

**MINUTES OF THE REGULAR MEETING
OF THE EAST PETERSBURG BOROUGH COUNCIL**

DATE AND TIME:	September 5, 2023	7:00 p.m.
LOCATION:	Community Center	6051 Pine Street
ATTENDANCE:	Council Members:	Debra Miller, President John Schick, Vice President Adam Gochnauer, Pro Tem John Herr Randy Rannels William Sharp Sandra Valdez James Malone Karen St. Clair Todd Heidelbaugh
	Mayor:	
	Borough Manager:	
	Chief Water Operator:	

President Miller called the regular Council meeting to order.

Pledge to Flag and Moment of Silence.

Visitors: Joyce & Frank Mokros, Tammy & Jeff Moseman, Nancy & Steve Leshner, Annette Rogers, Marvin Stauffer, Josh Roberts, James Swarr, Don Schoenberger, Samuel Maurer, Chris Conrad

President Miller asked two times if anyone was recording. There was no response.

Council welcomed Will Sharp as a new Councilmember. Deb Miller pointed out Mr. Sharp is a long time resident of the borough. Mr. Sharp is a retired U.S. Army Officer. Some of his duties included: Chief of operation, a directorate of emergency services in Ft. Campbell, performed threat analysis. He served in Iraq, Afghanistan, Saudi Arabia, Germany, Korea, Kuwait, and state side at Fort Bragg and Fort Campbell.

Visitor Comments:

1. **Josh Roberts** said he wanted to put on the record that during last week's interviews for the open council seat, the selected candidate made a couple of statements about improving traffic safety and recommended they would get red light cameras and speed cameras installed at various intersections in the borough to improve safety and generate a revenue stream for the borough. Mr. Roberts said he would like to know how the councilmember plans on doing that because the law does not allow for this. Mr. Sharp said he is more than willing to take a look at the plans on traffic and determine what would be best and would also get input from the public on this.
2. Mr. Roberts also said he wanted to put on the record a series of e-mails he received as a candidate for the open seat from the borough manager. The first e-mail gave him direction about the interview process and stated he should show up to the meeting five minutes prior to his interview and leave right after. He said it is not really legal to ask a citizen not to attend a public meeting so he asked Manager St. Clair for a little bit more information because he knew that Manager St. Clair would never send something like that out on her own. He found out that it was the Council President, and it was further clarified that it was as a courtesy so that they couldn't hear others' answers.

Mr. Roberts said in May 2022, the meeting was packed with citizens from Lemon Street and things got heated regarding the sidewalk and curb replacements. Mr. Roberts said during that recess he was still recording, and council president Miller said they could limit comments to 3 minutes per person if needed. He said some may disagree with the fact that he continued to record during a recess in a public meeting but feels there is no expectation of privacy in a public meeting even during a recess. At the 8/24/23

meeting someone asked about the paper method of voting and President Miller pointed out that it is not required to hold interviews, and resumes could just be reviewed to make a decision. Mr. Roberts voiced strong disagreement.

3. **James Swarr** said there is a section of sidewalk along Stevens Street that belongs to 6181 Carpenter Street. A piece of the sidewalk has been missing for a few years. He said he saw a child hit this spot while riding a scooter and fall down. He thinks this should be repaired or at least marked or someone will get hurt. He said he did report this to the borough over 60 days ago and he hasn't seen any action being taken over there. Jeff Moseman said that this has been turned into the zoning officer.

James Swarr also asked for an update on the group homes that he talked to the zoning officer about. He said they have all been notified and he knows that they have turned in permit applications. The homes were brought to his attention by neighbors in the area. He said that he knows that these houses need to be upgraded to certain levels and he knows they are not because of the paperwork he requested and got back already. He said he believes there is not a caretaker in these homes and these people are coming and going. Manager St. Clair said yesterday was the deadline for the group homes to comply with what was sent out to them. Today the BCO was going to visit these homes and if they were not compliant, the homes were going to be posted as unsafe. After the homes are posted, they can be made to vacate.

