refine the job description and get it back out for advertisement and are hoping to get new applicants and someone to fill the position. The President also stated that they are also looking for a person for the part-time office position and some part-time police officer positions as well.

Councilperson Burrows reported that Long Range Planning met recently and discussed HARB at length and they currently have the State guidelines from the Department of Interior and similar HARB's from other municipalities and are trying to draw from those resources and create a set of guidelines that would be specific to a Shippensburg that would update HARB to both the standards that will allow them to have effectiveness in the realm of protecting historic places but would also not have the hindrance

that is seen as extra unnecessary red tape. Councilperson Hockersmith stated that they also continue to look at the sign ordinance. Councilperson Burrows stated that he is hoping that for the second meeting in January of Council that they will have a package together at least to the Solicitor to review because he thinks there will need to be a zoning ordinance change with all of the changes that they are proposing with signage, HARB, and lighting it would be more effective to do it all at once. Councilperson Burrows also reported that they have also been discussing the LERTA process and hope to meet with the school board members after the holidays.

President Lage reported that they continue to have progress on the Wastewater Treatment Plant improvements.

Kevin Plasterer reported that he will be attending a meeting February 28, 2019, with a public meeting to follow in March on the FEMA flood study. Mr. Plasterer also reported that the Senior Center has hired a new director, Diana Nazario, and she started approximately a month ago. He also explained that there is a ramp on the side of the building that Meals on Wheels uses and they would like to install a canopy over that door to keep things dry when they are loading and unloading food and since the borough owns the building he is asking Council's permission to have a canopy installed. Councilperson Bruce Hockersmith moved to approve the installation of a canopy over the Meals on Wheels door at the Senior Center pending the approval of the Borough Manager who will check to be sure it is appropriate. Motion seconded by Councilperson Mitchell Burrows. Motion carried 6-0.

Mr. Plasterer stated in regards to the King Street repaving project, the Borough owns all of the catch basins in town and he was walked the entire length of the job and he found at least 6 catch basins that are falling in. Kevin stated that he is going to try to find funding for those basins but if not the Borough will be required to repair them and hopefully his manpower will be able to repair them but if it is too much detail they will have to contract it out. Mr. Plasterer went on to state that if they have to hire it out that will also mean there will be engineering costs involved. President Lage asked if he had a time frame for assessment of when he will be able to determine whether or not we will need to go out for bids? Kevin stated that he should know within a month. He also stated that all the ADA ramps on the King Street portion, meaning what crosses King Street, will be redone by PennDot and the ones that are going with King Street that do not touch King will be our responsibility or the homeowner's responsibility. Kevin asked if Council wished to have him pick and choose which ones are in the worst condition or do they want to see what kind of funding they have to do all of them? He reported that they are \$4,000 to \$8,000 each and there are at least 20 or more that are on the side streets. Councilperson Burrows stated that this was the situation that they ran into with pedestrian alert lights for Apple Avenue in front of the church and wondered if they were considered going for or against? Kevin stated that the ones that are in the alley are the ones that PennDot will not touch. Councilperson Mailey stated that she feels they should do their best to get them repaired or replaced. Mayor Coy stated that she feels they need a list so they have some idea of costs and where to go from there. President Lage stated that they do need an assessment of which ones need immediate attention. Kevin stated that one thing they need to consider is that if we choose to do the work we will have to hire an engineer but if we have PennDot do it for the \$4,000 to \$8,000 it would be on them.

Kevin stated that they have also received the Worker's Compensation quote for the upcoming year which will be \$7,195 less than last year and the premium for the general liability, auto, and property will also have a savings of \$3,789. Mr. Plasterer reported that the Uninvest which is the Pension provider has changed their name to Uninvest Municipal Pension Services. Kevin stated that he also received a letter from Robert VanScyoc regarding his official retirement but has not received anything official from Officer Kauffman. Solicitor Wisner stated that since they have received the official letter Council can now take action or at the least recognize their departure from the department. President Lage stated Council would want to recognize that not only did they work for us for years as full time but they came back and helped us and worked as part time and their dedication to the borough is outstanding and that we really do appreciate the work that they have provided and the service that they have provided to our community. Councilperson Bruce Hockersmith moved to adopt President Lage's statement. Motion seconded by Councilperson Mitchell Burrows. Motion carried 6-0.

