

MINUTES

SHREWSBURY BOROUGH COUNCIL

REGULAR MEETING

JULY 11, 2012

PRESENT: Carl W. Munch, Michael W. Ridgely, Michael G. Sharkey,
Christopher M. Skoglund, and Jason J. Traband

OTHERS

PRESENT: Jeffrey L. Rehmeyer, II, Esq.; David Lipinski, P.E.; E. Michael Lee of Codes Enforcement; Linda Lee; Larry Zimmerman; Anthony Myers, Fire Chief; Nick Caruccio, Fire Company President; Ted Nadobny; James Low; Officer Miller(briefly)

The regular meeting of the Borough Council convened at 7:33 p.m. in the Borough Municipal Building, 35 West Railroad Avenue, with President Ridgely presiding.

CITIZEN'S COMMENTS

Ted Nadobny was present to sign the Confidentiality and Non-Disclosure Agreement for his work with the proprietary software in the Public Works Department. Ted is volunteering his time to consolidate mapping software so it's more user-friendly.

M. Sharkey moved that President Ridgely and the Secretary be authorized to sign the Confidentiality and Non-Disclosure Agreement.

J. Traband seconded. The motion carried with all in favor.

Nick Caruccio, President of the Shrewsbury Volunteer Fire Company, thanked Council for helping with the carnival. The Fire Company is planning a bull roast and would like to have a one day liquor license approval. The Fire Company would also like to install a permanent LED sign in front of the fire house.

APPROVAL OF MINUTES

The minutes of the June 13 meeting were approved by unanimous consent by those who were at the meeting.

APPROVAL OF EXPENDITURES AND REPORT OF ACCOUNTS

C. Skoglund moved to approve the June expenditures and report of accounts.
M. Sharkey seconded. The motion carried with all in favor.

BILL LIST

The bill list for June was presented: General account: check numbers 11187 thru 11234; Water account: check numbers 4769 thru 4782; Sewer account: check numbers 4487 thru 4496; Highway Aid: none.

C. Skoglund moved to approve the June bill listing.
J. Traband seconded. The motion carried with all in favor.

PAYROLL REGISTER

C. Skoglund moved to approve the June 11 and 25 payroll registers.
C. Munch and J. Traband seconded. The motion carried with all in favor.

SUBDIVISION AND LAND DEVELOPMENT BUSINESS

Apple Tree Court Preliminary Plan Extension of Time

The plan is back in staff review and the applicant had previously asked for an extension until July 31 for plan approval. The applicant is asking for another extension until November 30.

C. Skoglund moved to approve the extension for approval of the preliminary plan until November 30.
J. Traband seconded. The motion carried with all in favor.

Selwood/McCleary Detention Pond Subdivision/Add-On Lot

Since this plan is connected with the Apple Tree Court preliminary subdivision plan, an extension until November 30 was requested.

M. Sharkey moved to approve the extension for approval of the final subdivision/add-on lot until November 30.
C. Skoglund seconded. The motion carried with all in favor.

Southern Regional Police Department –

Police Commission Chairman Tony Myers stated the feasibility study to add Stewartstown Borough as a member is ongoing. The policy and procedures manual is almost completed. There was good police presence at the carnival.

Codes Enforcement –

Taken later in the meeting as Mike Lee had a meeting conflict.

Water & Sewer –

Smith Brothers Fuel Spill, 238 North Main Street

United Environmental is supervising the Smith Brothers Garage fuel spill cleanup from August 1, 2006. Monitoring wells were drilled and are sampled quarterly. The North Point monitoring well is clear of any gasoline and is closest to the Meadow Well. The site engineer is preparing a summary to include future recommendations that will be submitted to the Department of Environmental Protection. We will receive a copy of the plan.

Blouse and Smith Well Permits

The Susquehanna River Basin Commission is allowing the Borough to test the Blouse Well this year and the Smith Well next year. Right-of-way agreements need to be obtained from adjacent property owners to place a discharge pipe above ground along the creek. An agreement is also needed with a property owner that has a detention pond that will be monitored during the testing.

