

**McSherrystown, Pennsylvania**  
**Borough Council Meeting**  
**January 8, 2020**

Council of the Borough of McSherrystown met at 7:00 p.m. on Wednesday January 8, 2020 in the Municipal Building at 338 Main St. McSherrystown, Pennsylvania with President William Smith presiding.

President Smith led the Pledge of Allegiance to the Flag of the United States of America and the Invocation for Divine Guidance.

Present on roll call were the following members of Council constituting a quorum: William Smith, Daniel Colgan, Joyce Murren, Mark Lookenbill, Joseph Vonsas, Steven Pascoe, and Lisa Koontz. Other Borough Officials in attendance included Anthony J. Weaver (Mayor), Justin George, Esq. (Solicitor), Scott J. Cook (Borough Manager), and Gerald C. Walmer (Secretary/Treasurer).

Council President Smith asked if there were any necessary amendments, changes or omissions to the meeting minutes from the January 6<sup>th</sup>, 2020 reorganizational meeting.

Councilmember Colgan requested that the result of all roll call votes, by individual councilmember, be recorded in the minutes for all Borough Council meetings.

Councilmember Colgan moved a motion to accept the minutes pending the inclusion of roll call vote results and was seconded by Councilmember Murren.

Roll call vote results were as follows:

William F. Smith (Yes)  
Daniel P. Colgan (Yes)  
Joyce E. Murren (Yes)  
Mark A. Lookenbill (Yes)  
Joseph E. VonSas (Yes)  
Stephen J. Pascoe (Yes)  
Lisa B. Koontz (Yes)

With a majority vote, the motion carries.

---

**Financial Review:**

The Financial Review and Budget Analysis reports were given to all council members by the Secretary/Treasurer. Secretary/Treasurer Walmer reported the expenses incurred since the prior meeting were as follows:

General Fund: \$58,130.98  
Highway Fund: \$2,309.17  
Payroll Fund: \$45,001.20  
Total: \$105,441.35

## Minutes – Borough Council Meeting - January 8, 2020

---

### **Communications:**

Manager Cook reported that there was a dinner and meeting for the Adams County Borough Association later in the month. Manager Cook stated that he was unable to attend. President Smith was unsure if he would be attending the meeting.

---

### **Public Participation:**

There was no public participation.

---

### **Committee Reports:**

Manager Cook reported that baseball sign-ups were to be held in February and that he would contact the baseball director and work with Secretary/Treasurer Walmer to coordinate the event held at the borough building. He also noted that it would be advertised on the website and that flyers would be distributed to nearby schools.

President Smith appointed the following Councilmembers as representatives to head the Borough's various Committees and Boards:

Safety Committee: Councilmember Murren

Solid Waste Committee: Councilmember Pascoe

Highway Committee: Councilmember Colgan

Finance Committee: Councilmember Lookenbill

Recreation Committee: Councilmember Murren

Sewer Committee: Councilmember Koontz

Planning and Zoning Committee: Councilmember Colgan

Building and Grounds Committee: Councilmember Vonsas

Civil Service Committee: Councilmember Lookenbill

Zoning Hearing Board: Councilmember Colgan, Scott. J. Cook, Mark L. Reichart, Raymond F. Murren, David J. Conrad, Matt VonSas (alternate). \*Current members to be kept pending Councilmember Colgan reviewing compliance mandates with PSAB.

Pension Board: Councilmember Lookenbill

President Smith stated that according to the police contract, a bi-monthly meeting should take place between the Police Association and Borough Council. He said that Councilmember Lookenbill, himself, Mayor Weaver, and an assigned representative from the Police Association would take part in this contractual obligation.

---

## Minutes – Borough Council Meeting - January 8, 2020

### Old Business:

President Smith addressed the appointment of a member of the community to the Vacancy Committee. Gary Green stood and asked Council if there would be any conflict with him continuing to serve on the Civil Service Committee while also simultaneously serving as the community representative for the Vacancy Committee. It was determined that there would be no conflict. Mr. Green then agreed to serve on both committees.

Councilmember Murren addressed the March 2019 meeting minutes pertaining to the vote to contact labor attorney Miller to have Police Chief Woods removed from the collective bargaining unit. She cited a violation of the Sunshine Act as justification for the rescinding of the petition to the PA Labor Relations Board. Councilmember Murren then moved a motion to rescind the petition to have Chief Woods removed from the McSherrystown Police collective bargaining unit and was later seconded by Councilmember Colgan.