PUBLIC COMMENT

Sam Mogerman, member of Cumberland Valley Hose Company, stated that he has been approached by others inquiring how a move is going to solve the management problem that they are currently facing and what other ways were brought to the table to correct this situation? President Lage explained that this is a long process and still in process so while it is happening they are allowing the fire companies and chiefs to talk among themselves to figure out the best solutions and then come to Council with those solutions. President Lage went on to state that she is not comfortable at this time stating a specific position because they are still working that out and how it is going to look. Mr. Mogerman stated that they did vote last evening on which end of town they want to move to but his question is that there is a management problem that they are aware of and it is being forced upon them to move from their location where they are to one end or other to correct the management issue and he is wondering how that will correct the issue. Mr. Mogerman went on to state that they will then have two presidents, two fire chiefs, two vice-presidents, etc., so they will have two of everything in the same station since they will not be consolidating so he is wondering how the move will help. Solicitor Wisner stated that Council did not provide a specific direction on how ultimately it would work but what they did say is that they would like the departments to get together and come up with a solution and come back and report to them. The Solicitor went on to state that they have not heard a formal report yet of what the ultimate solution was from those departments so it is still very much in process and they are all anxious to hear what they come up with. Mayor Coy stated that she thinks that those details will come over the next year and be presented to Council and how those things will change. President Lage went on to state that it is only until the full details are worked out that the full benefits will be able to be explained. She stated that Council has stated that there is an issue that they wanted to be addressed and that is what they are working on. Councilperson Hockersmith stated that right now they are waiting for January 19, 2019 to hear a report from the Fire Chief. Councilperson Hockersmith went on to state that there are certain things that he would like to know such as how many members each company has as far as active, honorary, life, etc., and if they are moving how they are moving things around. Bruce stated that as the President stated at the last meeting, the idea is that they want to do what is best for public safety and the borough and do it knowingly. Councilperson Burrows stated that

overall the goal would be to have the fire departments to be able to respond more as an overall unit rather than individual companies and how we go from where we right now to that is what President Lage and Councilperson Hockersmith are hinting at which will be up to the chief and the presidents and the members.

Steve Brenize, 211 Ridge Avenue, stated that at this time the Commonwealth of PA will not be financially partnering with the Shippensburg Borough Authority for the water project because they do not have any resources available to assist. Mr. Brenize stated that he has also not heard back about the repurposing of the Enterprise Zone Loan Committee money. Mr. Brenize stated that he did have a request from a member of Council to retouch base with them and talk to them about possibly not just it being Park and Rec but possibly downtown beautification or something like that to give Council more of a blanket for the funds. Councilperson Burrows stated that if this becomes a viable option for us possibly they could set in place a structure that allows for them to know when they have hit a point where they would want to draw in order to prevent them from depleting a resource that can be valuable in the future but also to give them a point where they know that they could then take away from that through the same process and use it for different projects and determine when it will become available and plan some larger projects around it.

CITIZEN APPEALS

None submitted.

