

MILTON BOROUGH COUNCIL MEETING

October 11, 2017

The meeting was called to order with the following Councilpersons in attendance: Mr. Specht, Mr. Keiser, Mr. Cyphers, Ms. Fawess, Mrs. Meckley, Mr. Shearer, Mr. Walker, Mr. Budman, and Mr. Swartz. Also in attendance were Chuck Beck, Shelly Sandstrom, Sam Shaffer and Chief Zettlemyer. Mayor Nelson and Mr. Farr were absent.

Minutes: On motion of Mr. Cyphers, seconded by Mr. Specht and carried, Council approved the minutes from the September 27, 2017 Council meeting. Mr. Budman abstained.

Report of the Borough Manager: Mr. Beck reported that he has a meeting scheduled for 12:30 p.m. on Thursday with the engineer concerning the Front Street Streetscape Project. We plan to walk the L.O.W. area to do a final review of the blueprints. Once we agree on the final design, the blueprints will be finalized and the bid documents will be drawn up in preparation for advertising the project out for bids. Bids are scheduled for late 2017 with an early 2018 opening and award with construction beginning in early 2018 and a completion date of June 2018.

Next, Mr. Beck informed Council that the Milton Fire Department, Warrior Run Fire Department, White Deer Fire Department, and Evangelical Hospital have existing contracts with Evangelical Hospital and internal contracts with the various Fire Departments to provide ambulatory services to the residents within the various service areas. Currently there are a few inefficiencies with the services being provided. He and Chief Stump have been meeting with representatives from the various entities and we agree that the current contracts need to be renegotiated. Mr. Beck believes that we can negotiate new contracts that will provide improved service to the residents and generate increased revenues. It is for that reason Mr. Beck asked for Council's approval to proceed with the negotiations. Once a draft contract is written it would be reviewed by all effected entities and ratified by all affected governing boards. On motion of Mr. Walker, seconded by Mr. Cyphers and carried, Council authorized Mr. Beck to proceed with these negotiations.

At the September 27, 2017 Council meeting a resident asked Council to look at the parking situation on Old Orchard Road and Sycamore Lane. He felt that allowing parking on those streets created a hazard. Mr. Beck has researched the matter and found the following:

- Sycamore Lane from King Street to Old Orchard is 28' wide.
- Old Orchard from Shakespeare Ave to Sycamore is 29' wide.
- Old Orchard from Sycamore to the Borough limit is 27' wide.

The recommended traffic lane width for local streets are; 8' for parking lane, 10' for driving lane, and 11' for a bus lane. These are recommendations and they can be reduced in width however the effected streets are school bus routes and safety is a concern.

The minimum width required to allow parking, on one side, of the effected streets would be 29'. Another factor is every resident except for one has off street parking and by allowing parking between the driveways it impairs vision when backing out of the driveways onto the streets. The one property that does not have off street parking is located on Old Orchard between Shakespeare Avenue and Sycamore Lane where the roadway width is 29'.

In the interest of safety, Mr. Beck recommended to ban parking on both sides of Sycamore Lane from King Street to Old Orchard; ban parking on both sides of Old Orchard from Sycamore Lane to the Eastern Borough Limit; ban parking on the southside of Old Orchard from Shakespeare Avenue to Sycamore Lane.

Mr. Beck informed Council that there were several options for them to consider. 1) Council could approve no parking on both sides of Sycamore Lane from King Street to Old Orchard, Old Orchard Road from Sycamore Lane to the Borough limit and the south side of Old Orchard from Shakespeare Avenue to Sycamore Lane; 2) No parking on one side of the streets outlined above; 3) no parking restrictions on the streets outlined above. On motion of Mr. Walker, seconded by Mr. Shearer and carried, Council voted to restrict parking on both sides of Sycamore Lane from King Street to Old Orchard, Old Orchard Road from Sycamore Lane to the Borough limit and the south side of Old Orchard from Shakespeare Avenue to Sycamore Lane and authorize Attorney Benion to prepare a Resolution for same. Mrs. Meckley was opposed.

Report of the Mayor: Mayor Nelson was absent. Chief Zettlemoyer reported that he visited the Mayor recently and he is doing better since his recent surgery.

Report of the President of Council: President Budman reported that he and Mr. Beck are still looking for resources for the Comprehensive Plan and are making progress.

Report of Chief of Police: Chief Zettlemoyer asked that the agenda item regarding a request for an 8th Police Officer be removed. Next, Chief Zettlemoyer reminded everyone that the Trails to Treats will be on October 28th from 4:30 p.m. – 6:30 p.m. at the Milton State Park.

