

**LITITZ BOROUGH COUNCIL**  
**Minutes of Meeting Held March 26, 2019**  
**7 S. Broad Street, Lititz, PA**

The regular meeting of the Lititz Borough Council was called to order at 7:00 P.M. on March 26, 2019, by President Weaver with Council members Bear, Greiner, Hain, Lee, and Sensenich present. Others in attendance were Mayor Snyder, Sue Ann Barry, Chief Kerry Nye, Elijah Yearick, Andy Garner, Todd Kauffman, Michael Davis, Chris Strayer, Pastor Jeremiah Kleylein, Robert & Laura Leisl, Jeff Rinehimer, Rich Motz, Cory Van Brookhoven, Gina Yoder, Tim Miller, Corey Salzano, and Laura Knowels of the Lititz Record Express. The meeting opened with an invocation by Pastor Kleylein followed by the pledge of allegiance led by the Mayor. On a motion by Sensenich, with a second by Greiner, the minutes of the February 26, 2019, Council meeting were unanimously approved.

**CONDITIONAL USE HEARING:**  
**Robert J. Meisl, 145 Forney Drive Demolition**

The President recessed the regular meeting and called a Conditional Use Hearing for the demolition of 145 Forney Drive. Borough Solicitor Michael Davis presented the protocol for the Conditional Use Hearing. Robert J. Meisl has submitted an application for a Conditional Use Hearing for a demolition permit for a wood framed dwelling at 145 Forney Drive, Lititz, in accordance with Section 322 of the Borough's Zoning Ordinance. Administrative matters were taken care of: 1) Swore in Elijah Yearick as Director of Planning and Community Development; 2) Proof of Publication (Borough Exhibit 1); 3) The property was posted on March 11, 2019, it was not posted at Borough Hall; a notice was mailed to the applicant; 4) March 5, 2019, minutes of the Planning Commission meeting as drafted by Yearick (Borough Exhibit 2). Council took administrative notice. Davis asked if there was anyone in the room who wanted party status, having a unique interest. No one requested party status.

Robert J. Meisl, owner of 145 Forney Drive, Lititz, was sworn in and submitted testimony. Meisl is requesting a demolition permit for 145 Forney Drive, a wood framed, one story dwelling unit built in 1952. He provided existing conditions by description and photos including the exterior wall, roof joist, structure failure of west wall, foundation, cracking on exterior and west wall, stormwater problems, missing anchor bolts, neighbor property ponding adjacent to the west wall, and termite issues. Davis asked Meisl how long he has owned the house and it has been since February 8, 2019. Weaver asked if repairing the home is not feasible and it is not. He presented a plan to build a new 1-1/2 story house with a second small bedroom in the second story, a garage, solar panels, and a cistern. The neighbors have no objection to the plan. Greiner asked the procedure. Sensenich asked about grading and the basement. Hain asked about the roof pitch. Yearick is comfortable with the plan. Davis read the demolition criteria in Section 322.E. Hearing no further questions, Weaver closed testimony. Lee moved, Greiner seconded to grant Robert J. Meisl his conditional use request for a demolition permit for 145 Forney Drive, Lititz, in accordance with Section 322 of the Borough's Zoning Ordinance. Motion passed unanimously. Weaver concluded the hearing and resumed the regular Council meeting.

**PETITIONS, CORRESPONDENCE AND QUESTIONS:**  
**Donation in Lieu of Taxes**

The President acknowledged a donation in lieu of taxes from the Lititz Mennonite Church.

**Fourth of July Celebration Activity Permit Application**

Jeff Rinehimer, President of the Lititz Springs Park, Kelly Martin, Chair of the Fourth of July Committee for the park and Chris Hopkins of Celebration Fireworks were all present to discuss changes to the fireworks display that will be needed this year to continue the tradition of fireworks in the Lititz Springs Park. The fireworks launch and audience areas need to be moved due to the neighboring Wilbur Redevelopment Project. A request to close Maple Street to cars is being made for pedestrian safety purposes. The Park Board plans to get the information about the new accesses and egresses to and from the new audience area out to the public through signage, booklets, announcements, social media, additional volunteers, and additional security.

