

**BOROUGH OF GREENCASTLE
COUNCIL MEETING MINUTES
October 4, 2021
7:00 P.M.**

MEMBERS PRESENT: Mayor Ben Thomas Jr., Council President Steve Miller, Councilmen Joel Amsley, Wade Burkholder, H. Duane Kinzer, Jeremy Layman, and Matthew Smith. Council Vice President Larry Faight participated via telephone. Also present was Borough Manager Emilee Little and Chief of Police John Phillippy.

Council President Miller called the meeting to order at 7 p.m.
An invocation was given by Pastor Barbara Barry, Trinity Lutheran Church.
President Miller led Council, Staff and guests in the *Pledge of Allegiance*.
President Miller stated that the meeting was being recorded.

President Miller noted that Councilman Faight was participating via telephone.

On an Amsley/Burkholder motion, Council unanimously approved the agenda for the October 4, 2021, Council meeting.

OPPORTUNITY TO BE HEARD

Eddie Baxter, 117 Carowinds Drive, said he is for the license plater reader and body cameras. He thanked Miller and Faight for advocating for the community during the budget workshops and suggested incoming Council should attend the budget meetings. He asked if there were updates on Carl Avenue/Sheetz or the single hauler program.

Bob Luger, 78 Homestead Drive, said that Vivian Avenue roadway and curbing were installed but there were no sidewalks. Luger requested the Borough create an agreement stating he would never have to install a sidewalk, that a portion of his bank will be cut and stones put in place, and he requested speed tables and speed limit signs.

President Miller said Council was not in a position to discuss his requests at this time and Little said they would have to wait until they've consulted with the attorney.

Charles Martin, 141 N. Carlisle Street, said that he has had personal property destroyed during the N. Carlisle Street project including historic bricks and that he'd sent videos on this matter to Little prior to the meeting.

President Miller said that he viewed the videos prior to the meeting, and he would meet with Little to discuss further. Little said she would speak with the contractor.

Charles Eckstine, 64 Williamson Avenue, said contractors are using his property without his permission. He said that at the September meeting Council said Carl Avenue was real estate and they did not have the right to give it away for \$1; it is the centerpiece of the Borough. He said an appraiser is the fair way to go and asked if the project was shelved. Eckstine said the developer needs a zoning waiver,

President Miller said he appreciates the comments as they work through the project. Little said the Borough hasn't shelved the project, that developers are moving forward, and the Borough is working with the appraiser.

Little said no waiver is needed as the property is zoned highway commercial up to the railroad tracks.

Ashley McCauley, 159 N. Carlisle Street, discussed the flooding issues on Chambers Lane and the poor conditions of the sidewalks on N. Washington Street.

Little said that Chambers Lane was given temporary berms during the recent heavy rains and that N. Washington Street is not on the current or next sidewalk cycle.

Mike Hoover of the Greencastle-Antrim School District presented an update on his trip to Greencastle, Ireland. He thanked Chief Phillippy for morning traffic monitoring at the school campus.

Jan Shaffer, 142 Carowinds, asked for a status update on Shentel cable.

Little said the Borough is working with the solicitor and other municipalities to finalize franchise agreements. Shaffer asked if the agreement would be complete this year and Little said probably not.

Larry Pittman, 35 W. Madison Street, asked for any updates from Norfolk Southern regarding train idling and he asked if the railroad bridge was inspected.

President Miller said he had not seen any trains parked and that he'd look at the bridge for any maintenance needs. Little said there was an annual bridge inspection, and no major issues were found; she could get a second opinion if requested.

Mayor Thomas said he spoke with Norfolk Southern, and he will provide any updates he received to Pittman.

Burkholder asked why the trains are stopping at the bridge when they have a newly opened railway station and Kinzer said we should not encourage this attention.

Councilman Layman said the Borough has had three months to fix curbs and sidewalks. Layman stated the construction crew left trash on the street, destroyed private property, and did not compact curbing. He said Borough staff should be inspecting the work.