Solicitor George noted that to be in violation of the Sunshine Act, any actions taken by Borough Council must be deemed invalid by a court. After clarification, it was determined that a violation of the Sunshine Act was not being leveled. Rather, the motion was only to withdraw the petition made to the PA Labor Relations Board to remove Chief Woods from the collective bargaining unit.

Councilmember Pascoe questioned the information used to make the motion to withdraw the petition to the Labor Relations Board. He further explained that there were reasons that led to the decision by the previous Borough Council to have Chief Woods removed from the collective bargaining unit. He added that a chief of police should not be in the collective bargaining unit.

#### Roll call vote results for that motion were as follows:

William F. Smith (Yes)  
Daniel P. Colgan (Yes)  
Joyce E. Murren (Yes)  
Mark A. Lookenbill (Yes)  
Joseph E. VonSas (No)  
Stephen J. Pascoe (No)  
Lisa B. Koontz (No)

With a majority vote, the motion carries.

Councilmember Colgan moved a motion to reopen the 2020 operating budget, asking that supporting information of that budget be discussed at an open meeting. He specifically cited the proposed payoff of the sewer plant upgrade debt to Hanover Borough as justification to reopen the 2020 operating budget for consideration. He was seconded by Councilmember Murren.

Minutes – Borough Council Meeting - January 8, 2020

Roll call vote results for that motion were as follows:

William F. Smith (Yes)  
Daniel P. Colgan (Yes)  
Joyce E. Murren (Yes)  
Mark A. Lookenbill (Yes)  
Joseph E. VonSas (No)  
Stephen J. Pascoe (No)  
Lisa B. Koontz (No)

With a majority vote, the motion carries.

Councilmember Colgan moved a motion to hold a special meeting to discuss and address the 2020 operating budget to be held on January 22, 2020 at 6:30pm at the Borough building. He was seconded by Councilmember Murren.

Roll call vote results for that motion were as follows:

William F. Smith (Yes)  
Daniel P. Colgan (Yes)  
Joyce E. Murren (Yes)  
Mark A. Lookenbill (Yes)  
Joseph E. VonSas (No)  
Stephen J. Pascoe (No)  
Lisa B. Koontz (No)

With a majority vote, the motion carries.

---

**New Business:**

Councilmember Colgan moved a motion to have financial statements available to the public at the monthly Borough Council meetings. The motion was seconded by Councilmember Lookenbill.

Roll call vote results for that motion were as follows:

William F. Smith (Yes)  
Daniel P. Colgan (Yes)  
Joyce E. Murren (Yes)  
Mark A. Lookenbill (Yes)  
Joseph E. VonSas (Yes)  
Stephen J. Pascoe (Yes)  
Lisa B. Koontz (Yes)

With a majority vote, the motion carries.

## Minutes – Borough Council Meeting - January 8, 2020

Councilmember VonSas moved a motion to approve the paying of Borough expenses. The motion was seconded by Councilmember Lookenbill.

Roll call vote results for that motion were as follows:

William F. Smith (Yes)  
Daniel P. Colgan (Yes)  
Joyce E. Murren (Yes)  
Mark A. Lookenbill (Yes)  
Joseph E. VonSas (Yes)  
Stephen J. Pascoe (Yes)  
Lisa B. Koontz (Yes)

With a majority vote, the motion carries.

Mayor Weaver thanked Solicitor George for holding a Right-to-Know law learning session before the night's meeting. He went on to mention that it would be in the best interest of Councilmembers to have Borough-sponsored email addresses based on information provided by Solicitor George during the learning session. It was decided that obtaining a .gov account through the County would be looked into.

Secretary/Treasurer Walmer reported that the check signing resolution had been completed at ACNB Bank and that President Smith, Councilmember Murren, Councilmember VonSas, Councilmember Lookenbill, and himself were named signors on the resolution. He requested that all individuals on the resolution verify their information so that Borough expenses could be paid.

Solicitor George reminded Borough Council that a Writ of Execution against Michael Appler's property at 33 Main St., McSherrystown was pending and that to proceed, a check would need to be tendered for the Adams County Sheriff's department to move forward. Secretary/Treasurer Walmer stated that as soon as a check could be signed, he would forward it to the Solicitor.

---

### **Public Participation:**

There was no public participation.

---

Adjournment was declared at 7:40 p.m. on a motion moved by Councilmember Lookenbill, seconded by Councilmember Colgan.

---

**Minutes – Borough Council Meeting - January 8, 2020**

Gerald C. Walmer  
Borough Secretary