

BOROUGH OF GETTYSBURG
59 EAST HIGH STREET, GETTYSBURG, PA 17325
COUNCIL MEETING MINUTES
SEPTEMBER 9, 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 Mrs. Judith Butterfield. Ms. Patricia Lawson was present via telephone. Staff present included: Mayor Theodore Streeter; Borough Manager Charles Gable; Borough Secretary Sara Stull; Borough Solicitor Harold Eastman, Puhl Eastman & Thrasher; Police Chief Robert Glenney; 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; Jennifer CruverKibi, CPA, MaherDuessel, 3003 North Front Street, Suite 101, Harrisburg, PA; Chad-Alan Carr, President Gettysburg Pride, 49 York Street; Jason Goodman, Executive Director of Pennsylvania Youth Congress, 413 Walnut Street, Harrisburg, PA; Jacqueline White, Dobbin House, 89 Steinwehr Avenue; Wendy Allen, Lincoln Into Art Gallery, 329 Baltimore Street; Andrea Lazarus, Harrisburg Area Community College, 731 Old Harrisburg Road; George Lia, Gettysburg Pride; and Tammy Murdorf, Borough Finance Assistant. Representing the press was Jim Hale with the *Gettysburg Times*; and filming by Community Media-ACCTV.

President Naugle announced that a Public Hearing will be held on Monday, September 23rd at 6:30 PM for the purpose of receiving public comment from affected property owners of the West Broadway Islands Neighborhood Improvement District.

President Naugle announced that tickets are available for the upcoming Long, Long, Long, Dinner Party on Friday, October 4th, to benefit the Baltimore Street Revitalization project. Anyone interested can contact Main Street Gettysburg for information.

President Naugle said that volunteers are needed for the Playground Build at the Gettysburg Area Recreation Park on Thursday, October 3rd. Anyone interested can contact the Borough office or Main Street for information.

President Naugle announced that an executive session of the Borough Council was conducted immediately following the adjournment of the August 26, 2019 work session consistent with section 708(a)(1), 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, 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.

Moved Mr. Schindel, seconded Mr. Lawver to approve the September 9, 2019 agenda as presented. Motion carried unanimously.

Moved Mr. Berger, seconded Mr. Schindel to approve the Council Meeting Minutes of August 12, 2019 as presented.

Moved Mr. Lawver, seconded Mr. Schindel to approve the Council CDBG Public Hearing and Council Work Session Meeting Minutes of August 26, 2019 as presented. Motion carried unanimously.

Special Presentation

Chad-Alan Carr, President Gettysburg Pride and Jason Landau Goodman, Executive Director of Pennsylvania Youth Congress – Presentation on behalf of Gettysburg Pride

Chad-Alan Carr, President Gettysburg Pride encouraged Council to enact an ordinance to protect the LGBTQ community's civil rights. He said that failing to act on this would create a perception that the Borough is allowing discrimination, and by adopting an ordinance would show "all are welcome here, and all are loved here." Mr. Carr said that it would also send a message to the legislators in Harrisburg. He pointed out the recent Pride march showed that the local support is "growing very strong, very fast."

Jason Landau Goodman, Executive Director of Pennsylvania Youth Congress gave a presentation on local LGBTQ Nondiscrimination Protections in Pennsylvania. He said that local action is needed because the state law doesn't protect people from being denied employment or housing because they are LGBTQ. He said that there are more than fifty Pennsylvania communities that have adopted a non-discrimination ordinance. Mr. Goodman said that he is a member of the advisory Pennsylvania Commission on LGBTQ Affairs that was created this month by executive order of Governor Tom Wolf.

Councilwoman Lawson said that she supports Gettysburg Pride and suggested that Council discuss their concerns at a future work session meeting.

Councilman Heyser expressed concern that with the legal interpretations continually changing, Council would need to continue updating an LGBTQ ordinance. He said that citing the principle of “religious neutrality,” he doesn’t want the Borough to “end up in a litigation nightmare.”

Council President Naugle said that Council will discuss an LGBTQ ordinance at a Council Work Session meeting.

Jennifer CruverKibi, CPA with MaherDuessel – Present Annual Audited Financial Statements for the year ending December 31, 2018

Jennifer CruverKibi, CPA with MaherDuessel presented Council with the Annual Audited Financial Statements for the year ending December 31, 2018. Ms. CruverKibi reported that it is an “unmodified” opinion, prepared in accordance with Generally Accepted Accounting Principles. She gave a presentation summarizing the financial statements. Ms. CruverKibi gave a brief summary of the management letter which discloses any findings and recommendations for Borough Council. The audit information presented is located on the Borough Website at www.gettysburgpa.gov.

