

COUNCIL MEETING MINUTES
JANUARY 3, 1994

Mrs. Simpson called the meeting to order at 7:30 P.M. with the following Councilors present: Mr. Schmitt, Mr. Troxell, Mr. Zellner, Mrs. Gustafson, Ms. Giles, Mr. Eline, Mr. Murphy and Mr. Kreisher. Also in attendance were Mayor Linn, Chief Gantz, Manager Sterner, Donald Oyler, Mr. Lawver, Mr. Weikert, Mr. Little, Dr. Powell, and Mr. Persson. Representing the Press: Lucy Basalla of the Gettysburg Times and Sharon Hare of the Hanover Evening Sun.

Moved Mr. Schmitt, seconded Mr. Troxell to approve the agenda as presented. Motion carried.

Moved Mr. Schmitt, seconded Ms. Giles to approve the minutes of December 13 as presented. Motion carried.

Mrs. Simpson turned the meeting over to Mayor Linn who determined that there was a quorum present, and that all Councilors were properly sworn in.

Moved Mr. Zellner, seconded Mr. Schmitt that Mrs. Simpson be nominated for President. Motion carried unanimously.

Moved Mr. Troxell, seconded Mr. Zellner that Mr. Schmitt be nominated for Vice President. Motion carried unanimously.

With the election of officers complete, Mayor Linn returned the gavel to the newly re-elected Council President, who proceeded with the reorganization meeting of Council.

Moved Mr. Troxell, seconded Mr. Schmitt to appoint Charles W. Sterner as Borough Manager-Treasurer and set bond at \$40,000. Borough to pay premium. Motion carried unanimously.

Moved Mrs. Gustafson, seconded Ms. Giles to appoint Sara L. Weaver as Borough Secretary. Motion carried unanimously.

Moved Ms. Giles, seconded Mr. Troxell to appoint Donald G. Oyler as Solicitor. Motion carried unanimously.

Moved Mr. Murphy, seconded Mr. Zellner to appoint John D. Lawver as Assistant Borough Manager-Treasurer, Highway Superintendent, Fire Marshall, and Emergency Management Director, bond at \$40,000. Borough to pay premium. Motion carried unanimously.

Moved Mr. Kreisher, seconded Ms. Giles to appoint PNC Bank as depository for all funds except Police Pension Fund and payroll account. Police Pension and payroll depository to be the Adams County National Bank. Motion carried unanimously.

Moved Mr. Eline, seconded Mrs. Gustafson to appoint Frederick A. Gantz as Chief of Police. Motion carried unanimously.

Moved Mr. Zellner, seconded Mr. Schmitt to appoint Larry E. Weikert as Code Enforcement Officer. Motion carried unanimously.

Moved Mr. Troxell, seconded Ms. Giles to appoint William Little as Parking Manager. Motion carried unanimously.

Moved Mrs. Gustafson, seconded Mr. Troxell to appoint Dr. Walter L. Powell as Grants Manager and Historic Preservation Officer. Motion carried unanimously.

Moved Mrs. Gustafson, seconded Mr. Schmitt to appoint the firm of Sturgill, Rager, & Lehman, CPA, as auditors for the Borough. Motion carried unanimously.

Moved Mr. Murphy, seconded Mrs. Gustafson to appoint the firm of C.S. Davidson as Borough Engineer. Motion carried unanimously.

Moved Mr. Kreisher, seconded Mr. Zellner to appoint William Troxell as a voting delegate to the PSAB annual conference. Motion carried unanimously.

Moved Mr. Eline, seconded Mr. Schmitt to appoint Edward G. Puhl as Chairman of the Vacancy Board. Motion carried unanimously.

Moved Mr. Zellner, seconded Mr. Schmitt to adopt Robert's Rules of Order for the conduct of meetings. Motion carried unanimously.

Moved Mr. Troxell, seconded Mr. Schmitt that all wages as approved by the Wage and Salary Board be adopted retroactive to January 1, 1994. Motion carried unanimously.

Moved Mrs. Gustafson, seconded Mr. Schmitt to adopt a resolution setting the time and place of Council Meetings: Second Monday of each month at 7:30 PM, prevailing time, in the Municipal Building, and advertise same in the Gettysburg Times. Motion carried unanimously.

Moved Ms. Giles, seconded Mrs. Gustafson to pay all bills and payrolls. Motion carried unanimously.

Moved Mr. Murphy, seconded Ms. Giles to pay certain bills (utility, insurance, those with discount) when due. Motion carried unanimously.

Citizens in attendance:

Bill Walker, representing the college.

Gary Shafer, HARB Chairman, reported that HARB met again to consider the Frederick Douglas Project, and was attending to answer questions.

Attorney Charles Wolf, representing the Gettysburg Hospital for the refunding of the Hospital Bond.

Mr. Sterner read the Resolution to authorize GMA to proceed with the refinancing of the Hospital Bond in the amount of \$8,675,000.

