

**BOROUGH OF GETTYSBURG**  
**59 EAST HIGH STREET, GETTYSBURG, PA 17325**  
**COUNCIL MEETING MINUTES**  
**FEBRUARY 10, 2020**

President Jacob Schindel called the meeting to order at 7:00 PM with the following Councilors present: Vice President Wesley Heyser, Mr. Christopher Berger, Ms. Patricia Lawson, Mr. John Lawver, Mrs. Judith Butterfield and Mr. Matthew Moon. Staff present included: Mayor Theodore Streeter; Borough Manager Charles Gable; Borough Secretary Sara Stull; Borough Solicitor Harold Eastman, Puhl Eastman, and Thrasher; Police Chief Robert Glenn; Finance Director Nicolette James; Parking Manager Rebecca Fissel; Planning Director Carly Marshall; Director of Historic and Environmental Preservation Debra English; Public Works Director Robert Harbaugh; and Chad Clabaugh, Borough Engineer, C. S. Davidson, Inc.

Others present include: Deb Adamik, President of Main Street Gettysburg; Dave Crowner and Karl Mattson, Co-Presidents representing Project Gettysburg Leon; Jennie Dillon, GARMA member and owner of Artworks, 30 York Street; Andrea Lazarus, Harrisburg Area Community College (HACC)–Student Alliance for Equality SAFE, 731 Old Harrisburg Road; Sean Lazarus, Justice Works Youth Care, 247 Baltimore Street; Bailey Buttner, Harrisburg Area Community College (HACC)–Student Alliance for Equality SAFE, 731 Old Harrisburg Road; Janet Riggs, 30 West Broadway; Janet Hyde, President of Wellspan Gettysburg Hospital; Jeffrey Gabel, Founding Executive Director of Gettysburg Majestic Theater, 25 Carlisle Street; Roger Lund, The Christmas Haus, 9 Baltimore Street; Chad-Alan Carr, Gettysburg Pride President and Founder, 49 York Street; Chris Glatfelter, Executive Director of Adams County Arts Council; Timbrel Wallace, owner of Lark Gifts, 17 Lincoln Square; Mike Shestok, 264 Baltimore Street; Sue Cipperly 314 North Stratton Street; and Michael Wedlock, 38 East Stevens Street. Representing the press was Jim Hale with the *Gettysburg Times*; and filming by Community Media-ACCTV.

**President Schindel** announced that an executive session of the Borough Council was conducted immediately following the adjournment of the January 13, 2020 monthly general business meeting consistent with section 708(a)(1), section 708(a)(2) 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 meeting consistent with section 708(a)(1) of the Sunshine Act for the purpose of discussing a matter involving the possible promotion and appointment of a Borough employee and the terms and conditions of the public works foreman position.

**Moved Mr. Heyser, seconded Ms. Lawson to approve the February 10, 2020 agenda as presented. Motion carried unanimously.**

**Moved Mr. Heyser, seconded Mr. Berger to approve minutes of the Council Meeting of January 13, 2020 and the Council Work Session Meeting of January 27, 2020 after a name correction was made. Motion carried unanimously.**

### **Special Presentation**

**Mayor Streeter** presented a proclamation to Co-Presidents of Project Gettysburg/Leon (PGL) Dave Crowner and recognized Karl Mattson who was in the audience, marking the 30<sup>th</sup> anniversary of the Sister-City relationship with Leon, Nicaragua and the Borough of Gettysburg.

### **Public Comment**

**Jennie Dillon, GARMA member and owner of Artworks, 30 York Street** read a letter from a family member that grew up in Gettysburg recounted threats and ill-treatment on the basis of her orientation. This resulted in her decision to leave and not return to the place where she grew up. Ms. Dillon asked Council if Gettysburg is to be a great place for all residents and encouraged them to adopt the LGTBQ Ordinance.

**Janet Riggs, 30 West Broadway** who was the former Gettysburg College President, said that she supports the LGTBQ Community; and pointed out that the college adopted an anti-discrimination policy 30 years ago that has since enhanced the community. She said that it would send a “tremendous message” that the Borough is welcoming to all if an ordinance was adopted.