Kinzer asked if there wasn't a ten percent fee for an inspector in the contract and Little said the contract included a part-time inspector as requested and approved by Council.

President Miller said that options would be to add a full-time inspector, put Bob Manahan at the site full-time, or hire an independent inspector. Little said that putting Manahan at the worksite was not reasonable due to his workload.

Vice President Faight said the concern is that issues are happening when no one is watching, and he asked why the Borough has to hire an inspector. Little said both ARRO and the Borough have had numerous conversations with contractors, but they cannot be there all the time.

CONSENT AGENDA

Minutes of Previous Meeting:

Borough Council Meeting of September 7, 2021

Community Events:

Authorize the annual Homecoming Parade to take place on October 8th beginning at 6:00p.m. to follow the traditional route as requested by the Greencastle-Antrim School District High School.

Consider the approval of no parking at 3 Center Square on October 7th to allow for a food truck and show vehicle to be parked during a community event at ELM Shoes.

Consider the approval of a Fall Fest event to be held on October 23rd at 650 N. Antrim Way from 10a.m. to 3p.m. as requested by Mason Dixon Creations.

On a Kinzer/Burkholder motion, Council unanimously approved the Consent Agenda.

REGULAR AGENDA

On an Faight/Smith motion, Council unanimously approved payment of the disbursements listed on the September 2021 Disbursement Report in the amount of \$101,424.08.

President's Report

President Miller provided a brief oral report.

Mayor's Report

Mayor Thomas thanked the community for their support of the September 11 events held throughout Greencastle. He said there was a great crowd participating in the 3rd Saturday on the 18th and that the BMP project at Besore is looking good. Thomas noted the recent Rescue Hose Open House was educational and reminded everyone to check their smoke and carbon monoxide detectors for safety. The mayor closed by offering his prayers for Logan Starliper. The complete report is available at www.greencastlepa.gov.

Chief's Report

Chief Phillippy reviewed the September statistics for his department. Chief joined the Mayor in thanking those involved in the successful prosecution of those responsible for Logan Starliper's death. He said that staffing remains challenging due to health issues among staff. In recognition of National Suicide Prevention Month, Phillippy said there were two suicide cases and that he and Co-Responder Martin continue to work with the victim's families. The complete report is available at www.greencastlepa.gov.

Manager's Report

The Borough Manager's Report included several updates on key projects. Little said that N. Carlisle Street is expected to have curbing and milling completed in October with paving done no later than October 31. She said the bio-swale at Besore Library looks great and is substantially complete. Little again stated the scheduled 2022 Budget Meeting schedule and encouraged everyone to attend. She said the proposed Sheetz project sketch plan was reviewed by the Planning Commission in August that includes vacating N. Carl Avenue from Route 16 to W. Madison Avenue. She said the Borough is working with William G. Bowen to complete an appraisal of the parcel. She said bids will be solicited for the installation of ADA curb ramps using CDBG funding and that the single trash hauler program is moving forward with a customer survey to gauge support. The complete report is available at www.greencastlepa.gov.

President Miller said if the single hauler project needs to move forward, go ahead and use a roll-call vote if necessary. He asked if there were any concerns with the Besore BMP and Little said staff was working with the library to finalize the project.

Committee Action

Administration and Finance

On a Burkholder/Smith motion, Council unanimously voted to approve the annual budgeted donation of \$4,000 to the Medic 2 Life Support Unit.

President Miller said to be mindful of the increases at Rescue Hose in the budget and that citizens should be given the chance to provide input.

Personnel

No report submitted.

Public Safety

On an Amsley/Faight motion, Council voted unanimously to consider the creation and advertisement of an ordinance amending Chapter 190-27 of the Borough Code designating no parking on the south side of E. Madison Street between N. Allison Street and N. Linden Avenue.

Faight requested the no parking restriction to be continued to Spring Grove Avenue.

Amsley said that a letter should be sent to potentially impacted residents.

Layman asked how wide Jefferson Street was and why this area was being pinpointed.