Moved Mr. Schmitt, seconded Mr. Troxell to adopt the Resolution to refund the Hospital Bond in the amount of \$8,675,000. Mr. Eline abstained from the vote because of his position with the Hospital. YEA: Mrs. Simpson, Mr. Schmitt, Mr. Troxell, Mr. Zellner, Mrs. Gustafson, Ms. Giles, Mr. Murphy and Mr. Kreisher.

Mayor Linn welcomed all the new Council members and thanked everyone for their services.

President Simpson thanked all of Council and staff for their continued support. She will continue to do her best to serve the community.

Mr. Troxell commented that everyone is very happy and pleased with all of Mrs. Simpson's work. Will be rescheduling sidewalk inspection with with Mr. Weikert.

Moved Mr. Troxell, seconded Ms. Giles to reappoint Melvin D. Crouse to the Gettysburg Municipal Authority. This is a five year term and will expire in December 1998. Motion carried unanimously.

Moved Mr. Troxell, seconded Mr. Schmitt to reappoint Marjorie Smith to the Property Maintenance Appeals Board. This term will expire in December 1994. Motion carried unanimously.

Mr. Schmitt thanked everyone for nominating him as the Vice President of Council. He will do the best to serve his community.

Mr. Zellner welcomed the new Council members.

Mrs. Gustafson again thanked Council for their support with her efforts representing HARB.

Ms. Giles recognized Mr. Little for his time with the parking committee and resolving parking problems.

Mr. Eline is pleased to be back on Council. He enjoyed working on the Planning Commission and would be interested in continuing by representing Council to that board if Council so approves.

Mr. Kreisher said it will be a pleasure to serve on Council and will do his best to serve the community.

Mr. Murphy is glad to be back serving on Council although it was a good experience to sit on the other side as a citizen.

Managers report:

Council will be advertising road building bids, to open in February and award in March.

A public hearing will be held on Monday, February 14 at 7:00 PM for the proposed ordination of Kuhn Alley.

A workshop session will be held on Monday, January 10 at 7:30 PM with the Planning Commission and URDC representatives to review progress on the Comprehensive Plan, Subdivision Ordinance and Zoning Ordinance.

The flea market dates are set for May 21 and September 24 with the approval of enlarged signs for sanitation needs at designated areas.

Barbara Hartman resigned as of December 31 from serving on the HARB Board. Mrs. Gustafson directed that a letter be sent thanking

her for her service to HARB. Another candidate will need to be selected, who must be a Realtor.

PSAB Spring Conference will be held on March 27-29 for any of Council interested in attending.

The College will be hosting a breakfast for Council members on Wednesday, January 5 at 7:30 AM.

The 34 East Middle Street property is still offered for sale. Several parties have made inquiries, but no offer has yet to be received.

Human Relations Committee will need to review the applications for the Recreation Director so the position can be filled as soon as possible.

As soon as the Committees are named, inform Sara of the meeting times so the proper advertising can be arranged.

Moved Mr. Schmitt, seconded Mr. Murphy to approve the tax anticipation note, \$200,000 at Adams County National Bank, 2.9 per cent, 120 days. Motion carried unanimously.

Chief Gantz reported that his year end report will be completed and distributed at a later date.

Mr. Lawver reported that starting on January 5 Christmas trees can be dropped off at the Rec Park. The Highway crew will pick them up at a later date and chip them. We will continue to pick up trees along the streets starting in a few days, weather permitting.

Mrs. Gustafson reported her concerns along with other citizens about pedestrians crossing Lincoln Avenue at the Rutters Store. She suggests a crosswalk be installed.

Mr. Little noted that his end of the year report is in Council packets for their review.

Dr. Powell reported that 3 of the households from Brandon Trailer Court have been relocated. The Aughinbaugh's should be relocating within the month. Once everyone is moved clean up will begin. Carl Mattson with the College may be able to organize a group to help with the clean up. We will be advertising a bid for the removal of the trailers.

Mr. Murphy suggested the USS Gettysburg crew to help with the clean up. They are scheduled to be in Gettysburg around March 10.

Council discussed the disposition of the Brandon property. Ms. Giles asked if the Housing Authority would purchase the property. Dr. Powell said this would be up to Council to decide whether or not to sell or give it to them. He also noted that Block Grant Funds can be used. The Housing Authority will meet on January 14 if anyone is interested in attending.

Mrs. Simpson ask the status on the Patti property, noting he told her he plans to rebuild where his house was demolished. Dr. Powell said this is not so, that Mr. Patti is confused. We continue to negotiate with Mr. Patti, to convince him to place the property on the market.

Dr. Powell reported he will be attending a meeting scheduled on January 18 in Harrisburg, called by Mayor Reed to discuss the concept of a Central Pennsylvania Planning Study.

Dr. Powell reported on the upcoming ICETEA program, noting he will resubmit an application. Mr. Persson is assisting with the application, which will be for the Wills House renovatio/s, in the amount of one million dollars. Main Street is in the process of reviewing 5 proposals from consultants, and will select one shortly to do the feasibility study.

Moved Mr. Schmitt, seconded Mr. Murphy to authorize to proceed with the grant application for the Wills House and Masonic Building. Motion carried unanimously.

