

MINUTES

SHREWSBURY BOROUGH COUNCIL

REGULAR MEETING

August 10, 2016

PRESENT: Mayor Peter W. Schnabel, Fred W. Arbogast, Michael Sharkey, Diane Kraatz, Ted Nadobny, Stanton Walters, and Keith Wills, Richard Buchanan

OTHERS

PRESENT: Brian L. Sweitzer, Supt. of Public Works; Jeffrey L. Rehmeyer II, Esq.; David Lipinski, P.E.; John-Paul Whitmore; Nate Kirschman; Chief James Boddington; Phil Robinson; Charles Nass; Nikolay Ratajczak; Officer Paul Heffner; Joseph Sacco; Ken Zampier; Michael Caum; Charles Fader; others who didn't speak

The regular meeting of the Borough Council convened at 7:03 p.m. in the Borough Municipal Building, 35 West Railroad Avenue, with President Buchanan presiding.

CITIZEN'S COMMENTS

Phil Robinson stated he attended the August 8 New Freedom Borough Council meeting to show them the concept plan for development of the Keeny farm located east of Shrewsbury Borough in the Township. New Freedom Borough indicated they had our letter and minutes from the June meeting that Shrewsbury Borough is willing to discuss a transfer of EDUs from New Freedom Borough. Phil was reminded that more information is necessary to substantiate what sewer capacity might be available for such a transfer. Additionally, Shrewsbury Borough and the Municipal Authority are still doing the studies of the pump station, wet well and force main to determine hydraulic capacity of the sewer facilities. Phil stated the plan will be submitted to the Township tomorrow.

POLICE BUDGET FORMULA ISSUE

A special mailer was sent to inform residents of the problems occurring with trying to amend the police budget formula. The current formula is based on 25% population, 25% police service hours, 10% road mileage, and 40% average of those three categories. New Freedom, Stewartstown, and Glen Rock Boroughs went into the discussions with the mindset of having the new formula being based 100% on police service hours. A unanimous vote did not occur and the formula remains unchanged. Glen Rock Borough gave notice of withdrawal a few months ago and New Freedom Borough gave its withdrawal letter a month ago and held a public hearing Monday evening. It is now the job of the four Council Presidents to meet to discuss to see if a resolution/compromise

can be reached. The other three Council presidents on the sub-committee met without the knowledge of Shrewsbury Council President. Pres. Buchanan stated he is on the September 6 agenda of the Stewartstown Borough meeting. Council reiterated it has no problem whatsoever with the performance of the Police Department.

M. Sharkey entered the meeting at 7:09 p.m.

Business owners Ken Zampier, Michael Caum, Esq., and residents Joe Sacco, and Charles Fader all spoke in favor of keeping the police department and suggested ideas to add to the formula to make it more equitable. One suggestion was making a municipality pay for a minimum of service hours based on population as it is felt that in order to cut costs, a municipality could ask for less hours which would create a problem for Chief Boddington and scheduling. The Borough is suggesting a formula of 60% service hours, 20% population, and 20% road mileage. Chief Boddington stated he has been an officer here for 39 years and the officers' jobs are stressful enough with the high level of alert with the negativity toward police officers and now the officers' jobs and Department are in jeopardy. He urged all representatives to sit down and re-negotiate.

S. Walters moved to support a formula of 60% service hours, 20% population, and 20% road mileage for the four Council Presidents to consider.

M. Sharkey seconded. F. Arbogast added that the Borough is still willing to negotiate. Amendment was accepted and the motion carried with all in favor.

M. Sharkey moved that in the event the above proposal is rejected in the discussions that the service hours percentage could go higher but population must stay in the formula. (Without seeing the numbers and how it would affect the budget, there was no second to the motion, which was withdrawn.)

APPROVAL OF MINUTES

The minutes of the July 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 1017 thru 1063; water account check numbers 1007 thru 1033; sewer account check numbers 1003 thru 1016; highway aid account: check numbers 912 and 913; and to approve the financial reports for July.

