

**WORMLEYSBURG BOROUGH
COUNCIL MINUTES
JULY 14, 2020**

The monthly meeting of the Wormleysburg Borough Council was held on Tuesday, July 14, 2020 in Knisley Hall (to accommodate social distancing). Council President Martini called the meeting to order at 7:30 p.m. and noted that the state of emergency related to Corona Virus 2019 (Covid-19) remains in effect.

The Pledge of Allegiance was led by Mr. Martini.

Borough Manager Deb Ealer called the Roll.

President Thomas L. Martini	-	Present
Mayor George O. Preble	-	Present
Vice-President Stephen M. Hawbecker	-	Present
Mr. Joseph Deklinski	-	Present
Mr. George Kahler	-	Present
Ms. Sue Stuart	-	Present
Mr. Warren Stumpf	-	Present
Ms. Margaret Stuski	-	Present

The following individuals were also in attendance: Assistant Borough Solicitor Justin George, Esq.; West Shore Regional Police Department (WSRP) Chief Michael Hope, and resident Don Paul Shearer.

APPROVAL OF THE MINUTES

ACTION: On motion made by Mr. Deklinski and seconded by Ms. Stuart, the minutes of the June 9, 2020 meeting were approved as presented.

APPROVAL OF THE AGENDA

The agenda was accepted as presented.

CITIZENS' COMMENTS

Resident Don Paul Shearer reviewed a situation occurring in the 400 block of North Front Street with his neighbor, whom he believes is in violation of several sections of the Borough Zoning Ordinance, specifically Section 9: Lot Access, Parking and Loading Regulations. Noting that numerous letters and emails (with photographs) had been written to the Borough Manager/Codes Officer and several Council members, he explained his grievances (as a third-party), which had changed over time as issues were resolved.

Mr. Shearer complained that:

- (1) The neighbor's trucks had been parked illegally on the sidewalk.**
- (2) The end of neighbor's driveway (nearest River Street) was blocked causing neighbors to back onto Front Street for egress or into the driveway during ingress.**
- (3) The neighbors parked a large truck at the eastern-most end of their driveway (nearest Front Street), which blocked his office view, and he believes it should be parked behind the home, where it is out of direct sight; and**
- (4) The neighbors parked a large truck in various locations on Front Street that contained faded white lines.**

Codes Chair Stuart reviewed the corresponding issues as currently understood.

- (1) Parking on the sidewalk is a clear violation, which had already been addressed and resolved. (Reference July 2, 2020 Codes violation letter from the Borough Manager [as Codes Officer] re Section 904(2).)**
- (2) The boat and trailer that blocked the River Street-end of the driveway had been moved, which addressed and resolved that issue. This was done without interaction from the Borough Manager.**
- (3) Mr. Shearer's allegation that vehicles cannot be parked in front of a property is based on 904(B)(1.b.1) which states, "To the maximum extent feasible, [parking shall be] provided behind the rear building line of the principal building first...." And 904(B) (1.b.2) which states, "Not be located in the front yard between the principal building and the public street..." However, Part 9, Section 901, General Provisions A(1) states that Part 9 applies [to and]: "For all structures erected and all uses established after the effective date of this Chapter, lot access, parking, loading and stacking lanes shall be provided as required in this Part 9 of this Chapter." Since the house and driveway were built (erected and established) before the January 2013 adoption date of the ordinance, his citation did not apply in this case. In addition, 904(A)(2) allows for off-street parking on the front yard that is occupied by a driveway leading to a garage..., which it is in this case.**
- (4) The parking lines, which the Chair viewed prior to the meeting, are faded and may cause confusion. The Manager and Streets Committee Chair are already working with PennDOT to repaint the lines along Routes 11-15.**

The Borough will do the line repainting, or assist PennDOT if required, but no further action on the original three complaints is necessary.

Mr. Shearer indicated that he did not agree with the interpretation of item #3. However, he did express his appreciation of the Borough's plan to name the Pine Street Park in memory of William Weigle, a resident who recently passed away.

BUILDING PLANS

There were no building plans.

PUBLIC HEARINGS

There were no public hearings.

REPORTS FROM APPOINTED BOROUGH OFFICERS

Chief of Police

WSRP Chief Michael Hope reported to Council on actions taken during recent civil unrest. He explained that a potential misunderstanding had been resolved without incident, but, when questioned, he indicated that his officers were in need of additional safety and personal protection equipment (PPE). President Martini expressed his strong support of using reserve funds (in the police budget) to procure the needed safety/PPE equipment now. Council agreed by consensus. Mr. Martini will communicate this urgency to the WSRP Commission.

Answering a Council member's question, Chief Hope reported that officers are currently unable to make arrests because the county prison had stopped intake processing due to concerns about Covid-19. Ms. Stuski asked that President Martini write to the Cumberland County Commissioners expressing our support for maintaining law and order in our region and asking them to reinstate procedures to identify suspects, place suspects in some level of detention, and make arrests as appropriate. Council members unanimously agreed.

Borough Manager/Secretary

Council accepted the Borough Manager's monthly report, which was emailed earlier, with no questions. Ms. Stuart thanked Ms. Ealer for working through the difficulties of closing the old and opening the new accounts with Orrstown Bank, which is now the Borough's official bank of record. The decision to move the bank accounts will result in better interest rates on the sewer-related debt as well as several operating accounts, which will create additional revenue.

