

## MINUTES

## SHREWSBURY BOROUGH COUNCIL

REGULAR MEETING

October 14, 2015

PRESENT: Mayor Peter W. Schnabel, Fred W. Arbogast, Richard R. Buchanan, Michael Sharkey, Christopher M. Skoglund, and Stanton L. Walters

## OTHERS

PRESENT: Brian L. Sweitzer, Supt. of Public Works; Jeffrey L. Rehmeyer, II, Esq.; David Lipinski, P.E.; Nate Kirschman; Keith Hunnings of South Penn Code Consultants; Diane Kraatz; Dan Thornton, P.E. of TRG Transportation; Anthony Spirito; Aaron Williams of Republic Services; Ted Nadobny; Michael and Janet Hagel; Peter Garcelon; Sgt. Darryl Smuck of the Southern Regional Police Department

The regular meeting of the Borough Council convened at 7:02 p.m. in the Borough municipal building, 35 West Railroad Avenue, with Vice President Buchanan presiding.

**CITIZEN'S COMMENTS**

Janet and Michael Hagel of 21 Covington Drive and Peter Garcelon of 19 Covington Drive, were present to ask for speed humps to be placed on Covington Drive to help slow traffic as there have been numerous accidents in their area over the past years resulting in damage to vehicles. This street is a short cut from the Market Square area to Tolna Road to Mount Airy Road. Many years ago, as a result of the same complaint, R. Buchanan devised a sheet and procedure for citizens on the street to clock and write down tag numbers so the police department could send letters to the owner stating that they were observed speeding on a certain date and time. Local police departments are still not allowed to use radar and Nate Kirschman urged all residents on Covington Drive to write to the elected representatives to help move the Bills out of Committee. The State Police used radar on this street previously. Speed humps take about 15 feet from beginning to end and you must take drainage and driveways into consideration and there are only certain methods that are allowed to be paid for with liquid fuels funds.

M. Sharkey entered the meeting at 7:13 p.m.

Southern Regional Police Department will be asked to place the speed trailer on this street which records the count and speed. The residents felt they could get a citizen's committee together to use the procedure that R. Buchanan devised years ago. Later in the meeting, Supt. Sweitzer mentioned the use of rumble strips to help deter speeders and also he offered to meet with the residents and perhaps do a study to help lessen this problem.

Anthony Spirito and Aaron Williams of Republic Services were present to check in since it's been six months since they were here last. Service has greatly improved and Republic Services was thanked.

Sgt. Darryl Smuck of the Southern Regional Police Department arrived at the meeting and he was asked to place the speed trailer on Covington Drive and the problem with speeding on this street. He stated he will place the trailer and bring the bar graph to the next meeting showing the count and speeding results. He stated the Department did use Vascar on the street previously but the variance that must be used it doesn't result in many citations. Mayor Schnabel said the same problem exists on East Clearview Drive.

Dan Thorton of TRG Transportation was present about the traffic signal at Main Street and Forrest Avenue that if this signal is taken out of the coordination with the other signals along East Forrest Avenue, the signal would function using the loops in the street. This would make the current green east and west a shorter time. In the future, it may be asked that PennDOT perform a study to see if a left-turn lane could be installed northbound on Main Street at this intersection with the right lane being used for straight and right turn. Two applications would need to be signed this evening including a resolution to authorize the change to the signal timing: one for the signal at the square and one for the signal at East Forrest Avenue and Commerce Drive (old Kmart) intersection.

S. Walters moved to authorize the Vice Chairman to approve the resolution to authorize the Vice President to sign both T 160 applications to amend the coordination of the signals at the Main Street and Forrest Avenue intersection and the signal at the East Forrest Avenue and the old Kmart intersection.

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

### **APPROVAL OF MINUTES**

The minutes of the September 9 meeting were approved by unanimous consent.

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

C. Skoglund moved to approve the expenditures and report of accounts for September.

F. Arbogast seconded. The motion carried with all in favor. The report for the Municipal Authority was also included for information only.

### **BILL LIST**

The bill list for September was presented: General account: check numbers 13027 thru 13062; Water account: check numbers 5437 thru 5454; Sewer account: check numbers 5044 thru 5053; Highway Aid account: none.

C. Skoglund moved to approve the bill list for September, 2015.  
M. Sharkey seconded. The motion carried with all in favor.

### **APPROVAL OF PAYROLL REGISTER**

C. Skoglund moved to approve the September 14 and 28 payroll registers.  
F. Arbogast seconded. The motion carried with all in favor.

