

MINUTES

SHREWSBURY BOROUGH COUNCIL

REGULAR MEETING

NOVEMBER 12, 2003

PRESENT: Mayor James W. Reedy, Richard R. Buchanan, Salvatore A. DiPaula, Jr.; Frederick C. Noble, Michael W. Ridgely, Peter W. Schnabel, Peter W. Schnabel and Eric W. Stoley

OTHERS

PRESENT: Jeffrey L. Rehmeyer, II, Esq.; James R. Holley, P.E.; Brian L. Sweitzer, Supt. of Public Works; Jeff Keating, Zoning Officer; Gary LaBarre; Ron Hontz; Terry Boegner; Barb Krebs of The York Dispatch; Terri Reuter of The York Daily Record; Nate Kirschman

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

Gary LaBarre stated the donated laptop computer is now configured to work and he bought an inexpensive printer for the EOC.

Ron Hontz, Whitcraft Lane, was present to alert Council that Adelphia Cable Co. will be charging subscribers ten cents a month toward the educational and public access channel.

Ron was told this issue will be discussed with Adelphia's general manager during a meeting that will be held later this month.

APPROVAL OF MINUTES

S. DiPaula moved to approve the minutes of the October 8, 2003 meeting.

E. Stoley seconded. The motion carried with all in favor.

APPROVAL OF EXPENDITURES AND REPORT OF ACCOUNTS

M. Ridgely moved to approve the expenditures and report of accounts for September.

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

BILLS

- James R. Holley & Assoc. Forest Lakes pump station \$624.90; general engineering \$898.90; Kirschner Road sewer repair \$1,983.25
- Kimberly M. Dettinger bookkeeping services for October 19 hours \$380.00
- CGA Law Firm general account through 9/29/03 \$5,133.00

M. Ridgely moved to approve payment of the above invoices.

E. Stoley seconded. The motion carried with all in favor.

SUBDIVISION AND LAND DEVELOPMENT BUSINESS

Shrewsbury Commerce Park – Revised Preliminary subdivision plan #2003-4 property located along Constitution Avenue

The developer asked for an extension until the December meeting.

Reduction in Letters of Credit for Valley View Grove

The Columbia Bank Letter of Credit # 1448 can be reduced by an amount of \$62,398.00 for a balance of \$898,450.35 and the Insko Insurance Service bond # 893315 S can be reduced by an amount of \$97,435.00 for a balance of \$253,642.10.

F. Noble moved to approve the reductions of the two letters of credit.

E. Stoley seconded. The motion carried with all in favor.

Zoning Officer/BOCA Inspector

Jeff said he issued a permit for a temporary sales trailer to be placed at the Valley View Grove development.

OTHER REPORTS

Water & Sewer

Sewer Bid for Kirschner Road Replacement

Three bids were received. The base bid is for replacement of 608 feet and the alternate bid is for replacement of 185 feet of pipe:

Bidder	Base Bid	Alternate Bid
Springfield Contractors	\$63,416.00	\$33,870.00
Gregory Contractors	\$66,270.00	\$39,775.00
Kinsley Construction	\$74,598.00	\$36,810.00

F. Noble moved to accept the alternate bid of Springfield Contractors in the amount of \$33,870.00 and to get pricing on the two other repairs in this area from the same contractor.

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

This will be discussed further at the November 19 budget meeting.

R. Buchanan entered the meeting at 8:01 p.m.

Bulk Caustic Soda Tanks

The new tanks have been installed at a cost of \$11,900.00. The tanks are in the process of being registered with DEP.

New Wells

The next meeting of the Susquehanna River Basin Commission is December 11 and we are sending a letter to remind them the new wells should be on their agenda for approval.

Treatment Plant Update

E. Stoley stated DEP has let up on the phosphorous permit changes but New Freedom Borough will need to install pumps in order to meet the continuous flow requirements for discharge into the creek.

Public Roads & Lighting

Drainage Issues

The property owner at 52 Lisburn Avenue is not satisfied with the bump placed at the end of his driveway to keep rain water from entering his neighbor's property.

