



Borough of Gettysburg

September 23, 2019 59 East High Street
Gettysburg, PA 17325
Council Chambers
7:00 PM

Council WORK SESSION Agenda

MEMBERS

Theodore Streeter	(Mayor)
Susan Naugle	(President)
Jacob Schindel	(Vice-President)
Wesley Heyser	
John Lawver	
Patricia Lawson	
Christopher Berger	
Judith Butterfield	

STAFF

Charles R. Gable, <i>MPA</i>	(Borough Manager)
Harold Eastman, Jr.	(Solicitor)
Sara Stull	(Borough Secretary)
Sara Stull	(HR Director)
Vacant	(Planning Director)
Vacant	(Zoning Officer)
Robert Glenney, Jr.	(Chief of Police)
Nicolette James	(Finance Director)
Robert Harbaugh	(Public Works Director)
Scott Weaver	(Code Enforcement)
Chad Clabaugh, <i>PE</i>	(Borough Engineer)
Dave Sanders	(EMS Coordinator)
Becka Fissel	(Interim Parking Manager)
Karen Mesher	(Administrative Assistant)

Borough of Gettysburg
Council Work Session Meeting Agenda
Monday, September 23, 2019 – 7:00 PM

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|-------------|------------------------------------|-------------------------|
| I. | Call to Order | President Naugle |
| II. | Welcome and Opening Remarks | President Naugle |
| III. | Announcements | President Naugle |

An executive session of the Borough Council was conducted immediately following the adjournment of the September 9, 2019 monthly general business meeting consistent with section 708(a)(1), section 708(a)(3), section 708(a)(4) and section 708(a)(5) of the Sunshine Act.

An executive session of the Borough Council will be conducted immediately following the adjournment of this evening's work session consistent with section 708(a)(1), section 708(a)(3), section 708(a)(4) and section 708(a)(5) of the Sunshine Act for the following purposes: (1) to discuss matters involving the employment, the termination or resignation of employment, the terms and conditions of employment of employees, prospective employees and/or former employees of the Borough; (2) to receive information and to discuss the possible acquisition of real property by the Borough; (3) to discuss information in connection with litigation filed in the United States District Court for the Middle District of Pennsylvania to Docket No. 1:19-cv-01412 captioned Linda Atiyeh, et al., Plaintiffs v. Borough of Gettysburg, et al., Defendants; and (4) to review and discuss Borough business which, if conducted in public, would violate a lawful privilege or lead to the disclosure of confidential information protected by law.

IV. Public Comment – Restricted to Old Business and New Agenda Items (not tabled items)

V. New Business

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|----|---------------------------------------------|--------------|
| A. | Gettysburg Inner Loop (GIL) Phase B2 Update | Naugle |
| B. | PML Resolutions | Naugle/Gable |

Resolution #1-2019 Adoption of the National League of Cities (NLC) Policy & Advocacy Priorities

The resolution adopts/supports NLC's 2019 policy positions to 'rebuild and reimagine America's Infrastructure: Guiding Principle:

- Transforming Transportation.
- Preparing a Skilled Workforce.
- Improving Broadband Access.
- Ensuring Clean and Safe Water.
- Supporting Community Resilience.
- Investing in Infrastructure.

Resolution #2-2019 Post-Traumatic Stress Injury in First Responders

The resolution opposes/rejects the inclusion of post-traumatic stress in first responders as an occupational disease as the resulting costs to employers will be more harmful than helpful to the first responder community.

- Post-traumatic stress among first responders is recognized as a common ailment.

Borough of Gettysburg
Council Work Session Meeting Agenda
Monday, September 23, 2019 – 7:00 PM

- Providing first responders with the tools and support needed to address traumatic stress is a priority.
- House Bill 1459 of 2019 supports awareness of traumatic stress.
- House Bill 432 of 2019 defines traumatic stress within the Workers' Compensation system as an occupational disease presumed to have been caused by employment as a first responder.
- House Bill 432 shifts presumption burden to the employer to prove the injury is the result of some other activity outside work activities.
- House Bill 432 makes the injury uninsurable and cost-prohibitive from an underwriting standpoint.

Resolution #3-2019 Provision of Emergency Services

The resolution adopts/supports the final Senate Resolution 6 Report and will evaluate the resulting legislation on a case by case basis with a goal of supporting passage of the legislation whenever possible.

- A Commission was appointed to revisit the work of the 2005 Senate Resolution 60 Commission.
- Commission considered a comprehensive look at the crisis facing fire and emergency services which ultimately impacts the provision of public safety services.
- The Commission's report was released in 2018 with 27 recommendations (which some are listed here):
 - Revamping and expanding the Office of Fire Commissioner.
 - Offering volunteers post-secondary education credits and loan forgiveness.
 - Expanding recruitment and retention efforts.
 - Simplifying regionalization efforts.
 - Establishing basic levels of training.
 - Expanding on-line training.
 - Offering tax credits to employers who support employees who are volunteers.
 - Closing loopholes in the Foreign Fire Insurance Tax.

