



Leo S. Lutz, Mayor
Michael L. Beury, Borough Council President

Robert L. Pfannebecker, Solicitor
Ronald Miller, Interim Borough Manager

FINAL AGENDA
COLUMBIA BOROUGH COUNCIL MEETING
July 13, 2015
7:00P.M.

- I. Opening of Meeting
 1. Call to Order and Roll Call
 2. Invocation/Moment of Silence
 3. Pledge to the Flag
 4. Announcement of Executive Session(s)
 - a. An Executive Session was held on July 13, 2015 at 6:00pm to discuss legal and personnel matters and present information only items.
 5. Citizen Comments (Agenda Items Only)
 6. Minutes for Approval
 - a. Consider approval of the Special Borough Council/Municipal Authority Meeting Minutes for 7/6/15.
 - b. Consider approval of the Borough Council Meeting Minutes for 6/22/15.
 7. Mayor Lutz
 - a. National Night out will be on Tuesday, August 4, 2015 from 5-8pm. The Borough will have a Recycling stand at the event.
- II. Standing Committee Assignments
 8. The Committee on Finance
 - a. Presentation by Ed Sarmiento of Wells Fargo Bank regarding their Investment Proposal.
 - b. Consider approval of 2015 Budget Change No. 1: General Fund, Capital Fund, Wastewater Fund, Municipal Authority and Liquid Fuels.
 9. The Committee on Personnel
 10. The Committee on Highway
 11. The Committee on Public Property
 - a. Consider approval of an agreement with either Susquehanna Gateway, or Chris Vera and Daisy Pagan, or to put out to bid the management services for managing the Columbia Crossing Building.
 12. The Committee on Public Safety
 - a. Consider approval of a Facilities Use Request for the Susquehanna Valley Chamber of Commerce to host a Fourth Friday Feast in the 300 Block of Locust Street on July 24, 2015 with street closure from 6-8:30pm.
 - b. Consider approval of a Facilities Use Request for the Susquehanna Valley Chamber of Commerce to host a Fourth Friday Feast on Locust Street between 4th and 5th Streets on August 28, 2015 with street closure from 4-9pm (event is 5-8:30pm).
 - c. Monthly Fire Chief's Report.
 13. The Committee on Municipal Legislation
 - a. Consider authorization for the Borough Manager to advertise a Public Hearing for August 24, 2015 at 6:00pm regarding Ordinance No. 860 and the distribution of the ordinance to adjacent municipalities, local, and

restoration of a surface or appurtenance within five years; providing for the repeal of inconsistent ordinances; providing for the severability of the ordinance; and providing that the ordinance shall take effect as provided by Pennsylvania Law.

- f. Consider PSAB's recommended approval of Resolution No. 15-13: Medicinal Cannabis.
14. The Committee on Wastewater
- a. Consider authorizing the Solicitor to draft an ordinance appointing the Lancaster Area Sewer Authority as an agent of the Borough to enforce Chapter 173 (Sewers and Sewage) of the Columbia Borough Code and the regulations thereof.
 - b. Consider authorizing the Solicitor to resolve the issues of Sewer Main Easements and Rights of Way as identified in the Asset Purchase Agreement between Columbia Borough, Columbia Municipal Authority and Lancaster Area Sewer Authority per LASA's letter of June 30, 2015.
 - c. Consider approval to advertise the 30 day Public Comment Period and the July 27, 2015 Public Meeting for the proposed PA. Act 537 Plan Amendment.
15. The Committee on Community Development
- a. Reminder of Columbia Housing Steering Committee Open House at 255 N. 3rd Street on Thursday, July 16, 2015 from 5:00pm-7:00pm with food being served.
- III. Reports of Boards, Commissions, Authority, Solicitor, and Secretary/Treasurer
- 16. Solicitor
 - 17. Secretary/Treasurer
 - 18. Boards/Commissions/Authority
 - 19. Reports from Council Members
 - 20. Citizen Comments (Non-Agenda Items Only)
 - a. Presentation by Beth Troxell with Susquehanna Center for the Creative Arts regarding their programs.
- IV. Adjournment

**Columbia Borough Regular Council Meeting
July 13, 2015
Paul W. Myers Council Chambers**

Council President Beury called the meeting to order at 7:00 p.m.