Public Lands & Buildings and Finance – Michael W. Ridgely

Adopt Tentative 2004 Budget

The budget calls for an increase in the tax rate from 1.07 to 1.6 which is the first increase since 1992. The per capita tax is being eliminated.

M. Ridgely moved to adopt the tentative 2004 budget.

R. Buchanan seconded. The motion carried with all in favor.

There will be a budget meeting on November 19.

New Christmas Tree

A 14" high Blue Spruce has been planted and will be shaped after the holiday season. Electric service for next year will be installed by extending service from the public works garage.

M. Ridgely moved to approve the extension of electric service to the new tree from the public works garage.

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

ENGINEER'S REPORT

Turn Back Project – Constitution Ave.

Eng. Holley stated his firm has been asked by New Freedom Borough to estimate the cost to upgrade Constitution Avenue by way of a turn back project with the State. There is a section of the road in the Borough and about a two-block length in Shrewsbury Township. Jim has a concern that two culverts under the road in the Township portion are not in very good condition. There is a section in the Borough that floods.

Left Turn Lane at the Square

Jim stated he has not heard back yet from the County Traffic Engineer regarding the feasibility of a left-turn lane westbound on West Forrest Avenue.

Mt. Airy Road and Cardinal Drive Intersection

Jim stated there was a meeting at the site regarding a complaint that vehicles are in each other's lane of travel on Mt. Airy Road as a vehicle sits to turn left onto Cardinal Drive from Mt. Airy Road and as a vehicle sits to turn left into the shopping center. During the meeting, this was not observed but was tested by Jim and another person at the meeting and they did not have any problem making their turns. If you stay back and don't creep forward, there is no problem and PennDOT did not find any problem with this intersection. The major problem is motorists turning left onto Mt. Airy Road when only a right turn is permitted and motorists are going straight into the shopping center from Cardinal Drive. PennDOT recommended the police sit there for a few days and issue citations.

York Water Company Meter Readings

Jim spoke with the President who indicated they will provide the monthly meter readings free of charge in any format we desire.

SOLICITOR'S REPORT

Jeff introduced Caryann Sculley, a member of his firm who is observing the meeting.

Nuisance Ordinance

M. Ridgely moved to adopt Ordinance 2003-7, the Nuisance Ordinance.
S. DiPaula seconded. Roll call vote:

Buchanan	yes, in favor
DiPaula	yes, in favor
Noble	yes, in favor
Ridgely	yes, in favor
Stoley	no, opposed
Schnabel	yes, in favor

The motion carried.

Year-End Meeting/Tax Ordinances

Jeff will advertise the year-end tax ordinances for adoption either at the December 10 or 17 meetings.

Refuse Service Agreement

The agreement will be signed next month.

Jacobson Zoning Hearing

The hearing was held on November 6, but no decision was rendered.

Truck Parking on Hill Street

The trucks have been removed by Grim's Glass but there is a question of whether they were forced to move them or whether they did it to be cooperative.

Freedom Systems

No response has been received from Jeff's last correspondence. Jeff will commence with the arbitration process and an eye will be kept on the cost benefit.

Regulation of Truck Parking

We are waiting on the response from the York County Planning Commission.

Water and Sewer Rates

The ordinance will be ready for adoption at either of the December meetings.

Amendment to Zoning Ordinance Regarding Swimming Pools

We are waiting on the response from the York County Planning Commission.

127 Raypaula Drive

An inspection of the property will be done on Monday, November 17 at 3:00 p.m.

Cable Franchise Agreement

Jeff is trying to set up a meeting with the general manager for either November 24, 25 or 26 late in the afternoon.

Public Safety, Welfare and Personnel – Salvatore A. DiPaula, Jr.

New Public Works Employee

The fourth employee started on November 3 and is working toward obtaining his commercial drivers license. Brian stated he would like to hire the 5th man in 2005 who would have backhoe experience.

