

# COUNCIL MEETING MINUTES

MARCH 11, 1996

President Simpson called the meeting to order at 7:30 PM with the following Councilors present: Jay Schmitt, Sr., Margaret Gustafson, Holliday Giles, William Troxell, Charles Woodward, Leonard Andrews. John Eline and Richard Kreisher were absent. Also in attendance were: Mayor Linn, Manager Sterner, Solicitor Donald Oyler, Highway Superintendent Lawver, Code Enforcement Officer Weikert, Parking Manager Little, Historic Preservation Officer Powell, Lisa Loeffler of the Evening Sun, Matthew Major of the Gettysburg Times and Polly Parone representing the Retail Merchants Association.

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

Moved Mr. Schmitt, seconded Mr. Andrews to approve the minutes of February 12th as presented. Motion carried.

Citizens in attendance:

B.J. Jones and Axa Rubina, owners of new business at 137 South Washington Street attended for HARB issue.

Gary Shaffer requested that Council clarify or define land development. The Code Officer has declined to issue permits for projects, not knowing if they may need to be sent to the Planning Commission for approval. The projects meet the Zoning Ordinance. However, this issue has come up numerous times in the Borough Planning Commission meetings in relationship to what constitutes land development.

Gary Shaffer also noted that Council should make a more active part in the Municipal Authority. GMA has been denying new sewer hook-ups due to a moratorium placed by DEP due to uncorrected infiltration and inflow. Potential projects may be delayed or taken outside of the Borough.

Council discussed the land development issue, noting that both CEO Weikert and Walton Davis had attended the Community Development Committee meeting to obtain clarification as to what in fact constitutes a land development. Mrs. Gustafson reported that the committee had instructed Mr. Eline to contact Don Oyler and Tom Palmer, Urban Research Development, to obtain additional input prior to making a final determination. In the mean time, Council directed CEO Weikert to continue to issue permits as before until the Community Development Committee made a final determination.

Moved Mr. Andrews, seconded Mr. Troxell to authorize the Code Enforcement Officer to continue issuing permits, if the project complies with zoning, until further notification about the land development issue. Motion carried unanimously.

Ms. Giles reporting for the Safety Committee, noted that Chief Gantz and Superintendent Little were instructed to prepare a policy recommendation concerning rental or reserve parking spaces for carriage operations. See report for further information. A P.A.C.T. meeting is scheduled for March 28 at 7:00 PM.



Mr. Woodward reported he had attended the Rec Board meeting where they discussed the possibility of an asphalt surface that could be used for ice skating in cold weather and in-line skating in warm weather.

Mr. Andrews reported that the Legislative Committee had discussed HB 2281, the Pillow Tax. Representative Stephen Maitland was present for the Committee meeting. It was decided that the proposed law should be re-written and additional assistance will be sought in that re-write, as well as planning for additional support from other municipalities, representatives and PSAD.

Mr. Sterner reported the Public Works Committee had recommended road building bids be awarded to: McDermitt Inc. for ready mixed concrete; C.E. Williams Inc. for equipment rental; and Valley Quarries, Inc. for asphalt materials.

Moved Mrs. Gustafson, seconded Ms. Giles to award the road materials bids as presented. Motion carried unanimously.

Moved Mr. Schmitt, seconded Mr. Troxell to approve all bills and payrolls for the month. Motion carried unanimously.

Mr. Troxell reported that a letter be sent to Senator Rick Santorum expressing the concerns regarding the Keystone Lawsuit. Mr. Troxell noted he is still concerned with the one way avenues proposed by NPS.

Mr. Troxell suggested that Council and the Borough Manager hold a retreat or informative meeting to discuss long range planning. A retreat/training session is scheduled for Saturday, April 27 at 7:30 AM for all of Council, Mayor Linn and Manager Sterner.

Mrs. Gustafson reviewed the HARB summary recommendations for the regular meeting of February 28th and the special meeting of March 6th.

Moved Mrs. Gustafson, seconded Ms. Giles to approve HARB "consent agenda" of both meetings. Motion carried unanimously.

#### Managers report:

The rest room bids will be advertised for April Council meeting.

PELRAS Annual Training Conference will be held April 30 - May 2 in State College. He urged all of Council to attend this valuable training.

Auditors this date presented completed 1995 audit. Council should review the audit, and if needed, discuss any questions or concerns with Manager Sterner.

Mrs. Showvaker and Mr. Lawver are in the process of assembling bid specs for a tractor to be used at the Rec Park.

Moved Mr. Schmitt, seconded Mr. Troxell to adopt the Resolution authorizing Manager Sterner to act as the Borough's agent in applying for FEMA snow reimbursement. Motion carried unanimously.

Moved Mrs. Gustafson, seconded Ms. Giles to exonerate tax collector, Barbara Weikert from collecting Borough Real Estate taxes on 34 East Middle Street Office. Motion carried unanimously.

Ms. Weaver reported that the County Boroughs Association will meet on Monday, March 18.

Mrs. Simpson requested that those attending the Boroughs Association Meetings should give a report to Council.

Mr. Weikert reported that the Comprehensive Plan Draft is ready for Council's review, and will be advertised for Public Hearing.

