

MINUTES

SHREWSBURY BOROUGH COUNCIL

REGULAR MEETING

June 11, 2014

PRESENT: Mayor Peter W. Schnabel, Fred W. Arbogast, Richard R. Buchanan, Carl W. Munch; Michael W. Ridgely, Michael G. Sharkey, Christopher M. Skoglund, and Eric W. Stoley

OTHERS

PRESENT: Brian L. Sweitzer, Supt. of Public Works; Jeffrey L. Rehmeyer, II Esq.; Jason Brenneman, P.E.; Emily Gloeckner; Allison Rodgers; Keith Hunnings; Nate Kirschman; Judy Kroh; Larry Zimmerman; Bryan Fink, Scott Magsmen, Aaron Williams of Republic Services

The regular meeting of the Borough Council convened at 7:02 p.m. in the Borough municipal building, 35 West Railroad Avenue, with President Ridgely presiding.

CITIZEN'S COMMENTS

Emily Gloeckner and Allison Rodgers, Girl Scouts working on their Silver Award, were at last month's meeting regarding an increase in cost to replace the worn and unsafe play equipment at the playground. Council had set the amount at \$3,000.00 but the cost to actually replace some of the equipment that was installed about 19 years ago is a little over \$10,000.00 including shipping. The girls were asked to come back this month to give Councilman Skoglund time to review the budget to see if money to cover the shortfall could be found for the equipment purchase. C. Skoglund stated there is additional funds available as a result of recent development approval of the seven unit apartment complex on Hill Street and seven recreation fees that will be paid shortly. Those fees, combined with the funds in the recreation fund, will cover the \$10,000.00. The girls were reminded not to exceed the \$10,000.00.

M. Sharkey entered the meeting at 7:05 p.m.

C. Skoglund moved to amend the original approval of \$3,000.00 to \$10,000.00 for the purchase replacement equipment at the playground.

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

Nate Kirschman stated the amateur radio club field day weekend will be June 28 and 29 and he would like at least one elected official to stop by. Nate also informed Council that there will be a Senate hearing on the local use of radar on June 17.

Judy Kroh stated she received a response from the school district that they are denying the Borough's request for insurance coverage for her while she is here collecting school

taxes. The Borough's insurance will cover liability and property coverage. Judy was told she can still use the municipal building to collect the taxes.

Republic Services Bryan Fink, Scott Magsmen, and Aaron Williams were present to discuss the problems the Borough is having with the refuse service. The contract started on February 1 and Republic Services was notified twice by e-mail of problems. The first was the route supervisor was not in town on trash days as required by the contract and the second more serious infraction was four missed streets on the Saturday, May 31 collection. Recycling bins were being thrown up into yards and were being thrown out by the recycling thrower. Republic Services delivered 38 replacement recycling bins last Friday and supplied the Borough with stickers marked 'recycling' for residents to place on any larger bins that they purchase on their own. Bryan Fink stated they are committed to provide hassle-free service. Bryan Fink was asked if the drivers all had route maps, street-by-street for them to follow if there are helper trucks in town. There are maps showing the streets to be collected, but not a street-by-street listing or turn-by-turn route sheet. The office had supplied a printed address listing and an electronic version to the route supervisor, Scott Magsmen, in early February. They were told their management process is failing and the drivers need a list of all the streets. Bryan stated that last Friday both he and Scott drove the route street by street checking on the crews. E. Stoley stated he would like to see a written action plan prepared by Republic Services to include a route map to be provided to each driver, requirement of the supervisor to follow the route, bins will not be thrown up into yards or thrown away unless directed to do so. The Borough should have a copy of the route maps also. C. Skoglund stated he would like this placed on the agenda each month to follow the service and he is very close to voting to cancel the contract. F. Arbogast stated the Dumpster behind the fire hall is positioned correctly now but it took awhile. M. Ridgely stated there was a meeting with Bryan, Scott, himself and the secretary on June 3. There was one collection since then which went smoothly because the supervisor was checking on all of the streets. E. Stoley stated when Council entered into the contract with Republic Services it was for top notch service and the only complaints he received during the past month was about its service. He, also, is close to voting to cancel the contract. Solicitor Rehmeyer advised that the Borough could have imposed a fine for the first infraction of the route supervisor not being in town on numerous collection days and for missing four streets on May 31 or the Borough could have started the process to cancel the contract. In response to questions from the Borough solicitor, Bryan Fink acknowledged and agreed that the recent mistakes were so severe as to justify the imposition of fines for mass violations and even termination of the contract. Mr. Fink also agreed that further problems of the same or a similar nature certainly would warrant the imposition of fines or termination of the agreement by the Borough. Bryan Fink promised that Republic Services would rectify the problems with the service.

Nate Kirschman asked Bryan Fink if the crew could place the empty trash cans and bins in a way so they aren't in the lane of travel.

