

MOUNT JOY BOROUGH COUNCIL
March 1, 2010 Minutes

The Mount Joy Borough Council held its regular meeting on March 1, 2010, at the Mount Joy Borough Office.

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

Oath of Office to Re-Elected Council Member

Mayor Ginder administered the Oath of Office to Council member Robert Golicher.

Roll Call - Present were: President Rebman; Councilors Bower, Glessner, Golicher, Hall, Hiestand, Metzler, Murray, and Shaffer. Also present were Interim Borough Manager, Scott Hershey, Chief O'Connell, Codes and Zoning Officer, Stacie Gibbs, 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 January 2010. The report shows there were 32 traffic arrests and 18 criminal arrests for the month. There were 204 calls answered for the month, and a total of 204 calls answered for the year. Monies collected by the Police Department for the month of January for tickets, permits, reports, and services totaled \$9, 946.39.

Report of Fire Department Mount Joy

A written report was provided.

Golicher mentioned that he saw that Rohrerstown Fire Company bills for fire calls and wondered if that could be a possibility for FDMJ. Hall stated that FDMJ did that for years but had problems with insurance companies. Rebman said the insurance companies found a way around it and FDMJ eventually stopped the billing.

The Report of Main Street Mount Joy (MSMJ)

Main Street manager, Stacy Rutherford was unable to attend.

Councilor Bower Reported for Rutherford. He mentioned the Fire and Ice Event was a success with a lot of people attending in spite of the inclement weather. A special thank you was given to Borough and staff for their help and support.

Report of Planning and Zoning Director

Gibbs reviewed the monthly written report for February 2010.

Report of the Special Projects Manager

A written report was provided.

Report of the Borough Manager

Hershey reviewed the monthly written report for February 2010.

Public Input Period

Debra Rosser Hogben introduced herself as the new Library Director for the Milanof-Schock Library.

Sandy Christian, 227 Park Ave., and a member on the Founders Committee of the YMCA project. She said she was under the impression at the last Founders Committee meeting that the Borough was moving forward on the feasibility study and wondered why that was not brought up to Council yet. Hershey stated that it was discussed at the Administration and Finance Committee, and the only thing that Council was asked to do at this point was reaffirm the memorandum of understanding. Christian stated that as the project moves forward, it is her hope that Council will be supportive.

Ned Sterling, 13 W. Main St., asked if they have any word on the hiring of a Borough Manager. Rebman reported Administration and Finance Committee has chosen 4 candidates for Council to interview in the near future.

Sterling asked about the old fire site on East Main Street. He stated concern about lack of action with renovations to that site, being it has been 2 years now since the fire. Hershey stated that they are working through the finances, grant opportunities, etc. Murray stated that the economic times have been bad compared to other years. Gibbs re-affirmed that they are working as diligently as possible to move ahead with that.

Sterling asked if the agenda is on the website. Hershey said yes and that we try to post it as soon as we can, but that there are often last minute changes that are made.

Joanne Pinkerton, 127 Park Ave., stated that she is leading the 'Popcorn Fest' and thanked the Borough for the use of Kunkle Park and permission to put up the banner. She said if anyone has any ideas or concerns, to please contact her.

Tina Hoffer, 82 E. Main St., said that she lives across from the Consignment Shop and wondered why FDMJ was called out there again. She said this has happened several times before and wonders if there is need to be concerned of fire hazard. Hall stated that the first time was an overheated light ballast. Gibbs said she will follow up with FDMJ.

