

MINUTES

SHREWSBURY BOROUGH COUNCIL

REGULAR AND REORGANIZATIONAL MEETING

JANUARY 7, 2008

PRESENT: Mayor James W. Reedy; Michael R. Caum, Thomas D. Metz, Michael W. Ridgely, Peter W. Schnabel, Christopher M. Skoglund and Eric W. Stoley

OTHERS

PRESENT: Jeffrey L. Rehmeyer, II, Esq.; Brian L. Sweitzer, Supt. of Public Michael Eagan, Attorney Jay Kalasnik; Roland and Ruth Smith and Wade Winemiller

The regular and reorganizational meeting of the Borough Council convened at 7:32 p.m. in the Borough Municipal Building, 35 West Railroad Avenue with Mayor James W. Reedy presiding.

OATHS OF OFFICE

Mayor James Reedy administered the Oaths of Office to re-elected Council members Michael R. Caum, Michael W. Ridgely, Peter W. Schnabel and Eric W. Stoley just prior to the start of the meeting.

ELECTION OF PRESIDENT – Mayor Reedy presiding.

M. Ridgely moved to nominate Peter W. Schnabel for the position of Council President.

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

ELECTION OF VICE PRESIDENT – President Schnabel presiding.

C. Skoglund moved to nominate Michael W. Ridgely for the position of Council Vice President.

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

APPOINTMENTS BY COUNCIL

Secretary- Cindy L. Bosley

Assistant Secretary – Shirley M. Shaw

Treasurer – Cindy L. Bosley

Borough Solicitor – Jeffrey L. Rehmeier, II, Esq. of CGA Law Firm

Zoning Hearing Board Solicitor – Harry L. McNeal, Jr., Esq.

Sewage Enforcement Office – David Brown

Auditor – Dotzel & Company

Zoning/Building Permit Officer/Building Inspector – EML (Codes Enforcement), Inc. – appointed 3rd party agency for building code enforcement and zoning office E. Michael Lee as Codes Enforcement Officer including building and zoning & BCO officer, Herbert Daugherty as Codes Enforcement Officer including building and zoning & BCO officer, Commonwealth Code Inspection Service, Inc. as alternate Assistant building inspection agency – on call by EML, Inc. only. Peter Schilling is appointed as alternate BCO officer

Borough Engineer – James R. Holley, P.E. of James R. Holley & Associates

Planning Commission Engineer – James R. Holley, P.E. of James R. Holley & Associates

M. Ridgely moved to approve the above appointments.

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

Southern Regional Police Commission

James W. Reedy, Mayor

Richard R. Buchanan, Council Representative

Vacant, Citizen Representative (see amended motion)

Police Civil Service

Michael R. Caum

Police Pension Committee

James W. Reedy, Mayor

SYC Planning Commission

Todd R. Grove

George Smith – alternate

E. Stoley moved to approve the above appointments.

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

E. Stoley amended the motion to appoint Peter W. Schnabel as temporary citizen representative to the Southern Regional Police Commission until the vacancy can be filled.

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

OTHER APPOINTMENTS

Water & Sewer

Richard R. Buchanan, Chairman

Eric W. Stoley

Michael R. Caum

Public Roads & Lighting

Christopher M. Skoglund, Chairman

Eric W. Stoley

Michael R. Caum

Public Safety, Welfare and Personnel

Michael R. Caum, Chairman

Richard R. Buchanan

Eric W. Stoley

Public Lands & Buildings and Finance

Michael W. Ridgely, Chairman

Christopher M. Skoglund

Thomas D. Metz

Subdivision, Land Development and Zoning

Eric W. Stoley, Chairman
Michael R. Caum
Thomas D. Metz

Retirement Committee: Trustees Pension

Christopher M. Skoglund, Chairman
Michael W. Ridgely

Chief Administrative Officer of Pension Plan

Christopher M. Skoglund

Local Government Advisory Committee

Thomas D. Metz
Michael R. Caum – alternate

Council of Governments

Thomas D. Metz
Richard R. Buchanan – alternate

York Adams Tax Bureau

Thomas D. Metz
Michael R. Caum – alternate

Tax Payers Bill of Rights

Eric W. Stoley

Emergency Management Representative

Eric W. Stoley

Vacancy Board

Christopher M. Skoglund
George Smith – Registered Elector

E. Stoley moved to approve the above appointments.
C. Skoglund seconded. The motion carried with all in favor.

Emergency Management Director/Coordinator

John A. Fornadel, Coordinator
Nathan Kirschman, Assistant

C. Skoglund moved to appoint John Fornadel and Nathan Kirschman as the
Emergency Management Director and Assistant.
E. Stoley seconded. The motion carried with all in favor.

Public Information Officer

Nathan Kirschman

C. Skoglund moved to appoint Nathan Kirschman as the Public Information Officer
E. Stoley seconded. The motion carried with all in favor.

Traffic and Access Control Officer

Ronald Hontz

C. Skoglund moved to approve Ronald Hontz as the Traffic and Access Control
Officer.
M. Ridgely seconded. The motion carried with all in favor.

CITIZEN'S COMMENTS

APPROVAL OF MINUTES

E. Stoley moved to approve the minutes of the December 12 and 26 meetings.
M. Caum seconded. The motion carried with all in favor with C. Skoglund
abstaining from approving the December 26 minutes as he was not at the meeting.

APPROVAL OF EXPENDITURES AND REPORT OF ACCOUNTS

The November and December reports will be approved at the February meeting.