Woodlyn Well Bulk Caustic Spill

The valve exiting the 1,800 gallons caustic acid tank leaked during the weekend of June 30th. About 1,350 gallons of caustic acid were lost. The material cost is \$2,025.00 and a bill of about \$2,000.00 is expected from the emergency material hauler. The incident was reported to the insurance carrier.

20 Onion Boulevard Sewer Spill

Vandals placed construction materials in the manhole behind 20 Onion Boulevard which caused a blockage and between 40,000 and 60,000 gallons of sewage to go into the Codorus Creek. A letter giving the timeline of events and corrections was sent to the PA DEP. The police are investigating the incident.

Source Water Protection Conference

J. Traband stated he attended the conference on June 28 and Shrewsbury Borough was mentioned a few times as a good model to follow for our wellhead protection ordinance and plan.

Proportionate Sharing Invoice

The invoice from New Freedom Borough in the amount of \$12,083.00 was briefly discussed. This is a corrected billing from the years 2000 through 2007 for capital projects that were billed as maintenance items. The Municipal Authority reviewed the invoice and tabled it until their next meeting as Eng. Lipinski's office will prepare a detailed listing of the projects included in the back billing.

Pump House Pump Repair

The repair to the pump house will cost about \$15,300.00. Kohl Brothers is making the repair that will include a rebuilt motor with all other parts being new.

Public Roads & Lighting

Woodland Drive Drainage

The blacktop remained intact during the over one inch of rainfall on June 22.

Storm Drain Problems

B. Sweitzer had on his report that he visited the two areas of concern, 15 Shetland Drive, and 18 Devonshire Drive during the June 22 rainfall and did not see any problems.

Curb Painting

The curb painting is finished and pavement markings will be refreshed within the next month.

Public Lands, Buildings and Finance – Christopher M. Skoglund

Scout House Plumbing

Trout Plumbing is waiting on the Scouts to work on several items in the new building before finishing the plumbing and heat.

Repointing of Scout House and Borough Building

Casey Davis, mason, will repoint the Scout House (\$1,140.00) and Borough building (\$2,500.00) during the week of July 16.

Borough Tree

The dead area in the Borough Tree is not much larger than last year and will not be replaced this year.

ENGINEER'S REPORT

Stormwater Ordinance

Eng. Lipinski stated the ordinance may be ready for Council to authorize advertisement of the ordinance at the September meeting.

West Clearview Drive Swale

Eng. Lipinski stated he will meet with B. Sweitzer at the site and once a design is chosen, they will meet with the property owner.

Forest Lakes Spillway

The Municipal Authority met in June and discussed the requirement by the Forest Lakes Water Association to change the spillways at the two lakes to meet requirements for a 100 year flood event. The sewer main in this area will be

replaced and protected per a design specification that was acceptable to the Municipal Authority. All costs will be paid by the water association.

Block Grant for Sewer Project

The County is in the process of signing the agreement for the \$100,000.00 block grant.

Mike and Linda Lee arrived at the meeting.

Codes Enforcement – E. Michael Lee

James Low of Low Cost Gift & Thrift, 504 South Main Street

Complaints were made about the numerous items placed in front of the store entrance and Mr. Low was cooperative when he was asked to stop displaying items outside in front of the store. At first, there were just a few items on display but it became cluttered and that's when the complaints started. Mr. Low stated his business dropped 87% since he had to stop displaying his merchandise along the street. Sol. Rehmeyer stated that under Section 625 of the Zoning Ordinance, for a retail store, all business activities shall be conducted within a completely enclosed building, except for off-street parking or loading. Mr. Low was told he could seek the advice of an attorney and could apply for a variance, although there is no guarantee a variance would be granted by the Zoning Hearing Board. Mr. Low was told he was not being targeted and that the ordinance has been in place for a long time. Mr. Low had a petition but did not present it but will do so if he decides to ask for a variance. Mike Lee has not issued an enforcement notice as yet, but will send the notice to Mr. Low and then Mr. Low has 30 days in which to stop displaying his wares or file an application for a zoning hearing. The information given to Mr. Low is not legal advice, and he should seek counsel on this matter.

510 South Main Street

A complaint was received about a dog at the business that Mike has no control over and he needs to pull some permit information on the two businesses that are at that address.

414-416 South Main Street

The property has been cleaned up and the junked vehicle has been removed.