**Janet Hyde, Wellspan Gettysburg Hospital President** said that she supports protecting the LGTBQ Community stating that inclusion is “part of being a healthy community”. She said that the hospital adopted a nondiscrimination stance years ago in part to make sure that the workplace and community are open and supportive, which is key to recruiting and retaining health professionals.

**Jeffrey Gabel, Founding Executive Director of Gettysburg Majestic Theater, 25 Carlisle Street** supports the LGTBQ Community, and said that inclusion is good for business. He noted that many visitors and artists coming to town are spending money on hotels, restaurants, entertainment tax and parking revenues. They need to know that they are welcome and safe. Mr. Gabel said that an ordinance would help make others feel welcome and help the community to grow and prosper.

**Roger Lund, The Christmas Haus, 9 Baltimore Street** urged Council to make Gettysburg a welcoming place for everyone and said that an ordinance would be important.

He noted that when he travels, he always checks to see if they have an anti-discrimination ordinance so that he and his husband won't be turned away by bed-and-breakfast owners.

**Andrea Lazarus, Harrisburg Area Community College (HACC)–Student Alliance for Equality SAFE, 731 Old Harrisburg Road** said that “pockets of acceptance” are not enough for the susceptible populations such as students. She said that everyone needs to feel safe and encouraged Council to proceed with the LGBTQ Ordinance.

**Bailey Buttner, Harrisburg Area Community College (HACC)–Student Alliance for Equality SAFE, 731 Old Harrisburg Road** also encouraged Council to proceed with the LGBTQ Ordinance.

**Mike Shestok, 264 Baltimore Street** expressed his concern with the lack of communication between all parties involved with the parade funding.

**Sean Lazarus, Justice Works Youth Care, 247 Baltimore Street** said that he works with students and families, and that a LGBTQ Ordinance would provide the security that the youth need since they are at a heightened risk of homelessness and other problems.

#### **Finance Department**

**Moved Ms. Lawson seconded Mr. Heyser to approve all bills and payrolls for the month as presented. Motion carried unanimously.**

#### **Planning Department/Zoning/Code Enforcement**

**Planning Director Marshall** announced that the February 18<sup>th</sup> Planning Commission meeting has been cancelled.

**Moved Ms. Lawson seconded Mr. Moon to authorize the preparation for review and subsequent enactment of an ordinance amending and updating the Borough's Floodplains Ordinance, Chapter 8, of the Gettysburg Borough Code of Ordinances relative to compliance with federal and state floodplain management requirements consistent with the review of FEMA. Motion carried unanimously.**

**Moved Mrs. Butterfield seconded Mr. Moon to adopt a resolution appointing Larry G. Weikert as a member of the Zoning Hearing Board for a five (5) year term of office expiring in January 2025. Motion carried unanimously.**

**Moved Mr. Berger, seconded Mr. Lawver to adopt a resolution appointing Barry L. Bernas as a member of the Code Enforcement Appeals Board for a five (5) year term of office commencing on March 16, 2020 and expiring on March 15, 2025. Motion carried unanimously.**

**Moved Ms. Lawson seconded Mrs. Butterfield to adopt a resolution appointing Michael J. Birkner as an alternate member of the Zoning Hearing Board for a three (3) year term of office expiring in January 2023. Motion carried unanimously.**

### **Historical and Environmental Preservation**

**Moved Mr. Heyser, seconded Mr. Berger to approve and authorize the issuance of certificates of appropriateness for the following applications: COA 19-0117 major project, 236-238 W. Middle Street – Brock D. Grim (rescheduled 12/18/2019 HARB mtg) remove damaged wood soffit/fascia; COA 18-0120 major project, 217 N. Stratton Street – Katherine Crandall request for amendment to previously approved COA 18-0120 by Borough Council on 1/14/2019. During construction the applicant was unable to obtain approved materials and proposed modifications of materials mid-construction to their 720 sq. ft two-story garage, currently under roof and would like to amend siding style from traditional cedar shakes to solid wood shiplap with color to match house, change from windows in door to solid door and no windows in garage door, and addition of two second floor windows facing Stratton Street; COA 19-0121 major project, 60 Breckenridge Street – Nancy Worley complete interior and exterior renovations and change from a 4-apartment unit to a 3-unit (one being the owner utilized unit) with interior renovations for kitchen, bathrooms, and exterior renovations to include repair/replace exterior door, windows, front stoop, wood siding and repointing stone; COA 19-0122 major project, 2 Baltimore Street - Kadel LLC change materials from an ornate railing (approved on previous COA 18-0096/LU 18-0200 ) to a less ornate railing, construction of a handicap ramp within the right-of-way and revised entrance steps to the front door. Motion carried unanimously.**