REGULAR BUSINESS MEETING

DISCUSSION REQUEST FROM TED WISER TO ALLOW NO PARKING SIGNS ON THE 100 BLOCK OF KING STREET FOR CAR SHOW TO BENEFIT THE HANDICAPPED CHILDREN OF SHIPPENSBURG ON SATURDAY, MAY 18, 2019

Mr. Wisner explained that he would like permission to have no parking on the 100 block of King Street for a Car Show to raise money to benefit the handicapped children in Shippensburg. Mr. Wisner went on to state that in the past he was able to raise \$4,800 at his last car show and is seeking approval to have the car show in front of his shop on East King Street which is the Lollipop Shop and possibly close the block down from 9 a.m. to 2 p.m., from red light to red light. Kevin stated that his original request was just to use the parking stalls and now he is also asking to shut down King Street. Mr. Wisner stated that he currently has BillyO's parking lot available and permission from the Church of God if he has an overrun of cars for more parking. Councilperson Burrows asked if this would be from Penn Street to Prince Street? Mr. Wisner stated yes. Solicitor Wisner stated that they would have to get in touch with the fire police to see if they would be willing to help out at this event. Kevin stated that they would also need to check with the Emergency Management Coordinator. Mayor Coy stated that they will also need to get approval from PennDot to shut down a state highway. President Lage stated that she is hearing that this is a cause they can get behind but they are a little short on details and what the repercussions of the closing down of King Street would mean and what the details may be. The President went on to

state that she would propose, if time allows, to have staff to look into what it would take and what it would mean to shut down King Street and think up a plan B just in case shutting down a block of King Street does not work and whether or not there would be a way to make use of large parking lots or provide other facilities. Mr. Wisner stated that he has been told that you must have a route with a back alley or another route to get you through the car show. President Lage asked Mr. Wisner if he would be comfortable with postponing this until a January meeting and working with Kevin to talk about what the realities of making this happen might be and if it would start to look questionable maybe find some options or alternates? Mr. Wisner stated that he would be fine with that. Councilperson Bruce Hockersmith moved to approve the idea of the car show on King Street with the possibility of a closure of King Street for the time of the show with the logistics to be worked out at a later date. President Lage stated that at this point she is comfortable with the idea of the car show and facilitating it but she really does think before they even say a general location they need an idea of the details and how it will play out. The President went on to state that the closing down of US Route 11 can be difficult and they want to do everything they can to make it successful and safe for everyone. Kevin stated that he feels that they have time if he brings everything back to the January 3rd meeting and make a determination then. Councilperson Swartz asked what tractor trailer route they have to divert traffic to and maybe it would better to look at Prince Street where they have the church annex parking and the parking lot behind the old firehouse and close Prince Street. Mayor Coy stated that if they close that one block of King Street they would have to start diverting traffic at Queen Street. Kevin stated that the Corn Festival has to block off parking on both sides of Orange Street to allow the tractor trailers to get around and the biggest fear is that if something happens and 81 gets shut down completely because they have to have room to put tractor trailers. The motion died for a lack of a second.

CONSIDERATION TO APPROVE THE MINUTES OF THE DECEMBER 4, 2018, MEETING

Councilperson John Alosi moved to approve the minutes of the December 4, 2018, meeting, as submitted. Motion seconded by Councilperson Bruce Hockersmith. Motion carried 6-0.

CONSIDERATION TO APPROVE THE RECOMMENDATIONS FROM THE HISTORIC ARCHITECTURAL REVIEW BOARD FOR THE FOLLOWING:

MATTHEW RAMSAY, 26 E. BURD STREET-REPLACE RUBBER ROOF ON SECOND FLOOR BALCONY WITH METAL ROOF

Councilperson Sandra Mailey moved to approve the permit application of Matthew Ramsay for his property at 26 East Burd Street to replace the rubber roof with metal roofing on the second floor balcony. Motion seconded by Councilperson Keith Swartz. Motion carried 6-0.

WILLIAM & JOSEPH ELHAJJ, 22-24 NORTH PENN STREET-REMOVE STUCCO FROM EXTERIOR AND RESTORE BRICK

Councilperson Keith Swartz moved to approve the permit application of William and Joseph Elhaji for their property located at 22-24 North Penn Street, to remove the stucco from the exterior of the property and restore the brick. Motion seconded by Councilperson Mitchell Burrows. Motion carried 6-0.