Approval of the Minutes of the Previous Meeting

On a **MOTION** by Hall, and a second by Metzler, the minutes from the regular meeting on February 1, 2010, were approved with corrections. *Motion carries unanimously.*

Administration and Finance Committee

On a **MOTION** by Hiestand, and a second by Glessner, approval was given to adopt Ordinance # 02-10 authorizing the incurrence of nonelectoral debt of the Borough of Mount Joy, by the issuance of \$925,000.00 General Obligation Notes, Series A and Series B of 2010. Kathy Gray, Esquire, was in attendance and reviewed the terms and conditions of the loan, and answered all questions. Roll call vote. Councilors Bower, Golicher, Glessner, Hiestand, Metzler, Shaffer, and Rebman voting yes. Councilors Hall and Murray voting no. *Motion carries 7 to 2.*

On a **MOTION** by Hiestand, and a second by Glessner, approval was given to show a transfer of \$578,835.00 from the Capital Reserve Fund to the General Fund. Hershey mentioned that this was a suggestion by the auditors. This is the amount the general fund owes the capital reserve fund, so now we will see a more accurate picture when budgeting. *Motion carries unanimously.*

On a **MOTION** by Hiestand, and a second by Glessner, approval was given to authorize the Solicitor to review and advertise an update to the building code ordinance, specifically to adopt the 2009 edition of The International Building Code. Gibbs said the Borough needs this to be in compliance with the 2009 edition of the International Building Code. Councilor Bower voting no. All other Council members voting yes. *Motion carries 8 to 1.*

On a **MOTION** by Glessner, and a second by Hiestand, approval was given for a request by Eugene Barton, Jr. for waiver of land development plan and stormwater management plan conditioned upon comments by Borough Solicitor, Borough Engineer and Borough Staff. Rebman abstains from discussion and voting; wife is employed by Barton's Body Shop. *Motion carries unanimously.*

On a **MOTION** by Glessner, and a second by Hiestand, approval was given for a request by Emmanuel Hoffer for waiver of land development plan and stormwater management plan conditioned upon comments by the Borough Solicitor, Borough Engineer and Borough Staff. *Motion carries unanimously.*

On a **MOTION** by Glessner, and a second by Metzler, approval was given to release Letter of Credit #3792 in the amount of \$249,388.11, from Sovereign Bank for The Lakes and accept Letter of Credit in the amount of \$249,388.11, from Fulton Bank in its place. Rebman abstains from voting. He is president of the Homeowner's Association at The Lakes. *Motion carries unanimously.*

Report of the Public Works Committee

Ken Barto, Assistant Public Works Director, reviewed the monthly written report for February 2010.

On a **MOTION** by Shaffer, and a second by Golicher, approval was given to award a bid in the amount of \$53,977.00, for Main Street sidewalk and curb improvements to B&R Construction. Councilor Hall voting no. All other Council members voting yes. *Motion carries 8 to 1.*

Report of the Public Safety Committee

On a **MOTION** by Hall, and a second by Murray, approval was given for a request from the Kraybill Mennonite School to place a banner in the area of the Country Table Restaurant on East Main Street, from April 17, 2010 through May 12, 2010. *Motion carries unanimously.*

Any Other Matter Proper to Come Before the Council

A handout was given for the Donegal Region Comprehensive Plan meeting being held March 3, 2010. All are urged to attend. Councilor Bower will be taking Rebman's place with Main Street Mount Joy, acting as liaison for the Council.

Authorization to Pay Bill

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

GENERAL FUND	\$	102,554.11
REFUSE/RECYCLING	\$	40,091.13
EMA	\$	-
CAPITAL IMPROVEMENTS FUND	\$	-
HIGHWAY AID FUND	\$	173.94
TAX ACCOUNT	\$	-
COMMUNITY PLAYGROUND	\$	-
ESCROW FUND	\$	2,959.81
GRAND TOTAL EXPENDITURES	\$	145,778.99

Motion carries unanimously.

Meetings and dates of importance: See the green colored calendar for the month of March.

Executive Session for personnel matters

No decisions made.

Adjournment

On a **MOTION** by Metzler, and a second by Golicher, it was approved to adjourn the meeting at 9:00pm.
Motion carries unanimously.

Respectfully Submitted,

Scott Hershey
Interim Borough Manager