

Abbottstown Borough Council Meeting

November 17 , 2022 6 PM

CALL TO ORDER: 6:00 p.m.

ROLL CALL: Frank Anderson, Laura Baker, Dennis Posey, Dale Reichert, Mayor Dan Watkins, M/S/T David W. Bolton, Solicitor Tim Shultis, Engineer Dave Cunningham for Keller. April O'Brien was excused.

PLEDGE OF ALLEGIANCE: Led by President Dennis Posey

ANNOUNCEMENTS: None

GUESTS: Austin Wertz, Sutton Road.

PUBLIC COMMENT (on agenda items only): None

APPROVAL OF MINUTES: *Motion made by Frank Anderson to accept minutes from October 20, 2022 as presented; Seconded by Laura Baker; Motion carried, 4 Ayes.*

TREASURER REPORTS: Mr. Bolton provided an update on the borough's fiscal status.

Motion made by Frank Anderson to accept the Treasurer's Reports thru 10/31/22; Seconded by Dale Reichert; Motion carried, 4 Ayes.

Motion made by Frank Anderson to approve/ratify paying the bills as presented thru 11/17/2022; Seconded by Laura Baker; Motion carried, 4 Ayes.

ADMINISTRATIVE REPORTS: David W. Bolton, MBA, CBO updated Council on projects, current agreements, and other borough activity.

⇒ All major projects successfully completed this year; audit prep; records keeping.

⇒ Draft Ordinance 2022-05 No Parking on Cheapside Alley (advertise)

Motion made by Frank Anderson to advertise Ordinance 2022-05 Updating Parking Regulations; 2nd by Dale Reichert. Motion carried, 4 Ayes.

⇒ ARPA funding from county - \$4,422.96. Vote to accept funds towards lost revenues.

Motion made by Frank Anderson to accept ARPA funds from Adams County for lost revenues; 2nd by Dale Reichert. Motion carried, 4 Ayes.

SOLICITOR: Tim Shultis

⇒ Act 57 Ordinance 2022-06 – duly advertised and ready for adoption.

Motion made by Frank Anderson to adopt Ordinance 2022-06 Act 57 Compliance; 2nd by Dale Reichert. Motion carried, 4 Ayes.

- ⇒ Fireworks Ordinance 2022-07: more than 90% of the borough does not allow for up to 150 feet distance from buildings or vehicles for safe use of consumer fireworks. Display fireworks are allowed by permit only (professional grade). Ordinance was advertised as number 2331, is amended to 2022-07 (no substantive change).

Motion made by Frank Anderson to adopt Ordinance 2022-07 Fireworks Law Updates; 2nd by Dale Reichert. Motion carried, 4 Ayes.

- ⇒ Chief Graham and Solicitor Shultis will review various changes to the Nuisance Ordinance and come back to Council next meeting with some suggestions.

ENGINEER: Dave Cunningham for Keller Engineers

- ⇒ Sutton Run Estates – Sutton Run – Oct 13th 2nd set of plans, Erik issued comments yesterday. No action needed tonight. Subdivision density would require a variance (2 units per acre/ 1.68 units per acre). No action is needed until variances are gained. Letter has been issued to developer to address with the Zoning Board.
- ⇒ Affordable Pet Supply – John issued comment on Oct 14th, no new plans since. No action needed at this time.
- ⇒ MS4 Permit Waiver – under DEP, a five-year renewal is applicable for the borough. Council should authorize President to sign waiver request and application. \$500 application fee and storm sewer map (from CS Davidson).

Motion made by Frank Anderson to authorize submission of waiver documents and application fee; 2nd by Laura Baker. Motion carried, 4 Ayes.

MAYOR'S REPORT: The Honorable Daniel W. Watkins, Sr. – completed mandated reporter class, taking one on Narcan administration next week.

CODE ENFORCEMENT: PMCA – Code & Zoning Officer James Graham informs Council that all is going well and permits are being issued and work being completed in the borough. He is awaiting permit applications from Affordable Pet Supply.

ABPD: Reports in file. Chief James Graham reports that there are currently 75k miles on police car. Secondary car may be needed. Reading Twp's old car is available for \$3k (Crown Vic, new belts and suspension, 120k miles). Lights would need to be replaced. DAs office has Black Friday auction for impounded vehicles. Chief will check to see if Reading Twp is willing to hold it for us until we are able to get it on the next agenda for approval.

Patrols going well and the borough has received more traffic enforcement grants (PennDot).

EMERGENCY SERVICES: Reports filed.

BUDGET & FINANCE COMMITTEE:

⇒ After reviewing the 2023 budgets with Council, Manager Bolton asks Council to adopt the three municipal budgets as advertised.

Motion made by Frank Anderson to advertise the 2023 municipal budgets; 2nd by Laura Baker. Motion carried, 4 Ayes.

⇒ Resolution 2022-13 Tax Rates unchanged for 2023.

Motion made by Frank Anderson to adopt Resolution 2022-13 Tax Rates for 2023; 2nd by Laura Baker. Motion carried, 4 Ayes.

UNFINISHED BUSINESS: None

NEW BUSINESS: None

PUBLIC COMMENT: Austin Wertz, 501 Sutton Road – public comment on 2022-04 (ATVs), freedoms are being infringed upon when he cannot ride vehicles on his property with his kids. Does drag racing at South Mountain. Was unaware of borough website, advertisement on ordinances, agendas and minutes, etc. Would like to have the ordinance overturned. Dr. Bolton gives evidence of other laws and Act 92 of 2022 where police can confiscate such vehicles if they are driven illegally. It is suggested that he discuss amicable driving times with his neighbor and document the agreement with the borough to restrict enforcing complaints.

FOR THE GOOD OF THE ORDER: Councilor Baker comments that the Christmas decorations request email from Denny Alwine came at a late time of year for Council to react. Suggests we plan ahead next year if no one is going to decorate the square.

ANNOUNCEMENTS: Next regular Council meeting is December 15th at 6 pm.

ADJOURNMENT: ***Motion made by Frank Anderson to adjourn at 7:25 pm; 2nd by Laura Baker; Motion carried, 4 Ayes.***