

BOROUGH COUNCIL MINUTES

SEPTEMBER 14, 2015

CALL TO ORDER

Council President James Collins II called the September 14, 2015 Borough Council meeting to order at 7:00 p.m. Council members and visitors stood and recited the Pledge of Allegiance to the flag.

MEMBERS PRESENT

James Collins II, Matt Hockley, Lois Stoner, Pam Still, Leroy "Cork" Shildt, Ed Kendall, Borough Secretary/Treasurer Cheryl D. Smith, Solicitor Mike Scherer and Mayor P. Scott Boise

MEMBERS ABSENT Deborah Halpin-Brophy

BID OPENING FOR GENERAL FUND & BOROUGH AUTHORITY AUDIT

Jim Collins opened and read aloud the audit bids for the General Fund & Borough Authority as follows:

Klinger & Associates		Did not submit a bid	
Boyer & Ritter	2015 Audit-\$14,500	2016-\$14,950	2017-\$15,400
Hamilton & Musser	General Fund-2015- \$6700	Authority 2015-\$4800	
	General Fund-2016- \$6800	Authority 2016-\$4900	
	General Fund-2017- \$6900	Authority 2017-\$5000	
Greenawalt & Co.	General Fund -2015-\$7750	Authority 2015- \$8350	
	General Fund-2016 -\$8000	Authority 2016- \$8600	
	General Fund-2017-\$8250	Authority 2017- \$8850	

Mr. Collins stated he was presented a bid from Smith, Elliot & Kearns; however, it was received at 4:00 p.m. and could not be accepted. Mr. Collins stated their bid for the Borough was for 2015 was \$7100, 2016 was \$7300 and 2017 was \$7500. The Authority bid for 2015 was \$8750, 2016 was \$9000 and 2017 was \$9300.

Mr. Collins stated it would be the job of the Committee to go over the bids and make a decision.

APPROVAL FOR PAYMENT OF BILLS

Matt Hockley made a motion to approve payment of the General Fund bills. The motion was seconded by Lois Stoner. Motion passed unanimously.

APPROVAL OF COUNCIL MINUTES-AUGUST 10, 2015

Matt Hockley made a motion to approve the Borough Council meeting minutes of August 10, 2015 as presented. The motion was seconded by Lois Stoner. Motion passed unanimously.

PUBLIC OPINION SESSION

Doug Bradley, owner of 406R N. Baltimore Avenue addressed Council concerning Sheetz. He has been hearing Sheetz wants to purchase Dollar General. Mr. Bradley wanted to go record as being opposed to a development plan for Sheetz that would close the alley that comes between Dollar General and Sheetz.

Mr. Bradley asked if the minutes of the meeting are public record. Mr. Collins replied yes. Mr. Bradley asked how long they were kept. Mr. Collins replied forever. Mr. Bradley was interested in the meeting minutes where he was promised by the Sheetz representative they would not close the alley.

Joe Andreatti stated call from Zoning Info.com was about Sheetz purchasing Dollar General. Sheetz has a pilot store model they are thinking about putting in and is a double sided gas pumps. The cashier and MTO would be in the center and the retail isle would be on both sides. Chief Day indicated they want to try that here because they cannot sell beer if they are collecting monies for gas at the same store so they would separate the two. Mr. Andreatti also indicated Sheetz would have to go to the Planning Commission because it does not match the plan that is approved.

SOLICITOR'S REPORT

Mike Scherer reported the Cohen Law Group want to look at the Borough's cable franchise agreement and say they could great things for the Borough. Cork Shildt asked for the Solicitor's recommendation. Mr. Scherer stated it would not hurt to write back to them and say the Borough was interested in what they have to say. Cork Shildt indicated the Borough would have to pay the Solicitor to send the letter. Mr. Scherer stated Council could ask Cheryl to send the letter. Council agreed to have Cheryl send a letter to Cohen Law Group.