**Moved Mrs. Butterfield, seconded Mr. Heyser to authorize the preparation for review and subsequent enactment of an ordinance amending Chapter 17, Part 4 of the Gettysburg Borough Code of Ordinances in order to replace the Gettysburg Borough Planning Commission with the Gettysburg Borough Storm Water Authority and to designate and authorize the Storm Water Authority to review, approve or disapprove stormwater management site plans under The Gettysburg Borough Stormwater Management Ordinance. Motion carried unanimously.**

### **Public Works Department**

**Robert Harbaugh, Public Works Director** gave the following report: East Broadway is open for public traffic with the following items yet to be completed: signage, pavement markings and planting of the rain gardens; Verti-Blocks have been ordered to begin repair work later in February on the Stevens Run Tiber; the crew is working with the Gettysburg Municipal Authority to repair a storm water pipe issue at Delap and Monument Alley.

## **Borough Engineer**

**Moved Mr. Berger, seconded Ms. Lawson to approve the full release of the remaining financial security, in connection with the Best Western Hotel Preliminary/Final Land Development Plan, in the amount of \$92,773.85, consistent with the certification letter by the Borough Engineer. Motion carried unanimously.**

**Moved Mr. Heyser, seconded Mr. Lawver to approve the full release of the financial security, in connection with the Preliminary/Final Subdivision and Land Development Plan for Penn Square Townhomes, in the amount of \$198,867.57 consistent with the permit expiration letter dated February 6, 2020. Motion carried unanimously.**

## **Police Department**

**Chief Glenn** reported that he intends to send all police officers to a crisis intervention training in Adams County. He said that it would take approximately three years for each officer to complete the training.

## **Borough Secretary**

**Moved Ms. Lawson, seconded Mr. Lawver to adopt a resolution for the purpose of declaring the intent of the Borough of Gettysburg to follow the schedules and procedures for disposition and management of records, as set forth in the Municipal Records Manual, as amended on March 28, 2019, issued for the Local Government Records Committee by the Pennsylvania Historical and Museum Commission, as authorized under the Municipal Records Act of the Commonwealth of Pennsylvania. Motion carried unanimously.**

**Moved Mr. Berger, seconded Mrs. Butterfield to authorize a COLA increase for retired police pensioner Douglas McKinney, to be paid from the Police Pension Plan effective January 1, 2020. Motion carried unanimously.**

**Moved Mr. Lawver, Mr. Heyser to adopt the ACNB Bank Corporate Authorization Resolution for approved signers for the Borough of Gettysburg. Motion carried unanimously.**

**Moved Ms. Lawson, seconded Mr. Heyser to appoint Nicolette D. James as a representative to the York Adams Tax Bureau and to appoint Tammy Murdorf as an alternate representative to the York Adams Tax Bureau. Motion carried unanimously.**

**Moved Mrs. Butterfield, seconded Ms. Lawson to appoint Nicolette D. James as a voting delegate to the Adams County Tax Collection Committee and to appoint**

**Tammy Murdorf as an alternate voting delegate to the Adams County Tax Collection Committee. Motion carried unanimously.**

### **Borough Manager**

**Manager Gable** reported that the U.S. Census Bureau letter requesting review and approval of the legal boundary for the Borough is correct and has been signed and returned by Mayor Streeter.

**Manager Gable** said that a letter was received from the Adams County Children's Advocacy Center in regard to Child Abuse Prevention Month. They are selling garden flags for \$25.00 in support of this cause. Council approved purchasing a flag to place in front of the Borough office.

**Manager Gable** reported that the Pioneer Railcorp is for freight movement and will not have scenic railway added to Gettysburg. He noted that the Borough is researching the property lines to determine the amount owed for their storm water invoice.

