

BOROUGH COUNCIL MINUTES

JUNE 13, 2016

CALL TO ORDER

Council President James Collins II called the June 13, 2016 Borough Council meeting to order at 7:00 p.m. Council and guests stood and recited the Pledge of Allegiance to the flag.

MEMBERS PRESENT

James Collins II, Deborah Halpin-Brophy, Lois Stoner, Leroy "Cork" Shildt, Matt Hockley, Pam Still, Ed Kendall, Borough Administrator Cheryl D. Smith, Solicitor Mark Allshouse

MEMBERS ABSENT Mayor P. Scott Boise

APPROVAL FOR PAYMENT OF BILLS

Deb Brophy made a motion to approve payment of the bills. The motion was seconded by Matt Hockley. Motion passed unanimously.

APPROVAL OF COUNCIL MINUTES-MAY 9, 2016

Deb Brophy made a motion to approve the Borough Council meeting minutes of May 9, 2016 as presented. The motion was seconded by Matt Hockley. Motion passed unanimously.

SOLICITOR'S REPORT

Mark Allshouse stated there is no new or old litigation or notices.

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

HEALTH, SAFETY & WELFARE

Deb Brophy made a motion to release the 2016 budget allocation to Yellow Breeches EMS. The motion was seconded by Matt Hockley. Jim Collins asked Cheryl if there was enough money for payment. Cheryl replied yes. Motion passed unanimously.

Deb Brophy made a motion to make a Resolution (number to be decided at a later date) appointing Ernest Szabo as the Emergency Management Coordinator. The motion was seconded by Pam Still. Matt Hockley asked if the other two guys accepted as helper. Mrs. Brophy stated yes. Motion passed unanimously.

Joe Andreatti asked for the contact information for Mr. Szabo. He has a request in from Tallman's office to get a generator for the fire department. Mrs. Brophy would get Mr. Andreatti the email address.

Deb Brophy indicated he has not been appointed by the governor yet.

Deb Brophy reported the police van would go into service on 6-14-16.

Chief Day reported all the police cars are equipped with the hardware necessary for the E-Tickets. Approval has been received from AOPC and J-Net to go through the E-Ticket system. Chief Day described how the system works.

Mayor's Report No report

ADMINISTRATIVE, FINANCE & BUDGET

Deb Brophy made a motion to set a page aside in memory of Gregory Hair. The motion was seconded by Cork Shildt. Jim Collins stated Greg was a Council member for many years, then Mayor for four years and Council member again. He gave a lot to the community and would be remembered for this good work. Motion passed unanimously.

PUBLIC WORKS

Cork Shildt reported the leaking pipe which had the fuel oil going into it as a result of the truck accident has been repaired. The ramp at Pine and Baltimore has been completed.

Cork Shildt stated Erin and Bill would now report on MS4 and the Hill Street Project.

Bill Kick, Engineer of HRG addressed Council on the Hill Street Project. Borough Council authorized HRG to proceed with the funding analysis to determine whether or not there might be some money to fund the project. They have been notified by Pennvest the Borough is eligible for 100 % grant for that. There is an application process that needs to take place after there is a planning meeting with Pennvest, DEP, HRG and Mr. Shildt. Mr. Kick stated the ask amount was about 1.7 million. If the Borough is awarded that, it would fund the construction and engineering work.

Mr. Kick reported the funding that is given would be dependent on the number of applications that come in this cycle. Mr. Kick stated the next available application could be submitted in November and after that is could be submitted in January. The Borough wants to get the application in the next cycle. That's going to depend on whether or not they can get the meeting schedule with Pennvest and DEP. If the planning meeting goes ok, there is some permitting that would need done. One permit needed environmentally for this project is for the outfall into Mountain n Creek. They would have to submit the application and get it through DEP and have it in hand in time to submit. The timeline is going to be very tight. DEP has a tremendous backlog of applications and is taking a long time to get anything through there. The planning meeting would be held at the Borough office.

Pam Still asked what are the factors in getting the 100% grant. Mr. Kick stated what you get depends is the other applications submitted and the need of the other applications submitted. If the Borough would not a 100 % they might put the Borough in touch with someone that could provide a low interest loan or there might be other options to bridge the gap.

THIS PAGE HAS BEEN SET ASIDE IN MEMORY OF GREGORY HAIR

Erin Letavic, Project Manager for HRG presented a presentation on the MS4 Compliance Concepts.