Councilpersons present: Barninger, Beury, Ford, Murphy, Smith, Weisser, and Welsh.
Mayor Lutz was absent from this meeting.

There was a moment of silence.

Council President Beury led the pledge to the Flag.

Council President Beury announced that an Executive Session was held on July 13, 2015 at 6:00 p.m. to discuss legal, personnel and information items only.

MAYOR LUTZ

There was no report.

Minutes for Approval

Motion: To approve the Special Borough Council/Municipal Authority meeting minutes for July 06, 2015.

Motion: Barninger 2nd: Murphy Voice Vote: All Favored

Motion: To approve the Borough Council Meeting Minutes for June 22, 2015.

Motion: Barninger 2nd: Weisser Voice Vote: All Favored

STANDING COMMITTEE ITEMS

COMMITTEE ON FINANCE

Ed Sarmiento, Wells Fargo Bank, presented information to Council regarding an investment program. He stated the program highlighted in the portfolio was for investments between \$2m and \$20m, with increments of \$250,000 being invested in CD's with multiple banks to meet FDIC limits and be Act 72 compliant. Ed informed Council there would be no fees charged by Wells Fargo. Councilman Smith asked if the CD's could be called back by the banking institution. Ed explained some banks do call back CD's but none of the investments in the portfolio were callable. Councilman Smith asked about compounded interest. Ed handed out an information sheet on interest rates and explained those rates to Council. Councilman Murphy asked about limitations on interest payments and terms. Ed stated the individual bank sets the terms. Norm Meiskey explained the amount of investment would have to be less than the \$250,000 and remain within FDIC limits with interest earned. Ed stated that would be correct and that maybe \$240,000 or \$245,000 would be invested. He added that he never saw a financial institution go bankrupt or file with the FDIC. Councilman

Smith asked about market link notes. Ed stated he doesn't use them and explained why. Councilwoman Barninger added that type of note wouldn't be Act 72 compliant. Ed stated those types of investments were probably not Act 72 compliant and that Act 72 requirements were very restrictive. Ed concluded his presentation by handing out contact information for his investment team.

Motion: To approve the 2015 Budget Change #1: General Fund, Capital Fund, Wastewater Fund, Municipal Authority and Liquid Fuels.
Motion: Murphy 2nd: Ford Voice Vote: All Favored

COMMITTEE ON PERSONNEL

Councilwoman Barninger stated there were no action items.

COMMITTEE ON HIGHWAY

Councilman Smith stated there were no action items. Councilman Smith talked about the paved streets in the northern end of town, stated the street sweeper was down for maintenance and that the Eighth Street project grant funding has not been released.

COMMITTEE ON PUBLIC PROPERTY

Motion: To table the agreement with either Susquehanna Gateway or Chris Vera and Daisy Pagan or to bid the management services for Columbia Crossing; a committee of Borough Council will meet with both groups and come back to Borough Council with a decision for the July 27, 2015 meeting.
Motion: Weisser 2nd: Ford Voice Vote: All Favored

COMMITTEE ON PUBLIC SAFETY

Motion: To approve the Facilities Use Request for the Susquehanna Valley Chamber of Commerce to host a Fourth Friday Feast in the 300 Block of Locust Street on July 24, 2015 with street closure from 6:00 p.m. until 8:30 p.m.
Motion: Barninger 2nd: Ford Voice Vote: All Favored

Motion: To approve the Facilities Use Request for the Susquehanna Valley Chamber of Commerce to host a Fourth Friday Feast on Locust Street between 4th and 5th Streets on August 28, 2015 with street closure from 4:00 p.m. until 9:00 p.m. (event is 5:00 p.m. until 8:30 p.m.)
Motion: Barninger 2nd: Ford Voice Vote: All Favored

COMITTEE ON MUNICIPAL LEGISLATION

Motion: To authorize the Borough Manager to advertise a Public Hearing for August 24, 2015 at 6:00 p.m. regarding Ordinance No. 860 and the distribution of the

ordinance to adjacent municipalities, local, and county Planning Commissions for their 30 day period of review and comments, also, for the Solicitor to advertise Ordinance 860: An ordinance of the Borough Council of the Borough of Columbia, Lancaster County, Pennsylvania amending the code of the Borough of Columbia, Lancaster County Pennsylvania, Chapter 220-Zoning, Article IV-Additional requirements for specific principle uses, Subpart a.(1)(a) to provide that adult uses shall not be permitted within 500 lineal feet of Glatfelter Memorial Field; providing for the repeal of inconsistent ordinances; providing for the severability of the ordinance; and providing that the ordinance shall take effect as provided by Pennsylvania law.

