

**BOROUGH OF GETTYSBURG**  
**59 EAST HIGH STREET, GETTYSBURG, PA 17325**  
**COUNCIL MEETING MINUTES**  
**JULY 8, 2019**

President Susan Naugle called the meeting to order at 7:00 PM with the following Councilors present: Vice President Jacob Schindel, Mr. Wesley Heyser, Mr. Christopher Berger, Mr. John Lawver and Mr. Charles Strauss. Ms. Patricia Lawson was absent. Staff present included: Mayor Theodore Streeter; Borough Manager Charles Gable; Borough Secretary Sara Stull; Borough Solicitor Harold Eastman, Puhl Eastman & Thrasher; Police Chief Robert Glenn; Finance Director Nickie James; Interim Parking Manager Becka Fissel; Robert Harbaugh, Public Works Director; and Chad Clabaugh, Borough Engineer, C. S. Davidson, Inc.

Others present include: Deb Adamik, President, Main Street Gettysburg; Kayla Repasky, Miss Pennsylvania and Ralph Serpe, Adams County Community Foundation. Representing the press was Jim Hale with the *Gettysburg Times* and filming by Community Media-ACCTV.

**President Naugle** announced that an executive session of the Borough Council was held immediately following the June 24, 2019 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.

**President Naugle** announced that 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), 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 and/or former employees of the Borough; (2) to receive information and discuss the possible acquisition or lease of real property by the Borough; (3) to consult with its solicitor and other professional advisors regarding information and strategy in connection with litigation filed in the Adams County Court of Common Pleas to Docket No. 19-S-206 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.

**Moved Mr. Lawver, seconded Mr. Schindel to approve the July 8, 2019 agenda as presented. Motion carried unanimously.**

**Moved Mr. Berger, seconded Mr. Schindel to approve the Council Meeting Minutes of June 10, 2019, the Council Public Hearing and Council Work Session Meeting Minutes of June 24, 2019. Motion carried unanimously.**

### **Special Presentation**

Mayor Theodore Streeter presented a Proclamation and Key to the Borough to Miss Pennsylvania Kayla Repaski recognizing her year in office. He noted her work as state ambassador, raising funds, anti-bullying activities, and visiting hospitals for the Pennsylvania Miracle Network.

**There was no public comment at this time.**

#### **Finance Department**

**Moved Mr. Lawver seconded Mr. Schindel to approve all bills and payrolls for the month as presented. Motion carried unanimously.**

**Moved Mr. Schindel, seconded Mr. Strauss to approve the transfer of \$69,096.35 from the Capital Projects Checking to the CDBG checking account. Motion carried unanimously.**

**Moved Mr. Schindel, seconded Mr. Berger to authorize Borough Council President Susan C. Naugle to endorse a letter to the Honorable John Joyce in support of HR 2772, the Investing in Our Communities Act. Motion carried unanimously.**

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

**Moved Mr. Heyser seconded Mr. Schindel to accept the recommendation of the Gettysburg Historic Architectural Review Board (HARB) following its review on Wednesday, June 19, 2019 of the following application and for the Borough to grant a Certificate of Appropriateness in the following matter: COA-19-0050, 147 Buford Avenue – Mike Coldsmith to convert a single-family dwelling into a two-unit commercial transient retail rental property, to add a two-story rear addition, and to replace a door, windows, shutters and deck railing, as presented to HARB. Motion carried unanimously.**

**Moved Mr. Berger seconded Mr. Schindel to enact an ordinance amending and updating Chapter 5, Part 2 of the Gettysburg Borough Code of Ordinances in order to adopt the International Property Maintenance Code, 2015 Edition, as the Property Maintenance Code of the Borough of Gettysburg. Motion carried unanimously.**

**Moved Mr. Heyser seconded Mr. Strauss to authorize the preparation and publication for subsequent enactment of an ordinance amending the Official Zoning Map of Gettysburg Borough, Adams County, Pennsylvania, for purposes of reclassifying and rezoning certain parcels of real property identified as Adams County Tax Parcel ID No. 16010-0304---000, the eastern portion of Adams County Tax Parcel ID No. 16010-0300--000 located on the eastern side of Schoolhouse Alley, and Lot 2 of an approved Final Minor Subdivision Plan, in order to remove the same from the INS-1 Institutional-1 District and to reclassify, rezone and add said parcels of real property to the RO Residential Office District. Motion carried unanimously.**