Resolution #4-2019 Firearm Regulation

The resolution adopts/supports the addition of three points to the League's existing five-point commonsense policy on firearm regulation:

- 1. Opposing legislation that punishes municipalities for enacting local firearm regulations,**
- 2. Supporting legislation requiring universal background checks, and**
- 3. Supporting legislation implementing an extreme risk protection order law.**
 - The NLC in 2007 adopted a resolution supporting common-sense firearm regulations.
 - Gun violence has continued unabated – victims across the nation killed by gun violence grows monthly.
 - Some municipalities have chosen to implement their own firearm regulations because the state has not addressed the issue.
 - Local action has prompted state legislation (Senate Bill 531 of 2019) that punishes municipalities for enacting local regulations.

Borough of Gettysburg
Council Work Session Meeting Agenda
Monday, September 23, 2019 – 7:00 PM

- Ongoing violence calls for action by state/federal government to implement barriers to gun-ownership to a person who is a threat to themselves or others and when a person illegally purchases or possesses a firearm.

Resolution #5-2019 Repeal of Pennsylvania's Separation Act

The resolution supports/adopts the repeal of the Pennsylvania Separations Act.

- The Act requires public entities to bid and award separate contracts for general construction, plumbing, heating and ventilating, and electrical work – for projects over \$4000.
- Current Act is antiquated and very costly to local governments.
- Private sector construction is not held to the same standard.
- Pennsylvania is one of only a few states still operating under the Separation Act.

Resolution #6-2019 Local Tax Collection Options

The resolution supports/adopts the local option for all forms of local government to eliminate the office of elected tax collector and appoint an alternative method for collection, such as a county treasurer, a private agency, or municipal employee.

- Current tax collections laws were created in the 1940s and are outdated.
- Local control of tax collection will help ensure better service.
- Helps reduce risk of malfeasance in tax collections and eliminates the need to find someone to run for the office of tax collector.

Resolution #7-2019 Mandated Elimination of Local Tax Liability

The resolution opposes mandated elimination of local taxes without providing an alternate tax of equal value.

- Local tax structure is archaic and no longer meets local needs.
- There is no menu of taxing options to meet needs of individual municipalities.
- Periodically, legislation is introduced to freeze or eliminate a tax liability of specific tax payers.
- Legislation does not provide a dollar for dollar tax replacement.

Resolution #8-2019 Beverage Container Deposit Recycling Program

The resolution supports the implementation of a Beverage Container Deposit Recycling Program to supplement curbside recycling and reduce litter. House Bill 1322 and Senate Bill 795.

- Successful programs in other states.
- Point of sale deposit fees returned to consumer when empties returned to retailer.
- Achieves 3 main objectives: captures large percentage of targeted containers; insures clean recycled items; and reduces litter.
- Market for recycled goods reduced by China's ban.
- Reduces recyclables going to landfills or waste-to-energy facilities.

Resolution #9-2019 Local Regulation of E-Scooters

The resolution opposes local preemption with a state law regulating e-scooters and micro-mobility devices. House Bill 631

Borough of Gettysburg
Council Work Session Meeting Agenda
Monday, September 23, 2019 – 7:00 PM

- Devices offer transportation flexibility and access to other modes of transit. Economical and on-demand.
 - Municipal concerns about proliferation of e-scooters.
 - Municipalities need to study how devices fit into current transit systems.
 - Safety and liability issues unresolved.
 - Local regulations necessary to meet local needs.
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Resolution #10-2019 Pennsylvania Health Care Plan

This resolution supports and calls for the PA General Assembly to enact a PA Healthcare Plan.

- 2013 Economic Impact Study by the University of Massachusetts economist Gerald Friedman found PA's healthcare is on unsustainable path.
 - Healthcare costs rising, consuming 7% of US median income in 2017.
 - Mid-income families spending on healthcare was 11.7% of income in 2017 – up 7.8% in last 10 years.
 - 52% of PA citizens support a single-payer system.
 - PA Healthcare Plan preserves private practice medicine and right to choose provider.
 - Plan would create cost savings – eliminate co-pays, deductibles, network fees; lower high admin costs of private plans; eliminate premiums and replace with 3% tax on adjusted gross income and 10% payroll tax; benefit municipalities, school districts, etc. by lower Workers Comp, vehicle insurance and liability insurance.
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Resolution #11-2019 Stormwater Management

The resolution calls on the PA General Assembly and Administration to make stormwater management a priority issue, as well as to work with local governments to develop a commonsense, effective and efficient stormwater management program.

