

COUNCIL MEETING MINUTES SEPTEMBER 10, 2007

President Ted Streeter called the meeting to order at 7:30 PM with the following Councilors present: Ms. Holly Giles, Mr. Bill Monahan, Mr. John Murphy, Ms. Caroline Smith, Mr. Dick Peterson, Mr. Bob Miller, Mr. Mike Birkner and Mayor William Troxell. Mr. Jamie Fleet was absent. Staff present included Manager John Lawver, Borough Secretary Sara Stull, Solicitor Harry Eastman, Chief Joe Dougherty, Finance Director Mona Overton, Code Enforcement Officer Bea Savage and Planner Merry Bush.

Others present included Peter North, Gettysburg College, Darlene Brown and Laura Northup, ACHA/PICPI, Walt Tuchalski, GARMA, David Crouner, PLG, Gene Golden, borough vent, John and Judie Butterfield, 999 Sunset Avenue, Robert Krummerich, 125 W Broadway, Susan Naugle, 650 Red Patch, Maxine and Clodius Willis, 140 East middle Street, Alice Estrada, 435 Carlisle Street and Bill Heyser, Buford Avenue.

Representing the press were Scot Pitzer of the *Gettysburg Times* and Matt Casey representing the *Evening Sun*

Moved Mr. Murphy seconded Mr. Peterson to approve the agenda as presented. Motion carried unanimously.

Moved Mr. Murphy, seconded Mr. Miller to approve the August 13, 2007 minutes as presented. Motion carried unanimously.

Citizens in attendance:

Mr. Willis addressed council about concerns with motorcycle noise. He presented council with handouts and asked that they review and refer to other municipalities. Mr. Streeter referred Mr. Willis to the Safety Committee and Police Chief for further review.

Karl Mattson and David Crouner presented council with handouts for the upcoming Sister City Week events to be held September 28 thru October 5, 2007. The Sister City Committee is asking for the support of council and hope they can attend the festivities. He noted Project Gettysburg-Leon and the Borough celebrate 20 years of partnership with Nicaragua.

Gene Golden asked if prepared agendas could be put out in advance to citizens. He addressed concerns that everyone doesn't always get a chance to speak at the meetings. Mr. Birkner asked if citizens are able to speak later in the meeting if the issues pertain to them. Mr. Streeter answered yes citizens are allowed to speak during the meetings if the subject pertains to them. He suggested council discuss this at committee level to see what the desires of council may be. Ms. Giles suggested in January when council reorganizes they could make a decision at that time.

Mayor Troxell deferred recommending the official town slogan for Gettysburg until further review.

Moved Mr. Monahan, seconded Mr. Murphy to approve letter of intent from the Department of Community and Economic Development - Governor's Center for Local

Government Services requesting technical assistance in police management. Motion carried unanimously.

Mr. Streeter asked for an update on the planning changes. Ms. Overton responded they are nearly ready for council review and that a workshop should be scheduled in the near future.

Mr. Streeter announced a council workshop would be scheduled for Wednesday, October 3, 2007 at 4:00 pm in council chambers. He asked that HARB, Planning Commission and Tom Comitta, Architects be invited to the workshop. Mr. Streeter noted the public are welcome to attend but that there wouldn't be a public comment section at the workshop.

Mr. Streeter announced he would be attending the Healthy Adams County meeting on September 18th.

Ms. Smith reported she attended the Hazel Alley Group meeting.

Ms. Smith reported she met with Patty Lawson, Gettysburg College and a breakfast meeting is being planned for October 31st. She will keep council informed when the details are finalized.

Moved Ms. Giles, seconded Mr. Miller to adopt resolution approving the Rules and Regulations for the Civil Service Commission of the Borough of Gettysburg, as adopted by the Civil Service Commission at its meeting held on August 14, 2007. Motion carried unanimously.

Mr. Monahan commended Dave Sanders, Civil Service Committee Chairman and John Butterfield for all their hard work and time getting these regulations up to date.

Moved Ms. Giles, seconded Mr. Peterson to authorize the solicitor to prepare and advertise ordinance amending the ghost/walking tour ordinance. Motion carried unanimously.

Moved Mr. Murphy, seconded Mr. Peterson to approve all bills and payrolls for the month as presented. Motion carried unanimously.

Moved Mr. Murphy, seconded Mr. Peterson to authorize the solicitor to prepare and advertise ordinance amending the non-uniformed pension plan. Motion carried unanimously.

Mr. Monahan reported he met with Senator Punt and had a very successful meeting. They talked about issues pertaining to the amusement tax, CDBG, police radios, and REDDI project updates.

