

## MINUTES

## SHREWSBURY BOROUGH COUNCIL

REGULAR MEETING

February 8, 2017

PRESENT: Mayor Peter W. Schnabel, Fred W. Arbogast, Michael Sharkey, Diane Kraatz, Ted Nadobny, Stanton Walters, and Richard Buchanan

## OTHERS

PRESENT: Brian L. Sweitzer, Supt. of Public Works; Jeffrey L. Rehmeyer II, Esq.; David Lipinski, P.E.; John-Paul Whitmore; Nate Kirschman; Nick Caruccio, SVFC; Phil Robinson and others; Officer Hornberger; Greg Miller, Bob Kuhn, and Will Cambley of Penn-Mar Human Services

The regular meeting of the Borough Council convened at 7:01 p.m. in the Borough Municipal Building, 35 West Railroad Avenue, with President Buchanan presiding.

**CITIZEN'S COMMENTS**

Greg Miller of Penn-Mar Human Services stated that Penn-Mar is trying to purchase a building at 888 Far Hill Hills Drive in the Stonebridge Development(Hopewell Township) because the Penn-Mar operational model is changing and it wants more local involvement. The building only has two sewer EDUs attached to it and they are being told that up to four might be needed. There are none available from Shrewsbury Borough and he contacted Shrewsbury Township who said to check with New Freedom Borough. Mr. Miller believes the Shrewsbury Township will sell two sewer EDUs but there is concern if the Borough/Authority lines could handle the added two EDU flows. At this time, based on what the sewer flow meters have shown regarding flow in the lines, the lines could handle the additional flow of two EDUs, and accordingly, Mr. Miller was told that the Borough would consent to the transfer. Mr. Miller will be contacting Shrewsbury Township about purchasing two EDUs. Penn-Mar representatives will also be attending the next Municipal Authority meeting.

Nick Caruccio stated the hall at the fire station will no longer be available for public use as it's in the process of being converted into live-in quarters for college students to reside there free of charge in exchange for responding to calls. They are also in the process of planning for a new station to be built on the carnival grounds. For the fire tax monies collected, the annual report will show that these funds are earmarked for the new station, operating expenses, and any new fire fighting equipment.

Phil Robinson was present to again voice his frustration with obtaining sewer capacity for developments in Shrewsbury Township. He provided documents for the Council

members, the receipt of which was acknowledged. He has been involved with asking for capacity from New Freedom Borough for a year. He was told the Borough received the draft Shrewsbury Agreement amendment just prior to our January meeting. Sol. Rehmeier has drafted an initial reply to that submission, seeking more information. The Borough wants to know for sure where New Freedom Borough is getting the capacity that it says it has to sell. Phil was told Shrewsbury Borough is willing to cooperate in the transfer should any legitimate capacity be available. Phil again stated he believed that the Borough should sell some of the capacity it is holding for future Borough development. M. Sharkey stated the plant is currently only able to process 1.4 MGD at this point.

### **Water & Sewer** Supt. Sweitzer

#### Deer Creek Force Main Repair

The sewer force main was replaced on January 26. Kinsley Construction replaced about 180 feet of pipe and added a valve on the force main. Another valve was added at another location on the force main.

#### York Water Strawberry Fields Water Project

Some residents are connecting to The York Water Company for water service. The residents have private wells and more than 20 homes on Strawberry Road, Abbey Road, and Penny Lane are located in either zone 2 or zone 3 of the Wellhead Protection Area in Shrewsbury Township. Sol. Rehmeier reviewed the wellhead protection ordinance and it was the consensus of Council to pursue closing these residential wells for the homes that will be connected to The York Water Company.

#### SCADA Project

The project is now about 90 – 95% finished.

#### VOC Exxon Subpoena

Test results for years 2002 and 2003 were submitted in response to the request.

### **Public Roads & Lighting** – Supt. Sweitzer/ M. Sharkey

#### North Main Street Driveway Permits

We are working on obtaining three PennDOT permits for two driveways and Linden Avenue. North Main Street will be paved in 2018.

#### Road Salt Purchases

The salt storage area is full. We are required to purchase 50 tons more.

### **APPROVAL OF MINUTES**

The minutes of the January 11, 2017, meeting were approved by unanimous consent.

### **APPROVAL OF EXPENDITURES AND REPORT OF ACCOUNTS**

F. Arbogast moved to approve the bill lists: general account check numbers 1299 thru 1354; water account check numbers 1133 thru 1153; sewer account check numbers 1079 thru 1089; highway aid account: check numbers 916 thru 918; and to approve the financial reports for January.

D. Kraatz seconded. The motion carried with all in favor. The PLGIT balances and report of accounts for the Municipal Authority were also included.

### **APPROVAL OF PAYROLL REGISTER**

F. Arbogast moved to approve the January 3, 16, and 30 payroll registers.

T. Nadobny seconded. The motion carried with all in favor.

### **SUBDIVISION & LAND DEVELOPMENT** – D. Kraatz

Two staff review meetings were scheduled and then cancelled at the request of the developers.

### **Codes Enforcement**

Seven building permits were issued in January. Keith's activity report was submitted and is on file.

### **Southern Regional Police** – Mayor Schnabel and R. Buchanan

Mayor Schnabel reported the consultant will make his presentation at the February 21 Police Commission meeting and urged everyone to attend. It appears that New Freedom Borough is still planning on leaving as it has contracted with two entities to come in and assess the value of the Department. Sol. Rehmeier was asked to review the agreement as it pertains to continued costs of the police department and how they relate to the leaving of a member. F. Arbogast stated the Public Safety Committee has put a comparison together of the cost per officer in different scenarios to be ready for what happens the end of 2017. They are waiting to hear what the consultant has to say on February 21.

