

## MINUTES

### SHREWSBURY BOROUGH COUNCIL

#### REGULAR MEETING

AUGUST 13, 2003

PRESENT: Mayor James W. Reedy, Salvatore A. DiPaula, Jr., Frederick C. Noble, Michael W. Ridgely, 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; Randy Shearer; Ron Hontz; Frank and Mary Antkowiak; John Talbert; Albert and Stephanie Shiflet; Ed Ward; George Shumate; Jeff Osman; Debra and Jim Obenstine

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

#### CITIZEN'S COMMENTS

Ron Hontz of Whitcraft Lane questioned the status of the Adelphia cable contract in that it should soon be expiring.

Sol. Rehmeyer will call Adelphia about the contract renewal.

Jeff Osman of The York Water Company was present to answer questions about the Agreement to provide emergency water service should the Borough be in that position. The agreement includes the right of first refusal to The York Water Company if the Borough should ever decide to sell the water system.

E. Stoley moved to approve the Resolution to enter into the Agreement with The York Water Company for an emergency water connection should the need arise.

S. DiPaula seconded. The motion carried with all in favor with C. Skoglund abstaining due to a financial conflict.

Mary and Frank Antkowiak, George Shumate and John Talbert of the Woodlyn Springs development were present regarding the tractor and trailer that is parked on Woodland Drive. A petition signed by 28 residents of the development was submitted asking for an ordinance to ban tractor and trailer trucks from parking on residential streets. Their concerns are safety for children and motorists as it creates a blind spot, the weight load for the residential streets, road deterioration, devaluation of property and noise as sometimes it's started early in the morning. The truck had been parked elsewhere but now the problem has escalated. It's parked on the curve and today it was parked facing the wrong direction.

We will ask the York County Planning Commission for comments and a possible solution. Sol. Rehmeyer was asked to investigate if we have grounds to take action. The Borough can't pass a spot ordinance to deal with one issue and we don't want to restrict other trucks like moving vans, etc.

Stephanie Shiflet of 100 Crosswind Drive(Township) was present to complain about the increased traffic and speeding in Southern Farms now that the Mt. Airy Road extension is open. She suggested a stop sign be placed on Crosswind Drive and Covington Drive. Council told her that the York County Planning Commission will not recommend a stop sign to control speed. The local police department cannot use radar and the portion of Crosswind Drive in the Borough is too short to use Vascar.

The Borough will ask Shrewsbury Township to partner with us to try to help control this situation. The speed trailer has been set on Crosswind Drive in the Township portion. The Borough will also contact the State Police and request that radar be used in this area.

Debra Obenstine of 73 Brook Meadow Circle was present to complain about the animal control officer's rude behavior when he was at her house to serve a warning about a barking dog.

The Secretary was asked to contact Mr. Hemler about the incident.

### **APPROVAL OF MINUTES**

E. Stoley moved to approve the minutes of the July 9, 2003 meeting.

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

**APPROVAL OF EXPENDITURES AND REPORT OF ACCOUNTS**

C. Skoglund moved to approve the expenditures and report of accounts for May and June.

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

**BILLS**

- James R. Holley & Associates general engineering \$ 1,461.70; sewer waiver lot 15 Stonebridge \$89.00; Trout Run pump station \$478.24
- Codes Enforcement – inspection at new shopping center AAA’s \$48.00; Shrewsbury Cleaners \$60.00; Giant \$792.00; Hair Cuttery \$108.00; Hallmark \$36.00; Mattress Warehouse \$48.00; North/South building \$144.00; Waypoint Bank \$828.00 for a total of \$2,064.00
- Kimberly Dettinger bookkeeping hours 16.75 for July \$335.00
- CGA Law Firm general account services through 6/24/03 \$5,795.50
- Gregory Contractors, Inc. final payment on Northbrook Lane sewer extension \$7,059.73

C. Skoglund moved to approve payment of the above invoices.

S. DiPaula seconded. The motion carried with all in favor.

**Zoning Officer/BOCA Inspector**

Swimming Pool Amendment

The proposed amendment to the swimming pool section in the zoning ordinance will be referred to the Planning Commission.