Ms. Letavic stated the NPDES MS4 (Municipal Separate Stormwater Sewer System) Permit addresses stormwater problems, regulatory inspections and local compliance.

Ms. Letavic indicated there are varying levels of stormwater program effectiveness. Level 1 is compliance with activity with a based permit requirements. Level 2 is changes in attitudes, knowledge and awareness. Level 3 is behavioral changes and BMP implementation. Level 4 would be load restrictions. Level 5 is changes in urban runoff and discharge quality and Level 6 is changes in receiving water quality.

Ms. Letavic indicated the NPDES (National Pollutant Discharge Elimination System) is a water quality permit. The qualifications for needing a permit are based on the 2010 census. From the latest information on DEP's website, Ms. Letavic does not believe the Borough is going to be required to apply for a permit next year. Ms. Letavic stated the recommendation is not to delay this until the Borough has to do it. It's to lay the groundwork now and implementing it on the short term.

Joe Andreatti stated what Kirk Stoner is saying is that 2020 is when the Borough should hit the density where the Borough is included in that zone. Ms. Letavic stated the permit is updated every 5 years.

Joe Andreatti stated the Borough would not be the triggering agent. It is going to one of the township around Borough.

Ms. Letavic went on to say there are two problems. One being land development and the other of aging infrastructure.

Ms. Letavic stated the major contaminates driving this permit are sediment and nutrients. DEP would conduct an inspection once in the five year permit and conduct an EPA audit.

Ms. Letavic indicated public education, outreach, involvement and participation is valuable. Other known measures of runoff are construction site stormwater runoff and post-construction runoff.

Ms. Letavic stated another plan for public works is pollution prevention and good housekeeping.

Ms. Letavic encourages cooperating with neighboring municipalities and incorporating water quality into projects.

Ms. Letavic suggested using the street sweeper during the course of the years and installing rain gardens or rain barrels. Also, any kind of stream buffer project is well accepted by DEP.

Cork Shildt stated he received information on moving the light and he would review it.

Cork Shildt suggested moving the stop bars back on N. Baltimore Avenue and let them where they are at on Mill Street. Matt Hockley indicated if it was moved on Mill Street it would block the entrance of Ugo and Subway.

Cork Shildt made a motion to move the stop bar on N. Baltimore Avenue only and not the one on Mill Street. The motion was seconded by Matt Hockley. Mr. Kendall asked is there would be an adjustment on price. Matt Hockley stated it should be cheaper. Motion passed unanimously.

PLANNING & ZONING BOARD

Pam Still reported they are still looking for an alternate on the Zoning Board.

Pam Still reported the draft zoning ordinance was discussed May 26th at the committee meeting. Discussion would resume at the Planning meeting on June 27th at 7:00 p.m. Steve Hoffman from County will be in attendance.

Pam Still reported the draft zoning is on MHS Borough website under its own link.

Pam Still reported the zoning map is also being re-worked. There are some slight changes to some of the properties with the zoning and was to straighten out property lines. Ms. Still stated because the change involves zoning map change, notice of the public hearing must be posted by the Borough at the point deemed sufficient by the Borough along the tracks where the changes are occurring to notify the interested citizens. The effective track or area shall be posted at least one week prior to the date of hearing. In addition, notice of the public hearing shall be mailed by the Borough at least 30 days prior to the date of hearing and voting by first class mail to addresses in which the real estate tax bills are sent located within the area being re-zoned as evidence by the tax records.

WCOG Report

Pam Still reported the UCC Uniform Construction Code people continue to seek an alternate for their appeals board.

Pam Still reported County is working on a recycling center for electronics. They are advertising to try to get somebody and Steve Bloom is proposing a Bill that would exempt residents from recycling electronics if they live far enough away from a recycle center.

Pam Still reported testing was done for West Nile in Cumberland and Adams County. There was no West Nile in the mosquito samples.

ZONING OFFICER'S REPORT

Joe Andreatti stated the Borough is down to one out of cycle inspection. The resident would have to close the old permit and open a new permit to finish the project.

Mr. Andreatti reported the conditions attached to the parking reduction request for 103 N. Baltimore has been reviewed by the Solicitor and is satisfied with the language.

Pam Still stated Council accepted the Conceptual Plan, they agreed that the individual components of the plan would be voted on separately. In order to move forward with the storm water component of the plan, she wanted a conversation and possibly a motion made to proceed so Joe could proceed with a grant. Mr. Andreatti since the timeline is not what they thought it would be, there might not be a pressing need to get it this year. Mr. Andreatti stated all the Borough has right now is a conceptual plan and there is nothing to hand to a contractor to actually implement something. There is another grant from the National Fish and Wildlife Federation for the same kind of planning grant.