Fourth of July Celebration Activity Permit Application (Cont)

After discussion, Sensenich moved, Greiner seconded to approve an Activity Permit Application and fireworks application from the Lititz Springs Park Board for the Fourth of July 201st Celebration with activities in the Lititz Springs Park on July 4, 2019, rain date July 6, 2019, 12:00 Noon - 12:00 Midnight, needing six/eight special event staff, and closing Maple Street. Motion passed unanimously.

Flooding in the Lititz Springs Park

Rich Motz was present to discuss the swampy conditions in the Lititz Springs Park that have gotten worse, mostly on the north side. He stated that it no longer takes a major storm to flood the park. He acknowledged that this past year had more rain than ever. Jeff Rinehimer, President of Lititz Springs Park, asked Council to consider the flooding at the park an emergency issue and to work on a plan. The Borough has been working on a number of stormwater projects. The park flooding is not a simple fix. Motz asked if Johnson & Johnson can do something on their site to help the situation. They can when they submit for improvements. Rinehimer thanked Council for their time. The Park Board is talking to a duck conservationist to bring the duck population in the park down.

Fun 101.3 Food Truck Frenzy Activity Permit Application

The Activity Permit Application from Fun 101.3 Radio Station for a Fun 101.3 Food Truck Frenzy in the Lititz Springs Park on May 10, 2019, 4:00 P.M. - 9:00 P.M., did not receive approval during the February 26, 2019, Council meeting. The main objections were that the event is to be held on a 2<sup>nd</sup> Friday and that last year's event was poorly managed. A Borough committee met with representatives after that meeting and came to an agreement with the retailers who objected to the event. Members of the Lititz Springs Park should alert Venture Lititz when an event request is submitted for a 2<sup>nd</sup> Friday. There needs to be a balance between events and the downtown. After discussion, Sensenich moved, Greiner seconded to approve the Activity Permit Application from Fun 101.3 Radio Station for a Fun 101.3 Food Truck Frenzy, a family friendly event, in the Lititz Springs Park on 2<sup>nd</sup> Friday, this year only, May 10, 2019, 4:00 P.M. - 9:00 P.M. Motion passed unanimously.

REPORT OF THE BOROUGH MANAGER:  
Monthly Meeting Date Reminders

The Borough Manager reminded Council of the following meeting dates, per submitted report & update:  
Regular Monthly Meetings:

- \*\*\*\* April 2, 2019 - Tuesday - Planning Commission Meeting - 7:00 P.M.
- \*\*\*\* April 9, 2019 – Tuesday – Council Meeting – If called by the President
- \*\*\*\* April 15, 2019 – Monday – Zoning Hearing Board Meeting – 7:00 P.M.
- \*\*\*\* April 30, 2019 – Tuesday – Council Meeting - 7:00 P.M.

Other Meetings, etc.:

- \*\*\*\* March 25, 2019 – Monday – Lititz Fire Co. – Fire House – 7:00 P.M.
- \*\*\*\* March 26, 2019 – Tuesday – Council Meeting – Council Chambers - 7:00 P.M.
- March 29, 2019 – Friday – Coffee w/ Sen. Aument – Council Chambers – 8:30 A.M.
- April 1, 2019 – Monday – Lititz Public Library Board - Library 7:00 P.M.
- April 9, 2019 – Tuesday – MS4 Committee - Conference Room – 3:30 P.M.
- April 10, 2019 – Wednesday – Venture Lititz – Conference Room – 7:30 A.M.
- April 15, 2019 – Monday - Parks Committee – Conference Room – 4:00 P.M.
- April 15, 2019 – Monday - HAAC – Conference Room - 6:00 P.M.
- April 16, 2019 – Tuesday – Warwick School Board – District Office – 7:00 P.M.
- April 18, 2019 – Thursday – Regional Coordinating Meeting – Warwick– 7:30 A.M.
- \*\*\*\* April 24, 2019 – Wednesday – WERT Dedication – Cocalico Creek Bridge– 10:00 A.M.
- \*\*\*\* April 25, 2019 – Thursday, Joint Meeting – Lititz, WT, ET, WSD – Lititz – 7:00 P.M.
- \*\*\*\* April 25, 2019 – Thursday, Lititz Sewer Authority – WWTP – 7:00 P.M.
- \*\*\*\* April 29, 2019 – Monday – Lititz Fire Co. – Fire House – 7:00 P.M.
- \*\*\*\* All Council members should plan to be at these meetings.