**OPENING OF TRUCK BIDS FOR F350**

The following bids were received:

Anthony LoPiccolo	\$5,005.00
Mitchell Miller	\$1,800.00

Robert Fischer	\$4,750.00
Steve Dell	\$6,850.00
Mitchell Conner	\$4,200.00
K. Gaudino	\$3,232.50
James Thompson	\$4,800.00
Andrew Strausbaugh	\$5,001.00
Bradley Wright	\$2,252.00
Alfred Taylor	\$5,100.00
William Weinbrecht	\$4,000.00
Kent E. Heffner	\$3,202.00

E. Stoley moved to accept the bid of \$6,850.00 as the high bid and to accept the second highest bid of \$5,100.00 as the alternate.

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

### **SUBDIVISION AND LAND DEVELOPMENT BUSINESS**

#### **Edwin Howes, Final Land Development Plan #2003-1 for mini-storage located along Onion Boulevard, Lot 5**

There is to be no outside storage and a Knoxbox will not be required.

E. Stoley moved to give conditional approval of the final land development plan contingent upon receiving York County Sediment Control Service approval and a note being added to the plan that one water and one sewer EDU are assigned to this lot.

F. Noble and C. Skoglund seconded. The motion carried with all in favor.

#### **Deer Creek Development, Final Subdivision Plan #2003-3 for eight lots between Mt. Airy Road and Cardinal Drive**

A waiver was requested from requiring sidewalks.

F. Noble moved to grant the waiver to not require sidewalks.

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

The fire hydrant needs to be moved per the fire chief's request. The house on lot four will be respositioned to allow the driveway for lot three to be moved in order to allow snow from the cul-de-sac to be pushed straight ahead. As it is now, the

snow would be pushed half into the driveway of lot three. It will be designated “snow removal area” on the plan. The homeowner’s agreement is satisfactory. The owner of 212 Cardinal Drive has agreed to allow a water easement across his property. The twenty foot buffer zone in the rear yards will be maintained by the owner of the shopping center. Note 22 will be amended to indicate the 20 foot buffer zone in the rear of lots three through eight will be maintained by the owner of the shopping center and should be referenced as a deed restriction.

C. Skoglund moved to approve the final subdivision plan contingent upon approval from the York County Soil Conservation Service, obtaining bonding in the amount of \$260,900.00, repositioning of the driveway for lot three and the amendment to note 22 regarding the rear buffer zone.

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

## **OTHER REPORTS**

### **Water & Sewer**

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#### **Robert Shaub – Request for Hold on Sewer Bill**

Robert Shaub requested a stop in sewer billing for the craft house at 321 West Railroad Avenue as it is now vacant and there are no plans for upcoming shows. There was no billing for gallons used the June 30 quarter.

It has not been the policy to place an account on hold where the water cannot be turned off at the curb. This property has it’s own well. The house would still be able to use the sewer system. The fixed charge is billable and divided between all customers to pay for fixed charges such as debt service, maintenance of lines, salaries, electricity, insurances, etc. Therefore, the request to be except from the quarterly billing is denied.

#### **Lot Beside Coach Light Restaurant**

Eng. Holley stated the developer for Mr. Tire proposed for the lot at 99 East Forrest Avenue next to the Coach Light Restaurant would like to meet with the water and sewer committee about the proposed business. They would store used motor oil and do lube and oil changes.

This property is in the zone 2 of the wellhead protection ordinance and this use is not allowed; a meeting would be futile.

#### Sewer Pump Station on Northbrook Lane

Council will request a clarification of the appraisal based on an add-on piece of property for the neighbor to possibly purchase.

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

##### Drainage Problem at 52 Lisburn Avenue

The drainage problem is caused by runoff from Lisburn Avenue and the homeowner is in agreement with this fact. His driveway will be milled at the end and paved on a more gradual slope to prevent water from entering his neighbor's property and stop his car from bottoming out at the end of his driveway. The milling will be completed this week and the paving will be in September.

##### Dump Trucks

Gordon's Body Shop painted the dump body of the 1992 dump truck. The 1997 truck will be finished in September.

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

##### Municipal Building Roof

The job is complete. The total cost of the project was \$26,228.00 (\$3,233.00 was for extra lumber as 731 feet of lumber had to be replaced due to rotting.)

##### Galvanized Posts and Chain around Municipal Building Property

The posts and chain surrounding the property are in poor condition. Many posts are bent. Brian was asked to repair the posts.

### Four Trees on Municipal Building Property

The trees are dead or nearly dead.

Council authorized Brian to have the trees removed and to plant replacement trees.

### Dead Trees at the Playground

There are four dead pine trees at the playground next to the Scouthouse. The trees are entangled in the telephone service for 104 North Sunset Drive or are leaning toward the house. A professional tree company will charge approximately \$800.00.