- SW management is an important responsibility of government affecting water quality, floodplain management, infrastructure, public health and safety.
 - Compliance with state and federal mandates is confounding issue for local governments.
 - Confusing, changing and costly regulations.
 - Taxpayer dollars being directed at outcomes that are expensive and elusive.
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Resolution #12-2019 Autonomous Vehicles

The resolution urges the Commonwealth to partner with local government in preparation for autonomous vehicles on our roadways. It also opposes efforts to preempt local government regulation of autonomous vehicles on local roads.

- Technology has developed faster than society had been able to prepare.
 - Requires all levels of government to work together to make best use of technology, develop policy and regulations, and prepare infrastructure.
 - Potential for many benefits to Pennsylvanians.
 - Must preserve local authority, including planning authority and local rights-of-way management.
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Borough of Gettysburg
Council Work Session Meeting Agenda
Monday, September 23, 2019 – 7:00 PM

VI. Old Business

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|----|---------------------------------------------|--------------|
| A. | GARMA Request | Gable/Fissel |
| | • 3-hr. parking limit for short-term meters | |
| | • MOU | |
| B. | Broadway Construction Update | Naugle |
| C. | Plastic Bag Resolution | Naugle |

VII. Tabled Old Business

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|----|---------------------------------------------------------------|--------------------------------|
| A. | SALDO | (On Council Agenda for a Vote) |
| B. | PBS 2017-4 Sign Ordinance | (On Council Agenda for a Vote) |
| C. | PBS 2014-2 Revolving Loan Program | James/Gable |
| D. | PBS 2018-5 Cable Franchise Agreement Renewal | Gable |
| E. | HABPI Right-of-Way Agreement with Spectrakote | Naugle/HABPI |
| F. | PBS 2019-4 Loading and Unloading Zones | Fissel |
| G. | PBS 2019-1 LPP (Local Privilege Permits) Policies | Fissel |
| H. | Truck Restrictions/PennDOT Status Update | Naugle/Gable |
| I. | Mutual Aid Agreement (Gettysburg Borough/Cumberland Township) | |
| J. | Police Body/Dash Cameras | |
| K. | Plastic Bags Prohibition Petition | |
| L. | PBS 2018-3 Short Term Rentals | |
| M. | PBS 2019-9 Gettysburg Borough Community Center (Brown House) | |
| N. | PBS 2019-10 Food Trucks | Fissel |
| O. | Local Nondiscrimination Ordinance/Resolution | Naugle |

VII. Public Comment

IX. Adjournment

X. Executive Session

Borough of Gettysburg
Council Work Session Meeting Agenda
Monday, September 23, 2019 – 7:00 PM

XI. Projects Completed/Passed by Council in 2018/2019:

- PBS 2017-3 Parking
- Sexual Harassment and Discrimination Policy
- PBS 2016-27 Verizon Small Cell Sites
- Farmer's Market Request for Parking Relief
- EIT Collections Study – HR Bill #291
- Internship Program (APMM Charlie Sterner Internship Program)
- PBS 2017-1 LERTA
- Wireless Infrastructure Bill Opposition Resolution
- PML Resolutions
- PBS 2016-38 RFPs for Professional Services
- PBS 2017-2 ROR Rezoning
- PBS 2018-1 MS4 Funding
- Garden Club MOU
- FEMA Flood Plain Appeal Notification
- GBSWA/Borough Services Rendered Agreement
- Broadway Islands and Reconstruction Decisions
- Adams County Joint Comprehensive Plan
- GARA-Borough MOU
- RTK Amendments Petition
- DCNR GIL Phase 2B Grant Application
- PBS 2018-4 Chapter 15 Parking Revisions
- ABC Appointments – Process/Committee
- Broadway construction design options
- DCNR Grant Application for GIL Phase B2
- 75th Anniversary of D-Day Commemoration (June 6, 2019)
- PBS 2019-8 Sustainable Pennsylvania Community Certification
- PBS 2019-6 FY2018 General Fund Surplus
- PBS 2018-1 MS4 Funding (Illicit Discharge)
- Bridge BID Award Update (Check on references)
- Special Event Parking Rate – revise 2019 fee resolution
- FLAP Grant Application and Local Match
 - Gettysburg Gateway Connectivity Project (Baltimore Street)
- Borough Council Appointment to fill Charles Strauss' Seat
- PML Voting Delegates
- PBS 2018-1 MS4 Funding (Illicit Discharge Ordinance)
- West Broadway Islands Neighborhood Improvement District (WBINID)
- PBS 2014-3 Community Development Appropriations

XII. Projects/Initiatives Removed from Consideration or Disposed of by Council in 2018/2019:

- MS4 Opposition Resolution
- PBS 2018-2 RPP Petition – Johns Avenue
- PBS 2016-9 ADA Issues
- PBS 2016-3 RHA Parking Meters
- PBS 2014-3 Community Development Appropriations
- GNMP MOU for GARA Lawn Maintenance
- PBS 2016-32 Culp Street Closing Request
- AT&T Cell Tower
- Arts Council/Borough Mural Art – MOU
- End Cap Properties