### **SUBDIVISION & LAND DEVELOPMENT**

#### **Codes Enforcement** – Keith Hunnings

Five permits were issued in September. Keith asked Council what it wanted to do about the very high vegetation in the rear of 208 Cardinal Drive that there were no responses to the violation letters that were sent. Keith provided pictures that were taken from the property next door. An attempt was made to mow the front lawn but the weeds were cut down and left on the ground. The weeds in the back are ten feet tall. Rather than call in a contractor, Supt. Sweitzer stated the Public Works Department could cut and remove the weeds and bill the homeowner for the time and costs. He was advised to notify the police department before he arrives at the property since the home is occupied.

#### **Southern Regional Police** – Richard Buchanan and Mayor Schnabel

Mayor Schnabel rebutted the statement made by a representative from Glen Rock Borough at a town meeting held September 28 that its withdrawal was not so much about the money but that they don't have a vote or say, explaining that is untrue. The Chairman of the Commission is Mayor John Trout of Glen Rock Borough. When the new agreement was signed in 2014, if Glen Rock Borough had an issue, it should have been discussed at that time. A letter was received from Glen Rock Borough giving notice of withdrawal from the Commission effective December 31, 2017. R. Buchanan said it was disheartening when an elected official from Red Lion Borough was at the meeting encouraging Glen Rock Borough to leave Southern Regional Police and go with free State Police coverage like Red Lion Borough did. Nate Kirschman urged Council to support House Bill 709 that would require municipalities that did not have its own police force to have to pay for State Police coverage.

R. Buchanan stated the preliminary police budget shows Glen Rock Borough at 15%; New Freedom Borough at 33.4%; Shrewsbury Borough at 32% and Stewartstown at 19.8%. The preliminary budget does not have the new property and liability insurance

amounts and salaries. Our increase for 2016 is 6% with a preliminary figure of \$518,000.00.

## **Water & Sewer** – Richard R. Buchanan

### Blouse and Smith SRBC Permits

The new permits for the wells were received after starting the process in February of 2010. The permit allows for groundwater withdrawals of 39,000 gallons per day for the Smith Well and 73,800 gallons per day for the Blouse Well with a total system withdrawal limit of 620,000 gallons per day. Within 120 days of issuing the permit, we must submit a metering plan, meter accuracy within 5% groundwater elevation monitoring program and keep daily records. This includes all sources. A response will be sent and the matter may be appealed. This was deferred to the Water and Sewer Committee to come back with a list of options. The \$800.00 invoice for reviewing our data will be held. The review fee will go to \$1,050.00 per year per well that comes up for renewal.

### Sewer Meters (Deer Creek Study)

The Municipal Authority approved purchase of sewer meters up to \$45,000.00. Kraig Moodie from FloWAV agreed to provide flow meters for a few weeks trial to demonstrate the effectiveness of the meters. They will be installed on Thursday, October 15.

C. Skoglund moved that the cost of the flow meters be shared based on the current ratio between the Borough and the Authority since they will be used throughout the sewer system.

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

### Apple Tree Court Drainage

The York County Conservation District addressed the drainage and stabilization requirements for the development. Livingston Construction addressed the issues and Johnston and Associates, the developer's engineer, sent a letter that all modifications were addressed and are satisfactory. The York County Conservation District will be out to re-inspect next week. The detention pond previously was not maintained and the water was staying the pond and seeping into the ground. Now, since the developer has made repairs, the pond is draining as it should and this is why 9 Wineberry Drive is seeing more water. The bare area should have been seeded and mulched. The Secretary was asked to send a letter to the neighbor to give them an update and to call the Conservation District if they have further complaints.

**Public Roads & Lighting** – Michael G. SharkeyMount Airy Road Traffic Redesign

The Interstate 83 and traffic control devices were installed last week at a total cost of \$2,885.33 with an invoice going to the shopping center management. The owner would like to make changes to the south entrance/exit at its cost. The proposal will be sent to PennDOT and Supt. Sweitzer will help with the highway occupancy permit.

Future Road Projects

Supt. Sweitzer updated the prices for roads that were rated 2.0 and less from the road survey and the total comes to around \$750,000.00. Discussion regarding the line of credit to do this work should be included in the 2017 budget.

**Public Lands, Buildings and Finance** – Christopher M. Skoglund**ENGINEER'S REPORT**Southern Farms Phase 2 Sewer Lining Invoice

Video Pipe Services submitted the third invoice for this work in the amount of \$31,006.00. Eng. Lipinski recommends the invoice be paid pending Supt. Sweitzer double checking the quantities.

C. Skoglund moved to pay the Borough's share of the third and final invoice, \$31,006.00, from Video Pipe Services pending Supt. Sweitzer's confirmation of the quantities.