APPROVAL OF MINUTES

The minutes of the May 14 meeting were approved by mutual consent by those who were at that meeting.

APPROVAL OF EXPENDITURES AND REPORT OF ACCOUNTS

C. Skoglund moved to approve the expenditures and report of accounts for April.
M. Sharkey seconded. The motion carried with all in favor.

C. Skoglund moved to approve the expenditures and report of accounts for May.
F. Arbogast seconded. The motion carried with all in favor.

BILL LIST

The bill list for May was presented: General account: check numbers 12225 thru 12283; Water account: check numbers 5172 thru 5188; Sewer account: check numbers 4808 thru 4824; Highway Aid account: 892 and 893.

C. Skoglund moved to approve the bill list for May, 2014.
R. Buchanan seconded. The motion carried with all in favor.

APPROVAL OF PAYROLL REGISTER

C. Skoglund moved to approve the May 12 and 27 payroll registers.
M. Sharkey seconded. The motion carried with all in favor.

SUBDIVISION & LAND DEVELOPMENT

Codes Enforcement – Keith Hunnings

11 permits were issued and there were eight complaints. The wall at 3 South Main Street has been taken down and plans will be submitted for reconstruction. The billboard will be replaced but will be smaller. Keith was asked to look at the pile of metal at the recycling business on Onion Boulevard.

Southern Regional Police Department – Richard R. Buchanan

Buck highlighted the April police report. There were 50 citations and 34 warnings issued. Buck presented a graph showing tracked hours. As of now, Glen Rock Borough was at 14%; New Freedom Borough 29%; Shrewsbury Borough 32%; and Stewartstown 25%. South Eastern School District received a grant for a full-time school resource officer. There is a citizen who attends the police commission meetings who feels the non-members are not being charge enough for the police services they receive.

ENGINEER'S REPORT**Tolna Junction Sewer Replacement**

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| Two bids were received: DeTraglia Excavating, Inc. | \$51,400.00 |
| MacMor Construction | \$73,266.80 |

E. Stoley moved to award the contract to DeTraglia Excavating, Inc. in the amount of \$51,400.00 pending receipt of the appropriate paperwork and approval by the Municipal Authority.

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

Southern Farms Sanitary Sewer Lining

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| Four bids were received: Video Pipe Services, Inc. | \$241,276.00 |
| SWERP, Inc. | \$290,760.00 |
| Mr. Rehab | \$337,365.25 |
| Tri-State Grouting, LLC | \$443,658.00 |

R. Buchanan moved to award the contract to Video Pipe Services, Inc. in the amount of \$241,276.00 pending receipt of the paperwork and approval by the Municipal Authority.

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

Heathcote Glen, Phase I Street Adoption

Cardiff Road, Bedford Court and the portion of Ascot Drive in the first phase will be adopted. The centerline descriptions were done and Sol. Rehmeyer will prepare the ordinance.

Water & Sewer – Richard R. Buchanan**PennDOT Storm Pipe Replacement**

PennDOT will be replacing the large stormwater pipe underneath I-83 and is requesting a right-of-way from the Borough to gain access to the pipe. Most of the equipment and work will take place on the east side of I-83. This is in a wellhead protection zone and the water source must be protected and the property must be restored. More information is needed from PennDOT before the wellhead protection committee can meet and approve the work and set restrictions. One requirement is that the Borough be named as an additional insured on PennDOT's insurance. A detailed description of chemicals should be supplied and we need to know how and where equipment will be refueled.

Wellhead Protection Committee Meeting

The Committee may be meeting on July 23 to discuss the PennDOT pipe replacement in a wellhead protection zone at I-83 and also Geologist Mike Napolitan would be present to discuss the Smith and Blouse 72-hour pump tests and give his opinions on water availability.

Hill Street Water Line Replacement

Eng. Lipinski provided a cost estimate to replace the four inch transite water main with six inch plastic including water services that are the Borough's responsibility, along with the paving. The total cost estimate is \$140,000.00.

R. Buchanan moved to authorize James R. Holley & Assoc. to put this work out for bids. C. Skoglund seconded. The motion carried with all in favor. The bid will include the fire hydrant that Dave Bosley of 21 S. Hill Street will pay for as part of the development of that property.

Public Roads & Lighting – Michael G. Sharkey

Road Inspection

The Committee and Supt. Sweitzer inspected the roads on June 4.

Public Lands, Buildings and Finance – Christopher M. Skoglund

Transfer of PLGIT Funds

C. Skoglund moved that the amount of \$100,000.00 be transferred from the PLGIT General operating fund to the PLGIT Capital Reserve fund.

2013 Audit

The draft audit report has been received and the Committee will meet with the auditor on July 2 at 7:00 p.m.