**Moved Mr. Moon, seconded Mrs. Butterfield to accept the sum of \$1,500.00 from the Gettysburg Joint Veterans Memorial Day Commission, the Event Sponsor of the 2019 Memorial Day Parade, in consideration of the third-party donation as an offset of \$792.75 to the Event Sponsor of the total special event permit fee of \$2,292.75 as previously invoiced by the Borough for the 2019 Memorial Day Parade. Motion carried unanimously.**

**Moved Mr. Berger, seconded Mrs. Butterfield to accept the amount of \$1,500.00 from the Gettysburg Joint Veterans Memorial Day Commission, the Event Sponsor, as the special event permit fee for the 2020 Memorial Day Parade. Motion carried unanimously.**

**Moved Ms. Lawson, seconded Mr. Berger to authorize the preparation of an anti-discrimination ordinance for the review and consideration of the Borough Council. Motion carried unanimously.**

**Councilman Heyser** said that he voted to advance the proposal due to the outpouring of public support of an ordinance. He expressed, however, his concerns about some of the model ordinances, and said that it should include language referring to the state and federal constitutions so that it would remain current in case there are any amendment or court rulings. Mr. Heyser also said that it's important for careful definition of what would constitute a violation of the ordinance, since people are not always aware if someone is a member of the LGBTQ Community.

## **Liaison Reports**

### **Main Street Gettysburg**

**Deb Adamik, President, Main Street Gettysburg** reported that another Long Long Dinner is being planned possibly for September. She said that a spring BINGO is also being planned with a date to be determined.

### **GARA**

**Councilman Schindel** reported that the upcoming bus trips can be found on GARA's Website [info@gettysburgrecpark.com](mailto:info@gettysburgrecpark.com).

### **Adams County Transportation Planning Organization**

**Councilwoman Butterfield** read the following report regarding the Gettysburg Regional Airport: Robin Fitzpatrick and the Commissioners have been working with the Gettysburg Aviation Advocacy Corporation (GAAC) for more than a year as related to the revitalization of the Gettysburg Regional Airport. The Susquehanna Area Regional Airport Authority (SARAA) owns the property.

FAA provides \$150,000 in grant funding to the site annually. The money doesn't have to be spent annually, and it can be 'saved' and used for a larger planned project. The existing fuel tank is divided into two compartments. It is very old and will likely need to be replaced for a number of reasons. The goal is to have a fixed-base operator that will work on site full time. That cannot happen until there is a revenue stream from the sale of fuel. There is also a plan to build new hangars. SARAA has agreed to pay for costs associated with sitework. GAAC will pay for construction of the building(s). Ms. Fitzpatrick said "I am more optimistic about this effort than I have ever been. SARAA is working more collaboratively with us than ever. Historically the relationship between the locals and SARAA has been strained to say the least."

### **Trail Feasibility Study**

**Councilman Berger** reported that the results of a trail study connecting Gettysburg to Emmitsburg, MD, were presented recently at the Gettysburg Area Recreation Authority (GARA) with approximately forty people in attendance. Healthy Adams Bicycling Pedestrian Inc. (HABPI), GARA and other partners have been working for years to find a multi-use trail route which would be part of the 250-mile Grand History Loop. He said that they are moving ahead, but that it would take years to complete this project.

### **Public Comment**

**Sue Cipperly 314 North Stratton Street** announced that the next meeting of Home In Adams County will be held on February 27<sup>th</sup> at 8:00 AM and suggested that a Council

member attend these meetings. She said that this community engagement initiative was formed to address the ongoing issues of severe shortages of affordable housing, transportation options, and stagnant wages.

Councilwoman Butterfield plans to attend these meetings and will be the liaison for Borough Council.

**Andrea Lazarus, Harrisburg Area Community College (HACC)–Student Alliance for Equality SAFE, 731 Old Harrisburg Road** thanked Council for their work, and said that she would be available to help with the LGBTQ Ordinance.

**Moved Mr. Lawver seconded Ms. Lawson, to adjourn the meeting to an executive session at 8:55 PM. Motion carried unanimously**

Respectfully submitted,

Sara L. Stull  
Borough Secretary