Motion: Ford 2nd: Murphy Voice Vote: All Favored

Motion: To approve the Solicitor to advertise Ordinance No. 861: An Ordinance of the Borough Council of the Borough of Columbia, Lancaster County, Pennsylvania amending the code of the Borough of Columbia, Lancaster County, Pennsylvania, Chapter 90-Borough Property, Section 90-6. Violations and Penalties, to provide that violations of regulations posted in accordance with Chapter 90 constitute a violation of Chapter 90; providing for the repeal of inconsistent ordinances; providing for the severability of the ordinance; and providing that the ordinance shall take effect as provided by Pennsylvania Law.

Motion: Ford 2nd: Murphy Voice Vote: All Favored

Motion: To approve the Solicitor to advertise Ordinance No. 862: an Ordinance of the Borough Council of the Borough of Columbia, Lancaster County, Pennsylvania amending the code of the Borough of Columbia, Lancaster County, Pennsylvania, Chapter 112-Existing Structures, Property Maintenance and Fire Prevention, Article II-Administration and Enforcement, Section 112-6 Powers and Duties of Code Official to require inspections of residential rental units whenever there is a change in tenant; providing for the repeal of inconsistent ordinances; providing for the severability of the ordinance; and providing that the ordinance shall take effect as provided by Pennsylvania Law.

Motion: Ford 2nd: Barninger

Norm Meiskey explained the language added "or cause the inspection of" would give the Code Enforcement Department the option of having a third party inspector perform inspections when necessary. Councilman Ford clarified that the inspection company would be chosen by the Borough of Columbia and not the property owner. Mr. Pfannebecker stated he would get with Norm Meiskey on that language addition.

Motion: To amend the motion to advertise Ordinance No. 862; adding language regarding the choice of third party inspectors as discussed.

Motion: Ford 2nd: Barninger Voice Vote: All Favored

Motion: To approve the Solicitor to advertise Ordinance No. 863: an Ordinance of the Borough of Columbia, Lancaster County, Pennsylvania amending

Chapter 207 of the code of the Borough of Columbia, Lancaster County, Pennsylvania, to: add an additional one-way street on Barber Street, from Washington Street to South 12th Street, to modify the direction of traffic on several one way streets, on Barber Street from Plane Street to South 10th Street and on Sadie Lane from Market Street to South Third Street, to make one stretch of roadway revert to two way traffic from one way traffic on Barber Street between Washington Street and South 10th Street, and to designate both directions of traffic from Ninth Street and Ironville Pike to Lancaster Avenue as a snow emergency route; providing for the repeal of inconsistent ordinances; providing for the severability of the ordinance; and providing that the ordinance shall take effect as provided by Pennsylvania Law.

Motion: Ford 2nd: Smith Voice Vote: All Favored

Councilwoman Barninger and Councilwoman Welsh asked for clarification regarding Barber Street. Norm Meiskey explained the traffic flow of Barber Street.

Motion: To approve the Solicitor to advertise Ordinance No. 864: an Ordinance of the Borough Council of the Borough of Columbia, Lancaster County, Pennsylvania amending the code of the Borough of Columbia, Lancaster County, Pennsylvania, Chapter 186- Streets and Sidewalks, Article II-Street Openings and Excavations, Section 186-11, Backfilling of Trenches and Restoration of Roadway Surfaces and Appurtenances to require reimbursement for necessary repairs if defects appear in the restoration of a surface or appurtenance within five years; providing for the repeal of inconsistent ordinances; providing for the severability of the ordinance; and providing that the ordinance shall take effect as provided by Pennsylvania Law.