Jim Collins stated this would be a good time to express to the public that the Borough is going to be looking at funding and implementing rain gardens and or bump outs that is part of the conceptual plan approved by Council and Council might be looking at voting on some sort

of contingent plan in 30 days or more. Mr. Collins went on to say if there is money available and the Borough could get in on it quickly, then by next month they could make a motion to go ahead. This would start the clock on the 30 days that was agreed upon.

Matt Hockley asked how the public would be notified. Mr. Collins stated they just did. Matt Hockley thought the motion stated the parties involved would be notified. Matt Hockley suggested find out what Council wants to do before any kind of vote. Chief Day suggested calling PennDot to see how soon they plan any type of work on North Baltimore Avenue. Matt Hockley again suggested people on North Baltimore Avenue should be notified that is would be discussed at the next meeting on implementing a plan in accordance with PennDot. Mr. Hockley also suggested putting the information on the website informing residents Council is taking the first step of placing rain gardens on the Baltimore corridor.

PARK & RECREATION

Lois Stoner reported the concert has been cancelled for the seconded year in a row because of the impending weather. Mrs. Stoner stated the next concert there would be a place to hold the concert in case of stormy weather.

Lois Stoner reported Mark McNaughton walked through Trine Park with Jim and Ed and marked about 240 trees. When it is finished he would contact Jim and let him know how much he would pay for the trees.

Lois Stoner reported Jim has all the pipes and materials for the drainage project for the beginning of the trail.

Lois Stoner reported on a grant of 80-20. Park & Rec could get possibly \$2500 to purchase 10 trees.

Lois Stoner reported Park & Rec agreed to do the 2016 Holly Festival Day on September 17th.

ANY OTHER BUSINESS FOR COUNCIL

Pam Still reported several revitalization members are involved with Doris Fahnestocks quilters and are making lap quilts for the veteran's hospital patients in Lebanon County. A luncheon was held to thank the quilters and veterans participated.

Pam Still reported the revitalization committee is going to be discussing next steps.

Pam Still reported there is a summer read and feed program from June 20th to August 11th sponsored by Project Share, USDA, PA Dept. of Education and the Amelia Given Library at the New Life Community Church. They are looking for volunteers to assists the teachers.

Pam Still reported the Holly Inn is having a record year with Appalachian Trail hikers. There is a SNAP Grant. It is \$500-\$2500 and no match and can be used for something that promotes the town such as walking tour guide for visitors who comes to the Holly Inn.

Ed Kendall stated something has occurred to several citizens of the town and needs to be addressed and what Mr. Kendall would say is a Second Amendment right is about the signs that are in the Borough and who give the Authority to have them told to get the signs down or they would be cited. Mr. Kendall wanted to find out what this was all about and why and those

people need to have an apology done to them or given to them. It is truly unconstitutional the way he reads the Constitution.

Cork Shildt stated he and Scott had a conversation about this. After talking with Scott is was agreed not to cite anybody. Matt Hockley asked if they are considered political signs because they are asking for Borough Council to vote on something. Jim Collins stated yes. Mr. Hockley stated election signs have to be taken down after the election. Cork Shildt indicated those signs are in a public thoroughfare along the road. The signs are on their property and that is an amendment right of free speech. Mr. Kendall stated he could have a sign in his yard and as long as he wants. Mr. Hockley stated he did not know if there was a Borough Ordinance or what the legality was. Jim Collins indicated it is a State Ordinance, under political sign.

Cy Russell, Mt. Holly Springs stated when he worked for the State, they had the right to take he signs down along the road. Mr. Kendall indicated he was told by Will Tallman you don't want give any thought to threaten or say anything about having signs on their property as such-political or not because there are plenty of courts in Pennsylvania would throw it out in a heartbeat. He said you do not want to go there. Mr. Kendall did not know where it come from or why. He is curious to know where it come from and why because he does not stand for it. Cork Shildt stated the signs have been left up so it should not be an issue. Mr. Kendall stated he hopes it does not happen again.

ADJOURN

Cork Shildt made a motion to adjourn the June 13, 2016 Borough Council meeting. The motion was seconded by Deb Brophy. Motion passed unanimously.

Respectfully submitted,

Cheryl D. Smith
Borough Administrator

Transcribed by:

Pat Fisher
Utility Billing Clerk