### **Water & Sewer(continued)** –T. Nadobny

### Susquehanna River Basin Commission

R. Buchanan stated he received a call from Rep. Moul who discovered in the original charter for the SRBC that it was authorized to study surface water only. Rep. Moul and other representatives were going to meet with the executive director in a closed-door meeting.

### Sewer Tapping Fee Ordinance Adoption

T. Nadobny moved to adopt Ordinance 2017-1 increasing the tapping fee to \$3,156.05. M. Sharkey seconded. The motion carried with all in favor.

### Sewer Flow Meters

T. Nadobny stated the north sewer flow meter is working fine but the south meter is sending erratic data most likely from a faulty pressure censor. The cameras are still under warranty.

### Municipal Authority Vacancy

T. Nadobny stated there are two applicants interested in the vacancy. They have been invited to attend the February 22 Authority meeting to introduce themselves and the Authority will then make a recommendation regarding the appointment.

### **Public Roads & Lighting (continued)** – M. Sharkey

#### LED Street Lighting

The Secretary obtained information for the street lights from Met Ed and some information on the LED lighting program. M. Sharkey will invite the electrical engineer to the March meeting. We have some time as there are not a lot of lights that will be expiring soon on any contracts with Met Ed.

### **Public Lands, Buildings and Finance** – F. Arbogast

#### Capital Asset Capitalization Schedule

There were differing schedules between the Borough and the Authority for depreciating capital assets. The following schedule was recommended by the Borough's auditor:

Buildings	15 – 39 years
Machinery, furniture, and equipment	5 – 20 years

Vehicles	5 years
Infrastructure	20 – 50 years

F. Arbogast moved to adjust the Borough's capitalization schedule as recommended.  
T. Nadobny seconded. The motion carried with all in favor.

### Delinquent Fire Tax Monies

The auditor discussed fire tax monies that should be sent to the fire company from delinquent taxes received in 2016 from the Tax Claim Bureau. Since the fire tax was initiated January, 2015, those monies will be sent to the fire company in the amount of \$711.00.

## **ENGINEER'S REPORT**

### Water Work 2017

The contractor has until May 31, 2017, to complete the project.

### PennDOT Main Street Project

Eng. Lipinski's office is working with Supt. Sweitzer to obtain the PennDOT permits.

### Lutheran Home Sewer – Zimmerman Building

Eng. Lipinski received a call from the individual he met with from the U.S. Army Corps of Engineers who stated he misled us when he reviewed the project with his boss in that they found an early 1980s photo that was prior to the construction of the stormwater basin that showed a headwater stream and wetlands at this location. They need to perform further soil and hydrologic investigation based on their regulations but they will be classifying this area as jurisdictional wetlands. After they come to their decision, it could be appealed. We were hoping to be able to avoid the 72 hour pump test.

### Deer Creek Pump Station Flow Analysis

Eng. Lipinski has started reviewing the flow information for the north and south lines entering the pump station.

### Proportionate Share Report

Eng. Lipinski started reviewing the report and will report his findings at the next Council meeting.

### Weather Station

For less than \$1,000.00, a very good weather station can be purchased, either wired or wireless.

### **SOLICITOR'S REPORT**

#### Tractor Trailer Problems at 201 South Main Street

After a second letter was sent to Walmart, Sol. Rehmeier received a call from an in-house counsel, who is primarily in charge of the transportation fleet. He is going to investigate the matter further and if an incident happens again, he is willing to receive more details in order to track down the problem drivers. Some are operated by third parties.

#### Sewer Agreement

Sol. Rehmeier presented language for a proposed response to Attorney Hovis regarding the Third Amended Shrewsbury Agreement, and it was authorized by unanimous consent to be transmitted to Attorney Hovis.

#### Constitution Avenue Post Office

Sol. Rehmeier's office prepared an Easement Agreement to correct the stormwater problems. It will be transmitted to the owner. There might be further discussion about future maintenance obligations.

#### South Central York County Emergency Management Agency(SCEMA)

Sol. Rehmeier's office has been directed to finalize the documents and prepare an ordinance authorizing intergovernmental cooperation.

### **Public Safety, Welfare and Personnel** – F. Arbogast and S. Walters

#### Regional EMA

S. Walters stated the amount of funding was reduced and is based on per capita. Each municipality will retain ownership of the equipment it has when going into the SCEMA.

### **Secretary's Report** – C. Bosley

**York Adams Tax Bureau** – M. Sharkey

M. Sharkey attended the January 30 meeting; the next two meetings will be in Adams County. We will be receiving a small distribution this year for unallocated taxes.

**Subdivision, Land Development & Zoning** – D. Kraatz**Planning Commission/Regional Planning Commission****Local Government Advisory Committee**

S. Walters stated in a previous meeting, the topic of wireless companies installing microtowers in municipal right-of-ways was discussed. S. Walters will ask at the next meeting if the York County Planning Commission will be working up a draft ordinance for municipalities to follow.

**UNFINISHED BUSINESS****NEW BUSINESS****Shrewsbury Christian Academy 5K Race**

The event to take place on May 20 was acknowledged. Certificates of insurance were provided.

**COMMUNICATIONS****ADJOURNMENT**

T. Nadobny moved to adjourn the meeting at 9:08 p.m.  
F. Arbogast seconded. The motion carried with all in favor.

Submitted by Cindy L. Bosley, Sec.