

## MINUTES

### SHREWSBURY BOROUGH COUNCIL

#### REGULAR MEETING

JUNE 11, 2003

PRESENT: Richard R. Buchanan, Salvatore A. DiPaula, Jr., Frederick C. Noble, 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; Jeff Keating, Zoning Officer; Barb Krebs, of The York Dispatch; Terri Reuter of The York Daily Record; Gary LaBarre; Fred Noll, Chris and Alex Johnson; Roger and Linda Cover; Phil Piermatteo; Mike Cadden; Bert Yanushonis

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

Phil Piermatteo of 639 South Main Street was present to voice his complaint about a low manhole in front of his house.

E. Stoley entered the meeting at 7:35 p.m.

B. Sweitzer was asked to look at the manhole to see if it could be raised.

J. Rehmeyer entered the meeting at 7:36 p.m.

Gary LaBarre stated the radio club is ready for the drill to be done at the EOC open house on June 21. The weather has not cooperated and the tower is not finished.

Mike Cadden, Assistant Fire Chief, said the fire company will have a piece of equipment here for the open house on June 21. Their new heavy rescue truck should be arriving around July 9.

Fred Noll, 200 Cardinal Dr. stated developer Tom Simmons has not returned his phone calls in response to his offer to meet with Fred to try to resolve the fence and tree line issues. Eng. Holley was asked to contact Tom. PennDOT said a fence is not part of the approved permit and is not required in the permitted work within the right of way. Fred felt the trees planted by the developer were not in accordance with the plan. He also said the lights appear to be very bright and the illumination extends beyond the commercial property. Eng. Holley was asked to check the trees and light issues also.

Chris and Alex Johnson of 218 N. Highland Drive were present in response to a letter sent to Mr. and Mrs. Johnson by our Solicitor regarding the skateboard “half pipe” built on their property that the neighbors find objectionable. Neighbors say the noise is unbearable and seems to reverberate through the ground into their house. Although the activity stops at 8 p.m., neighbors are concerned that the activity will increase now that school is soon out for the summer.

The zoning ordinance covers nuisances but it’s unknown how this would be classified. The two options are: 1) facilitate a resolution; 2) an enforcement notice would be issued that would trigger a zoning hearing. A written complaint has been received from the Covers.

Council mentioned to the Johnsons that perhaps things could be done to soundproof or absorb the noise. The Borough cannot tell the Johnsons to move it elsewhere on their property.

R. Buchanan entered the meeting at 8:12 p.m.

Jeff Keating was asked to visit the Covers to hear the noise and then make a determination if an enforcement notice needs to be sent.

Council tried to facilitate a resolution; the residents were urged to try to resolve this issue without the need for a zoning hearing or a private civil action.

### **APPROVAL OF MINUTES**

C. Skoglund moved to approve the minutes of the May 14, 2003 meeting.  
E. Stoley seconded. The motion carried with all in favor.

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

E. Stoley moved to approve the expenditures and report of accounts for April.  
R. Buchanan seconded. The motion carried with all in favor.

## **BILLS**

- Gregory Contractors, Inc. application for payment #1 for sanitary sewer extension Northbrook Lane \$62,086.97
- Velda Nickell bookkeeping hours May 4 hours \$100.00
- Kimberly Dettinger bookkeeping hours May 19.5 hours \$390.00
- James R. Holley & Associates Northbrook Sewer extension \$1,142.10; roof replacement Borough building \$90.29; review of Grove tract plan \$102.00; GP-3-851 outfall \$358.64
- Codes Enforcement inspection at new shopping center: Giant (ECI Contractors) \$180.00; North/South Building(Kinsley) \$288.00; AAAs store \$192.00; Chinese Restaurant \$180.00; Hallmark \$144.00 for a total of \$984.00

S. DiPaula moved to approve payment of the above invoices.  
E. Stoley seconded. The motion carried with all in favor.

## **SUBDIVISION AND LAND DEVELOPMENT BUSINESS**

Utility Plan for Waypoint Bank at Shrewsbury Square Shopping Center The plan was presented to show where the underground utilities will be placed. A note will be added to the plan to indicate this building has one water and one sewer EDU assigned. An attachment to the plan should also show the directional signs.

E. Stoley moved to approve the utility plan with the added note about the one water and sewer EDU and the attachment for the directional signs.  
R. Buchanan seconded. The motion carried with all in favor.

Letter of Credit for Covington Ridge Phase I Extension

The balance is \$54,737.10 and expires on 7/31/03 and will require an extension. Eng. Holley will contact S & A Custom Homes about an extension until October for the final wearing course.

### **Zoning Officer/BOCA Inspector**

Jeff stated he has taken pictures of the dumpsters, accumulated junk and a sign at Grim's Glass & Plastics.

### **OTHER REPORTS**

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

##### **New Wells at Shrewsbury Square Shopping Center**

The wells have not been tested yet as there need to be five dry days in order to recharge the aquifer. As a result, the test results will not be reviewed until the September Susquehanna River Basin Commission meeting. If approved, the wells will be connected to the system in November or December. After that, the developer will pay \$5,000.00 toward the pump house building's renovations (new pump, windows and floor). The pump will cost \$12,750.00.

