

**Minutes of Borough Council Regular Meeting
Borough of New Cumberland
Wednesday, September 8, 2021**

The New Cumberland Borough Council held its regularly scheduled meeting on Wednesday, September 8, 2021, in the Council Chambers of the Borough building located at 1120 Market Street, New Cumberland, PA.

1. Open meeting and Pledge of Allegiance to the Flag — The meeting was called to order at 7:00p.m. by the Council President Robert P. Kline and led the group in the Pledge of Allegiance to the Flag.

2. Roll call

Borough Council Present

Robert P. Kline, President
 Donald W. Kibler, Vice-President
 Kevin L. Hall
 Gennifer R. Richie
 David H. Stone
 Chad Wilson

Borough Officials Present

Doug Morrow, Mayor
 Joseph E. Spadaccino, Police Chief
 Jeff Gouldy, Fire Chief
 Randy Watts, Engineer
 Michael Cassidy, Borough Solicitor
 Albert M. Penksa, Jr., Borough Manager/Secretary
 Vanessa Dettrey, Admin. Assistant

Councilman Matthew S. Stoner was absent.

3. Approval of August 11, 2021, Regular Council Meeting Minutes — A motion was made by Councilman Stone, seconded by Councilman Hall, and unanimously voted to approve the Regular Council Meeting Minutes of August 11, 2021, as amended.
4. Approval of Check Lists for August 2021 — A motion was made by Vice-President Kibler, seconded by Councilman Stone, and unanimously voted to approve the Check Lists for the month of August 2021.
5. Approval of Treasurer’s Report for August 2021 — A motion was made by Councilman Stone, seconded by Councilman Hall, and unanimously voted to approve the Treasurer’s Report as presented:

General Fund - PNC
 (Investments of \$1,740,518.30)

General Fund – FNB
 (Investments of \$381,464.25) \$347,323.21

Capital Improvement
 (Investments of \$244,868.62) \$500.00

Liquid Fuels Fund

(Investments of \$211,078.34)

\$500.00

Capital Projects Account

(Investments of \$4,506,031.02)

(Term Investments of \$2,000,000.00)

(Term Investments of \$1,000,000.00)

Revitalization Initiative

(Investments of \$263,257.88)

6. Hear Visitors —

Jim Crum, Lead Architect, stated that a request was made to update and refurbish the Council Chambers in John Murray's name. The dais will be lowered so that the view will not impede on residents or Council members attending meetings. There will be an imitation wood grain laminate added and an ADA ramp will also be installed using the same materials as the dais. The wallpaper will be removed so the walls and ceiling can be painted, and the carpet will be replaced along with an update to the audio system. Panels will be installed on the ceiling to reduce reverberation along with a plaque in dedication to John Murray.

Joan Erney, 505 Park Avenue, gave congratulations on the remodeling project to the Council Chambers and would like updates on the following: The Covid funding and how it will be spent, Revitalization funding, and a follow up on the vulgar language signage. She also brought up to Council that on her walks around the Borough, there are sidewalks that are in bad condition and overgrowth of plants along the sidewalks. Regarding this issue, Joan suggested the Borough take the time to plan for the Federal Bi-Partisan Infrastructure Bill that Congress is likely to pass. This funding can be used to improve the condition of the Borough's infrastructure such as: Sidewalks, drains, curbs, and overgrowth.

Rebecca Waldemar, 422 Haldeman Blvd, noted she has been having a problem with the Ordinances regarding dogs and feels that it is not enforced. She has come across multiple situations where dogs are not on leashes, and owners are allowing them to freely roam around on neighboring properties and sidewalks. This is something that is not allowed in the Ordinance and is unsure of how to report these situations. When she speaks to the pet owners about their dog using her yard to relieve themselves or letting their pet walk off leash their immediate response is negative. She has already been in a situation where a dog was off leash and bit her partner. Due to this situation, she takes alternate walking routes when noticing a dog off leash. She asks for more enforcement to be made on the Ordinance and asks for suggestions on how to handle the situation. Police Chief Spadaccino responded to her concern and stated that the Ordinance does allow the Borough to take official action regarding pet owners who are not being responsible for their animals. The Chief noted that even if it is a fleeting situation, call and report it so the police can talk with the resident. Councilman Hall also stated that the next newsletter will reiterate the importance of keeping dogs on their leash.

Christine Leukus, from The New Cumberland Olde Towne Association gave thanks to the several groups who attended the Iron Bridge Music Festival as well as all the Borough staff for helping to make the event a safe and enjoyable experience. Considering this was the first time the event took place, there were no incidents, and it went well. Christine is looking forward to hosting this event next year.