James Swarr said that there were signs on 1945 State Street for storage facilities for rent and this led him to believe they are renting out the storage facilities. He did turn this into the borough and did request permits issued by right to know for them. He said he knows they are allowed to have the containers. He said it is also turning into a big parking lot with unregistered vehicles. Manager St. Clair said she did see this in her e-mails and has recently spoke with the zoning officer about this area.

James Swarr asked if information was received about the vandalism to sheds at the park. Manager St. Clair said she spoke with the officer and the sheds that were damaged belong to the Events Committee and they will get an estimate for repairs, and this will be submitted to the police.

Bill Payment: Reviewed by Council.

Police Report: Report Submitted to Council.

Chief Kilgore was not in attendance.

Mayor Malone pointed out that the police department is hiring and has begun their Fall recruitment. This information is on the website.

Mayor's Report:

Mayor Malone reported he attended the August 17th Lancaster County Mayor's Association meeting on homelessness. There were some good discussions on things that can be done to help people in our community that are homeless, such as grants and direct ordinances. He found out that the county labels us as a service desert, so he is collecting contact information on service organizations in our area that do provide services to share with them. Attended PA Mayors Association executive session on September 7.

Mayor Malone said he did review the Emergency Coordinator reports and he said they look like they were copy/paste, and the submittal dates are inaccurate in comparison to when we received them. He encouraged council to ask for them to be reviewed and resubmitted.

Mayor Malone did swear in Will Sharp as Council member prior to tonight's meeting.

Emergency Medical Service: Report Submitted to Council.

Adam Marden was not in attendance.

Emergency Services Coordinator: Reports submitted to council on August 15th for June, July, and August.

Diane Garber was not in attendance.

Fire Dept.: Report submitted to Council.

Roger Howard was in attendance and reported there were 27 calls in August: 13 in East Hempfield Twp., 4 in East Petersburg Boro, 7 in Manheim Twp., 3 in Penn Twp.

Borough Manager: Report submitted to Council.

Manager St. Clair reported the following:

Fire Truck at the park had to be removed for repairs totaling \$775.00 – is this something we want to keep in the park now that we applied for a grant for new equipment? Randy Rannels pointed out that this piece of equipment is very worn out and maybe we could get something similar but made with better material with the grant money. Meeting with John and Mike from the fire co. to talk about signage and the mailbox placement. She wanted to add something as a directional sign near the pool on Graystone and also on Main and State St. John Schick said something reflective would be good.

The office will be closed October 6 to move the office and we will open the office at the new location on October 9.

Department Managers:

Todd Heidelbaugh pointed out the following items from the department reports that were submitted to Council.
Water Department:

Koser Rd Spring pump replacement project preparation is underway.

New employee Zach Woods is attending DEP's water certification training classes and will finish with the state certification exam.

Tie-in on Cottage Ave for TOA development has been delayed due to deformities in the valves and tapping sleeve housing preventing a watertight seal.

Public Works:

Fire house signage, Nitrate plant grading, Scrap metal take off (received \$100.00).

2023 Fog sealing complete, Mailbox -no parking areas complete (need to stencil), Pine St. rough and broken areas fog sealed, few signs replaced due to vehicle accident.

Graystone Rd. sidewalk edging started, Minor repairs to park equipment.

MS4/ Special projects:

Inspection and maintenance on several stormwater BMP and structures throughout town. Activities documented and conveyance pipes needing further clean out have been added to Jet-Vac list.

MS4 illicit discharges reported and notifications along with education was given.

Three projects submitted for Lancaster County ARPA funding, round 2 – Koser Rd. Spring pump replacement, City Interconnect pump replacement, Hollow Dr. triple storm pipe rehabilitation project.

Working with Lylab for internet services.

Zoning Officer Report: Report submitted to Council.

Property Violation Report: Report submitted to Council.

Solicitor/Collections Report: Report submitted to Council.

Working on resolution for selling the borough properties, hockey agreement, work done on Lemon St, discussion about NLCRPD charter membership, update on property on Graystone Rd.

HARC: (Hempfield Area Recreation Commission) – Debra Miller – Resurfacing of the pool apron and the interior pool was finished on time. New filtration system has been installed – this is a large, improved filtration system.