*******COMMITTEE REPORTS*******

HEALTH, SAFETY & WELFARE

Jim Collins reported trick or treat would be held on October 29, 2015 from 6:00 p.m. to 8:00 p.m.

MAYOR'S REPORT-Mayor Scott Boise presented the monthly stat report from 8/10-9/10 to Council.

Mayor Scott Boise asked for an executive session to discuss a personnel matter.

Mayor Boise formally acknowledged Lois Stoner birthday.

ADMINISTRATIVE, FINANCE & BUDGET

Matt Hockley made a motion to approve the Group Activity Permit for the Halloween Parade on Wednesday, October 21, 2015 with the regular street closing. The motion was seconded by Cork Shildt. Matt Hockley stated they did put in for extra police officers and fire police and they requested no parking from 5-9 on Mooreland Avenue. Motion passed unanimously.

MMO

Matt Hockley made it part of the September 14, 2015 minutes, the Chief Administrative Officer has presented to the Governing Board the MMO (Minimum Municipal Obligation) for the Police Pension Plan and the Non-Uniform Pension Plan for 2016.

Mr. Hockley stated the MMO for Non-Uniform for 2016 is \$62,225.00 and the MMO for the Police Pension Plan is \$11,383.00.

Matt Hockley made a motion to adopt Resolution 2015-04, eliminating the employee contributions to the Police Pension Plan for 2016. The motion was seconded by Cork Shildt. Matt Hockley stated this is not required anymore because there are no other full-time officers other than the Chief. Jim Collins stated the Borough has always put the money into the plan and never required the uniformed or non-uniform to contribute to the plan. Motion passed unanimously.

Cork Shildt asked who would be starting the budget since Deb is gone. Matt Hockley indicated it would be he himself, Deb and Lois.

WCOG Report-Pam Still reminded Council they have until September 25th to submit for the land partnership grant.

Pam Still reported Cumberland County was rated among the top counties in Pennsylvania for mortgage approvals.

Pam Still reported if you are a voter that has voted in every election for the past 50 continuous years you qualify for the Voters Hall of Fame.

PUBLIC WORKS

Cork Shildt made a motion to purchase a street sweeper from Brent Group of Group & Group for \$6,000 out of liquid fuels. The motion was seconded by Matt Hockley. Mayor Boise asked if he checked the availability of parts since it is an old machine and if it breaks down and needs parts would that also come out of liquid fuels Jim Collins replied yes. Mayor Boise asked if Brent was giving any kind of warranty. Jim Collins stated once it leaves his property, it is the Boroughs. Jim Hoerner indicated he contacted A & S in Harrisburg that sells the machines and everything is still available. Motion passed unanimously.

Cork Shildt made a motion to purchase a leaf vacuum from Brent Group of Group & Group for \$3,000 that would come out of the General Fund Public Works. The motion was seconded by Ed Kendall. Motion passed unanimously.

Cork Shildt made a motion to hire Ed Ginter as full-time Public Works employee at the rate of \$15.00 per hour effective January 4, 2016. The motion was seconded by Lois Stoner. Matt Hockley asked Mr. Shildt if it was budgeted for next year. Mr. Shildt replied yes. Mr. Hockley asked where the money would come from. Mr. Shildt stated it would be in the budget and some of his wages are already in this year's budget. Mr. Hockley added that at the end of the day the budget would be increased by \$30,000. Ed Kendall asked if Council feels they could offset this amount in the budget. Mayor Boise stated Council decided to have Mr. Ginter go full-time so now they have to make the budget work. Cork Shildt asked if something should happen to Jim and there is a snow storm who would man the plow. Mr. Shildt stated he has a problem every time he paints lines. There is times when Jim works on Saturday because that was the only time Ed was around to work. Also, Jim's comp time would not be as much. Mr. Shildt stated Ed is more mechanically inclined. Motion passed unanimously.