T. Nadabny 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 July 5 and 18 payroll registers.

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

SUBDIVISION & LAND DEVELOPMENT

Eitzert Farms

Phil Robinson, Charles Nass, and Nikolay Ratajczak, were present to give an overview of the development. They are proposing to build the development in three phases giving security for each phase as they go. Security would be supplied for phase I with construction occurring on the roadways and utilities for phases II and III. No building permits would be issued until security is in place for each phase.

F. Arbogast moved to concur with the phases as proposed subject to review and approval of the bonding and legal agreements by Eng. Lipinski and Sol. Rehmeier, as well as Council.

T. Nadobny seconded. The motion carried with all in favor. The Subdivision Committee will meet with the developers.

Eitzert Well

There is an Agreement and an Amendment from 1969 for development of a well on this property. The well was a poor performer and was properly closed in 1994.

M. Sharkey moved that the Agreement and Amendment both be terminated.

D. Kraatz seconded. The motion carried with all in favor. The Solicitor will contact counsel for the developer to indicate this action and request a Termination Agreement.

Codes Enforcement

Ten building permits were issued in July. Keith's activity report was submitted and is on file. Supt. Sweitzer was asked to contact Kimco Realty about altering some parking spaces in order to be able to direct motorists to I-83 since the Members 1st Credit Union was built.

Southern Regional Police – Mayor Schnabel and R. Buchanan

Pres. Buchanan thanked M. Sharkey for his help in editing the special police formula mailer.

Water & Sewer – T. Nadobny and Supt. Sweitzer

Crosswind Drive Sewer Work

Mr. Rehab televised the sewer main and laterals, grouted some worst areas, and ordered the materials. Mr. Rehab was cheaper at approximately \$35,000.00 and the Borough will be responsible for 14% of the cost.

Essex Circle Drive Sewer/Roads Project

Fitz & Smith was the low bidder at \$325,592.50 and the Borough's share is 14%. Work will begin in the next two weeks.

Sewer Meters

The sewer meters were installed on July 21 on the North and South Deer Creek interceptor. The Deer Creek interceptor study has begun and will be measured for six months to a year. The concern is with the wet well, motors, and force main. The sewer mains on South Main Street were televised and are surcharging when the Deer creek pump runs.

SCADA Project

Control Systems 21 installed the panels at the Village, Home, and Meadow Wells. Phase I is to install SCADA for the base station, Meadow, Village and Home Wells. This will allow us to accumulate data for future SRBC permitting. To date, the amount of \$31,440.65 and \$80,000.00 was budgeted.

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

Eliminating Parking between 33 and 37 West Forrest Avenue, North Side

Nate Kirschman submitted a letter last month asking that yellow paint be applied to the curbing on the north side of West Forrest Avenue between the fire house and 37 West Forrest Avenue as there is not room for parked vehicles. Supt. Sweitzer has the paperwork to perform the traffic study. Due to the safety and enforcement issue, a traffic study will be done with an ordinance to be adopted.

M. Sharkey moved to authorize Supt. Sweitzer perform the traffic study with an ordinance to be adopted for enforcement.

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

Drainage Swale at Post Office

Apparently, when the post office was built, a drainage pipe was damaged and silt has built up causing the storm water to back up into the detention pond across the street at the

car wash. A letter was sent to the property owner asking that they correct the problem. Supt. Sweitzer met with a representative of the owner of the property, Frall Development, who indicated they would not address the problem. To correct the problem, the pipe and stone would cost around \$4,700.00 with Public Works labor coming to around \$3,500.00. No evidence of an easement or documentation of the existence of the pipe between the car wash and the post office property can be found. The easement on the post office property is to drain its water to the southwest. In order to correct the current unsafe situation with the open ditch surrounded by snow fencing, Supt. Sweitzer was asked to fill the area with #4 stone in order to allow the water to drain away and not collect. A future solution will be discussed later. Sol. Rehmeier was asked to send a letter regarding cost sharing.