Old Business:

Review of Committee Meeting Topics: Street/special projects for 2024 budget, Interviews & discussion for open council seat through 12/31/23, Draft agreement for Hockey League w/revisions, Punch list for Lemon St. ADA ramps/driveway project, MMO for 2024, Update on new office, Update on EMC, Account payables 8-24-23, Fire co. financials, Res. 872 appointing William Sharp as new council member, 6060 Main St. easement, July Committee mtg minutes, Res. 871 – Municibid items, ARPA- round 2 submission

New Business – Action Items:

President Miller asked if there were any questions on the new business items. There were no questions about the new items listed below.

1. *It was moved and seconded (Councilmember Herr, Councilmember Rannels) with unanimous approval by the board, to approve August 2, 2023, Council Meeting Minutes.*

2. Steve Leshner with East Petersburg Hockey League said he wanted to be sure that with this agreement, the liability does not fall on them if something happens during the off-season. Manager St. Clair said page 3 section 5.a. spells out that the league is only responsible for cleaning trash up during the Hockey season months/ day stated in the agreement. Mr. Leshner said if the intent is for the overall that is fine, but it sounds to him that this section is mostly about trash. Adam Gochnauer said three representatives from the Hockey League were at the last meeting when the agreement was being reviewed by council and this was discussed by the league and council at that time and no one said a word about it, so it was basically approved at that point by the hockey league. Mr. Gochnauer said at the last meeting held 2 weeks ago no one had an issue with this agreement and the content of the agreement was agreed upon, and the rink was used by the hockey league this past weekend because of this. Mr. Gochnauer said if the content of the agreement is not agreed upon and this does not get approved tonight, then the rink cannot be used. Mr. Gochnauer said this agreement has been out there for 2 months now and it was agreed upon at the last meeting so it would not be fair to everybody to have it changed now.

It was moved and seconded (Councilmember Gochnauer, Councilmember Sharp) with unanimous approval by the board, to approve the East Petersburg Inline Hockey League, Inc. Agreement as written

3. ***It was moved and seconded (Councilmember Gochnauer, Councilmember Schick) with unanimous approval by the board, to approve the MMO, Minimum Municipal Obligation for 2024***
4. ***It was moved and seconded (Councilmember Gochnauer, Councilmember Rannels) with unanimous approval by the board, to approve payment to East Petersburg Fire Company in the amount of \$171,540.64 for building construction.***
5. ***It was moved and seconded (Councilmember Gochnauer, Councilmember Herr) with unanimous approval by the board, to approve Resolution 874, Authorizing East Petersburg Borough Council to sell the real estate of 6040, 6050, & 6060 Main Street at a public auction on Saturday, October 14, 2023 at 10:00 a .m.***

Extra Items (Issues arising in the last 24 hours):

1. ***It was moved and seconded (Councilmember Rannels, Councilmember Herr) with a 6-1 approval by the board for Rettew to advertise for the projects at 72 & Enterprise Rd. and 72 & Miller Rd. John Schick abstained due to his employment with Rettew.***

Announcements:

1. The next Borough Council meeting will be held on Tuesday, October 3, 2023
2. Appeals Board September 14 - 7 PM as needed
3. Planning Commission September 21 - 7 PM as needed
4. Zoning Hearing September 27 - 7 PM as needed
5. Committee September 28 - 6 PM
6. Carnival in the park takes place at East Petersburg Park on September 19, 20, 21, and 22. East Pete Day will be held September 23 beginning at 8:30 a.m. with a Kids Fun Run & 5K. Music, Food and Entertainment will continue throughout the day and the event will conclude with Fireworks starting at 9:30 p.m. Parade on September 23 will begin at 10:00 a.m. on Martin Drive.
7. Borough office is moving on October 6, the Borough office will be closed that day & re-open on Monday, October 9.

Adjournment: 7:40 p.m.

Executive Session for personnel matters: 7:46 p.m. - 8:16 p.m.

Respectfully Submitted,
Kim Strayer, Recording Secretary