Motion: Ford 2nd: Murphy Voice Vote: All Favored

Councilman Smith asked about the 5 year period. Norm Meiskey addressed Councilman Smith's concerns.

Motion: To approve Resolution No. 15-13: Medicinal Cannabis per PSAB's recommendation.

**Motion: Ford 2nd: Welsh Roll Call Vote:
Weisser, Murphy, Welsh, and Smith voted yes. Barninger, Ford,
and Beury voted no. Motion Carried.**

Councilwoman Barninger stated this issue did not belong in the local government forum. Councilman Smith stated he supported the resolution. Councilman Ford stated he voted no because of the increase in drug use in states where this legislation has already passed.

COMMITTEE ON WASTEWATER

Motion: To authorize the Solicitor to draft an ordinance appointing the Lancaster Area Sewer Authority as an agent of the Borough to enforce Chapter 173 (Sewers and Sewage) of the Columbia Borough Code and the regulations thereof.

Motion: Beury 2nd: Ford Voice Vote: All Favored

Motion: To authorize the Solicitor to resolve the issues of Sewer Main Easements and Rights of Way as identified in the Asset Purchase Agreement between Columbia Borough, Columbia Municipal Authority and Lancaster Area Sewer Authority per LASA's letter of June 30, 2015.

Motion: Beury 2nd: Murphy Voice Vote: All Favored

Motion: To approve the advertisement of the 30 day public comment period and the July 27, 2015 public meeting for the proposed PA Act 537 Plan Amendment.

Motion: Beury 2nd: Murphy Voice Vote: All Favored

Council President Beury stated the PA Act 537 Plan Amendment was available at the Borough Office for review by the citizens.

COMMITTEE ON COMMUNITY DEVELOPMENT

Councilwoman Welsh announced the Columbia Housing Steering Committee open house at 255 North Third Street on July 16, 2015 from 5:00 p.m. until 7:00 p.m. with food to be served.

SOLICITOR

There were no action items.

SECRETARY TREASURER

There were no action items.

BOARDS/COMMISSIONS/AUTHORITY

Council President Beury stated the Civil Service Commission meeting scheduled for July 14, 2015 was cancelled.

Mary Wickenheiser informed Council the Northwest River Trail Committee meeting would be held on September 22, 2015.

REPORTS FROM COUNCIL MEMBERS

There was no report.

CITIZEN COMMENTS

Please see attached.

ADJOURNMENT

Motion: To adjourn the meeting at 9:40 p.m.
Motion: Ford **2nd: Weisser** **Voice Vote: All Favored**

MOTIONED AND APPROVED this 27th day of July 2015, by the Borough Council of the Borough of Columbia, Lancaster County, Pennsylvania, in lawful session duly assembled.

BOROUGH OF COLUMBIA, LANCASTER COUNTY, PENNSYLVANIA.

By: Michael L. Beury
Michael Beury, Council President

ATTEST: Ronald L. Miller Ronald L. Miller, Interim Borough Manager
Georgianna Schreck ~~Assistant Secretary/Treasurer~~ and Secretary Treasurer

BOROUGH COUNCIL MEETING

CITIZEN COMMENTS

July 13, 2015

AGENDA ITEMS ONLY	
Mary Wickenheiser	
620 Chestnut Street	River Park Focus Group sent a letter to Borough Council supporting the appointment of
	Susquehanna Gateway as managers of Columbia Crossing.
	Agenda Item 13d - Ordinance 863 - Direction of travel not specified.
	Expressed concerns about a traffic study being done for directional street changes and stop signs in order to save money.
Mark Platts	
Susquehanna Gateway	Was present for questions from Council regarding the management of Columbia Crossing.
Beth Troxell	
Susquehanna Center for the Creative Ares	Talked to Council about their programs. She also asked about installing a direction sign at Third and Locust Street.
Gerald Maurer	
518 North Third Street	Read a statement to Council regarding Code Enforcement and the lack of a building permit for a kitchen addition, deck and hot tub.
Daisy Pagan	
	Councilman Ford, Councilman Murphy, Councilwoman Barninger, and Norm Meiskey addressed Mr. Maurer's issues.
	Norm Meiskey stated direction of travel is specified in the body of the ordinance.
	Norm Meiskey provided that update.