

MINUTES

SHREWSBURY BOROUGH COUNCIL

REGULAR MEETING

JULY 14, 2004

PRESENT: Mayor James W. Reedy, Richard R. Buchanan, Michael R. Caum, Frederick C. Noble, Peter W. Schnabel, Christopher M. Skoglund and Eric W. Stoley

OTHERS

PRESENT: Jeffrey L. Rehmeyer, II, Esq.; Brian L. Sweitzer, Supt. of Public Works; Mike Lee of Codes Enforcement; Barb Krebs of The York Dispatch; Gary LaBarre; Kathleen Horvath of DEP; Nate Kirschman; Dennis Russell; Mike Hare; Kimberly May; Nina Paules of the York Daily Record; Patrick Fero, Shrewsbury Township Supervisor and Wellhead Protection Committee member

The regular meeting of the Borough Council convened at 7:30 p.m. in the Borough Municipal Building, 35 West Railroad Avenue with president Schnabel presiding.

Kathleen Horvath of DEP presented a certificate of approval and a certificate of achievement to Brian Sweitzer and Richard Buchanan for having an approved Wellhead Protection Program. Kathleen stated the Borough's plan was one of the best their office approved.

CITIZEN'S COMMENTS

Dennis Russell, Mike Hare and Kimberly May of Covington Dr. were present about speeding and the volume of traffic on Covington Dr. Speed bumps were suggested and the reply was that in addition to problems with snow plowing they are a liability. The residents were told to write to the representatives about pushing for the approval for local RADAR use. State police do not have the time or manpower to run RADAR on Borough streets; they have used RADAR on Main Street a few times in the past. F. Noble stated he counted 197 vehicles in a one hour time period today. After discussion, the Secretary was directed to write to Sen. Waugh and Rep. Miller again to urge them to push for the local use of RADAR; request a traffic study from the York County Planning Commission about making the section of Crosswind Dr. between Covington Dr. and Tolna Rd.

a one way out; request a traffic study for three-way stop intersections on Covington Dr. at Sheffer Ave. and Brandywine Dr. We may ask for a study for a traffic signal at Main St. and Tolna Rd. Buck will ask the police department to place the speed trailer and/or park a car on Covington Dr. and to ask the State Police to do a RADAR check on Covington Dr.

Supervisor Fero stated he was in favor of making the small section of Crosswind Dr. one way and he would take that idea back to the other supervisors. It was suggested that Tolna Rd. should be widened and upgraded to promote that road as the bypass, rather than the development.

Gary LaBarre submitted a list of people who have keys for the EOC and front door.

Nate Kirschman stated that when the County upgrades the 911 system, all subscriber radios will need to be replaced. This includes fire police, fire radios, public works, base, mobile and handheld units. Nate will come back next month with the number of radios and the approximate cost so we can start budgeting over the next couple of years. The County may offer a bulk-purchase plan. Nate stated the Township has purchased a bus that is being made into a mobile command post for their EOC.

APPROVAL OF MINUTES

E. Stoley moved to approve the minutes of the June 9 meeting.
R. Buchanan seconded. The motion carried with all in favor.

APPROVAL OF EXPENDITURES AND REPORT OF ACCOUNTS

The expenditures and report of accounts for May will be done next month.

BILLS

The bill list was presented for June. General account: check numbers 6186 thru 6238 totaling \$65,084.12; water account: check numbers 3001 thru 3023 totaling \$14,137.66; sewer account: check numbers 2545 thru 2564 totaling \$106,398.33;

highway aid check #626 for \$87.60. Total disbursements for the month were \$185,707.72.

F. Noble moved to approve the bill list for June.

M. Caum seconded. The motion carried with all in favor.

SUBDIVISION AND LAND DEVELOPMENT BUSINESS

Deer Creek Development Reduction in Bond

Eng. Holley concurs the bond may be reduced by an amount of \$70,475.00 leaving a balance of \$59,640.00.

C. Skoglund moved to approve the reduction in the bond by an amount of \$70,475.00 leaving a balance of \$59,640.00.

E. Stoley seconded. The motion carried with all in favor.

REPORTS

Codes Enforcement – Mike Lee

Mike highlighted the activity report for June. The sign at Huff on N. Main St. no longer blinks but it is still red as they are having trouble getting white letters. The placement of numerous advertising signs for developments is solved. The company that puts the signs up was told they would be fined. The dumpster on Cardinal Dr. will be moved next week and Mike is working on getting the horse trailer moved.

