

**MOUNT JOY BOROUGH COUNCIL**  
**July 12, 2010 Minutes**

The Mount Joy Borough Council held its regular meeting on July 12, 2010, at the Mount Joy Borough Office.

Vice-President Glessner called the meeting to order at 7:00pm, Mayor Ginder gave the invocation, and the Pledge of Allegiance followed.

Roll Call - Present were: Councilors Bower, Glessner, Golicher, Hall, Hiestand, Metzler, Murray, and Shaffer. Also present were Borough Manager Barnum Wahl, Public Works Director Scott Hershey, Chief O'Connell, and Mayor Ginder.

**Report of the Mayor**

A written report was provided.

**Report of the Chief of Police**

Chief O'Connell highlighted the monthly report for May 2010. The report shows there were 70 traffic arrests and 21 criminal arrests for the month. There were 211 calls answered for the month, and a total of 1011 calls answered for the year. Monies collected by the Police Department for the month of May for tickets, permits, reports, and services totaled \$4,097.72.

**Report of Fire Department Mount Joy**

A written report was provided.

**The Report of Main Street Mount Joy (MSMJ)**

Main Street manager, Stacy Rutherford could not attend. A written report was provided. Ferne Silberman reported that Cruisin Cuisine is Saturday, July 24, 2010 with the streets closing at 8am.

**Report of the Milanof-Schock Library**

Debra Rosser-Hogben of the library gave a report. She will be providing a monthly written report and attend Council meetings on a quarterly basis.

Hogben shared a few personal stories of library patrons and the benefit the libraries' programs have had.

Hogben reported they had 600 people the first day of the summer reading program and passed out fliers to the Council members about library statistics.

**Report of Planning and Zoning Director**

A written report was provided.

**Report of the Special Projects Manager**

A written report was provided.

**Report of the Borough Manager**

Wahl reviewed the monthly written report for May 2010.

**Public Input Period**

Ned Sterling, 13 W. Main St., asked for a noise ordinance update. Hall reported the first draft was reviewed at the June 28, 2010, Public Safety meeting and copies were available to the public that attended. He said the second draft will be out at the next meeting for review. He said they are close to bringing it to Council and have to discuss decibel levels and fees yet.

Sterling asked if Maibach is going to use our police and fire protection. Hall reported they will not use police. He said FDMJ is already spread thin, but have responded to calls in that area, so they are not sure how they are going to handle this yet.

**Approval of the Minutes of the Previous Meeting**

On a **MOTION** by Hall, and a second by Murray, the minutes from the regular meeting on June 7, 2010 were approved as corrected. *Motion carries unanimously.*

On a **MOTION** by Murray, and a second by Metzler, the minutes from the special Borough Council meeting on June 23, 2010 were approved. *Motion carries unanimously.*

**Administration and Finance Committee**

A **MOTION** was given by Hiestand, and a second by Metzler open the public hearing to consider Ordinance #02-10, a proposal to amend Section 402.A.25. *Motion carries unanimously.*

Eugene Oldem, D.C. Gohn Associates, gave a presentation on behalf of Penn Court mobile home park. Gary Gorski, owner of Penn Court was present.

Oldem stated they are looking to amend the Ordinance to allow a larger mobile dwelling on a property. He said the current homes are 14 feet long and they do not make them that size anymore.

Oldem reported the Ordinance states that the perimeter building setbacks of the property will not be reduced from what previously existed, except as necessary to accommodate a maximum 16 feet wide, 76 feet long single dwelling, or a maximum 28 feet

wide, 76 feet long double dwelling where a narrower or shorter dwelling previously existed. He said in no case will the perimeter building setbacks of the property be reduced below 20 feet. All other sections, parts and provisions of the Code of Ordinances of the Borough will remain the same.

Oldem stated that Mount Joy Borough Planning Commission had concerns with the setbacks. After discussion they were comfortable with the stipulation that new homeowners would have to meet the 20' setback as suggested by the Solicitor.

Mayor Ginder asked how they addressed Darrell Beckers' letter concerning storm water. He suggested that with the increased home sizes comes increased impervious area and increased storm water runoff. The Borough Ordinances allow for an additional impervious area of 10,000 sq. ft. prior to the consideration of storm water management for an expansion of a site.

Oldem stated that not all homes in the park will be replaced and that storm water should not be a problem for a long time. Hall asked if there is a record of the units that are there now to have a starting point. Oldem said no. Glessner asked if they could provide that information. Oldem said yes. Metzler suggested we get that information from all the mobile home parks. Golicher asked if there was a way to track what goes out and comes in. Metzler said that once we develop a base line Gibbs would keep track through permits.

There was no public input.