Mayor Streeter and Chief Robert Glenny – Award Presentation for Meritorious Service Commendations for Life Saving to Police Officers Shannon Hilliard, Kevin McDonald and Douglas Fishel.

Mayor Streeter read a proclamation that praised the officers for their life-saving actions for a “lifeless male in cardiac arrest” due to an opioid overdose. They were able to provide CPR and administered Narcan, which reverses such overdoses. Thanks to their training and experience the victim “regained a pulse and began to breathe on his own.”

Chief Glenny announced that the Pennsylvania DUI Association recently awarded its Top Gun Award to Officer Hilliard for four consecutive years.

Chief Glenny announced that Officer Bo Taylor was recently awarded the Law Enforcement Award from the Optimist Club of Gettysburg. The award is for distinguished and dedicated service advancing respect for the law objective of Optimist International.

Public Comment

Andrea Lazarus, Harrisburg Area Community College, 731 Old Harrisburg Road, and George Lia, Gettysburg Pride both spoke in support of the LGBTQ community and encourages Council to enact an ordinance.

Finance Department

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

Planning Department/Zoning/Code Enforcement/HARB

Moved Mr. Schindel, seconded Mr. Berger to approve and authorize the issuance of Certificates of Appropriateness for the following applications: COA-19-0059, 154–160 East Middle Street – Steven Nevada for replacement of 24 windows, the covering of 4 windows, and the installation of vinyl siding on the east and west facades of the building; COA-19-0078, 154–160 East Middle Street – Steven Nevada for the installation of an automatic garage door without alterations to the garage structure; COA-19-0073, 221 South Washington Street – Rich and Nancy Taylor for the installation of a custom classic full-view painted almond color aluminum storm door in the existing front entry opening; COA-19-0067, 205 Buford Avenue - Jeanne Shriner for the installation of a standing-seam metal roof consistent with the Secretary of the Interior guidelines for roof replacement in the Historic District; COA-19-0038, 688–690, 696–698, 700–702 South Washington Street – Jacqueline White for demolition of three (3) structures subject to certain conditions, including details for the proposed replacement parking garage structure, prior to the issuance of a demolition permit; COA-19-0050, 712 South Washington Street – Jacqueline White for demolition of a structure subject to certain conditions, including details for the proposed replacement parking garage structure, prior to the issuance of a demolition permit; COA-19-0076, 249 York Street - Frank Pizzuto, Edward Jones for the removal of existing bay windows and the installation of new windows and stone wainscoting below the windows; COA-19-0077, 135 Buford Avenue – Bryan Coleman for the installation of new windows, siding and doors, but excluding the front façade railing and spindle system; as set forth in the minutes of the August 21, 2019 meeting of the Historic Architectural Review Board (HARB) consistent with the findings and recommendations of HARB as set forth in its meeting minutes. Motion carried unanimously.

Council President Naugle addressed her concern with building a parking garage near the hospital parking lot, noting that Gettysburg needs more housing facilities.

Councilman Heyser pointed out that building a parking garage would help to limit people or businesses from putting in large parking lots.

Parking Department

Interim Parking Manager Becka Fissel gave the following report: Three-quarters of the Residential Parking Permits (RPP) have been renewed; new parking garage sign was installed on Carlisle Street; and provided a comparison of 2018 and 2019 parking ticket violations for August, noting that it went from 600 to 1341 total for 2019 violations.

Public Works Department

Robert Harbaugh, Public Works Director gave the following report: East Broadway storm drains were delivered, and C.E. Williams began installing them; Gettysburg Municipal Authority continues to work on West Broadway restoring the water line trenches; they will begin preparing to install new curbing on both East and West Broadway once the storm drains are completed.

Borough Engineer

Chad Clabaugh, Borough Engineer gave the following report: The East Broadway Project is on schedule; the GARA fill site is almost full; once it's full the site will be ready for grading and seeding; and the CDBG Curb Ramp Replacement claim against the contractor has been resolved.

Moved Mr. Lawver, seconded Mr. Schindel motion to authorize the Borough Engineer to submit the MS4 annual report to DEP. Motion carried unanimously.

Chad gave a brief overview of the West Broadway Parking Restriction Study between College Avenue and Carlisle Street for parking modifications and removal.