WILLIAM & JOSEPH ELHAJJ, 1 WEST KING STREET – REPLACE STUCCO WITH STONE ACCENTS ALONG BOTTOM PORTION AND ALONG THE CORNERS OF THE REAR OF THE BUILDING;

Councilperson Bruce Hockersmith moved to approve the permit application of William & Joseph Elhaji for their property located at 1 West King Street to replace the stucco with stone accents along the bottom portion and corners of the building. Motion seconded by Councilperson Keith Swartz. Motion carried 6-0.

DISCUSSION OF REQUEST TO PLACE A HANDICAP PARKING SPOT AT 454 EAST KING STREET

Councilperson Bruce Hockersmith moved to approve the request for the installation of a handicapped parking space at 454 East King Street. Motion seconded by Councilperson Sandra Mailey. Motion carried 6-0.

CONSIDERATION TO APPROVE RESOLUTION 18-012; ESTABLISHING VARIOUS FEES

President Lage explained that this resolution is part of an attempt to keep our fee structure current and make sure that Council is always sort of aware and hopefully this will become an annual occurrence. The President went on to explain that the fees were reviewed by staff and some were updated to recognize the actual costs with the intent being to be sure they can do them by resolution within our ordinance and start to establish these as something that is simple to change. Councilperson Keith Swartz moved to approve Resolution 18-012. Motion seconded by Councilperson Sandra Mailey. Councilperson Hockersmith asked if we currently rent the street sweeper? Kevin Plasterer stated yes. Motion carried 6-0.

CONSIDERATION TO APPROVE RESOLUTION 18-013; ESTABLISHING ATTORNEY FEES INCURRED IN MUNICIPAL CLAIMS AND LIENS

Solicitor Wiser explained that this is just updating to the current rates and they are assessed whenever you file a municipal lien or claim against a property. Councilperson Sandra Mailey moved to approve Resolution 18-013. Motion seconded by Councilperson Bruce Hockersmith. Motion carried 6-0.

CONSIDERATION TO APPROVE RESOLUTION 18-014; ESTABLISHING THE 2019 BUDGET

Councilperson Bruce Hockersmith moved to approve Resolution 18-014. Motion seconded by Councilperson Sandra Mailey. Motion carried 6-0.

CONSIDERATION TO APPROVE ORDINANCE 18-930; IDENTIFYING THE FY 2019 CUMBERLAND COUNTY PROPERTY TAX LEVY (ADVERTISED IN NEWS CHRONICLE, NOVEMBER 27, 2018)

Councilperson Sandra Mailey moved to approve Ordinance 18-930. Motion seconded by Councilperson Bruce Hockersmith. Motion carried 6-0.

CONSIDERATION TO APPROVE ORDINANCE 18-929; IDENTIFYING THE FY 2019 FRANKLIN COUNTY PROPERTY TAX LEVY (ADVERTISED IN NEWS CHRONICLE, NOVEMBER 27, 2018)

Councilperson Keith Swartz moved to approve Ordinance 18-929. Motion seconded by Councilperson John Alosi. Motion carried 6-0.

CONSIDERATION TO APPROVE COLA FOR 2019 POLICE PENSION PLAN AS PREPARED BY UNIVEST MUNICIPAL PENSION SERVICES

President Lage explained that there is an updated form at Council's seats this evening reflecting a correction, with the cost of living increase that has been calculated is 2 1/2%. Solicitor Wisner stated that the increase is required by the collective bargaining agreement. Councilperson Keith Swartz moved to approve the COLA for 2019 Police Pension Plan. Motion seconded by Councilperson Bruce Hockersmith. Motion carried 6-0.

EXECUTIVE SESSION

President Lage reported that Council will need to have an executive session to discuss various personnel issues and other potential litigation matters as well with possible action coming out. Council went into executive session at 6:48 p.m. and returned at 7:08 p.m.

Councilperson Mitchell Burrows moved to release the service weapons to the retiring police officers given the acceptable language from the Solicitor and the manager on liabilities and cost. Motion seconded by Councilperson Keith Swartz. Councilperson Burrows expressed his appreciation to the officers who are retiring. Motion carried 6-0.