A **MOTION** was given by Metzler, and a second by Murray to close the public hearing. *Motion carries unanimously.*

On a **MOTION** by Heistand, and a second by Bower, approval was given for Ordinance #02-10, to amend Section 402.A.25 "Additional Requirements for Specific Uses", regarding replacement of existing mobile/manufactured home(s) with a different mobile/manufactured home as a permitted by use in Mobile/Manufactured Home Parks. Roll call vote, all yes's. *Motion carries unanimously.*

On a **MOTION** by Heistand, and a second by Golicher, approval was given to change the official hours that the municipal building is open to the public from 8am – 5pm to 7am – 4pm. The motion will also authorize the Police Chief, the Authority Manager and the Borough Manager to establish employees' schedules to cover the new hours. *Motion carries unanimously.*

Wahl stated the advertisement will be sent to the newspaper July 13, 2010, and the new hours will become effective as of July 19, 2010. He stated for the record that the office will be covered from 7am – 4pm everyday.

On a **MOTION** by Heistand, and a second by Shaffer, approval was given to direct the Code Enforcement officer to amend the June 28, 2010, Curb and Sidewalk violation notices delivered to property owners on West Donegal Street, to change the compliance date from October 31, 2010 to May 31, 2011, because of reports received that contractors are not able to schedule and/or perform the work by the requested compliance date. *Motion carries unanimously.*

Hall asked where on W. Donegal St., and what prompted this. Hershey said from New Haven St. to the dead end part of W. Donegal St. He said Gibbs received complaints and upon inspection found many needed repairs.

Wahl stated he forget an agenda item. He stated that the Public Works Committee were having a problem with the meeting schedule and would like to permanently change the meeting to the second Monday of each month instead of the second Tuesday.

On a **MOTION** by Hall, and a second by Heistand, approval was given to permanently change the Public Works monthly meeting from the second Tuesday of each month to the second Monday of each month effective immediately with the exception of July 19 and September 20 due to the holiday. *Motion carries unanimously.*

On a **MOTION** by Heistand, and a second by Bower, approval was given for Patterson Logistics Services request for a waiver of the Storm Water Management Plan to expand their parking lot, acknowledging the comments from the Borough Solicitor, the Borough Engineer, the Borough Planning Commission and the Borough Staff. *Motion carries unanimously.*

#### **Report of the Public Works Committee**

Scott Hershey, director of Public Works reviewed the monthly written report for June 2010.

On a **MOTION** by Shaffer, and a second by Golicher, approval was given to authorize the Borough Solicitor to review documents granting Right of Way to PPL in the Gateway Park. The Borough Manager/Secretary is authorized to sign the documents after the Solicitor has approved them. This Right of Way is needed to allow the relocation of PPL's overhead facilities as part of the Chiques Creek Bridge Project. The Borough should retain the right to construct or reconstruct any existing structures and facilities as needed. *Motion carries unanimously.*

On a **MOTION** by Shaffer, and a second by Bower, approval was given to authorize the Borough Solicitor to draft and advertise changes to the Parking Regulations section of the Borough Ordinance as required for creation of eastbound and westbound left turn lanes on West Main Street at the intersection of West Main Street and Manheim/New Haven Streets. *Motion carries unanimously.*

Wahl wanted to publically thank Steve Gault for his knowledge and information. It was very helpful.

#### **Report of the Public Safety Committee**

On a **MOTION** by Hall, and a second by Metzler, approval was given to authorize a Handicapped Parking space in front of 205 West Main Street. *Motion carries unanimously.*

On a **MOTION** by Hall, and a second by Murray, approval was given for the request for Main Street Mount Joy's "Crab Fest" banner to be hung in the 200 block of East Main Street from August 9 through September 7. *Motion carries unanimously.*

On a **MOTION** by Hall, and a second by Metzler, approval was given to propose to the other municipalities that DCED be requested to perform a regional study to move forward with the Regional Police Concept. *Motion carries unanimously.*

**Authorization to Pay Bills**

On a MOTION by Hiestand, and a second by Bower, it was approved to pay the bills as presented:

GENERAL FUND	\$	135,373.32
REFUSE/RECYCLING	\$	37,304.42
EMA	\$	-
CAPITAL IMPROVEMENTS FUND	\$	-
HIGHWAY AID FUND	\$	6,727.87
TAX ACCOUNT	\$	11,314.13
COMMUNITY PLAYGROUND	\$	-
ESCROW FUND	\$	7,554.33
GRAND TOTAL EXPENDITURES	\$	198,274.07

*Motion carries unanimously.*

Meetings and dates of importance: See the Blue colored calendar for the month of July.

Executive Session for personnel matters

No executive session necessary.

Adjournment

Meeting was adjourned at 8:25pm.

Respectfully Submitted,

Barnum Wahl  
Borough Manager/Secretary