**Moved Mr. Heyser seconded Mr. Schindel to set and authorize the advertisement of public participation hearings for the Borough's 2019 Community Development Block Grant (CDBG) Program to be held on Monday, August 26, 2019 and on Monday, September 9, 2019, with each public hearing to commence at 6:30 PM. Motion carried unanimously.**

#### **Parking Department**

**Moved Mr. Berger seconded Mr. Schindel to authorize C.S. Davidson, Inc., the Borough's engineers, to conduct an engineering/traffic investigation and to prepare a report thereon relative to the proposed modifications and removal of public parking on the north side of West Broadway. Motion carried unanimously.**

**Moved Mr. Strauss seconded Mr. Schindel to authorize the preparation and publication for subsequent enactment by the Borough Council of an ordinance amending Chapter 15, Part 3, Section 305 of the Gettysburg Borough Code of Ordinances in order to add the north side of West Broadway between College Avenue and Carlisle Street as a location where parking is prohibited at all times; amending Chapter 15, Part 8, Section 801 of the Code of Ordinances in order to remove West Broadway as a designated snow emergency route; and amending Chapter 15, Part 10, Section 1003.1 of the Code of Ordinances in order to remove an area on West Broadway from the Borough's residential parking permit system and program. Motion carried unanimously.**

**Moved Mr. Schindel seconded Mr. Strauss to authorize the preparation and publication for subsequent enactment by the Borough Council of an ordinance amending Chapter 15, Part 8, Section 801 of the Gettysburg Borough Code of Ordinances in order to remove certain areas of South Washington Street and South Street as parts of designated snow emergency routes. Motion carried unanimously.**

**Moved Mr. Schindel seconded Mr. Berger to authorize the preparation of a resolution for the purpose of approving the sale of surplus Gettysburg Borough parking equipment for an estimated fair market value of less than \$2,000.00 pursuant to section 1201.2 and section 1201.3 of the Borough Code. Motion carried unanimously.**

#### **Public Works Department**

Director Harbaugh reported that the department is scheduled to begin milling on West Broadway and continue to East Broadway on July 17<sup>th</sup>. They will move to King Street on July 24<sup>th</sup> to begin milling.

#### **Borough Engineer**

**Moved Mr. Strauss seconded Mr. Schindel to approve Application for Payment No. 1-Final to Kinsley Construction for the Stratton Street Paving Contract in the amount of \$235,453.64. Motion carried unanimously.**

Councilman Lawver expressed his concern that the drain covers weren't lowered enough and still need to be corrected. He noted that it can cause damage to vehicles driving

on Stratton Street. Chad Clabaugh responded that E.K. Services was the contractor for that portion of the project, not Kinsley Construction. He'll contact E.K. Services to correct that issue.

**Moved Mr. Berger seconded Mr. Schindel to approve Change Order No. 2 for installing an inlet top to C.E. Williams and Sons for the King Street Stormwater Improvements in the amount of \$450.00. Motion carried unanimously.**

**Moved Mr. Heyser seconded Mr. Schindel to approve Application for Payment No. 3-Final to C.E. Williams and Sons for the King Street Stormwater Improvements Contract in the amount of \$1,450.00. Motion carried unanimously.**

**Moved Mr. Heyser seconded Mr. Lawver to authorize the final release of public improvements financial security for the Gettysburg College CUB and the Gettysburg College Welcome Center projects consistent with the certification letters issued by C.S. Davidson, Inc., the Borough Engineers, on July 2, 2019. Motion carried unanimously.**

#### **Police Department**

**Moved Mr. Berger seconded Mr. Schindel to adopt a resolution authorizing the disposal and sales of surplus Gettysburg Borough Police Department personal property of an estimated fair market value of less than \$2,000.00 pursuant to section 1201.2 of the Borough Code. Motion carried unanimously.**

#### **Borough Manager**

Manager Gable reported that the Storm Water Authority video is now on the Borough Website at [www.gettysburgpa.gov](http://www.gettysburgpa.gov) for residents to view. He noted that the invoices are scheduled to be mailed to all property owners on July 15<sup>th</sup>.