Moved Ms. Smith, seconded Mr. Monahan to adopt resolution authorizing the filing of a proposal for funds with the Department of Community and Economic Development in the amount of \$300,000 a year for a three-year period for the administration and implementation of a designated Elm Street Program. Motion carried unanimously.

Mr. Peterson asked that council include Bob Miller to the Elm Street Executive Committee. He felt all three 3rd WARD members should serve on this committee. Council agreed to this change.

Moved Ms. Smith, seconded Mr. Monahan to ratify execution by Theodore H. Streeter, President of Borough Council, John Murphy, Borough Council member, Edwin Peterson, Borough Council member and Robert Miller, Borough Council member of Elm Street Executive Committee letter of support for the implementation of the Elm Street plan as submitted to and approved by the Pennsylvania Department of Community and Economic Development. Motion carried unanimously.

After amending condition of paragraph 18, moved Ms. Smith, seconded Mr. Monahan to authorize Theodore H. Streeter, Borough Council President and Sara L. Stull, Borough Secretary to execute on behalf of the Borough of Gettysburg the Gettysburg Elm Street Program Implementation, Management and Administration Agreement with Pennsylvania Interfaith Community Programs, Inc. Motion carried unanimously.

Mr. Birkner asked if there would be a problem with Jake Yingling serving on the Elm Street committee since he lives out of town. He grew up in the 3rd WARD and would like to serve on the committee. Ms. Brown answered she didn't think there was a problem unless the state wouldn't permit someone out of town.

Ms. Smith reported she attended the Main Street executive meeting today and was asked by Bill Knough to excuse herself from the meeting. She said she is no longer to serve on this Board and asked Council President if he wished to appoint another council member. Ms. Smith said she was told she is not doing her job serving on Main Street but she feels she did a fine job.

Mr. Streeter responded there have been a lot of changes this past year with Main Street and that he has not received anything in writing about Ms. Smiths' removal from this Board.

Mr. Birkner pointed out there are "2 sides to this story" and it seems to be a clash between the parties. Council should wait to hear from Main Street before making any decisions.

Mr. Monahan commented this is painful especially since the Borough has donated over ½ million dollars over the years. He pointed out Main Street has decided to give up several programs that benefit the downtown area.

Mr. Streeter announced that council won't take any action at this time until we receive an official letter from Main Street.

Mr. Miller reported the Biser Fitness Trail is just about complete and looks great for anyone that hasn't seen it. The rededication is scheduled for Saturday, September 29th at 9:00 AM with a ceremony recognizing the Bisers.

Moved Mr. Peterson, seconded Ms. Smith to approve HARB consent agenda as presented. Motion carried with Mr. Monahan abstaining from the vote due to family affiliation.

Moved Mr. Peterson, seconded Mr. Murphy to reappoint Richard Waybright to the Gettysburg Area Industrial Development Authority for a five year term, expiring 2011. Motion carried unanimously.

Moved Mr. Peterson, seconded Mr. Miller to reappoint D. Richard Guise to the Gettysburg Area Industrial Development Authority for a five year term, expiring 2012. Motion carried unanimously.

Mr. Birkner reported the 10th draft of the zoning ordinance is available for review.

Moved Mr. Miller, seconded Mr. Peterson to approve the substitution of financial security for the completion of the required improvements for the Diggs-Monroe Washington Street Overlook Residential Development with said substituted financial security to be in the amount of \$49,314.10 in the form of an irrevocable letter of credit to be issued by Bank of Hanover and Trust Company conditioned upon the Borough's review and approval of the said irrevocable letter of credit. The Borough shall release the previously issued subdivision improvements land and material bond of Developers Surety and Indemnity Company upon receipt of the aforesaid irrevocable letter of credit properly issued by Bank of Hanover and Trust Company. Motion carried unanimously.

Solicitor Eastman explained to council that if they chose a slogan for Gettysburg anyone could use it that they couldn't trademark it.

Moved Mr. Murphy, seconded Mr. Miller to accept the J. P. Harris exoneration report for tax years 2003, 2004, 2005 and 2006. Motion carried unanimously.

Moved Mr. Peterson, seconded Mr. Miller to adopt resolution implementing the National Incident Management System (NIMS). Motion carried unanimously.

Moved Ms. Giles, seconded Mr. Birkner to authorize the Civil Service Commission to proceed to establish a promotional list for Sergeant and a new hire list for Patrolman. Motion carried unanimously.

After a brief executive session, Solicitor Eastman announced it was to discuss personnel issues.

With no further business moved Mr. Murphy, seconded Mr. Miller to adjourn the meeting at 9:40 PM.

Respectfully submitted,

Sara L. Stull
Borough Secretary