On a Kinzer/Burkholder motion, Council unanimously voted to table the creation and advertisement of an ordinance amending Chapter 190-27 of the Borough Code designating no parking on the south side of E. Madison Street between N. Allison Street and N. Linden Avenue.

On a Faight/Smith motion, Council unanimously voted to consider the creation and advertisement of an ordinance amending Chapter 190-27 of the Borough Code designating no parking on the west side of S. Jefferson Street 55 feet at the intersection with Dahlgren going North.

On an Amsley/Layman motion, Council unanimously voted to table the creation and advertisement of an ordinance amending Chapter 190-27 of the Borough Code designating no parking on the west side of S. Jefferson Street 55 feet at the intersection with Dahlgren going North.

Public Facilities

On an Amsley/Faight motion, Council unanimously voted to approve the advertisement to bid the 2016 CDBG ADA Ramp Improvements Project with a project cost not to exceed the grant funding amount of \$51,800 as recommended by the Administration and Finance Committee and the Public Facilities Committee.

Layman asked if Public Facilities had seen the breakdown of the project and Little stated they had reviewed the project at committee meetings and that there were no changes.

On a Layman/Faight motion, Council voted to amend the agenda to discuss N. Carlisle Street and review additional project monitoring/oversight.

Miller said if there are technical standards not being met, there should be eyes on the ground. Vice

President Faight said that DOLI needs to be meeting Borough standards.

Amsley asked if Council knew for sure that compacting wasn't being done. Layman said the base layer was removed and they didn't compact anything. Little said the inspector was satisfied with the compaction. Miller said compaction standards have to be met no matter how they're done.

President Miller said that in the future contracts need to include specific language on issues of standards and Little said that ARRO does have contract templates that can be used but the Borough needs to update its specifications to reflect its current requests.

President Miller asked if the additional funding for an inspector could be budgeted and Little said the contracted project cost is \$964,000 barring any change orders and that the Borough has a \$1 million draw down construction loan. Miller then asked if the ARPA funding could be utilized and Little said it could not.

Burkholder said that the Borough had no liability for any property owner concerns.

Layman said Council was provided a video of destruction of private property and that the Borough has no recourse; there is a six-foot section with no compaction. Little said the Borough does have recourse and the sub-contractor would be held accountable.

Kinzer said that a lot of work is being done.

Charles Eckstine said he is thankful Council allowed additional public comment, that compaction is needed and not being used. He said an inspector is needed every minute the contractor is there.

Ron Shaffer, 142 Carowinds Drive, said the Borough is working with good ole boys.

After a brief 10 minute recess, Little provided that the proposed cost for full-time RPR as initially recommended by staff was \$101,500 and the part-time RPR as approved was \$75,000.

On an Amsley/Faight motion, council voted unanimously to hire a full-time inspector for the N. Carlisle Street project.

Little reminded Council of the Act 65 that if the item is not included on the posted agenda, the Council cannot take official action on the matter, so a vote could not be taken tonight and that a Special Council meeting could be scheduled and advertised as time was limited.

President Miller said the proposal would be voted on at a Special Council Meeting.

Community Development

No report submitted.

Correspondence

Little presented a letter emailed to Council from Steve Eby regarding N. Carl Avenue.

Little presented a letter from Mr. Robert Phenicie, Jr. requesting he use Borough staff to collect recyclable metal at the Public Works shed for which he would then collect funds, Council denied the request.

Final Comments

Layman: Thanked the public for attending.

Burkholder: Seconded Layman's comments.

Smith: No comments.

Mayor Thomas: Spoke about the passing of WWII veteran Oscar Reed Burke.

President Miller: He asked for a sidebar with Layman and Smith once the meeting adjourns.

Vice President Faight: Said he appreciates the job staff and Council did and that potential incoming Council members should be at these meetings.

Kinzer: Thanked guests for attending.

Amsley: No comments.

On a Kinzer/Amsley motion, the meeting adjourned at 9:24 p.m.

Respectfully submitted,
Donna E. Irons-Zimmerman
Borough Secretary