BILL LIST

The bill list was presented for December: General fund: check numbers 8693 through 8750; Water fund: check numbers 3911 through 3932; Sewer fund: check numbers 3817 through 3828; Highway Aid fund: check numbers 754 through 757.

M. Ridgely moved to approve the bill list for December, 2007.

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

SUBDIVISION AND LAND DEVELOPMENT BUSINESS

Michael Eagan and Attorney Jay Kalasnik regarding 380 North Main Street

Some of the neighbors within close proximity of 380 North Main Street attended a meeting with Mr. Eagan and Attorney Kalasnik to discuss allowing light warehousing in the warehouse portion of the property. A proposal was since mailed to those residents in attendance and was presented to the Council. Mr. and Mrs. Roland Smith and Wade Winemiller were present and stated the agreement is not correct. Mr. Winemiller would like to see a restriction on the number of deliveries allowed per day. It was questioned why these discussions are taking place when the zoning hearing board denied both applications. The first decision for a car lot was appealed to the Commonwealth Court of Common Pleas and it is unknown what the outcome of that decision could be so the Borough is negotiating for the low impact warehouse use, which was the second application request.

Sol. Rehmeier was authorized to prepare a draft agreement listing the items in Attorney Kalasnik's letter and to include the hour restrictions for deliveries and limit deliveries to three a day. The agreement will be sent to Attorney Kalasnik and the nine residents who attended the November meeting. Comments from the agreement are to be in writing. This agreement will cease if the property is transferred out of Mr. Eagan's ownership.

Southern Regional Police

The next meeting will be February 6.

REPORTS

Codes Enforcement

Codes Enforcement's year-end report was submitted for review. The revised fee schedule for EML (Codes Enforcement), Inc. and Commonwealth Code Inspection Service was approved as per the outline attached to the minutes.

E. Stoley resolved to approve the revised fee schedule of EML (Codes Enforcement) and Commonwealth Code Inspection Service.

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

OTHER REPORTS

Water & Sewer

Sewer Flows

For 2007, the sewer flows were at the lowest since the drought years in 2001 and 2002. The 2007 flows are 270.579 million gallons with 37.18 inches of precipitation. The 2006 flows were 277.244 million gallons with 43.67 inches of precipitation. More time can be spent on televising after the water connections and well closings are completed.

Water Connection Project

The cost to connect 29 and 29A Valley Road water services was over \$11,000.00 because of a creek crossing. Two of the thousand dollar credits will be applied since there are two separate properties.

One property owner has not responded yet and a certified letter will be sent giving her until January 31 to respond or we will seek other remedies.

Abandoned Sewer Pump Station

The old sewer pump station on Valley Road could be of use to York Township. We had bid it out for sale a few years ago with no response. The value is less than \$1,000.00.

M. Ridgely moved to donate the old sewer pump station to York Township providing they do all the labor to have it removed and crusher run and dirt put in place.

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

Public Roads & Lighting – Christopher M. Skoglund

Eng. Holley was asked to get the street bid paperwork done early.

Public Lands, Buildings and Finance – Michael W. Ridgely

Audit Fees

Dotzel & Company sent the revised confirmation letter to lock in the 2007, 2008 and 2009 audit fees.

Sidewalk Tour

M. Caum suggested the process be started to apply for grants to replace sections of sidewalks and curbs as needed. B. Sweitzer offered to measure the area toured. We should inquire if PennDOT plans to do any curbing work in the Borough.

ENGINEER'S REPORT

EXECUTIVE SESSION

An executive session was called at 8:30 p.m. to discuss pending litigation. The meeting was reconvened at 8:47 p.m.

SOLICITOR'S REPORT

Disposal of Borough Owned Property

Under Section 1201 of the Borough Code, a municipality is allowed to donate equipment if the value is less than \$1,000.00 or if it goes to another municipality (pump station).

Decrease of Sewer Rates

E. Stoley moved to adopt Resolution 2008-1 to decrease the sewer rates effective the first quarter billing.

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

Increase of Water Rates

E. Stoley moved to adopt Resolution 2008-2 to increase the water rates effective the first quarter billing.

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

Public Safety, Welfare and Personnel – Michael R. Caum

Secretary's Report – Cindy L. Bosley

The audit of the 2007 records will start the week of January 21.

York Adams Tax Bureau – Thomas D. Metz

Subdivision, Land Development and Zoning – Eric W. Stoley

Planning Commission/Regional Planning Commission

UNFINISHED BUSINESS

NEW BUSINESS

Re-appointments:

John E. Hoover to the Municipal Authority: new term to expire 1/1/2013

C. Skoglund moved to re-appoint John E. Hoover to the Municipal Authority with a new term to expire 1/1/2013.

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

Thomas L. Milstead, Jr. to the Zoning Hearing Board: new term to expire 1/1/2011

C. Skoglund moved to re-appoint Thomas L. Milstead, Jr. to the Zoning Hearing Board with a term to expire 1/1/2011.

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

OTHER BUSINESS

COMMUNICATIONS

Comcast Franchise Fee

A recent Comcast billing showed the franchise fee was being increased to match the amount required by its agreement with the local franchise authority. Based on the Agreement with Comcast, the franchise fee is a flat 3% of the gross revenue.

The Secretary was asked to invite a representative of Comcast to attend our next meeting to discuss future plans for the Borough and to explain the franchise fee charge increase.

ADJOURNMENT

E. Stoley moved to adjourn the meeting at 8:56 p.m.

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

Submitted by,

Cindy L. Bosley, Sec.