Animal Control and Rescue League, Inc. Agreement

F. Noble moved to approve the 2004 agreement with Animal Control and Rescue League in Red Lion.

R. Buchanan seconded. The motion carried with all in favor.

Mutual Aid Agreement for Emergency Management

The word “regional” will be deleted where it appears. Council had a problem with the cost formula and there is no budget to show spending. Perhaps the cost formula should be based on per capita. Council felt the Borough spent a good deal of money on our EOC and they don’t want this agreement to exempt other municipalities from fulfilling their obligations to provide an EOC for their

community. It should not be a warrant to allow police protection to municipalities who do not pay for such services. Council is to get their thoughts to the Secretary for compilation and given to Nate Kirschman.

Secretary's Report – Cindy L. Bosley

Policy on Length of Time to Keep Meeting Tapes

Since the approved minutes are the official record of a meeting, Council felt a six month time to keep meeting tapes is sufficient.

R. Buchanan moved to adopt the policy that tapes from municipal meetings be retained for six months after the minutes are adopted. The tapes are for our internal use only.

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

Tree Lighting Ceremony

The tree lighting will be held on Sunday, December 7 at 6:00 p.m.

Upcoming Meetings

December 10 – regular Council meeting

December 17 - year-end meeting

January 5 – reorganizational meeting

January 14 – special meeting to discuss the sale of the library building

104 South Main Street

The owners of 104 South Main Street were present to say they are interested in purchasing the strip of land where the Borough's Christmas tree is located. This will be discussed as part of the sale of the library property.

York Area Tax Bureau – Frederick C. Noble

There was a 4% increase in total tax receipts from 2003 actuals; there will be a \$3/4 million shortfall in 2004 because of operating expenses which means that for

the third year they will have to tap tax monies for operating expenses mainly because interest rates are down.

Recreation Board/Regional Recreation – Frederick C. Noble

The Southern Regional Recreation Board has met twice in joint meetings that included representatives from all municipalities and the school board. They plan to change their name to SPAR (Southern York County Parks & Recreation). All programs will be run by volunteers and will be overseen by a Program Committee who will also be volunteers. Programs will not be run unless they are assured that they will not lose money. There was discussion of a paid part-time employee and a paid field scheduler. The next meeting will be in January. The existing agreement will need to be scrapped and a new one put in place.

F. Noble moved that a letter be sent to the SRRB that it is the Borough's intent to get out of SRRB in August, 2004 unless a new intergovernmental agreement is signed to the betterment of all the communities.

E. Stoley seconded. Roll call vote on sending the letter:

Buchanan	no, opposed
DiPaula	yes, in favor
Noble	yes, in favor
Ridgely	no, opposed
Stoley	yes, in favor
Schnabel	yes, in favor

The motion carried.

Resignation of Anna Walter as the Citizen Representative

Anna Walters resigned due to conflicts with her schedule.

Planning Commission/Regional Planning Commission – Eric W. Stoley

Jacobson Hearing – 8 Spring Creek Drive

The hearing was held on November 6. The Borough's Planning Commission did not make a recommendation one way or the other.

Regional Planning Commission Meetings

It was discussed that the Regional Planning Commission may not need to meet every month, only when necessary and maybe set up a chat line to communicate back and forth.

Southern Regional Police – Richard R. Buchanan

Glen Rock Borough will see a fairly big increase next year; the Borough's increase will be about 10%. Buck met with Codorus Township about paying for a portion of the DARE program that was previously funded from other sources and they were receptive to funding about 1/3. Shrewsbury Township was asked to pay for 2/3 and they stated they will pay that amount if the other municipalities pay the same amount. Buck stated in 2002 an average of three calls per month for police services were in Shrewsbury Township and so far this year, there is an average of six calls a month in the Township for services that are being received at no cost to the Township taxpayers. F. Noble stated he felt three dogs for an 11-man department was excessive.

UNFINISHED BUSINESS

NEW BUSINESS

COMMUNICATIONS

ADJOURNMENT

The meeting was adjourned at 10:27 p.m.

Submitted by,

Cindy L. Bosley, Secretary