Mickey Minnich, 512 Park Avenue, noted the date of the Angel Walk is October 9, 2021, and this will be the 19th year that the annual walk will take place in the New Cumberland Borough Park. The next event to follow is the Turkey Trot, which is slated for November 25, 2021; this event will also be held at the Borough Park.

7. President's Report

-Council President

- A. Halloween Parade — President Kline presented a letter by River Rescue regarding their request to host the Halloween Parade on October 19, 2021, with a rain date of October 25, 2021. A Certificate of Insurance will be needed. A motion was made by Councilman Wilson, seconded by Vice-President Kibler, and unanimously voted to approve the River Rescue request to host the Halloween Parade this year.
- B. Trick-or-Treat Night — President Kline mentioned that Lower Allen Township and Lemoyne and Wormleysburg Boroughs have their Trick-or-Treat night scheduled for Thursday, October 28, 2021, from 6:00 p.m. to 8:00 p.m. A motion was made by Vice-President Kibler, seconded by Councilwoman Richie, and unanimously voted to approve Trick-or-Treat night on the same date as our neighboring Municipalities.
- C. West Shore Recreation Budget for 2022 — President Kline presented the letter from the West Shore Recreation Board regarding their budget for 2022 and their request for support. Councilman Wilson stated that the West Shore Recreation Board is trying to recover from the 2020 Pandemic year. As a result, the per-capita rate has gone up from \$2.50 to \$3.00 which brings the new annual total for the Borough's contribution to \$21, 831.00. A motion was made by Councilman Wilson, seconded by Councilwoman Richie, and unanimously voted to approve the per-capita increase to \$3.00.

President Kline further noted that the Recreation Board is also requesting an advance payment. Councilman Wilson replied that reserved funds had to be used and as a result there isn't enough money to fund the programs ahead of time. Typically, monies received from the Borough are in the second week of January. The Recreation Board is requesting 2022, first quarter funds to be paid in December 2021 so programming can continue uninterrupted. A motion was made by Councilman Wilson, seconded by Councilwoman Richie, and unanimously voted to approve the 2022 first quarter payment to go out on December 1, 2021.

- D. Library Board Appointment — President Kline stated the recent resignation of Blair Lawrence resulted in an open position on the Library Board. President Reis of the Library Board has sent a letter to Council requesting Judith Hawthorn be approved for the open position. A motion was made by Councilwoman Richie, seconded by Councilman Stone, and unanimously voted to approve the appointment of Judith Hawthorn to the open position on the Library Board.

- E. Naming of Borough Secretary and Right-to-Know Officer — President Kline stated that Manager Penksa is currently appointed as the Borough Secretary and the Right-to-Know Officer; however, as of Friday, September 10, 2021, he is officially retiring and will no longer be able to serve in this capacity. Traditionally, both rolls have been the responsibility of the Borough Manager. President Kline suggested the Interim Manager, Penny Pollick be appointed to both positions effective Monday, September 13, 2021. A motion was made by Councilman Hall, seconded by Councilman Stone, and unanimously voted to approve the appointment of Interim Manager Penny Pollick as Borough Secretary and Right-to-Know Officer effective Monday, September 13, 2021.
- F. Borough MMO for the 2022 Pensions — A motion was made by Councilman Hall, seconded by Vice-President Kibler, and unanimously voted to approve both Uniform and Non-Uniform Minimum Municipal Obligations for the Borough.
- G. Authorize Interim Manager to sign General Ledger checks — President Kline suggested to authorize Interim Manager, Penny Pollick the ability to sign General Ledger checks. A motion was made by Vice-President Kibler, seconded by Councilman Hall, and unanimously voted to approve the authorization of Interim Manager, Penny Pollick to sign General Ledger checks.
8. Engineer's Report — Engineer Watts stated that discussions are still being held with Mr. Grandon on Poplar Avenue regarding the MS4 Pollutant Project. On August 5, 2021, a discussion was held to potentially team up with Lower Allen Township regarding a Stream Restoration Project. The Borough Park Boat Launch Project is in review right now with the Borough Staff and the Boating Facilities Grant that was submitted to the Pennsylvania Fish and Boat Commission on December 30, 2020. This grant has been awarded to the Borough in the amount of \$47,000. The Concrete Fire Apron is waiting on payment bonds and contracts from the contractor which is expected to arrive this week and construction following shortly after. The Third Avenue Drainage Project plans and designs are complete. A pre-application meeting will be scheduled with Norfolk Southern to discuss any permit applications that may be needed. The Salt Shed Repair work was expected to be completed this week; however, the contractor has a material delay and will hopefully have the work completed by next week.
9. Mayor's Report — Nothing to Report.
10. Police Chief's Report — Chief Spadaccino provided a written report of the Police Department activities for the month of August 2021. He also mentioned about the Iron Bridge Music Festival's success and thanked Christine Leukus for the great planning which allowed everything to run smoothly. Special thanks were given to Fire Chief Gouldy for joining in and doing the same work that was expected of his own team. In turn, it really helped the Police do their job considering the uncertainty of the amount of people who would attend the event. The Cumberland County Sheriff Department also deserves special thanks for providing us with two (2) deputies to help during the festival.
11. Fire Chief's Report — Fire Chief Gouldy provided a written report of the Fire Department activities for the month of August 2021. The Fire Truck will be flying the U.S. flag at Mission BBQ on September 11, 2021, Fire and EMS will be attending the Apple Festival September 25, 2021, EMS will also attend Vickie's Angel Walk on October 9, 2021, and the Fire Truck will be a part of the Halloween parade on October 19, 2021.
12. Solicitor's Report — Nothing to Report.