SOLICITOR'S REPORT

Heathcote Glen II, Phase III

Sol. Rehmeyer contacted the developer to confirm that public water should be accessed through a point of connection on the portion of the one property lying within the Borough. The properties will need to be subject to a homeowner's association, the documents for which Sol. Rehmeyer will need to review.

95 East Forrest Avenue AutoZone

The Zoning Hearing Board denied the special exception request and the property owner has filed an appeal. The Borough has started the process to defend the appeal and the property owner may file another application to clarify some items that were questioned in the hearing decision. Mr. Davis is suggesting a meeting be held to discuss the items of concern in the Zoning Hearing Board's decision. The current land development plan has an extension in place until July 9 and Sol. Rehmeyer suggested adjustments be made or a new plan filed. Sol. Rehmeyer is suggesting that Supt. Sweitzer (Chairman of the Wellhead Protection Committee), E. Stoley, Eng. Lipinski and himself meet with Mr. Davis and the other representatives of the developer. A Brief was filed by the attorney for Queen Street Convenience. A Brief will be filed on behalf of the Borough if efforts to discuss and resolve the matter are not productive. A meeting is tentatively being scheduled for June 25, late afternoon or early evening.

Tax Collector Certification Fee Request

The fees cannot be adjusted during the Tax Collector's current term of office. The fees will be revisited a few months prior to the commencement of the next election process for that office.

Memorandum of Understanding York County Conservation District

A minor adjustment to the Memorandum of Understanding has been made to Section I.B., Item 10.

E. Stoley moved to approve the revised Memorandum of Understanding with the York County Conservation District.

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

Water Meter Agreement

Sol. Rehmeyer followed up with J.T. Hand of The York Water Company seeking comments to the Agreement for Provision of Meter Readings.

Sewer Capacity Resolution

Sol. Rehmeyer is in the process of reviewing information on usage at the Stonebridge Business Park. The Authority has a Resolution for consideration with regard to penalties for excess use.

As part of this discussion, it was mentioned that New Freedom Borough has obtained block grant funds and stated in its application the funds would be used to create new sewer capacity by repairing its I & I. The Borough had sent a letter to New Freedom Borough last September reminding it that it can't create additional capacity by repairing I & I. Another letter will be sent.

Easement Agreement Shrewsbury Self-Storage

A draft Agreement was presented for review.

E. Stoley moved that President Ridgely be authorized to sign the agreement.

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

Snow Removal and Snow Emergency Ordinances

Mayor Schnabel brought up that he didn't feel a fine should be levied for not clearing a fire hydrant. Last month, there was discussion regarding clearing snow from hydrants and it was decided to leave it as it is now which is a clearance of three feet with no fine being levied.

E. Stoley moved to remove the wording that pertains to fining a homeowner who has not cleared the hydrant on his property with no requirement to clear the hydrant.

C. Munch seconded. Roll call vote:

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| Arbogast | no, not in favor |
| Buchanan | no, not in favor |
| Munch | yes, in favor |
| Sharkey | no, not in favor |
| Skoglund | no, not in favor |
| Stoley | yes, in favor |
| Ridgely | no, not in favor |

R. Buchanan moved that the ordinance be approved as presented.

C. Skoglund seconded. The motion carried with one opposition, E. Stoley.
(Ordinance has not been advertised.)

An item will be included in the newsletter that if any resident needs help in clearing their hydrant, to call the Borough office.

Public Safety, Welfare and Personnel – Fred W. Arbogast

New Public Works Employee

Mark Ayres started on June 9. Ron Rohrbaugh and Scott Hanson will work part-time as summer employees until August and as needed.

Secretary's Report – Cindy L. Bosley

New Computer for Bookkeeper

Due to an upgrade requirement for Quickbooks, the operating system now requires Windows 7 and the 2005 computer did not have enough memory to run both programs. The cost for a new Dell PC is \$562.00 as we already purchased the Windows 7 software.

York County Boroughs Assn. Meeting

The next meeting is on June 26 at Kain Park.

York Adams Tax Bureau – Michael G. Sharkey

The next meeting is on July 28.

Subdivision, Land Development and Zoning – Eric W. Stoley

Planning Commission/Regional Planning Commission – Eric W. Stoley

UNFINISHED BUSINESS

NEW BUSINESS

Issue Control Sheet

The sheet was updated accordingly.

Fire Company Carnival/Bingo

Council helps in the Bingo stand on Wednesday night, which would be June 25.

Fire Tax

A committee to investigate the imposition of a fire tax was set: F. Arbogast, C. Skoglund and M. Ridgely. They will gather information and the Fire Company and the Township will be involved.

COMMUNICATIONS

ADJOURNMENT

E. Stoley moved to adjourn the meeting at 10:18 p.m.
R. Buchanan seconded. The motion carried with all in favor.

Submitted by Cindy L. Bosley, Sec.