Moved Mr. Schindel, seconded Mr. Heyser to approve engineering/traffic investigation study and report, issued by C.S. Davidson, Inc., the Borough engineers, relative to proposed modifications and removal of public parking on the north side of West Broadway between Carlisle Street and College Avenue. Motion carried unanimously.

Police Department

Chief Glenny praised Officer Bo Taylor for his community outreach efforts which included giving tours of the police department and doing "a wonderful job humanizing the police department on Facebook."

Chief Glenny said that the police department has received many comments and requests for the Mounted Police Unit. He noted that the Gettysburg College Freshman Walk was the first time they were used; and that it went very well.

Borough Secretary

Moved Mr. Berger, seconded Mr. Heyser to authorize a COLA increase for retired police pensioner Kevin Wilson, to be paid from the Police Pension Plan effective August 1, 2019. Motion carried unanimously.

Borough Manager

Manager Gable gave a presentation on the upcoming Pennsylvania Municipal League (PML) Annual Summit to be held in Gettysburg October 3 - 6. He explained the multiple street closures, detours, parking, security, refuse and comfort stations, noting that Gettysburg will be crowded due to numerous simultaneous events that will be occurring. Manager Gable said that ticket sales have been going well for the Long, Long, Long, Long Dinner Party scheduled for Friday, October 4, 2019.

Moved Mr. Schindel, seconded Mr. Heyser to authorize the execution and delivery of a Cooperation Agreement by and between the County of Adams and the Borough of Gettysburg for the Fiscal Year 2019 Community Development Block Grant Program Administration. Theodore H. Streeter, Mayor, Charles R. Gable, Borough Manager, Susan C. Naugle, President of Borough Council, and Sara L. Stull, Borough Secretary, are hereby authorized to execute, attest and deliver the Cooperation Agreement. Motion carried unanimously.

Moved Mr. Schindel, seconded Mr. Heyser to adopt a resolution authorizing the submission of an application for 2019 Community Development Block Grant Funds to the Pennsylvania Department of Community and Economic Development. Motion carried unanimously.

Moved Mr. Schindel, seconded Mr. Heyser to ratify the execution, delivery and recordation of a Deed of Consolidation and Confirmation for the real property comprising the Gettysburg Recreation Park, as required by the Pennsylvania Department of Conservation and Natural Resources. Susan C. Naugle, President of Borough Council, and Sara L. Stull, Borough Secretary, are authorized and their acts are hereby ratified, in the execution, attestation and delivery for recordation of the Deed. Motion carried unanimously.

Moved Mr. Heyser, seconded Mr. Schindel to ratify the nomination and submission of Susan C. Naugle, as the Borough's voting delegate, and Patricia A. Lawson, as the Borough's alternate voting delegate, for the Resolutions Committee at the 2019 Pennsylvania Municipal League Annual Summit. Motion carried unanimously.

Liaison Reports

Main Street

Deb Adamik announced that Main Street continues to sell tickets for the Long Long Long Dinner Party scheduled for October 4th. She applauded Wendy Heiges and team members for all their work in planning this event. Mrs. Adamik also thanked Max Felty, Gettysburg Tours, Inc. for sponsoring the bus shuttles for the event, and her husband for all his help.

Mrs. Adamik reported that she met with Ms. Kristina Yeager, Department of Community and Economic Development (DCED) and gave her a tour of the economic development area. She noted that Secretary Dennis Davin, DCED had to reschedule her visit until October 17th.

Gettysburg Area Recreation Authority

Councilman Schindel reported that GARA will be managing and operating the ice rink during the Borough's Winterfest; Director Dwyer will be attending the Cumberland Township meeting to give a presentation on needs; and the youth football and fall baseball programs have begun.

Gettysburg Municipal Authority

Council President Naugle reported on the following: the Board approved building an addition to its building due to the need for more office space; letters were sent to commercial property owners regarding the installation and testing of the backflow prevention assembly, noting that they must use certified plumbing contractors; still waiting approval from the FAA study for the water tanks; and GMA renewed its electricity contract.

Council Comments

Mayor Streeter announced the next Adams County Boroughs Association meeting will be held on Monday, September 16th at 6:15 PM at the Pike Restaurant.

Councilwoman Butterfield announced that the Borough electronic recycling is scheduled for Saturday, September 21st from 10-11 AM. Anyone interested in volunteering should contact her.

There were no public comments at this time.

Moved Mr. Schindel, seconded Mr. Heyser to adjourn the meeting at 9:05 PM to an executive session. Motion carried unanimously

President Naugle dismissed the meeting at 10:10 PM.

Respectfully submitted,

Sara L. Stull
Borough Secretary