REPORT OF THE PUBLIC WORKS FOREMAN & FACILITIES MANAGER:

RGS is reviewing a cost-sharing agreement for the sewer main relocation for the Lititz Reserve development in Warwick Township. Mr. Rehab has televised the sewer lines but the report has not yet been submitted. Red Zone Robotics televised the sewer inceptor from the WWTP and one large leak was found that needs to be sealed. Kauffman explained the difference between Mr. Rehab work and Red Zone Robotics work. The Wilbur Project will be tying into the 8" water main. The Chapter 94 Report was not issued to DEP yet, but Entech will be sending letters on behalf of Lititz Borough and Warwick Township regarding EDU capacity considering last year's wet weather.

J & J Industrial User Agreement Extension

Upon presentation, Greiner moved Sensenich seconded to administratively extend the Johnson & Johnson Industrial User Agreement through the end of April, 2019. Motion passed unanimously.

Filter Media Replacement Project

Upon presentation, Hain moved, Greiner seconded to advertise for bids for the Filter Media Replacement Project. Motion passed unanimously.

REPORT OF THE MAYOR & CHIEF OF POLICE:

Chief Nye explained why forgeries have increased.

REPORT OF THE DIRECTOR OF COMMUNITY PLANNING

Yearick and the Zoning Officer met with the owner of 77-79 E. Main Street, who is proposing to install a café container along the Cedar Street side of the property. They also met with the owner of the Ice House and Tin Building at North Lane for a possible subdivision.

SUB-COMMITTEE ON SEWER AND WATER SERVICES:

Council reviewed the monthly Inframark Report.

SUB-COMMITTEE ON STREETS AND TRAFFIC:

Twisted Pretzel Half Marathon Special Event Permit Application

The Twisted Pretzel Half Marathon, sponsored by the Schuylkill River Runners, LLC, that was approved by the Borough for Saturday, June 1, 2019, has been cancelled as approval was denied by Warwick Township. They have now changed their route and the event was approved by Warwick Township but not Penn Township. They requested a waiver to the Borough's 75-day application requirement. After discussion, Greiner moved, Sensenich seconded to deny the waiver to a 75-day application requirement request submitted by the Schuylkill River Runners, LLC, for a Special Event Permit Application for the Twisted Pretzel Half Marathon on Saturday, June 1, 2019, 7:00 A.M. - 11:00 A.M., as there is map confusion and a lack of organization. Motion passed unanimously.

Memorial Day Parade Special Event Permit Application

Upon presentation, Sensenich moved, Greiner seconded to approve a Special Event Permit Application for the Memorial Day Parade on May 27, 2019, 10:45 A.M. - 1:00 P.M., per submitted route, having the need for six event staff positions and road closures. Motion passed unanimously.

Annual Pretzel Twist Special Event Permit Application

Upon presentation, Sensenich moved, Greiner seconded to approve the Special Event Permit Application from the Lititz recCenter for the Annual Lititz Pretzel Twist on Saturday, September 21, 2019, from 8:00 A.M. – 9:30 A.M., per submitted race course having the need for four special event staff positions. Motion passed unanimously.