Mr. Persson reported that the grant application for the tree commission has been submitted in the amount of \$2,000, which should be forthcoming.

Moved Mrs. Gustafson, seconded Mr. Troxell to approve HARB "consent agenda" for the special meeting held on December 29. Motion carried unanimously.

Council discussed certain design changes to the Frederick Douglass project on West High Street. It was explained that this was the first project to come under federal consistency legislation, which caused some confusion and delay. All parties will need to discuss procedure so that future projects are not delayed needlessly.

The Boroughs Association will be meeting on January 17 at 6:30 PM. Those interested should notify Sara.

With no further business Mr. Schmitt moved, seconded by Mr. Troxell to adjourn the meeting at 9:30 PM.

Respectfully submitted

Sara L. Weaver
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Borough Secretary

BOROUGH OF GETTYSBURG

**RESOLUTION DECLARING THAT IT IS DESIRABLE
FOR THE HEALTH, SAFETY AND WELFARE
OF THE PEOPLE OF THE AREA SERVED BY THE
GETTYSBURG HOSPITAL TO HAVE CERTAIN
OUTSTANDING DEBT OF THE HOSPITAL REFINANCED
THROUGH THE GETTYSBURG MUNICIPAL AUTHORITY**

WHEREAS, The Gettysburg Municipal Authority (hereinafter referred to as the "Authority") is a body corporate and politic organized under the provisions of the Pennsylvania Municipality Authorities Act of 1945 (the Act of May 2, 1945, P.L. 382, as amended and supplemented) by the Borough Council of the Borough of Gettysburg, Pennsylvania ("Borough Council") for the purposes set forth in the Authority's Articles of Incorporation, as amended to date, which purposes include the financing and refinancing of facilities for non-profit hospitals and health centers; and

WHEREAS, at the request of, and upon application by, The Gettysburg Hospital, a Pennsylvania non-profit corporation (the "Hospital"), the Authority proposes to undertake a refunding project (the "1994 Refunding Project") consisting of, among other things: (a) advance refunding all or a portion of the Authority's County Guaranteed Hospital Revenue Bonds, Series of 1987 (The Gettysburg Hospital Project) originally issued in the aggregate principal amount of \$9,775,000 and currently outstanding in the aggregate principal amount of \$8,675,000 (the "1987 Bonds"), and all or a portion of the Authority's County Guaranteed Hospital Revenue Bonds, Series of 1992 (The Gettysburg Hospital Project) originally issued and currently outstanding in the aggregate principal amount of \$12,000,000 (the "1992 Bonds"); (b) establishing a Debt Service Reserve Fund, if necessary in connection with the

offer and sale of the 1994 Bonds (defined below); and (c) paying a portion of the costs of issuing the 1994 Bonds; and

WHEREAS, the Hospital has requested that the Authority issue the Authority's County Guaranteed Hospital Revenue Bonds, Series of 1994 (the "1994 Bonds"), in an aggregate principal amount not to exceed \$22,000,000 estimated to be sufficient to pay, together with an equity contribution to be made by the Hospital, if necessary, the costs associated with the 1994 Refunding Project, including financing expenses and the funding of any required reserves; and

WHEREAS, the Act permits an authority to finance or refinance hospital or health center projects with loans to public hospitals, non-profit corporation health centers or non-profit hospital corporations serving the public which may duplicate or compete with existing enterprises serving substantially the same purposes provided that a declaration is made by the municipality which organized such authority that the project is desirable for the health, safety and welfare of the people in the area to be served by the facilities to have such facilities provided by, or financed or refinanced through, an authority; and

WHEREAS, the Borough Council is familiar with the Hospital and the facilities being refinanced; have reviewed the scope of the 1994 Refunding Project and the estimated cost thereof; and are concerned about improving the health, safety and welfare of the people of the Borough of Gettysburg.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF GETTYSBURG, COMMONWEALTH OF PENNSYLVANIA, as follows:

1. The 1994 Refunding Project, as defined in the preambles hereto, is approved, it being understood that such approval shall not, directly or indirectly, obligate the taxing power of the Borough of Gettysburg or otherwise obligate the Borough of Gettysburg in any way whatsoever, and is given for the sole purpose of complying with the provisions of the Act relating to the undertaking of the 1994 Refunding Project by the Authority.
2. It is hereby declared desirable for the health, safety and welfare of the people in the area served by the Hospital to have the 1994 Refunding Project financed through the Authority, and the Authority is hereby requested and authorized to undertake the 1994 Refunding Project and the financing thereof.

RESOLVED BY THE BOROUGH COUNCIL ON JANUARY 3, 1994.

BOROUGH OF GETTYSBURG

By: Jean E. Simpson
Name: JEAN E. SIMPSON
Title: COUNCIL PRESIDENT

(SEAL)

Attest:

Sara L. Weaver
Secretary

This is to certify that the foregoing Resolution is a true and correct copy of the Resolution adopted by the Borough Council of the Borough of Gettysburg at their meeting held the 3 day of ~~January~~ 1994.

Sara L. Weaver
Secretary