Snow Plow Bid Advertisement

M. Sharkey moved to authorize Sol. Rehmeier to advertise for bids for the extra snow plow driver.

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

Public Lands, Buildings and Finance – F. Arbogast

Borough-Owned Lot on Whitcraft Lane

A complaint was received about the lot that holds some concrete and millings. An offer was made to the neighbor that the Borough is willing to plant Arborvitaes on our side with them paying for half. Supt. Sweitzer said the neighbor didn't want the Arborvitaes. They were to be at the meeting tonight. We will put this on hold until we hear back from them.

ENGINEER'S REPORT

Woodland Drive Recommendation of Payment

Eng. Lipinski submitted the recommendation of payment to Stewart and Tate in the amount of \$62,421.03 as final payment.

S. Walters moved to pay Stewart and Tate the amount of \$62,421.03.

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

Adoption of Oaklyn Circle

An existing water main is not located within the existing water easement. The old easement needs to be abandoned and a new one prepared. Supt. Sweitzer will speak with the property owner in order to obtain the new easement.

Dollar General New Store

Eng. Lipinski's office reviewed the plan and issued comments to the Authority.

2016 Waterline Work

H & H General Excavating will start work on Monday.

Deer Creek Pump Station Wet Well Expansion

We are still waiting on DEP to issue the permit. One portion was approved.

Tapping Fee Study

Work has begun on the tapping fee calculations.

SOLICITOR'S REPORT

Fulton Bank Financing Proposal

To clarify a question from last month, Fulton Prime is defined as interest that shall be payable at a variable rate per annum which is equal to the Fulton Bank Prime Rate Plus one percent. Sol. Rehmeyer was told that Fulton Bank Prime is equal to move with the Wall Street Journal Prime Rate. Fulton Bank Prime is currently 3.50%.

Public Safety, Welfare and Personnel – F. Arbogast

Shared EMA

S. Walters said another joint meeting is being scheduled as only Shrewsbury Borough and Shrewsbury Township were in attendance as well as Bill James from the County EMA.

Pension Investments

A meeting was held with the R. J. Hall Company to determine where Principal Financial should invest the MMO and extra funds.

Secretary's Report – C. Bosley**Newsletter Delay**

The regular newsletter is delayed a month due to the special police budget formula mailer. The deadline is now September 2.

York Adams Tax Bureau – M. Sharkey

M. Sharkey attended the July 25 meeting. The Borough will be receiving around \$3,800.00 for disbursement of the 2013 excess revenue versus expenses.

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

S. Walters reported that we hosted the quarterly Transportation meeting. He also attended the Local Government Advisory Committee meeting on Monday where they reviewed five zoning changes and approved three and denied two.

UNFINISHED BUSINESS**NEW BUSINESS****Regional Chesapeake Bay Pollutant Reduction**

As of now, the Borough is not an MS-4 community. York area is and it comes as far south as Springfield Township. Notice of a meeting to be held on August 31 was received. Eng. Lipinski stated he will be attending and Mayor Schnabel will also attend.

Resolution Regarding Road Maintenance

PennDOT maintains the water drainage facilities on State routes only in Second Class Townships which is discriminatory. Mayor Schnabel supplied a sample resolution urging that the PennDOT maintenance policy be amended to include maintenance in all municipalities.

M. Sharkey moved that a Resolution be submitted to Rep. Kristin Phillips-Hill and Sen. Scott Wagner.

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

COMMUNICATIONS

Sidewalk Article

K. Wills indicated he has permission to reprint the article on Sidewalks from the *Pennsylvania Borough News* magazine in our next newsletter. This article is to make residents aware that the condition of the sidewalk in front of their home is their responsibility.

ADJOURNMENT

S. Walters moved to adjourn the meeting at 10:23 p.m.

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

Submitted by Cindy L. Bosley, Sec.