Report of Public Works Director: Sam Shaffer reported that the Department has started brush pick-up and leaf pick up begins next week. He reminded residents to have their leaves as close to the curb as possible. The new leaf machine should be here soon. Mr. Budman stated that there has been a facebook page started for the Borough and the brush and leaf pick-up notifications have been shared to the public through this.

Report of the Fire Chief: Chief Stump reported that he had a meeting with the Union County Fire Chiefs therefore couldn't make the last Council meeting. PEMA has approved 95% of the funding for the merger. They have submitted the annual state grant. The department will visit Baugher Elementary School tomorrow as part of Fire Prevention Week. Chief Stump informed Council that there was a problem with their fundraising at the post office. Although the problem has been resolved, he asked that if anyone's donation has been returned, they can either re-send it to the post office box or drop it off to the Borough Office. Since the September 13th Council meeting the Department has responded to 24 calls.

Public Comments: There were no public comments.

At this time, 7:14 p.m., Attorney Benion opened a Public Hearing regarding the intermunicipal transfer of a liquor license to Weis Markets. Sworn in were Ellen Freeman, Attorney from the Philadelphia law firm of Flaherty and O'Hara and David Gill representing Weis Markets. Attorney Freeman told Council that the Milton Weis Supermarket plans to renovate a portion of its store to open a café which would include seating for up to 30 patrons. The café would be located in the left rear portion of the Store. Attorney Freeman said that the store would be licensed to sell liquor in the café. Patrons would be permitted to drink up to two beers in the café. Beer and wine to purchase and carry out of the store for consumption would also be available in the café, along with made-to-go sandwiches, chicken, pizza and similar food items. Freeman said that Weis Markets operates 50 similar cafes in supermarkets across Pennsylvania. In total she said about 300 supermarkets in the state hold liquor licenses. Alcohol would be available for purchase at the café from 6:00 a.m. to 11:00 p.m. Monday through Saturday, and 9:00 a.m. to 11:00 p.m. on Sunday. There will be a designated cash register for the sale of alcohol only. There will be cameras on-site and anyone working in the café will have extensive training on the sale of alcohol. Anyone purchasing alcohol will be carded regardless of their age so there are no gray areas to question. Mrs. Meckley asked if the café would be separated for shoppers not utilizing the café and if there would be advertisement signs promoting the sale of alcohol in the store. Attorney Freeman responded that you would have to enter the café for certain items

including hot food such as pizza and food to go as well as the produce section. Advertising would be in the café itself and a sign on the exterior of the store. All signage within the store happens within the guidelines of PLCB. Mr. Walker asked how the employees will know if someone has had more than 2 drinks. Attorney Freeman responded that all employees will be extensively trained for this through the PLCB guidelines. After further discussion, Attorney Benion opened the hearing to public comments. After being sworn in, Jay Bastian, owner of Knarr's Beverage of Milton asked Council members if they would have a problem approving Weis Markets to apply for the change of license locations from Coal Township to Milton if they knew the PLCB limited the distance licenses can be housed from schools, churches, and non-profit organizations. Attorney Freeman responded that by law, PLCB can consider denying a request to a location that is located within 300 feet of a school, church, or non-profit. However, she stated that it might not be a limiting factor in the awarding of a license location. Mr. Bastian stated that he believes portions of the Milton Area School District property are within 300 feet of the Weis Markets property. There being no further questions, Attorney Benion closed the Public Hearing at 7:46 p.m.

Highways and Protection to Persons and Property: No report.

General Government and Recreation:

- A. On motion of Mr. Walker, seconded by Mr. Cyphers and carried, Council adopted Resolution #17-04 for the intermunicipal transfer of a liquor license into the Borough of Milton. A roll call vote was taken for this agenda item. A no vote indicates opposition to this Resolution. The results of the roll call vote were: Mr. Swartz – no; Mrs. Meckley – no; Mr. Keiser – no; Ms. Fawess - yes; Mr. Cyphers – yes; Mr. Shearer – no; Mr. Budman – yes; Mr. Specht – yes; Mr. Walker – yes. Due to these results, the motion to adopt the Resolution carried.
- B. Review and Respond to the memo from President Budman at the July 26th Council meeting by the September 13th meeting.

Finance, Health and Sanitation

- A. On motion of Mr. Shearer, seconded by Mr. Cyphers and carried, Council approved paying the bills from General Fund, Reserve, Payroll, Community Pool and Cemetery accounts in the amount of \$472,068.42. Mr. Beck explained that the reason the large amount is because of the annual MMO payments for the three pension plans.

President Budman announced that Council would be entering into an Executive Session to discuss personnel issues and would not convene.

There being no further business, on motion of Mr. Walker, seconded by Mr. Cyphers, and carried, Council adjourned at 7:51 p.m.

Respectfully Submitted:

Shelly Sandstrom
Secretary/Treasurer