

A regular meeting of the Myerstown Borough Council was held on Tuesday, August 14, 2018 at 6:30 p.m. in the Council Room at the Myerstown Community Center, the President being in the chair and the Secretary being present.

Present were: President Bryan L. Rittle, Vice-President Michael D. Behm, President Pro Tem Park W. Haverstick, II, Councilmembers Eric L. Powell, Ronald L. Ream, Jeffrey L. Thomas, and Dana Reich, Mayor Gloria R. Ebling, Solicitor Frederick Wolf, Assistant Manager Barry A. Ludwig, Manager Michael R. McKenna, Treasurer Lee C. Smith, and Code Enforcement Officer John Neely.

The President of Council opened the meeting at 6:31 p.m. and asked everyone to stand and recite the Pledge of Allegiance.

Eric L. Powell moved and Ronald L. Ream seconded to dispense with the reading of and approve the minutes of the previous month's meetings held on May 24 and July 10, 2018. Motion carried.

The President of Council opened the floor for citizens' and visitors' comments.

Michael Yiengst of 130 W Washington Ave expressed his interest in hearing the update from the Public Safety Committee about the status of the requests of both Fire Companies to adopt drug and alcohol and child abuse clearance policies.

Devon Yiengst of 130 W Washington Ave asked Council if it was approved for the Goodwill Fire Company to host a beer garden at the park for the 250th Anniversary Carnival. Council President Rittle confirmed that it had not been brought before Council for approval. Ms. Yiengst expressed concern about allowing alcohol in the park. Councilmember Haverstick echoed Ms. Yiengst's concerns. President Rittle advised that the subject would be discussed later on the agenda.

Stacey Hackman of 524 S Cherry St expressed concern about the property at 511 S Cherry St and the overgrowth of weeds. Code Enforcement Officer John Neely informed Council that the property owner is claiming that the weeds are flowers. Council verbally agreed with Stacey Hackman that the property should be looked at and, if warranted, a notice of violation sent.

Anna Gettler of Main Street Jewelry & Gifts at 13 E Main Ave expressed concern about the property at 10 E Main Ave. Ms. Gettler stated that the property is in a state of disrepair, with junk being stored within, and trash bags often being left outside.

Cindy Patschke of 347 W Carpenter Ave expressed concern about the garage at 356 W Main Ave and the vehicle work being done. She asked what has been done from the Borough's perspective. Solicitor Frederick Wolf explained that a complete report was forwarded to the head of Lebanon County Planning Department so action could be taken.

Scott Yeagley, EMA Coordinator of Myerstown Borough, asked Council to change the evacuation place of the borough in the event of an emergency to the Myerstown Community Center. The Borough Manager agreed to look at the most recent Emergency Management Plan and report to Council next month about the current evacuation place and what needs to be done to change it.

Jonathan Weaver, who purchased 301 S Railroad St, would like to change the plans from the initial sales agreement and tear down the existing garage and build a new garage on the existing foundation. Council requested that a drawing be submitted to Council before they make a decision.

Gary Newswanger and Zac Weaver of the Myerstown Christian School inquired about their proposal to rent the third floor of the Myerstown Community Center. Council President informed them that we would be discussing it later in the meeting.

Rebecca Brossman of 702 S Railroad St expressed concern about a parking ticket she received from the Code Enforcement Officer. Solicitor Wolf informed Ms. Brossman that she must file a complaint with the District Justice.

JoAnn Steffy of 305 S Broad St brought a request before Council to close Pear Alley for an annual block party held by Ms. Steffy and her neighbors. Park W. Haverstick, II moved and Jeffrey L. Thomas seconded to close Pear Alley between 305 S Broad St and 16 E Mill Ave for their annual block party from 12:00 p.m. through the evening. Motion carried. Dana Reich abstained.

The following reports were presented to Council and placed on file: Mayor's Report, Code Enforcement Officer's Report, Assistant Manager's Report, Solicitor's Report and Manager's Report.

Borough Council discussed a memorandum of understanding with the Myerstown-ELCO Rotary to share maintenance responsibilities for the new fountain in the fish dam. Anna Gettler made a statement that the Rotary Club fully intends to uphold their end of the agreement.