##### **Replacement of Caustic Soda Storage Tanks**

B. Sweitzer has spoken with sales representatives who suggest the Borough purchase 20% caustic soda instead of 50% as the 20% caustic soda will freeze at 20° rather than 65°. The 20% is more expensive and would require more frequent deliveries. Since the well houses are heated, B. Sweitzer felt we should continue with the 50% caustic and purchase 1,500 gallon tanks. The cost of each tank is between \$12,000.00 and 15,000.00 delivered. The grade in the rear of the Woodlyn Well is very steep and is dangerous to mow and will make the installation of this tank very difficult. B. Sweitzer recommends a retaining wall be installed. Council allotted \$46,000.00 last month and Brian felt he could stay within that amount. Permission was given to build the retaining wall.

##### **Northbrook Lane Sewer Extension**

This work is almost finished. The small piece of land where the pump station was situated will be put out for bid.

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

### Locust Avenue

C. Skoglund asked Council to look at this alley for discussion at next month's meeting.

### New Truck

The new F550 truck purchased under the State contract will be picked up tomorrow. The F350 will need to be put out for bid.

### Township Road Paving 2004

Shrewsbury Township will be paving in Southern Farms next year and we should coordinate with their specifications to pave Covington Drive and Old Farm Lane. We will have our estimates on West Railroad Avenue, South Sunset Drive, South Highland Drive, Onion Boulevard and Old Farm Lane and Covington Drive for budgeting purposes by September.

### Broken Curbing at 15 South Main Street

The PennDOT permit for this work expired. Funds were escrowed from the real estate settlement for the curbing repair work. Brian was asked to apply for a new permit.

## **Public Lands & Buildings and Finance**

### Library Building

S. DiPaula said Southern Community Services is interested in renting the library building when the library vacates.

F. Noble stated the Regional Recreation office is looking to relocate and was interested in the library building also.

The Borough will ask for a volunteer committee to come up with a recommendation as to how the library building should be utilized.

#### Land for Public Works Garage

B. Sweitzer asked if anyone had contacted the neighbor about the property.

### **ENGINEER'S REPORT**

#### Change Order for Gregory Contractors

Eng. Holley presented a change order for \$678.00 for the work done on the Northbrook sewer extension.

R. Noble moved to approve the change order.

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

#### Giant Opening – New Shopping Center

Codes Enforcement informed Eng. Holley that Giant plans to open July 16. However, the modifications to the traffic signal and turning lane on Route 851 will probably not be completed by July 16. The PennDOT permit work will not be completed by then and the signal will not be operational. Eng. Holley will check with PennDOT to see if all the permitted PennDOT work needs to be completed before occupancy is given. It's the desire of Council to have all the signal and lane work complete prior to opening.

### **SOLICITOR'S REPORT**

#### Emergency Water Source

Sol. Rehmeier is preparing a brief agreement with the York Water Co. in the event the Borough would need water in an emergency for a tie-in with the York Water Co. Wording will be added that applicable laws would apply in the event our system would ever be sold to allow for the bidding process.

### Library Loan Agreement

New Freedom Borough has signed the agreement and it has been forwarded to Shrewsbury Township for signature.

### Barking Dog Ordinance

C. Skoglund moved to adopt Ordinance 2003-6, the Dog Barking Ordinance. S. DiPaula seconded. The motion carried with all in favor.

### Paper Alley off West Railroad Ave.

Copies of the applicable section of law pertaining to petitioning Council to vacate a paper alley perpendicular to West Railroad Avenue between Hill Street and Charles Street were mailed to the two interested residents and their attorney.

### Nuisance Ordinance

A draft ordinance was presented for review and will be discussed further next month.

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

#### Personnel Meetings

Personnel meetings will be scheduled for September. Also, an informational pension meeting will be planned for the employees around the same time.

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

#### York County Boroughs Association Quarterly Meeting

The meeting will be Thursday, June 26 at the fire hall.

**York Area Earned Income Tax Bureau** – Frederick C. Noble

**Recreation Board/Regional Recreation** – Frederick C. Noble

Peer to Peer Study

The final report will contain 35 specific recommendations for the Board to review.

Third Quarter Payment

The Borough will pay the same amount as the first two quarters, \$3,073.00.

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

Hopewell Township

Hopewell Township has decided to drop out of the Southern York County Regional Planning Commission.

**Southern Regional Police** – Richard R. Buchanan

The report for May was highlighted. Council was in agreement with the idea to place a Resource Officer in the school district through a federal grant(3 year grant). After the third year, funding will come from the tax payers and all six municipalities in the school district should be in agreement.

**UNFINISHED BUSINESS**

Yard Waste Recycling

This is on hold.

Markets of Shrewsbury Sign at Square

J. Keating wrote to PennDOT about the large sign, but no response has been received.

### **NEW BUSINESS**

Sen. Waugh requested project information for the Betterment Program.

### **COMMUNICATIONS**

### **ADJOURNMENT**

The meeting was adjourned at 10:58 p.m.

Submitted by,

Cindy L. Bosley, Secretary