Manager Gable announced that a petition was received by the Broadway residents to establish a Neighborhood Improvement District (NID).

**Moved Mr. Schindel seconded Mr. Lawver to adopt a resolution to renew the Borough's participation in the National Park Service's Certified Local Government (CLG) Program and to authorize Susan C. Naugle, President of Borough Council, and Sara L. Stull, Borough Secretary, to execute and deliver a Certification Agreement with The Pennsylvania Historical and Museum Commission and any other such necessary agreements or documents with the Pennsylvania State Historic Preservation Office in connection with the renewal of the Borough's designation as a Certified Local Government. Motion carried unanimously.**

**Moved Mr. Heyser seconded Mr. Schindel to authorize the solicitor to prepare an ordinance for subsequent enactment for the purpose of amending Chapter 1, Part 6.C. of the Code of Ordinances of the Borough of Gettysburg in order to expand the jurisdiction of the Code Enforcement Appeals Board to determine appeals filed relative to the enforcement of the ordinance prohibiting illegal discharges into and illicit connections to**

**the storm drain systems, the storm sewer systems and the water courses in the Borough of Gettysburg. Motion carried unanimously.**

#### **Borough Secretary**

**Moved Mr. Heyser seconded Mr. Schindel to provide notification to the Civil Service Commission of the Borough of Gettysburg to request the Commission's certification of an eligibility list for the position of entry-level patrol officer. Motion carried unanimously.**

**Moved Mr. Schindel seconded Mr. Berger to authorize a COLA increase for retired police pensioner William Laughman, to be paid from the Police Pension Plan effective June 1, 2019. Motion carried unanimously.**

**Moved Mr. Berger seconded Mr. Schindel to authorize a COLA increase for retired police pensioner Walter Gliem, to be paid from the Police Pension Plan effective June 1, 2019. Motion carried unanimously.**

#### **Liaison Reports**

##### **Main Street**

**Deb Adamik** announced that an informational meeting is scheduled for Tuesday, July 9<sup>th</sup> at 7:30 PM in Council Chambers for Baltimore Street project updates. Anyone is invited to attend and noted that it will be beneficial to all residents and businesses. A meeting is scheduled on Thursday, July 18<sup>th</sup> at the Heritage Center to update merchants about the upcoming Gettysburg Christmas Festival.

##### **Gettysburg Area Recreation Authority**

**Councilman Schindel** said that the Board discussed the possibility of dedicating and placing a bench at the park in recognition of outgoing Board members.

##### **Gettysburg Municipal Authority**

**Council President Naugle** reported that the Board discussed options for continuing with the current application or withdrawing and resubmitting a new application with the SRB Commission in regards to seeking an interconnection with York Water Company. They will continue to review and discuss this at another meeting. The study was completed for the Interceptor Phase II Replacement, and are pending survey results.

##### **Planning Commission**

**Councilman Strauss** reported that the Planning Commission is reviewing and gathering information on the Sidewalk Ordinance. He noted that Board members recently

walked the streets to review sidewalks. A report will be submitted to Council when completed, noting that it will take a few months.

#### **Adams Overdose Awareness Task Force**

**Councilman Strauss** encouraged a member of Council to replace him and continue serving on the task force. The next meeting is on Tuesday, July 16<sup>th</sup> from 11:30 AM to 1:00 PM at the Adams County Human Service Building.

#### **Trail Feasibility Study**

**Christopher Berger** handed out a brochure with information on the Pentagon Memorial Trail Circuit.

**Manager Gable** announced that a show will be filmed in Gettysburg, noting that the square and one-block from the square each way will be closed on July 30<sup>th</sup> from 9:00 AM to 11:00 AM.

**Moved Mr. Schindel, seconded Mr. Lawver to accept the resignation of Charles T. Strauss as a member from the elective office of member of Borough Council of the Borough of Gettysburg representing the 3rd Ward of the Borough of Gettysburg due to his termination of residency from the 3rd Ward effective on July 15, 2019. Motion carried unanimously.**

**There was no public comment at this time.**

**Moved Mr. Schindel, seconded Mr. Heyser to adjourn the meeting at 8:15 PM to an executive session. Motion carried unanimously**

**President Naugle dismissed the meeting at 8:35 PM.**

Respectfully submitted,

Sara L. Stull  
Borough Secretary