

## COUNCIL MINUTES

July 14, 2003

President Streeter called the meeting to order at 7:30 PM with the following Councilors present: Jamie Fleet, Holly Giles, John Murphy, Bill Monahan, Caroline Smith, Bob Miller, and Mayor Troxell. Staff present included: Manager Sterner, Solicitor Eastman, Parking Manager Little, Historic Preservation Officer Powell, Highway Superintendent Lawver, Recreation Director Corson and Administrative Assistant Powell.

Citizens in attendance included Mr. Frank Leber, Esquire, Special Bond Counsel of Rhoades and Sinon, Mr. Harold Patterson of Windmill Carriage Company, Ms. Donna Young of Gettysburg Carriage Company, Mr. Dick Peterson, and Mr. Andrew Manley.

Representing the press were Ms. Beth Kanagy of the Gettysburg Times, and Mr. Rob Jordan of the Hanover Evening Sun.

Moved Ms. Smith, seconded Ms. Giles to approve the agenda as presented. Motion carried unanimously.

Moved Mr. Murphy, seconded Mr. Miller to approve the June 9 Minutes as presented. Motion carried unanimously.

Mr. Streeter welcomed all to the meeting and thanked the GCVB, Borough Staff and others involved with the fireworks display on the square. Mr. Streeter commented briefly on the historic preservation award that the Borough received in May and attributed the award to Historic Preservation Officer Dr. Walter Powell. He then proceeded to ask for comments from citizens.

Mr. Patterson of Windmill Carriage Company said he didn't receive a copy of the proposed ordinance until this afternoon. He noted even now there are changes proposed since the Public Safety Committee meeting. He added that he doesn't think it is fair to be moved from his location on Lincoln Square because he has been there 9 years without any accidents.

Ms. Young of Gettysburg Carriage Company questioned the placement of carriages on Baltimore Street and the definition of a wagon as it pertains to her. She commented on the stress testing requirement and said that the tests were unsafe.

Solicitor Eastman said that the ordinance copy Ms. Young received incorrectly identified the west side of Baltimore Street in front of the House of Bender as a designated pull over stop whereas it should have been a designated boarding point as identified by the safety committee. This was a drafting error on his part and it has been corrected in the ordinance presented to council for adoption.

Mr. Fleet asked the carriage companies if either one of them would leave town if this ordinance is enacted to which both replied in the negative.



Mr. Streeter asked Mr. Leber to briefly run through the finance committee's recommend course of action in regard to the refinancing of the Gettysburg Municipal Authority's 1998 and 1999 bonds. The finance committee heard a presentation by Valco Capital Ltd, financial advisor to GMA, with respect to the current refunding options. The two options for the refunding include an issue by GMA or the Borough could issue this debt. He noted that the Finance Committee recommended the issuance of a series of general obligation bonds by the Borough supported by a subsidy agreement of the Authority. Mr. Leber and GMA bond counsel have discussed the methodology of refunding and refinancing the bonds as recommended by the Finance committee and developed a draft form of the subsidy agreement. The issue and subsidy agreement will not impact the Borough's borrowing capacity. Mr. Leber noted that the Borough issues will result in approximately \$500,000 in lower principal.

Mr. Murphy made a motion, seconded by Ms. Smith, to adopt a resolution expressing the desire and intention of this Borough Council to proceed with the Borough Refunding Option as the preferred method of refinancing the 1998 Bonds and 1999 Bonds. Motion passed unanimously.

Mr. Streeter asked Mr. Leber to brief council on the Gettysburg Fire Department Loan Service Agreement. Mr. Leber explained that the Gettysburg Fire Department will be purchasing an engine rescue vehicle. They will take out a loan from Adams County National Bank in the amount of \$400,000. This is a 5 year tax exempt floating loan with interest at 70% of prime (currently 4%) which amounts to 2.8% interest. Council is asked to approve a resolution that authorizes a fire service agreement between the Borough of Gettysburg and the Gettysburg Fire Department on the mutual relationship regarding services. The agreement does not obligate the Borough to the debt should the Fire Department default. Mr. Murphy made a motion, seconded by Mr. Monahan, to adopt a resolution authorizing and approving a fire service agreement between the Borough and the Gettysburg Fire Department. The motion passed unanimously.

Mr. Streeter asked Mr. Sterner to open the bids for paving of Park Street/Sunset Avenue and Queen Street. The Borough received two bids for paving; one from C.E. Williams and the other from Valley Quarries. Both were properly signed, included a non-collusion statement and a bid bond. Manager Sterner read aloud the bid prices as follows:

Valley Quarries Inc.	\$50,637.35
C. E. Williams Sons, Inc.	\$57,699.00

Mayor Troxell reported that he attended the recent NPS Advisory Commission meeting where he received the National Park Service operational update from Dr. Latschar. He noted the park is taking the initiative on many projects.

Mr. Streeter set the next council workshop for Tuesday September 9<sup>th</sup> at 6:00 PM in Gettysburg Hotel.



Mr. Streeter reported that Gettysburg Municipal Authority was asked to send a representative to both the finance committee and public works committee meetings.

Mr. Fleet spoke briefly on the College Relations meeting of June 26<sup>th</sup>. President Haaland will be retiring at the end of the next academic year and a search committee is in place. The College has hired a national search firm to assist in the process.

Moved Mr. Murphy, seconded Mr. Miller to reallocate \$73,060 of fiscal year 2003 Community Development Block Grant monies with \$5,000 to South Central Community Action Programs (SCCAP) for flood control at Wee Care Day Center and the remainder to the Housing Authority for housing rehabilitation and construction projects in the Borough. Motion passed unanimously.