Cork Shildt reported they discovered a hole on West Pine Street under the sidewalk. They cannot find an end to it and it does not appear to come out onto the street. Mr. Shildts recommendation is to dig the sidewalk up to see what is causing this void under the sidewalk. Mr. Shildt suggested putting up barricades on the section. Mr. Shildt states if it was her problem then she would have to have the sidewalk repaired or the Borough could do it and bill her for the repair. Jim will be opening up the corner of the sidewalk to see what is going on.

Matt Hockley stated the Borough is getting more and more impounded vehicles and indicated Mike Gwozdecki bought the property beside the Borough shed. He stated there is a garage door there at the one corner they could park impounded cars in there and six vehicles would fit in easy. Mr. Gwozdecki indicated he would lease the space for anytime frame needed. He would like \$300 a month but if the Borough could not afford that he is willing to entertain offers. Jim Hoerner stated he was told by Mr. Gwozdecki they could park cars outside or the trucks, he could use the lower end of his parking lot.

PLANNING & ZONING

Pam Still reported the Zoning Hearing Board approved Larry Warner request to reduce the building property line set back requirement of 25 feet from the rear property line to 10 feet.

Pam Still reported there is a Planning meeting on the September 22nd where they would be discussing Mr. Gobin situation.

REVITALIZATION-Pam Still reported everyone received paperwork on benefits to hiring Rebecca Urich but it would be discussed at the Administrative meeting. It was decided she would report to Joe and a contract would be written up. Most municipalities that hire her hire her for the purpose of bringing in business.

Pam Still reported the last and final reutilization streetscape meeting would be held on Sunday, September 20th at 1:00 p.m. There would be a bake sale and public auction and potentially \$5000 worth of gift items. The Mayor, Mr. Rickert and Mr. Gobin would be speaking and two community surprises are planned.

Pam Still reported at Holly Days, Al has organized a volks march and would be held on September 19th.

Pam Still reported they are trying to put the word out on the Holly Marsh Preserve. In the Carlisle Parks & Rec walk program they have now incorporated the Holly loop as one of their walks. They have partnered it with the partnership for better health and would be held on October 5th and it is a 5:00-6:30 p.m. walk.

Joe Andreatti reported he did win the two hearing he had and recovered the judgement for the reimbursement for the work Jim did at the Lauman Street easement.

Joe Andreatti reported he and Mike meet with the Letort partners and the agreement should be signed sometime within the next two weeks. Mr. Andreatti also has a meeting with the Borough engineer on Thursday to go over the impact on the site itself.

Joe Andreatti reported he and Mike discussed the Gotthard situation at 15 N. Baltimore Avenue. He and Mike discussed it at length and he has been in touch with Mr. Gotthard's attorney. Mr. Andreatti was asked to go over and force Gotthard to return the two illegal apartments to their original use. That is a battle the Borough probably would not win because as everyone knows what lead up to Gotthard doing that and where he got his permission to do that. Mr. Andreatti spoke with Gotthard's attorney and they are not opposed to paying the permit fees and having the inspections done to insure those two units are safe.

Cork Shildt made a motion to have Joe Andreatti drops the court proceedings against Mr. Gotthard and to make sure he gets the permits and the apartments are inspected. The motion was seconded by Matt Hockley. Ed Kendall asked if that is the last two that are on the bottom. Mr. Andreatti indicated the one is on the bottom between the Chinese place and tanning salon and the other one is on the second floor somewhere in the back part of the old hardware store. Matt Hockley added that when Mr. Fahnestock was here and he indicated the fire exit for the second level is on his land and asked if there was any way to check that. Mr. Andreatti stated the building inspector would have to look at all that and would have to comply with the building codes. Mike Scherer stated he agreed with Joe and safety is an important goal. Motion passed unanimously.