Borough Solicitor

Attorney George reported that we received permission to proceed with the acquisition of the blighted property located at 120-124 South Front Street. Efforts to contact the owners remain unsuccessful, but we can proceed 30-days after one more attempt is made.

Borough Engineer

There was no report from the Borough Engineer.

COUNCIL PRESIDENT'S REPORT

Mr. Martini noted that he, Manager Ealer, Mr. Deklinski, and Ms. Stuart attended a meeting on July 13 at Lemoyne Borough Hall. It was hosted by Cumberland County Commissioner Jean Foschi with Kirk Stoner from Cumberland County Planning, Steve Deck from Tri-County Regional Planning Commission, and several members of Lemoyne Council to discuss the Harrisburg Area Transportation Study plan to reduce traffic lanes in the Bottleneck. He noted that it was a positive and productive conversation that resulted in agreeing to ask PennDOT for a steering committee to help guide the data gathering and planning, as the process moves into the final design phase.

PennDOT scheduled the next contact for Friday, July 17, with a variety of stakeholders. Commissioner Foschi will be the lead speaker on this call and one representative from each borough may speak. Post-meeting notes (from 7/13/20) were already distributed, and a proposed script for Wormleysburg’s comments will be circulated to all for review prior to the call. Council discussed the critical nature of installing a new traffic light as a part of any updates to the Bottleneck. In particular, this includes the need for an adaptive signal that can identify and react to emergency vehicles in that corridor.

ACTION: On motion made by Ms. Stuski and seconded by Mr. Deklinski, Council unanimously approved a recommendation to move forward with negotiations with relevant parties at PennDOT to acquire the traffic light at South Front Street with connections in the Bottleneck. President Martini is, therefore, authorized to explore the process of accepting ownership of a future signal, which may include owning the existing signal in anticipation of its being upgraded as a part of the larger project.

COUNCIL VICE-PRESIDENT’S REPORT

ACTION: On motion made by Mr. Hawbecker and seconded by Ms. Stuski, Council unanimously approved the distribution of funds as follows (as evidenced by the check registers dated from 6/9/20 thru 7/13/20).

First National Bank*

<u>Accounts</u>	<u>Number of Checks</u>	<u>Distribution Summary</u>
General Fund	23	\$ 419,832.36
Fire Tax Fund	4	\$ 236,044.42
Sewer Fund	18	\$ 85,723.52

Orrstown Bank*

<u>Accounts</u>	<u>Number of Checks</u>	<u>Distribution Summary</u>
General Fund	35	\$ 28,958.03
Fire Tax Fund	1	\$ 947.83
Sewer Fund	29	\$ 289,145.82

*It was noted that some checks represent fund transfers into new accounts.

MAYOR’S REPORT

Mayor Preble reviewed the monthly report from West Shore Regional Police Department (WSRP), which was sent by email. There were no questions.

COMMITTEE REPORTS

Administrative Committee

ACTION: On motion made by Mr. Hawbecker, seconded by Mr. Deklinski, Resolution 2020.07 was unanimously approved as presented.

The new Personnel Policies, which were reviewed in depth by the Administrative Committee last month, will go into effect August 1, 2020.

Parks, Public Lands and Recreation Committee, COG

Ms. Stuski reported that Parks and Recreation Committee had not met since March. She may schedule a meeting in August to prepare for the Halloween party.

The Capital Region Council of Governments (CapCOG) scheduled its first in-person meeting on July 20, 2020, at the Hampden Township Recreation Center Community Building (to allow for social distancing). The annual auction is tomorrow and the Borough will sell one of its vehicles.

Tree trimming is underway in the parks.

Planning Commission and Streets, Sanitary/Highway Committee

Mr. Deklinski reported that the northbound lane of Yverdon Drive was paved, and EK Services did a good job.

Service/Property Committee

Mr. Kahler is meeting with the Borough Manager to continue discussions on the trash contract. Mr. Hawbecker suggested they review options for trash cans large enough to assure that residents are able to keep trash from being placed on the streets.

Mr. Kahler and the Borough Manager also discussed changes in office space that would provide additional safety and distancing protections for staff. Mr. Kahler anticipates having a list of recommendations at a future meeting.

Codes Enforcement, Zoning, Sidewalks and Shade Trees Committee

Ms. Stuart reported there are five active codes violations this month and two from last month. Letters were sent to residents and each situation is being worked.

Public Safety Committee

ACTION: On motion made by Mr. Stumpf and seconded by Mr. Deklinski, Council unanimously adopted the updated 2020 Borough Emergency Operations Plan.

ACTION: On motion made by Mr. Stumpf, and seconded by Mr. Deklinski, Council unanimously approved the West Shore Bureau of Fire Major Incident Types and Classification reports for June 2020.

In addition, Mr. Stumpf reported that the West Shore Bureau of Fire annual fundraiser called "Smoke in the Park" was cancelled.

NEW BUSINESS

There was no new business.

OLD BUSINESS

Lemoyne Study – Mr. Martini noted this was covered under previous agenda items.

ADJOURNMENT

ACTION: On motion made by Mr. Martini, Council meeting adjourned at 8:21 p.m.

Respectfully submitted,

**Sue Stuart, Council Member
Acting Recording Secretary**

**Deborah Ealer
Borough Manager**

**BOROUGH OF WORMLEYSBURG
20 MARKET STREET • WORMLEYSBURG, PA 17043**