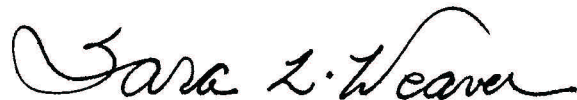
Moved Mr. Schmitt, seconded Mr. Troxell to adopt the Fair Housing Notice designating Walter Powell as the Fair Housing Officer. Motion carried unanimously.

Moved Mr. Schmitt, seconded Mr. Troxell to adopt the Fair Housing Resolution. Motion carried unanimously.

HPO Powell requested that letters be forwarded to Representative Maitland and Senator Punt regarding the dismantling of DCA.

With no further business moved Mr. Troxell, seconded Mr. Schmitt to adjourn the meeting at 9:00 PM.

Respectfully submitted,

A handwritten signature in cursive script that reads "Sara L. Weaver".

Sara L. Weaver  
Borough Secretary



## DESIGNATION OF AGENT

### RESOLUTION

BE IT RESOLVED Borough Council OF Borough of Gettysburg  
(Governing Body) (Public Entity)

THAT Charles W. Sterner, Manager-Treasurer  
(Name) (Title)

is hereby authorized to execute for and in behalf of

the Borough of Gettysburg

a public entity established under the laws of the Commonwealth of Pennsylvania, all required forms and documents for the purpose of obtaining financial assistance under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (Public Law 93-288 as amended by Public Law 100-707).

Passed and approved this 11th day of March, 19 96.

Jean E. Simpson

(Name)

Council President

(Title)

William E. Traxell

(Name)

Council Vice President

(Title)

Leonard Andrews

Francis I. Linn

(Name)

Councilor  
Mayor

(Title)

Holiday Giles

Margaret Gustafson

(Name)

Councilor  
Councilor

(Title)

Jay R. Schmitt Sr.

Richard Kreisher

Charles Woodward

(Name)

Councilor  
Councilor  
Councilor

(Title)

John Eline

Councilor

### CERTIFICATION

I, Sara L. Weaver, duly appointed and Borough Secretary  
(Name) (Title)

of Borough of Gettysburg, do hereby certify that the above is a true and correct copy of  
(Public Entity)

a resolution passed and approved by the Borough Council  
(Governing Body)

of Borough of Gettysburg on the 11th day of March, 19 96.

Sara L. Weaver  
(Signature)

Borough Secretary

(Official Position)

March 12, 1996

(Date)



## FAIR HOUSING NOTICE

This notice will serve to advise all residents of the BOROUGH OF GETTYSBURG that the following actions, if based on race, color, religion, sex, national origin, familial status (families with children), or handicap, are considered discriminatory.

Refusing to sell or rent to, deal or negotiate with any person.

Discriminating on terms or conditions for buying or renting housing.

Discriminating by advertising that housing is available only to persons of a certain race, color, religion, sex, national origin, familial status, or handicap.

Denying that housing is available for inspection, sale or rent when it really is available.

Blockbusting for profit, persuading owners to sell or rent housing by telling them that minority groups are moving into the neighborhood.

Denying or making different terms or conditions for home loans by financial institutions.

Denying to anyone the use of or participation in any real estate services, multiple-listing services or other facilities related to the selling and renting of housing.

All residents are hereby notified, that Dr. Walter L. Powell is designated as Fair Housing Officer for the BOROUGH OF GETTYSBURG and that any resident that believes they have been discriminated against under any of the above conditions may file a complaint with the Fair Housing Officer at the following address:

Dr. Walter L. Powell  
59 East High St.  
Gettysburg, Pa. 17325

Telephone: 334-1160

March 11, 1996

## FAIR HOUSING RESOLUTION

LET IT BE KNOWN TO ALL PERSONS of the Borough of Gettysburg that discrimination in the sale, rental, leasing, financing of housing or land to be used for construction of housing, or in the provision of brokerage services because of race, color, religion, ancestry, sex, national origin, handicap or disability is prohibited by Title VIII of the Civil Rights Act of 1968 ( Federal Fair Housing Law) and the Pennsylvania Human Relations Act. It is the policy of the Borough of Gettysburg to implement programs to ensure equal opportunity in housing for all persons regardless of race, color, religion, ancestry, sex, national origin, handicap or disability, or familial status (families with children). Therefore, the Borough of Gettysburg does hereby pass the following resolution.

BE IT RESOLVED, that within available resources the Borough of Gettysburg will assist all persons who feel they have been discriminated against because of race, color, religion, ancestry, sex, national origin, handicap or disability or familial status (families with children) to seek equity under federal and state laws by filing a complaint with the Pennsylvania Human Relations Commission and the U.S. Department of Housing and Urban Development.

BE IT FURTHER RESOLVED, that the Borough of Gettysburg shall publicize this Resolution and through this publicity shall cause owners of real estate, developers, and builders to become aware of their respective responsibilities and rights under the Federal Fair Housing Law, the Pennsylvania Human Relations Act, and any local laws or ordinances.

FURTHER PUBLICITY will at a minimum include, but not be limited to: (1) the printing and publicizing of this resolution and other applicable fair housing information through local media and community contacts; (2) distribution of posters, flyers, and any other means which will bring to the attention of those affected, the knowledge of their respective responsibilities and rights concerning equal opportunity in housing.

EFFECTIVE DATE: MARCH 11, 1996

BY: JEAN E. SIMPSON, PRESIDENT  
BOROUGH COUNCIL