Joe Andreatti stated Mr. Gobin submitted a plan that makes a pretty significant change to the structure at 219 and 225 N. Baltimore Avenue. It would become a perfect rectangle and he is going to tear the apartment off the back. The pharmacy side is going to be extended all the way back to within 17 feet of the Chapel Avenue and the Italian Taxi side would come back to match the pharmacy. The new ordinance allows you to go to 10 feet on the rear setbacks without going to the board. Mr. Andreatti would like to apply that for his setback adjustment rather than have him go to the board to make his building square when he is already inside the 25 foot setback. Mr. Andreatti stated the other issue is he would have to go the Planning Commission. The reason is he well in excess of the 5,000 square foot limit and he would be over the 80% impervious coverage. Mr. Gobin does not meet the buffer yard requirement and the barrier requirements because he is a commercial property bordered by residential, parking plan changes and to change a use because he is tearing the apartment down.

Mr. Andreatti recommendation is to apply pending ordinance doctrine and allow him to have a 10 foot setback limit that is in the upcoming ordinance that would relieve him from going to the Zoning Hearing Board.

Matt Hockley made a motion to invoke the pending ordinance doctrine relieving Mr. Gobin from going to the Zoning Hearing Board. The motion was seconded by Cork Shildt. Motion passed unanimously.

Joe Andreatti reported he has what is the same request from Troy Bankert at 30 Mill Street. He wants to put a shed in his back yard. Mr. Andreatti would like to invoke the pending ordinance doctrine to give him the 10 foot option.

Cork Shildt made a motion to invoke the pending ordinance doctrine for Troy Bankert of 30 Mill Street. The motion was seconded by Matt Hockley. Motion passed unanimously.

Joe Andreatti reported USDA will be bringing their entire team Wednesday, September 23, 2015 at 10:00 a.m. and would be a moving meeting. Mr. Andreatti would be taking them around town to the various projects that are identified and have then look at it and see what is available in terms of either grants or funding to meet the needs in the Borough. Mr. Andreatti stated the short list is sidewalks and stormwater; the added garage at the Borough office for police cars; business development opportunity grants; Trine Park and tree screening at the sewage plant. Mr. Andreatti stated he has left flyer in Council member's mailboxes on the residential repair programs. The meeting would start at Crumb's Café.

Mayor Boise asked about the situation at 325 Chestnut Street. Mr. Andreatti stated Mr. Vassey was issued the Borough ticket for the pool and then the pool came down the next day. He did not pay the ticket so a non-traffic citation was issued. He would have to pay that or he would be going to court.

Mayor Boise asked what the status was on 310 Tichy Drive. Chief Day stated the property was sold at sheriff sale.

PARK & RECREATION

Lois Stoner reported she, Jim and Cheryl met with Stephanie Williams for the land partnership grant and went over some last minute information. September 25th is the deadline to submit the grant.

Lois Stoner reported Park & Rec would be doing final detail for the fundraiser at Holly Days and getting budget numbers together for 2016.

Lois Stoner reported Jim removed two trees; one in front of Alert Pharmacy and the tree that was hit by the tractor trailer.

OTHER BUSINESS FOR COUNCIL

Cork Shildt stated he was reviewing the new ordinances and they have in the ordinances for a golf course and there is no place in Holly for a golf course. Mr. Andreatti added there is no place for an airport but it is in the new ordinances. They are covering all bases.

Jim Collins stated Council would go into executive session for personnel with possible action being taken.

Jim Collins called the September 14, 2015 meeting back to order.

Cork Shildt made a motion to promote Brandon Ritchie to Corporal, extend his hour to a minimum of 36 hours per week at a rate of \$20.00 per hour. The motion was seconded by Lois Stoner. Motion passed unanimously.

ADJOURN

Cork Shildt made a motion to adjourn the September 14, 2015 Borough Council meeting. The motion was seconded by Lois Stoner. Motion passed unanimously.

Respectfully submitted,

Cheryl D. Smith
Borough Secretary/Treasurer

Transcribed by:

Pat Fisher
Utility Billing Clerk

