

MINUTES

SHREWSBURY BOROUGH COUNCIL

REGULAR MEETING

November 9, 2016

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; Craig Sharnetzka, Esq.; David Lipinski, P.E.; John-Paul Whitmore; Nate Kirschman; Phil Robinson; Judith Kroh, tax collector; Chief James Boddington; Michael Ridgely; Tony and Judy Myers; Jen Campbell; Nick Caruccio; Donald Marusko, Jr.; Officers from the Southern Regional Police Department: Michael Miller; Jeff Carey; Richard Blais; Paul Heffner; Daniel Teague; Darryl Smuck; William Shafer; Derek Smith; Michael Bishop; Marie Halapin

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

Judy Kroh, tax collector, was present regarding the increase in certification fees that must be done by ordinance prior to February 15, 2017. The draft ordinance was prepared in 2014 and can now be advertised for adoption. Judy also said she had been providing printouts of tax payments and amounts which are subject to right-to-know requests. She would rather not provide those lists in the future, to which Council was agreeable.

M. Sharkey entered the meeting at 7:08 p.m.

S. Walters moved that the ordinance to increase the tax certification fees be advertised.

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

Southern Regional Police Discussion

The officers listed above, and some family members, were present regarding the possible reduction of force due to a stalemate of the funding formula discussions. Shrewsbury Borough agrees with DCED that a portion of the formula should be a stable factor such as population, road mileage, assessed property values, etc. and not just based on the number of service hours. It was stated that Shrewsbury Borough is willing to pay more and is still willing to sit down and negotiate the funding formula. The other three municipalities

have indicated a willingness to use a funding formula based only on service hours. However, in order to keep expenditures lower, a municipality could ask for less service hours and it would be difficult to maintain the number of officers to lower the budget. M. Ridgely stated that Shrewsbury Borough is being made to look like the reason the Department may lose officers when, in fact, it is the stalemate and failure to continue the discussions. A meeting was held by the other three Council Presidents and President Buchanan was not invited. Another meeting was scheduled and New Freedom Borough did not send a representative. It was stated that Glen Rock Borough is withdrawing regardless due to the budget and they requested that at least two officers be let go in order to decrease the budget. It was consensus of Council to not agree to lay off two officers and to support the 2017 budget as presented.

Atty. Sharnetzka stated that Stewartstown Borough moved to send a letter of withdrawal to the Police Commission to protect itself if Glen Rock and New Freedom Boroughs actually do withdraw. It was suggested that an outside disinterested third party be brought in to help move the negotiations along.

M. Sharkey moved to support bringing in an outside disinterested third party to help move the discussions along with the details to be worked out later.

K. Wills and A. Nadobny seconded. The motion carried with all in favor.

This will be brought up at next week's Police Commission meeting.

Phil Robinson stated he attended the last New Freedom Borough Council meeting and Council has authorized its solicitor to contact Sol. Rehmeyer to look at the intergovernmental agreements. Phil stated New Freedom Borough has agreed to sell capacity for the shopping center in Shrewsbury Township. The next step is for Sol. Rehmeyer to confirm the details of the sale of the EDUs and to work with New Freedom Borough's solicitor after he is contacted.

APPROVAL OF MINUTES

The minutes of the October 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 1155 thru 1209; water account check numbers 1076 thru 1097; sewer account check numbers 1044 thru 1060; highway aid account: none; and to approve the financial reports for October. M. Sharkey 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 October 10 and 24 payroll registers.
T. Nadobny seconded. The motion carried with all in favor.

SUBDIVISION & LAND DEVELOPMENT

95 East Forrest Avenue

Phil Robinson, representing the owner of the property, asked for a meeting with the Committee to see how to proceed before filing a formal land development plan. Phil was reminded there are no guarantees that after meeting with the Committee that any plan submitted later would be approved.

Codes Enforcement

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

Southern Regional Police – Mayor Schnabel and R. Buchanan

Alternates on the Southern Regional Police Commission

It was noted that New Freedom Borough appointed Brady Terrell as an alternate.

S. Walters moved to appoint Michael Sharkey and John-Paul Whitmore as alternates for Shrewsbury Borough.

K. Wills seconded. The motion carried with all in favor.

A letter was received from Glen Rock Borough's solicitor asking that the budget be lowered.

Water & Sewer – Supt. Sweitzer/T. Nadobny

Sewer Meters

T. Nadobny handed out a snapshot of the activity of the two sewer meters. He feels confident the meters are working correctly after being calibrated and recommends the invoice be paid.

T. Nadobny moved that the outstanding invoice to FloWav in the amount of just under \$15,000.00 be paid.

M. Sharkey seconded. The motion carried with all in favor. The Authority will approve its share of the total cost at the next meeting.

Deer Creek Pump Station Capacity

The letter from DEP denying the proposal for expansion of the wet well was received. They referenced surcharging the sewer system and debris in the line. A meeting is now set for November 29 in Harrisburg.

SCADA Project

The Meadow, Village, and Home Wells are now on-line. Antennas, surge protection, and panel boxes are being installed at the remaining wells. To date, the amount of \$54,203.09 has been spent.