2<sup>nd</sup> Fridays 2019 Activity Permit Application

Upon presentation, Sensenich moved, Greiner seconded to approve a request from Venture Lititz for all 2<sup>nd</sup> Friday events in 2019 in downtown Lititz along Main and Broad Streets. Merchants will be open in the evenings offering special promotions. Motion passed unanimously.

Camporee in the Park Activity Permit Application

Upon presentation, Sensenich moved, Greiner seconded to approve an Activity Permit Application for the Boy & Girl Scouts of America's Camporee in the Lititz Springs Park from 5:00 P.M. on April 5, 2019, to 12:00 Noon on April 7, 2018. Motion passed unanimously.

Lititz Spring into History Festival Activity Permit Application

Upon presentation, Sensenich moved, Greiner seconded to approve an Activity Permit Application from the Lititz Historical Foundation for the Lititz Spring into History Festival on Saturday, June 1, 2019, from 10:00 A.M. - 4:00 P.M. It is a Colonial-era village festival with costumed artisans. Entry is free to the public. Motion passed unanimously.

Patriotic Parade Special Event Permit Application

Upon presentation, Sensenich moved, Greiner seconded to approve a Special Event Permit Application for the Lititz Lions Patriotic Parade and Entertainment on Wednesday, July 3, 2019, 5:30 P.M. - 8:30 P.M., with the same route as last year's route having the need for eight/ten special event staff positions and road closures. Motion passed unanimously.

W. Orange Street and W. Second Avenue Tree Project

Upon presentation, Sensenich moved, Greiner seconded to accept the proposal received to perform work associated with the W. Orange Street and W. Second Avenue Street Tree Project, and awarded the contract to Stoney Bridge Landscaping, Inc., @ \$3,325.00. Motion passed unanimously.

Right-of-Way Management and Streets & Sidewalks Ordinances

Upon presentation, Sensenich moved, Greiner seconded to advertise the proposed Right-of-Way Ordinance and the Streets & Sidewalks Ordinance. Motion passed unanimously.

Wohlsen Request for Clearing Parking Areas

On behalf of the Wilbur Project, Wohlsen Construction has requested certain parking areas be cleared from April 9, 2019, to April 23, 2019, from 7:00 A.M. to 4:00 P.M. in order to accommodate the parking garage precast concrete slabs that will be delivered and erected on site. They met with property owners along Warwick Street. Lee thought more time should have been given to notify the residents in the area. After discussion, Sensenich moved, Lee seconded to restrict parking along W. Lincoln Avenue and Warwick Street from April 9, 2019, to April 23, 2019, from 7:00 A.M. to 4:00 P.M. in order to accommodate the parking garage precast concrete slabs that will be delivered and erected on site, notify residents by certified mail and the Chief

Wohlsen Request for Clearing Parking Areas (Cont)

approve the signage. Motion and second were withdrawn. Greiner moved, Sensenich seconded to restrict parking along W. Lincoln Avenue and Warwick Street from April 9, 2019, to April 23, 2019, from 7:00 A.M. to 4:00 P.M. in order to accommodate the parking garage precast concrete slabs that will be delivered and erected on site with Wohlsen notifying the residents along the north side of Lincoln Avenue, the west side of Warwick Street and the southeast corner of Warwick Street by certified mail and coordinate the signage with the Chief. Motion passed unanimously.

SUB-COMMITTEE ON PLANNING:

Reduction in Security for 510 S. Walnut Street Subdivision Project

Upon the recommended by the Borough Engineer, Lee moved, Greiner seconded to reduce the security bond for the WPE Partners, LLC, 510 S. Walnut Street Subdivision Project by \$89,437.00, to \$45,165.00. Motion passed unanimously.

SUB-COMMITTEE ON ZONING:

Zoning Hearings

Hain provided a recap of the three cases that were before the Zoning Hearing Board on March 18, 2019. Requests for a size variance and a screening variance were approved. A special exception was approved for expansion of a non-conforming use, restaurant/bar at 11 S. Cedar Street.