13. Manager's Report — The Borough has engaged HVAC repair and improvement with DaFlure. This will be monitored by Richard Anderson, from our Highway Staff, with advice from HRG when needed. The departmental wish list has been submitted by the Directors and they will be able to explain their submissions during the budget process. Effective Monday, September 13, 2021, Penny Pollick will be taking over the position of the Borough Manager. Manager Penksa thanked the Council Members for giving him the opportunity to work with the Borough and to be able to help the residents within the Borough. It has been an honor.
14. Executive Session (Legal and Personnel Matters) — President Kline called an executive session at 7:52p.m. to discuss legal and personnel matters. Council meeting reconvened at 8:25p.m.

Action recommended; Solicitor Cassidy suggested to approve a severance payment of \$11,518.84 to Albert Penksa. The General Release will be signed by him and dated for today's date (09/08/2021.) A motion was made by Councilman Hall, seconded by Vice-President Kibler, and unanimously voted to approve the severance payment to Albert Penksa in the amount of \$11,518.84.

President Kline mentioned the authorization needed for the Solicitor to deliver the letter for 401 Market Street to the Zoning Hearing Board for the scheduled meeting on Thursday, September 16, 2021. A motion was made by Councilman Hall, seconded by Councilman Wilson, and unanimously voted to approve the authorization of the Zoning Hearing Board Letter to be sent.

15. Council Comments — Councilman Stone asked for an update on the issue mentioned at the previous Council Meeting regarding PPL's work on the light pole by the West Shore Theatre. Manager Penksa replied that PPL is waiting for the work they did to 'settle' before they complete the job. If there are any questions or issues, we can always contact them and figure out their next step in this process.

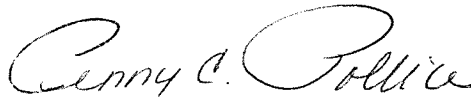
Councilman Stone also mentioned how clean the River Boat Docks looked after the rain that we had and to be mindful of any polluting or littering due to the water receding. Manager Penksa reassured him that the Highway Department manages the parks and river by tracking the water levels, taking the trash cans out when water levels reach a certain point, and if necessary, enforcing closure of the park.

Councilman Hall mentioned PPL leaving a light pole on the ground on Bridge Street across from St. Theresa. This pole has been there for at least a month, maybe longer. Contact should be made to PPL regarding this situation. On a different note, Councilman Hall updated the Council on the most recent Code Renewal Meeting that was held on Monday, August 23, 2021. The main focus of that meeting was to get a plan in motion for the properties that had caught fire over the year(s). Homeowners of Third & Seventh Street have been given citations and are required to submit a building permit application along with a schedule to have their properties repaired within a stringent timeline. The house on Seventh Street has been the only one to fulfill the requirements of the citation given. The cat house property was sold to a Steve Fleming, and he will be working on cleaning it up. President Kline asked about the status of the upgrades in the ordinance about blighted properties. Councilman Hall stated that he must work with Solicitor Cassidy regarding vacant properties and the overgrowth in plants. He is hoping to have two (2) Code Enforcement Officers to help take care of these situations and will try his best to get a start on the project before his time in Council ends.

Vice-President Kibler informed Council, Residents and Staff of a Revitalization Meeting scheduled for Wednesday, September 29, 2021, at 6:30p.m. in the Hillside Elementary School gymnasium.

16. Adjournment — A motion was made by Councilman Hall, seconded by Councilman Stone, and unanimously voted to adjourn the meeting at 8:32p.m.

Respectfully Submitted,



Penny C. Pollick

Borough Manager/Secretary