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

West Forrest Avenue No Parking

Signs are in place and the curbing has been painted yellow.

M. Sharkey moved to adopt Ordinance 2016-2 for the no parking on a section of West Forrest Avenue.

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

Oaklyn Circle Adoption

M. Sharkey moved to adopt Ordinance 2016-3 that adopts Oaklyn Circle.

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

Crack Sealing

The Public Works Department will begin crack sealing on November 8. The streets to be crack sealed are West Walnut Avenue, East Railroad Avenue, Tree Hollow Drive, Whitcraft Lane, Covington Drive, Fairfax Circle, Glenhurst Drive, Habelston Avenue, West Maple Avenue, North Highland Drive(200 block), West Forrest Avenue, and Kratz Road.

201 South Main Street Truck Traffic

The resident at 201 South Main Street is still having trouble with trucks driving into his yard when making the left turn onto East Church Street. The Public Works Department removed some small rocks and replaced them with larger rocks.

Public Lands, Buildings and Finance – F. Arbogast

F. Arbogast reminded all about the budget meeting tomorrow night at 7:00 p.m.

ENGINEER'S REPORTWater Work 2016Recommendation of Payment

Eng. Lipinski recommended payment # 3 be made to H & H General Excavating Company in the amount of \$19,872.00.

T. Nadobny moved to pay H & H General Excavating Company the amount of \$19,872.00 representing payment # 3.

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

Water Work Change Order

Change order #1 is to remove the boring requirements within the State highway and to install the 10" PVC water main by an open cut. The removal of the boring and paying for open cut installation of the pipe, milling, and paving as per the amended HOP results in a \$32,488.00 reduction in the contract price.

F. Arbogast moved to approve change order #1 saving \$32,488.00.

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

Essex Circle Drive Recommendation of Payment

Eng. Lipinski recommended payment #2 be made to Fitz & Smith, Inc. in the amount of \$45,806.40 for work completed to November 3. The Borough's share is 14%.

S. Walters moved to pay Fitz & Smith payment #2 in the amount of \$6,412.89.

D. Kraatz seconded. The motion carried with all in favor.

Essex Circle Drive Additional Paving Cost

Eng. Lipinski relayed to Council that there will be additional costs associated with paving the work area due to the current condition of the street. This was referred to the Engineer Review Committee.

Tapping Fee Calculation

The preliminary number is \$3,156.05. Supt. Sweitzer is researching work done since the last tapping fee study and may have more expenses to add.

North Main Street Repaving and Slope on East Side

Eng. Lipinski's office contacted PennDOT to confirm the street and driveway ramps that are in the cartway will not require an HOP. No response has been received as yet.

Proportionate Share Reports

The information for the 2013, 2014, and 2015 reports were re-copied for the Borough's review.

SOLICITOR'S REPORTPost Office Property, 50 Constitution Avenue

The owner has accepted the Borough's offer and is willing to contribute its share which is estimated to be around \$4,740.00 to cover materials. The Borough will cover labor and equipment which is estimated to be around \$3,480.00. Sol. Rehmeyer's office is preparing an agreement. The Borough engineer and Supt. Sweitzer are working together on an exhibit to show the necessary right-of-way and work to be done.

South Central York County Management Agency

Sol. Rehmeyer reviewed the draft agreement and by-laws for the regional EMA.

Public Safety, Welfare and Personnel – F. Arbogast and S. WaltersRegional EMA

Each member would retain ownership of the equipment it currently owns. The next meeting is November 22.

Secretary's Report – C. Bosley

A reminder will be sent to those who signed up for the York County Boroughs Association meeting and a reminder was given for the Borough's appreciation dinner set for next Friday, November 18.

York Adams Tax Bureau – M. Sharkey

M. Sharkey attended the October 31 meeting and the budget was approved. The Borough will again be receiving a rebate in 2017.

Subdivision, Land Development & Zoning – D. Kraatz**Planning Commission/Regional Planning Commission**

S. Walters stated he attended the Local Government Advisory Committee meeting and reviewed two zoning ordinance change requests. A handout was given regarding wireless carriers installing small devices on street lights or telephone poles in public right-of-ways. We may want to review our zoning ordinance to see if we want to put limitations on this practice. An article was in the recent *Borough News*.

UNFINISHED BUSINESS**Sidewalk Repairs**

No response has been received regarding the article in the recent newsletter warning residents the sidewalk in front of their property is their responsibility. The sidewalk ordinance should be reviewed to include other options besides concrete replacement. An article will be placed in the newsletter that the Borough is considering enforcement corrections to the walks in 2017.

NEW BUSINESS**Resignation from Municipal Authority**

Herbert Baker submitted his resignation from the Municipal Authority effective December 31, 2016.

COMMUNICATIONS**ADJOURNMENT**

T. Nadobny moved to adjourn the meeting at 10:37 p.m.
F. Arbogast seconded. The motion carried with all in favor.

Submitted by Cindy L. Bosley, Sec.