223 North Main Street

The junked vehicles have been removed and the weeds have been cut.

423 South Main Street

The former feed mill property has repaired the canopy over the front entrance and most of the windows have been covered. The property owner is making progress.

110 Skyview Drive

The pool water from this address was draining onto a neighboring property and creating ruts. The property owner did correct the problem.

6 Covington Drive

The property owner has two vehicles that need to be removed and is requesting an extension until August 13 in which to do so. The weeds are in the process of being cut that had grown up around the vehicles. An enforcement notice was sent.

M. Sharkey moved to grant an extension until August 13 for the property owner to have the two vehicles removed at 6 Covington Drive.

C. Munch seconded. The motion carried with all in favor.

208 South Sunset Drive

Complaints were received about an accumulation of trash bags and junk on the front porch. Mike spoke with the property owner and he said he will make the tenants remove the items.

Rat Complaints 703 and 707 South Main Street

Two property owners reported that rats were seen on their property. Mike inspected the area and will call the property owners that they need to take all food sources away and set traps. He feels they could be coming from the area behind their properties where there is a waterway.

Box Truck Parked Along Northbrook Lane

There is a business box truck parked at the curve facing the wrong direction on Northbrook Lane. There is a question of a business being operated at the property as well. Officer Miller was asked to check this truck that is parked in the wrong

direction and if the police see other vehicles parked in such a manner, they should knock on the home owner's door and ask them to please park the vehicles facing the appropriate direction.

A break was called at 8:45 p.m. for refreshments to honor Mike and Linda Lee for their retirement as this is Mike's last official meeting. Council then went into executive session at 9:00 p.m. to discuss pending litigation and a personnel issue.

The meeting was resumed at 9:47 p.m.

SOLICITOR'S REPORT

Gymnastics of York, Inc. and York Traditions Bank, 21 South Hill Street

The owner of Gymnastics of York made a business decision to not pursue purchasing and upgrading the property at 21 South Hill Street. The bank plans to market the building again in the near future. Attorney Stacey MacNeal asked if the Borough had any particular uses in mind that might be more suitable for the property.

Stormwater Management Ordinance

Sol. Rehmeier reviewed the draft ordinance as provided by Eng. Lipinski. Sol. Rehmeier provided some suggested language as well as additional comments. The ordinance should be ready soon for Council to review.

PennDOT EDU Agreement

Attorney Sharp's client has reviewed the draft agreement and project information and requested additional information which was provided.

92 Skyview Drive, Lawrence Vasold

The Sheriff's sale will be held on Monday, October 15.

Cable Franchise Agreement

M. Sharkey reported a meeting was held on June 28. There are 11 municipalities in the consortium. The Cohen Group will draft a proposal for the steering committee to review that will be presented to the group. Currently, only one municipal facility can receive free cable/internet service. A proposal will be

included that other municipal-owned sites receive free or a reduced rate for the services. The service could be used at the well houses for data collection. The agreement could be completed by this fall.

Public Safety, Welfare and Personnel – Michael G. Sharkey

Zoning Officer/BCO Position

About 11 resumes were received; hopefully interviews can be held the week of July 23.

Secretary's Report – Cindy L. Bosley

Appreciation Dinner

The appreciation dinner will be on Friday, November 16.

Newsletter

The Secretary is obtaining a price from Caskey Printing to print and mail the newsletter using address barcode technology.

York Adams Tax Bureau – Michael G. Sharkey

The amount of \$102,995.64 was collected during the month of May. A special meeting was held on June 28 to discuss the relocation of the Gettysburg office to a more conducive setting.

Subdivision, Land Development & Zoning

Planning Commission/Regional Planning Commission

UNFINISHED BUSINESS

NEW BUSINESS

Issue Control Sheet

The proposed Dog Tethering ordinance sponsored by the S.P.C.A. was added to the sheet since five letters from residents were received asking that the ordinance be adopted. E. Stoley was put in charge of this item.

COMMUNICATIONS

ADJOURNMENT

C. Skoglund moved to adjourn the meeting 10:03 p.m.

C. Munch seconded. The motion carried with all in favor.

Submitted by,
Cindy Bosley, Sec.