SUB-COMMITTEE ON LITITZ REC AND WRRC:

Hain referred to the most recent WRRC Board meeting minutes.

SUB-COMMITTEE ON FLOOD CONTROL COMMITTEE/STORMWATER:

Funding Stormwater Projects

Recognizing a recent collapse of a portion of the E. Main Street stormwater system and that more of that system may have to be maintained or replaced closer to the time when PennDOT resurfaces the street in two years, and with the Lititz Springs Park flooding problems, ways to fund stormwater projects were discussed, i.e., fee for service, loan.

SUB-COMMITTEE ON EMPLOYEE BENEFITS & INSURANCE:

Changes to the Mortality and Cost-of-Living Assumptions for PPP

Upon presentation and on a motion by Greiner with a seconded by Hain, the following recommended changes to the actuarial assumptions for the January 1, 2019, actuarial valuation report for the Police Pension Plan were passed unanimously:

- Mortality – Use PubS-2010 Table instead of IRS 2017 Static Combined Table for Small Plans;
- Cost-of-Living Increase – Use 3% instead of 4%.

SUB-COMMITTEE ON FINANCE:

LST Refund Request

Greiner moved, Sensenich seconded to approve a 2018 LST refund request from Jennifer Shreiner @ \$52, as she did not earn the minimum required amount. Motion passed unanimously. Hain moved, Lee seconded to approve a 2018 LST refund request from Michele Simmons @ \$13, as she did not earn the minimum required amount. Motion passed unanimously. Hain moved, Lee seconded to approve a 2018 LST refund request from Lynne Grube @ \$50, as she did not earn the minimum required amount. Motion passed unanimously. Bear moved, Sensenich seconded to approve a 2018 LST refund request from Morgan Miller @ \$50, as she did not earn the minimum required amount. Motion passed unanimously.

2018 Annual Audit Report

Upon presentation, Bear moved, Sensenich seconded to accept and advertise the 2018 Audit Report as prepared by Trout, Ebersole & Groff. Motion passed unanimously.

SUB-COMMITTEE ON FIRE SERVICES/WESC:

Greiner referred to the WESC 2015-2018 Incident Statistics Report prepared by WESC Administrator Ober.

REGIONAL COMMITTEE REPORTS:

Venture Lititz

Sensenich referred to the Venture Lititz First Quarter 2019 Report prepared by VL Executive Director DeKarske. The results of the Community Perception Survey are in and will be reported on next month.

Regional Housing and Economic Development Committee

During their meeting on March 21, 2019, the Regional Housing and Economic Development Committee discussed the Warwick Township Local Commercial Update and residential inclusion, UPMC consolidation, the Wilbur Project, Rooster Street Reconfiguration, 5 Juniper Lane redevelopment, and Lancaster General Hospital coming to the Mill Building.

RESOLUTION NO. 894:

Arbor Day

Greiner moved, Sensenich seconded to adopt Resolution No. 894, observing April 27, 2019, as Arbor Day through a town-wide cleanup with a planting of five shade trees on E. Second Avenue and in Spruce Street Park. Motion passed unanimously.

ORDINANCE NO. C-573:

Stormwater Management Ordinance

Hain moved, Lee seconded to approve Ordinance No. C-573, Stormwater Management Ordinance. Motion passed unanimously.

AGREEMENT NO. 500

DCNR Cooperation Agreement with the recCenter

Hain moved, Lee seconded to approve Agreement No. 500, DCNR Cooperation Agreement with the Lititz recCenter. Motion passed unanimously.

FINANCIAL STATEMENT/BILLS

Bear moved, Sensenich seconded to approve the Financial Statement and pay the bills. Motion passed unanimously.

ADJOURNMENT

There being no further business, the meeting adjourned at 9:20 P.M. on a motion by Greiner with a second by Sensenich.

Respectfully submitted,



Sue Ann Barry  
Secretary/Treasurer