### Storage of Equipment

Brian is up to full capacity for storing equipment and requested that funds be budgeted next year for a pole building.

### Refuse Contract

There was discussion whether to keep the trash service as is or to change to a once a week bulky trash item. The difference in price is minimal. The Secretary was asked to check with other municipalities who offer a weekly bulky trash collection.

### Graleski Property

We will have an appraisal done on the sub-lot and then make an offer.

### Library Building Use

A committee has been formed concerning the future use of the library building after the library moves into its new location: M. Ridgley, P. Schnabel and F. Noble. Anna Walters stated she would be willing to serve as a citizen representative.

### Budget Meetings

The meetings will be held on: October 1 and 22; November 5 and 19; December 3 and 17, if necessary. Meetings will begin at 7:00 p.m.

### Emergency Operations Center Lap Top Computer

C. Skoglund's company donated a refurbished lap top computer for use in the EOC.

### **ENGINEER'S REPORT**

#### Lights at the New Shopping Center

The lights are now within the allowable limits of the zoning ordinance and the gentleman at the corner of Mt. Airy Road and Cardinal Drive is satisfied.

#### Covington Ride Phase I Streets

We hope to adopt the four new streets at next month's meeting.

### **SOLICITOR'S REPORT**

#### Southern York County Library

Shrewsbury Township approved the Loan Modification Agreement.

E. Stoley moved to authorize the Vice President and Secretary to execute the Agreement.

S. DiPaula seconded. The motion carried with all in favor.

#### Grim's Glass Trucks on Street

Sol. Rehmeyer sent Mr. Miller's attorney another letter asking that the trucks not be parked along the residential street. They either have to come off the street, show why they should be allowed to park on the street or receive an enforcement notice.

#### Water Service Outside Municipal Boundaries

Sol. Rehmeyer stated research done by his law firm indicates that if the municipality holds itself out to render uncertified extra territorial service, that the

PUC may choose to regulate that municipality. He believes that the existing relationships that are in place should be left alone and that proceeding with any further provision of water services around the Borough should be done with caution.

### Nuisance Ordinance

Council members are to have comments to Sol. Rehmeier before the next meeting.

### Springfield Township Sewer Authority

Sol. Rehmeier publicly thanked Brian for the sewer camera measurements he performed to help settle a dispute in Springfield Township. Brian and Ron were courteous and helpful and they did a good job. The Borough will be reimbursed for their time.

### Freedom Systems

A response was received basically blaming the existing computer company as to why so much time is being taken to get our utility billing on-line. Sol. Rehmeier will send a response offering a settlement.

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

#### Public Works Vacancy

Jim Shaver quit two weeks ago to take another job. Brian was told to hire a replacement.

#### Annual Personnel Meetings

The meetings are scheduled for September 17 in the evening with a pension presentation being done that afternoon.

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

#### Annual Appreciation Dinner

The dinner will be Friday, November 14 at 6:30 p.m. at the firehall.

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

Ray Fox will be retiring in January, 2004; Assistant Administrator Lois Kashner will be his replacement.

The name of the Bureau will be changed to “York Area Tax Bureau” because of a State tax law change.

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

Peer-to-Peer Study

The report was given to the Secretary for copying.

New Facilities

The SRRB is very interested in relocating to the library building. The relocation is recommended by the study.

Personnel Lay-off

The Program Assistant, Nichole has been laid off due to financial shortfalls.

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

Just as noted in the minutes.

**Southern Regional Police** – Mayor James W. Reedy

Buck highlighted the report for July.

There was concern about the amount of calls outside the jurisdiction and F. Noble went on record as feeling three canine officers are too many for an 11 man force, especially because of the cost.

## **UNFINISHED BUSINESS**

## **NEW BUSINESS**

## **COMMUNICATIONS**

There is a meeting to address the current status of the York Area Metropolitan Planning Organization and York County Transportation Coalition on August 20 at 7:00 p.m. at the Shrewsbury Township building.

There is an informational public meeting of the Codorus Watershed Restoration Partnership project Tuesday, August 19 at 7:00 p.m. at Nixon Park.

There will be kickoff Watershed Plan Advisory Committee meeting on August 27 at 2:00 p.m. at Nixon Park.

## **ADJOURNMENT**

C. Skoglund moved to adjourn the meeting at 10:37 p.m.  
F. Noble seconded. The motion carried with all in favor.

Submitted by,

Cindy L. Bosley, Secretary