Jeffrey L. Thomas moved and Dana Reich seconded to accept the proposals from the Pennsylvania Private Police to provide security for the 250th Anniversary Events "Weekend at the Park" on August 24-26 and the "Community Block Party" on September 29th for \$1,500 and \$500 respectively, contingent upon the Borough Manager checking references and adding the Borough as additional insured on their certificate of insurance. Motion carried.

Park W. Haverstick, II reported on behalf of the Public Safety Committee that the Goodwill Fire Company has not met the deadline to turn in their signed drug & alcohol and child abuse clearance policies. He reported that the Keystone Fire Company has written their policies and will be approved at their next meeting. Councilmember Haverstick recommended that Council not take action until the Keystone Fire Company adopts their policies.

Michael D. Behm moved and Ronald L. Ream seconded to accept the Treasurer's Report as submitted and have it on file for audit. Motion carried.

Michael D. Behm moved and Ronald L. Ream seconded to accept the annual audited financial reports as submitted by Stanilla, Siegel, and Maser, LLC and have it on file. Motion carried.

Park W. Haverstick, II moved and Dana Reich seconded to pay the bills as submitted. Motion carried.

Dana Reich moved and Michael D. Behm seconded to approve a proposal from Lobar Design & Engineering to provide design services for the remodel and alteration of the men's and women's bathhouse spaces and concession and office area at the William L. Derr Community Pool in the amount of \$23,622.00. Motion carried.

Ronald L. Ream approved and Eric L. Powell seconded to approve a proposal from Lobar Design & Engineering to provide design services for the repurposing feasibility study of the Myerstown Community Center in the amount of \$47,900.00. Motion carried.

Park W. Haverstick, II moved and Ronald L. Ream seconded to approve a wine garden in the east tennis court of the Recreation Area to be operated by the 250th Anniversary Planning Committee and a beer garden in the west tennis court of the Recreation Area to be operated by the Goodwill Fire

Company at the 250th Anniversary event “Weekend at the Park” on August 25, 2018, and for the Goodwill Fire Company to use the parking lot at 2 E Main Ave for a beer garden as a part of the 250th Anniversary event “Community Block Party” on September 29, 2018. On a roll call vote: Park W. Haverstick, II – yes; Jeffrey L. Thomas – yes; Ronald L. Ream – yes; Bryan L. Rittle – yes; Michael D. Behm – no; Dana Reich – yes; Eric L. Powell – no. Motion carried.

Councilmembers Eric L. Powell and Michael D. Behm expressed concern about allowing alcohol at the “Weekend at the Park” event, noting that there is an ordinance prohibiting alcohol in the park. Councilmember Powell also expressed that if the approval of the alcohol sales at the events were separated into two motions, he would vote no on the “Weekend at the Park” proposal but vote yes for the “Community Block Party”.

Park W. Haverstick, II moved and Michael D. Behm seconded to approve for the Solicitor to draft an ordinance to set permit requirements for the use of fireworks in the Borough. Motion carried.

Michael D. Behm moved and Park W. Haverstick, II seconded to approve to apply for Community Development Block Grant (CDBG) funding for fiscal year 2019. Motion carried.

Michael D. Behm moved and Ronald L. Ream seconded to set the foreclosure property registration fee at \$100 in accordance with §26-104 of the Borough’s Code of Ordinances. Motion carried.

Council recessed the regular meeting and entered Executive Session at 9:37 p.m. to discuss legal matters.

Council returned from Executive Session at 10:12 p.m. reconvening the regular session.

Park W. Haverstick, II moved and Michael D. Behm seconded to approve for wage increases for the pool staff as detailed in the Borough Manager’s request in his report. On a roll call vote: Park W. Haverstick, II – yes; Jeffrey L. Thomas – yes; Ronald L. Ream – yes; Bryan L. Rittle – yes; Michael D. Behm – yes; Dana Reich – no; Eric L. Powell – yes. Motion carried.

The President asked if there were any additional comments for the good of the borough. Seeing none, he asked for a motion to adjourn.

Park W. Haverstick, II moved and Michael D. Behm seconded to adjourn the meeting. Motion carried.

The meeting was adjourned at 10:14 p.m.

Respectfully Submitted,

Michael R. McKenna, MPA
Borough Manager/Secretary