F. Arbogast seconded. The motion carried with all in favor.

**SOLICITOR'S REPORT**Susquehanna River Basin Commission

A Memorandum was attached to the solicitor's report providing more information on how the Commission's decisions can be reviewed by a court.

13 Tree Hollow Drive

The property has been vacant for a couple of years and the owner is deceased. A Writ of Scire Facias has been filed and a letter was sent to the lender asking for the monies owed and there was no response. The next step is proceeding with a Sheriff's Sale, the

documentation for which will be filed on or before the deadline coming at the end of the month.

### Drainage Easement Tree Hollow Drive

Sol. Rehmeyer provided a copy of a Release and Waiver of Liability to the Moffatts for review, discussion and to share with their neighbors at 25 Tree Hollow Drive. The Moffatts filed a supplemental complaint that they were not aware they would owe the Borough engineer review fees or other fees. The Moffatts' requested to make changes to the existing storm water management facilities required the involvement of Borough representatives. To date, a little over \$500.00 is outstanding. M. Sharkey and S. Walters asked when a resident would normally be told they be billed for costs incurred by Borough personnel and Sol. Rehmeyer responded that this case is different from most as it was not commenced through filing a land development plan even though the request was to change storm water facilities approved previously in a land development plan. Rather, the neighbor had changed the storm water swale design, and the Moffatts contacted the Borough with their proposal to do something similar. At Eng. Lipinski's suggestion, they hired an engineer who prepared a design, and this design was submitted to and reviewed by the Borough Engineer. After concerns about the design were expressed to avoid the Borough incurring a liability by allowing the Moffatts to proceed with their design, as proposed, and in lieu of requiring additional land development planning procedures, a waiver agreement was prepared by Sol. Rehmeyer to be signed by the HOA and the neighbor. The Moffatts will be told they can make payment arrangements on the outstanding invoices.

A policy letter will be drafted to be attached to a building permit to alert residents that if costs are incurred by the Borough for their project, that they will be billed.

### Amendment to Ordinance No. 2005-10 Street Cuts

A draft ordinance was prepared that requires the entire lane of travel on any streets where an opening or excavation is made shall be restored and resurfaced in its entirety if the opening or excavation occurs within five years after paving.

### Trees and Roots and the Impact on Sewer Lines

The Municipal Authority heard requests for reimbursement regarding damage to trees as a result of sewer work. Sol. Rehmeyer developed a policy with regard to trees in rights-of-ways that will be put in resolution form for adoption.

### Stewartstown Railroad Fees

Omega Rail Management has been requesting substantial license fees from the Municipal Authority and now the Borough for crossings through the railroad right-of-way. Additional information about the fees has been requested repeatedly. No substantive information has been provided though.

**Public Safety, Welfare and Personnel** – Fred W. Arbogast

Sewer License

B.J. Matthews has obtained his sewer license and Supt. Sweitzer would like to see B.J. compensated for his accomplishment.

EOC Activation

S. Walters stated the EOC was activated today during the police incident that was in the immediate vicinity.

**Secretary's Report** – Cindy L. Bosley

The annual York County Borough Association meeting is on November 14 in Red Lion.

**York Adams Tax Bureau** – Michael Sharkey

M. Sharkey said the Bureau will not be increasing the maximum collection rate (2%) and they plan to start building a capital reserve. The Bureau is starting to become a model for other localities due to how well it functions. He stated he will be voting in favor of the budget later this month.

**Subdivision, Land Development and Zoning** –

**Planning Commission/Regional Planning Commission** –

Exit 4 YAMPO

M. Sharkey attended the meeting earlier this month to learn about the Exit 4 improvements. Two options were proposed: double diamond or a tight urban diamond. The bridge will be replaced and PennDOT hopes to have a public meeting in January.

**UNFINISHED BUSINESS**

**NEW BUSINESS**

Issue Control Sheet

The sheet was updated accordingly.

Purchase of Gasoline with Fuel Card

R. Buchanan said the police department started purchasing fuel through Rutter's and will get a larger discount if more gallons are purchased. They are inviting the Borough to participate on their card program. The Secretary was asked to see how much we are paying now.

Trick or Treat

Council confirmed that Trick or Treat will be on Saturday, October 31 from 6:00 to 8:00 p.m.

**COMMUNICATIONS**

**ADJOURNMENT**

S. Walters moved to adjourn the meeting at 10:20 p.m.  
F. Arbogast seconded. The motion carried with all in favor.

Submitted by Cindy L. Bosley, Sec.