Moved Mr. Fleet, seconded by Mr. Murphy, to adopt a resolution authorizing the South Central Assembly to file a grant application to the Department of Community and Economic Development on behalf of the Borough and Main Street Gettysburg to conduct a downtown Daytime Population Purchasing Power Study. Money needed for the local match will be through Main Street and not the Borough. Motion passed unanimously.

Ms. Giles made a motion, seconded by Mr. Fleet, to adopt an ordinance adding the 200 block of South Franklin Street to the Residential Parking Permit System. The motion passed unanimously.

Ms. Giles made a motion, seconded by Mr. Miller to instruct the Solicitor to prepare for adoption an amendment to the parking ordinance to add certain streets as listed in the Safety Committee minutes to the Residential Parking Permit System. The motion passed unanimously.

Ms. Giles made a motion, seconded by Ms. Smith to instruct the Solicitor to prepare and advertise for adoption an amendment to the parking meter ordinance in order to convert the 12 long term meters on the 2<sup>nd</sup> block of S. Franklin Street and 4 long term meters on Franklin Street at Chambersburg Street back to short term. Motion passed unanimously.

Solicitor Eastman noted that the "Carriage Ordinance" was not advertised in full for the Gettysburg Times; however, the notice indicated where a full copy could be procured. The ordinance was advertised in pursuant to Borough Code and was also available in the law library and Borough offices for review. He noted the changes of today are all very minor and mostly typographical. For the benefit of council, Solicitor Eastman again noted the change in Article 7 designating boarding points as he explained earlier to the carriage operators in attendance. Other changes made to the ordinance were minor and done purely for legal purposes such as the definition of Borough to mean Borough of Gettysburg and the definition of police to mean Gettysburg Borough police department. No new requirements or changes were made since the last Public Safety Committee Meeting. The ordinance would take effect January 1<sup>st</sup> 2004 with the permit year beginning April 1<sup>st</sup>.



Ms. Giles made a motion, seconded by Mr. Fleet, to adopt an ordinance that would regulate carriage operations. The motion passed unanimously.

Ms. Giles reported that she will resign from the Adams County Green Ribbon Commission. Mr. Streeter will name a replacement.

Ms. Giles added that the discussion on newspaper box regulations is an ongoing item of discussion in Public Safety committee.

The Regional Police Study has been completed with a presentation set for August 13<sup>th</sup> at 7:00 PM in Council Chambers. Council asked that all Borough officers be invited to attend as well as neighboring departments.

Moved Mr. Murphy seconded Ms. Smith to pay all bills and payrolls for the month. Motion carried unanimously.

Mr. Murphy made a motion, seconded by Mr. Fleet to instruct the solicitor to prepare and advertise for adoption at the August meeting an ordinance to amend the Police Pension Document to bring it compliant with Act 30 mandates. Motion passed unanimously.

Mr. Monahan remarked that he sent letters to Senator Punt and Representative Maitland on our position on current legislation proposed in the House of Representatives regarding In-service Retirement Option Plans (IROP).

Moved Ms. Smith, seconded Ms. Giles to approve the HARB June 18 meeting consent agenda as presented. Motion carried unanimously.

Ms. Smith added that the Shade Tree Commission Tunes for Blooms block party went well thanks to the hard work of John Lawver and his staff, Bill Little and the Parking Department and Rolf Garcia and the Police Department as well as administrative support. They received about \$430 in donations and sold 24 small Borough flags. Moving the party from Carlisle Street to Baltimore Street worked out well.

Mr. Miller made a motion, seconded by Ms. Smith to award highway asphalt materials to McDermitt, Inc. equipment rental to C.E. Williams Sons Inc. Motion passed unanimously.

After the review of highway bids by both Manager Sterner and Highway Superintendent Lawver, Manager Sterner recommended awarding bids for paving of Park Street/Sunset Avenue and Queen Street to the apparent low bidder, Valley Quarries, at a price of \$50,637.35.

Mr. Miller made a motion, seconded by Mr. Monahan to award the paving of Park Street/Sunset Avenue and Queen Street to Valley Quarries. Motion passed unanimously.

Mr. Miller made a motion, seconded by Mr. Streeter to purchase a used Kawasaki "mule" at a price of \$3,000 under capital reserve. Motion passed unanimously.

As Recreation Board Liaison, Mr. Miller reported that there were about 200 people for the Sunday in the park concert this past week. The skate park is proceeding slowly; the group is searching for local funding to match the DCNR grant. No timeframe is set for the completion of the park.

Manager's report:

Manager Sterner noted that the goal to merge with GMA is January 1, 2004. In that regard, two new positions, Finance Director/Treasurer and Public Works Director, were proposed in the Reorganization Plan submitted to Council at its most recent workshop. He recommended that he proceed with filling those positions prior to the budget season. He will work with the Human Relations Committee in a similar fashion to the procedure used to hire the chief of police.

Mr. Fleet made a motion, seconded by Ms. Smith, to authorize Manager Sterner to begin the search for a Finance Director/Treasurer and a Public Works Director. Motion passed unanimously.

Mr. Murphy made a motion, seconded by Mr. Miller, to adopt a resolution approving a revised Emergency Operations Plan (EOP) as required by state regulations. Motion passed unanimously.

Manager Sterner reported that Secretary Stull is taking medical leave due to the birth of her son, Joshua, on July 1, 2003.

Mr. Lawver reported that due to the poor weather, the Gettysburg Fireman's carnival will be rescheduled for August 20<sup>th</sup> - 23<sup>rd</sup>. It is a shortened version with approximately 75% of the vendors. Fireworks will take place at the recreation park on the 23<sup>rd</sup>.

With no further business, moved Mr. Monahan, seconded Mr. Murphy to adjourn the meeting at 8:45 PM.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Kristina E. Powell", with a long, sweeping horizontal line extending to the right.

Kristina E. Powell  
Assistant Borough Secretary