Weaver Precast

Mike stated he and Sol. Rehmeyer are almost ready to move forward with the enforcement notice which will hopefully get the property owner to respond. The survey should be finished this week.

Mike mentioned he is losing an employee, Tony Paglia has resigned.

Dumpster at Market Square

One of the refuse haulers had been emptying dumpsters very early in the morning and Mike believes the problem is resolved.

Rutter's Farm Store Relocation

F. Noble stated that at the staff review meeting this morning, Rutter's was told they could not move the farm store/gas pumps to the vacant bank building at Market Square because the property is in a Zone 2 of the wellhead protection overlay. Exhibit B of the wellhead ordinance may be ambiguous in that #1 lists Bulk Storage of Regulated Substances is not allowed in zone 1 and 2 and #12 lists Sales, and/or Storage of Fuels as a use in zone 2 under a special exception. Sol. Rehmeier was asked to check on this to see if the exhibit needs to be corrected. It was never the intent to allow a gas station in a zone 2 and the gas station is considered a Bulk Storage of Regulated Substances use. Rutter's would like to upgrade their present location by installing new pumps and new tanks.

Trees at Rear of 41 N. Main St.

The secretary was asked to send a letter to the homeowner to see if arrangements were made for the trees to be trimmed.

OTHER REPORTS

Water & Sewer – Richard R. Buchanan

BH Computer

A scope of work was presented for programming to be done in order for reports to be generated to show the breakdown of customers by responsibility, quarterly consumption for each customer and the total consumption for all customers in each group. The customer groups will be: Borough-Borough; Borough-Township; Township-Township- and Hopewell Township. A second report will be generated showing all customers using more than one EDU. Billing will be at half the actual hours as another municipality may benefit from this in the future. The cost will not exceed 12 hours (\$1,080.00).

These reports are needed now and BH Computer will be told to go ahead with the programming.

Shrewsbury Township Sewer

A copy of a letter Shrewsbury Township sent to New Freedom Borough was received. It looks like the joint water and sewer committees will need to meet to discuss capacity.

Pumphouse Wells

Tom Simmons was told to proceed with the Pumphouse Wells as designed by Paul Miller. Eng. Holley will inspect the different phases of construction. The design will be submitted to the SRBC and DEP for approval prior to construction.

Keeny Basin New Well

Paul Miller staked the potential sites for the new well. DEP will visit on July 22 to evaluate each site and then notify the Borough which site(s) is acceptable. At that time, the Borough will negotiate with Phil Robinson and the property owner for a right of way agreement to begin test drilling the wells. The farmer will be reimbursed for crop damage.

Shrewsbury Square Shopping Center

The developers have requested four more EDUs. They currently have 32. An invoice will be sent for the four additional EDUs and they will be told they should project how many more they will need and purchase them as there is no guarantee the capacity will be there; they are taking a risk.

Chick Fil-A Deduct Meter

The restaurant does not qualify for a deduct meter as they use less than 5 EDUs and do not water plants for resale.

York Water Meters

Only one meter could not be read this past quarter and the meter was read from inside. Buck drafted a letter that will be sent to the property owners in Presidential Heights who do not have a Borough meter that at this time, we will not require the installation of a meter, but we may in the future.

Wellhead Protection

A meeting is set for August 25 at 7:30 p.m.

Brian stated DEP has asked Brian to present our plan at upcoming meetings as our plan was the best plan submitted. There are only a handful of approved plans in the State.

Forest Lakes Sewer Station Spill

There were three spills in the past six months. Buck authorized the purchase of two new impellers and two new variable speed motors. The station spills when there is a large amount of rain and it is thought that sump pumps are connected. The Public Works Department will be installing the meter radio reads in Strawberry Fields, Forest Lakes and on Essex Circle Dr. Twelve leaks in the Forest Lakes interceptor will be repaired this year.

Public Roads & Lighting – Christopher M. Skoglund

Covington Dr. Repaving

The repaving will start toward the end of next week.

Essex Circle Dr. Sinkhole

Two solutions were received for repairing this continual problem. Money will be budgeted for next year.

Overhead Electric Service Letter

A letter was received from a resident on E. Clearview Dr. about eliminating the overhead electrical service in his development. It's not the Borough's call to suggest this and it would impact not only Met Ed, but Verizon and other utilities. We are not positive the outages are caused by the overhead lines because if a circuit blows, it could be anywhere, not solely as a result of overhead wiring problems. We will forward the letter to Met Ed.