CONSIDERATION TO APPROVE POLICE CHIEF CONTRACT FOR 2019-2020

Councilperson Keith Swartz moved to accept the contract offer and make the offer to the police chief as written. Motion seconded by Councilperson Mitchell Burrows. Motion carried 6-0. President Lage explained that this contract is just for the year 2019 because we may not extend the contract beyond the life of this current council which is the reason for the length.

CONSIDERATION TO ENTER INTO A MEMORANDUM OF UNDERSTANDING BETWEEN THE BOROUGH OF SHIPPENSBURG AND THE AMERICAN FEDERATION OF STATE, COUNTY, AND MUNICIPAL EMPLOYEES (AFSCME)

Solicitor Wisner recommend the authorization of the MOU with Mark Ryder, Sr. Councilperson Mitchell Burrows moved to enter into a MOU between the Borough and AFSCME. Motion seconded by Councilperson Bruce Hockersmith. Motion carried 6-0.

OTHER BUSINESS

Mayor Coy asked if we ever make exceptions on the fire alarm billing if we know that people are calling their alarm system and someone is coming in? Kevin stated that he is not aware of any exceptions that are given. President Lage stated that she feels the two free ones that we give each year is their chance to get things straightened out with the their alarm company, etc. Councilperson Burrows stated that the only extenuating circumstances he can think of is if there was a fault situation that lies outside of the ability of the person that has the alarm system to control. Mayor Coy stated that she did receive a call about one. Kevin stated that he can check into it for her.

The Mayor stated that as much bashing as our street sweepers and leaf collectors get from outside sources she has observed on two occasions the people doing the leaf collection on the street helping rake off citizen's leaves and clean them up as they come through and were very polite. Mayor Coy stated that feels it needs to be noted because she feels they have gone above and beyond this year and should be commended for it. President Lage stated that the extra effort is appreciated and our employees are doing a really good job. Kevin Plasterer reported that in the past two days and more than likely tomorrow they have been out with the street sweeper cleaning up in areas that they can get to and trying to get some more picked up along the gutters.

Councilperson Hockersmith stated that he noticed that on Rt. 11 on the township side on the street lights that we own there are at least two of those cycling off and on. Bruce stated that we still have not adequately figured out how to tell Penelec to replace the cycling or burned out street lights and he wondered if we pay for the ones that do not light? Kevin stated yes, we do. Councilperson Burrows reported that at a meeting he attended last night they had a focus group that they ran with the students and one of the biggest reasons they gave for not going into town was safety concerns with one of the biggest complaints being the lighting. Mayor Coy stated that Senator Alloway sent information about grant funding for community safety and talks about schools and policing. Solicitor Wisner recommend that they speak to the Borough of Waynesboro because they just received an \$800,000 grant for upgrading all of their downtown lighting. Kevin asked if they had to pay? Solicitor Wisner stated that there was a match required. Councilperson Hockersmith asked what ever happened to Penelec and our LED street lighting? Kevin stated that it is not cost effective because the upfront charge that we have to pay and the monthly fee that we have to pay. Kevin Plasterer stated that he has two solutions one being Council give him authorization to pay one of his guys 3 or 4 hours to come in at 3 or 4 am. and drive around town once a month or once every two months and make a list of lights that need

repaired and then fax them to Penelec to be fixed within 3 days, which is their law. Kevin stated that they have also discussed having the police department officers on duty in the evenings make the list. Mayor Coy agreed that they need to be doing that and should possibly be reminded. Councilperson Hockersmith stated that this has been an ongoing thing. Kevin stated that in regards to the LED lights one of the issues is that the ones that they proposed to us were shining into the houses and there were no diffusers or deflectors on them.

ADJOURNMENT

There being no further business, Councilperson Mitchell Burrows moved to adjourn the meeting. Meeting adjourned at 7:22 p.m.