

## MINUTES

### SHREWSBURY BOROUGH COUNCIL

REGULAR MEETING

JANUARY 14, 2009

PRESENT: Mayor James W. Reedy, Michael R. Caum, Thomas D. Metz, Michael W. Ridgely, Peter W. Schnabel, Christopher M. Skoglund and Eric W. Stoley

#### OTHERS

PRESENT: Jeffrey L. Rehmeyer, II, Esq.; James R. Holley, P.E.; Brian L. Sweitzer, Supt. of Public Works; E. Michael Lee of Codes Enforcement; Harold Trimpey and Harry Floyd

The regular meeting of the Borough Council convened at 7:32 p.m. in the Borough Municipal Building, 35 West Railroad Avenue with President Schnabel presiding.

#### **CITIZEN'S COMMENTS**

Harry Floyd of 21 North Main Street and Harold Trimpey of 17 North Main Street

Mr. Floyd and Mr. Trimpey were present at the request of Council to discuss Council's proposal to abandon Kreeger Alley. The alley is difficult to plow and the pick-up truck used to plow the alley has worn out its usefulness and will not be replaced. Mr. Floyd stated he would be in agreement, contingent on having written permission from Trimpeys to egress out the front until the building in the rear is removed or taken back to clear the sight view. Mr. Trimpey stated that he is no longer interested in owning or maintaining the alley due to the storm water right-of-way that runs in the alley and the cost of maintenance.

The Borough will continue to own and maintain the alley and use the bucket loader to clear the snow between the houses.

#### **APPROVAL OF MINUTES**

E. Stoley moved to approve the minutes of the December 10 and December 29 meeting.

T. Metz seconded. The motion carried with all in favor with C. Skoglund abstaining as he was not at the December 29 meeting.

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

M. Ridgely moved to approve the November expenditures and report of accounts.  
E. Stoley seconded. The motion carried with all in favor.

M. Caum left the meeting at 7:47 p.m.(fire call).

## **BILL LIST**

The bill list for December was presented: General account: check numbers 9293 thru 9347; Water account: check numbers 7108 thru 4130; Sewer account: check numbers 396r thru 3978; Highway Aid: check numbers 779 thru 782.

M. Ridgely moved to approve the bill list for December.  
E. Stoley seconded. The motion carried with all in favor.

## **SUBDIVISION AND LAND DEVELOPMENT BUSINESS**

### **Valley View Grove Request to Release Letter of Credit**

Cornerstone Development is requesting the letter of credit for Valley View Grove with a balance of \$5,000.00 be closed.

E. Stoley moved to release the remaining \$5,000.00 letter of credit as the vegetation around the pond is satisfactory.

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

## **Southern Regional Police Department**

The report for November was distributed for review.

### **Codes Enforcement** – E. Michael Lee

#### **436 South Main Street Unsafe Poles**

Mike stated the property owner has contracted with a sign company to take care of the poles.

### Labor and Industry Inspection at Market Square

A copy of an inspection report for two businesses at Market Square revealed the owners changed or removed Americans with Disabilities Act requirements after Mike's inspection. The owners admitted to changing or removing the items, but the inspector wrote the report in a biased way against Mike indicating that he erred.

C. Skoglund recommended a letter be written to Sen. Waugh and Rep. Miller about the tone of the inspection letters and if a business wants to take the risk of being sued because of non-compliance with the ADA, that's up to the owner. Mike cannot enforce correction of the findings.

### CVS, Constitution Avenue

The plan is now out of staff review and will be before the Planning Commission in February. There are 19 comments that need to be addressed.

### Possible Automotive Business North Main Street

Mike said a letter will be going out to the property owner on North Main Street about the number of untagged vehicles on his property.

### Water & Sewer – Eric W. Stoley

#### Joint Sewer Meeting

E. Stoley reminded Council of the joint educational sewer meeting to be held at the Borough on January 29.

#### Sewer Flows

The 2008 sewer flows are 722,000 gallons per day in 2008 as compared with 741,000 in 2007. There are three sewer repairs that will trim infiltration in January, 2009.

#### Onion Boulevard Fire Lane

The fire line valves will be replaced in the spring.

## **Public Roads & Lighting** – Christopher M. Skoglund

### Intersection of West Clearview Drive and North Main Street

Eng. Holley attended a York Area Transportation Meeting recently to request assistance from PennDOT. PennDOT does not have funds to do this type of project. The County maintenance crew has a backlog of projects, although PennDOT is willing to provide some assistance, perhaps in the form of blacktop. PennDOT recommends the Borough prepare a drawing and meet with the property owner to see if the proposed widening is satisfactory. A right-of-way agreement would need to be obtained from the property owner and the Borough would get the highway occupancy permit. The Borough would do the work and turn the right-of-way and permit back to PennDOT for it to maintain.

Eng. Holley was asked to prepare a cost estimate for the widening and to prepare a drawing to be shown to the property owner. T. Metz stated he would apply for a grant in the amount of \$7,500.00.

### Street Sweeping

New Freedom Borough is calculating a per-hour price for our street sweeping this year.

## **Public Lands & Buildings and Finance** – Michael W. Ridgely

### Dotzel & Company Merger

Dotzel & Company has merged with S F & Company but retained the same employees.

## **ENGINEER'S REPORT**

### Wearing Course Projects Escalator Clause

There is some confusion at PennDOT as to whether road bids have to contain an escalator clause. Until a decision is made by PennDOT, we will not include the clause.

## **SOLICITOR'S REPORT**

### Doug Miller and Grim's Glass

The balance due the Borough for attorney's fees has been paid including the \$1,000.00 penalty under the consent agreement.

### Eitzert Farms Letter of Credit

Eitzert Farms' attorney stated the developers did not like the idea of conforming to any ordinance changes so they are still considering the alternate source of security for improvements.

### Sewage Capacity Issues

Sol. Rehmeyer prepared a memo and supplied other information regarding the past lawsuit for sewer EDUs. This is in preparation for the up-coming joint sewer meeting.

### Resolution #2009-1 PennDOT Forms

C. Skoglund resolved to adopt Resolution #2009-1 to authorize the signing of an Electronic Access License Agreement to participate in filing required Liquid Fuels reports on line.

E. Stoley seconded. Adoption carried with all in favor.

### **Public Safety, Welfare and Personnel** – Eric W. Stoley

Three Public Works employees are ready for the water exam to acquire licenses.

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

#### 2008 Audit

The field work will begin February 2.

### **York Area Tax Bureau** – Thomas D. Metz

A meeting is scheduled for next week.

**Subdivision, Land Development and Zoning** – Eric W. Stoley**CVS**

The Borough does not regulate sight triangles at State roads, CVS needs to correct 19 items mentioned in the staff review notes. The Subdivision, Land Development and Zoning Committee will not need to meet with CVS since all submitted plans have been reviewed by the Committee members. The plan should be before Council in March. The time extension expires on March 11.

**Planning Commission/Regional Planning Commission** – Eric W. Stoley

The Planning Commission has not met.

**UNFINISHED BUSINESS****NEW BUSINESS****Plank Road Intersection**

C. Skoglund stated, as a resident of Shrewsbury, that vehicles are pulling too far out into the right-of-way and are also making two lanes so each vehicle needs to pull way out to see oncoming traffic. Perhaps a stop bar needs to be put in place.

**COMMUNICATIONS****ADJOURNMENT**

M. Ridgely moved to adjourn the meeting at 8:40 p.m.  
T. Metz seconded. The motion carried with all in favor.

Submitted by,

Cindy L. Bosley, Secretary