Public Lands, Buildings and Finance – Frederick C. Noble

Public Works Garage

The new metal pole building behind the Christ Lutheran Cemetery is located in Shrewsbury Township and they have told us we do not need a land development plan. Eng. Holley is working on property lines and right of way access.

Former Library Building

A meeting was held with Pen-Mar and a lease arrangement for \$1.00 a year with Pen-Mar doing all renovations, improvements and maintenance is being discussed. They are to provide us with a sketch plan.

ENGINEER'S REPORT

SOLICITOR'S REPORT

Ordinance #2004-4 Amending Family Definition

E. Stoley moved to approve Ordinance #2004-4 amending the definition of Family in the zoning ordinance.

Cable Franchise Agreement

A letter was received from Adelphia's attorney. Sol. Rehmeyer feels our protection of adequate customer service lies within the federal laws that govern cable systems. Adelphia wants a ten year lease with a five year renewal.

Fire Hydrant Ordinance

A draft was sent to Fire Chief Tony Myers and comments were received. A letter highlighting sections four and five will be sent to all property owners who have hydrants on their property asking for their comments. The ordinance requires clearance of three feet radius.

Revised Burn Ban Ordinance

Sol. Rehmeyer would like comments on the revised burn ban ordinance.

Uniform Construction Code Board of Appeals

Sol. Rehmeyer has been informed the Township does not want to participate in a joint appeals board. The Borough will join in with the County-wide Board of Appeals for now.

Loitering and Curfew Ordinance

There was discussion as to whether Council wanted to change the ordinance. Sol Rehmeyer was asked to contact Chief Childs to ask if there is justification to change the ordinance.

Freedom Systems

A letter will be sent to the Bureau of Purchases asking for an investigation into the matter. Freedom Systems has been unresponsive.

A.Grim's Glass and Plastics

Sol. Rehmeyer will contact Mr. Miller's attorney toward a settlement of the matters based on the list discussed at the executive session last month.

Public Safety, Welfare and Personnel – Frederick C. Noble

National Guard Duty

William Murphy will be sent to Virginia for National Guard training in August for one week.

The policy is the Borough will reimburse the difference in National Guard pay to include the average overtime amount, also.

Personnel Meetings

The Public Works Department would like to meet in September.

Tax Collector

D. F. Martin & Co. audited Rick Fairbend's books and found them to be in order. Judy Kroh has taken over and the Borough reimbursed her for a printer/fax/copier machine.

Secretary's Report – Cindy L. Bosley

New Computers

Information is being gathered toward purchase of two new computers for the office and one for the Public Works Department.

Annual Appreciation Dinner

The dinner will be on Friday, November 12.

Part-time Office Help

The office is ready to hire a part-time clerk. Monies were budgeted for this year.

Trick or Treat

Trick or Treat will be on Saturday, October 30 this year since Halloween falls on a Sunday.

York Area Tax Bureau – Frederick C. Noble

A letter was sent to the Director, Lois Kashner, asking if they processed the 132 residents who were not found on the tax records but should be added.

Recreation Board – Frederick C. Noble

No audit of the regional recreation board's books or equipment has been called. We did not get a response to our ad for recreation board members.

Subdivision, Land Development and Zoning – Eric W. Stoley

Trout Run Concept Plan

The concept plan was reviewed in the staff review meeting this morning.

Southern York Turf and Tractor Land Development Plan

The subdivision committee would like to review the plan before it comes before council next month.

Planning Commission/Regional Planning Commission – Eric W. Stoley

Curves for Women Special Exception

The Planners met to review the special exception request for a recreational facility to be allowed at the Factory building.

Southern Regional Police Commission – Richard R. Buchanan

The report for June was highlighted. One of the police dogs was used during the Presidential visit last week. Chief Childs is in favor of our support of the Quick Response Team.

R. Buchanan moved to commit \$500.00 each year for the Quick Response Team. E. Stoley seconded. The motion carried with all in favor.

Buck stated the State Police will now be dispatched from Harrisburg so officers may not know the area as well. It could lead to an increase in calls outside the jurisdiction.

UNFINISHED BUSINESS

NEW BUSINESS

Errors and Omissions Insurance

F. Noble said word has come back from our insurance agent that the board and commissions are covered under our errors and omissions policy.

Bingo Help at Carnival

Council usually helps in the bingo stand on Wednesday night which would be August 4 this year.

COMMUNICATIONS

ADJOURNMENT

C. Skoglund moved to adjourn the meeting at 10:55 p.m.
M. Caum seconded. The motion carried with all in favor.

Submitted by,

Cindy Bosley, Secretary