

MINUTES

SHREWSBURY BOROUGH COUNCIL

REGULAR MEETING

DECEMBER 8, 2010

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

OTHERS

PRESENT: Jeffrey L. Rehmeyer, II, Esq.; James R. Holley, P.E.; Brian L. Sweitzer, Supt. of Public Works; Attorney David Schwalm; Acting Chief Boddington; Cynthia Taylor, Shrewsbury Township Supervisor; Nathan Kirschman; Larry Zimmerman; Atty. Robert Katherman; Phil Robinson; Fred Ritzmann

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

CITIZENS COMMENTS

Atty. Katherman, representing York Traditions Bank, stated the recent Zoning Hearing Board's decision for the proposed gymnastics school at 21 South Hill Street was unfavorable. The bank acquired this property through foreclosure and it has been sitting empty for a long time. The bank may appeal the decision but they would like to find a reasonable use for the property that the neighbors will be happy with and he hopes the Borough will agree.

Acting Chief Boddington stated he was present to answer any questions.

Larry Zimmerman, representing the Shrewsbury Events Committee, gave a donation of \$500.00 to the Borough for use at the playground. The monies are from the past three Fall Festivals.

Fred Ritzmann asked about the status of the police department; he was told the letter that was mailed to all residents was self-explanatory.

EXECUTIVE SESSION

An executive session was called at 7:41 p.m. to discuss current litigation. The meeting was reconvened at 8:10 p.m.

APPROVAL OF MINUTES

The minutes of the November 10 meeting were approved by unanimous consent.

APPROVAL OF EXPENDITURES AND REPORT OF ACCOUNTS

The November expenditures and report of accounts will be approved at the January meeting.

BILL LIST

The bill list for November was presented: General account: check numbers 10329 thru 10387; Water account: check numbers 4453 thru 4482; Sewer account: check numbers 4262 thru 4281; Highway Aid: check numbers 824 thru 826.

C. Skoglund moved to approve the November bill list.
E. Stoley seconded. The motion carried with all in favor.

PAYROLL REGISTER

C. Skoglund moved to approve the November 1, 15, and 29 payroll registers.
M. Sharkey seconded. The motion carried with all in favor.

SUBDIVISION AND LAND DEVELOPMENT BUSINESS

Russell Edie, West Clearview Drive 10 lot Preliminary Subdivision Plan

James R. Holley & Assoc. recommended conditional approval of the plan subject to DEP approval of the sewer exemption module, payment of all fees, and waiver approvals. The waiver approvals are: sidewalks not being required; allowing two concrete monuments, as there are rebar markers in concrete at two corners of the Covington Ridge development; and the erosion and sedimentation plan will be approved during final plan approval. No development is going to be taking place in the near future.

E. Stoley moved to approve the three waivers which are no sidewalks will be required, two concrete monuments will be sufficient, and approval of the erosion and sedimentation plan during final plan approval.

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

E. Stoley further moved to conditionally approve the preliminary subdivision plan based on DEP's approval of the sewer exemption module, payment of all fees, and a note being added as an addendum stating that the irregular shape of lot five(5) can't be used as a basis for any specific hardship in the future.

C. Skoglund seconded. The motion carried with all in favor. Phil Robinson had no objection to the addendum about lot five.

Heathcote Glen II Time Extension Request

The developer has asked for an extension for final approval until March 9.

C. Skoglund moved to approve the request for final approval to be done by March 9.

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

Southern Regional Police Report – Richard R. Buchanan

October hours and calls for police service were 417 hours/66 calls for Shrewsbury Borough; 259 hours/58 calls for New Freedom Borough; 72 hours/13 calls for the school district and 177 hours/36 calls for Glen Rock Borough with 20 hours for Railroad Borough. New Freedom Borough may decide at the meeting on Monday night if they will withdraw from the Southern Regional Police and go with the Southwestern Police Department. Cynthia Taylor stated she is in favor of Shrewsbury Township becoming a member of the Southern Regional Police and she is working toward that goal. She was told it takes six to nine months to get an officer trained and on the street.

Civil Service Representative

M. Sharkey moved to appoint Nathan Kirschman as the Borough's representative on the Civil Service Commission.

R. Buchanan seconded. The motion carried with all in favor.

Codes Enforcement

Water & Sewer – Richard R. Buchanan

Lutheran Home Emergency Connection

B. Sweitzer met with representatives from the retirement village about a possible second water connection which would be to the dilution line in case of emergency. No connection fee will be charged.

R. Buchanan moved that a water connection (tapping fee) not be charged.

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

Groundwater Rule

The final permit was received in November for the Pump house. The pipe will be enlarged and the sample tap will be moved to an appropriate location. The data recorders will also be installed at all eight entry points. B. Sweitzer stated he needs a simple laptop computer to gather the information to be e-mailed to DEP.

C. Skoglund moved that a laptop computer be purchased not to exceed \$1,000.00.

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

Public Roads & Lighting – Eric W. Stoley

Intersection at North Main Street and West Clearview Drive

The neighbor to the south has experienced damage to their property on occasion due to the sharpness of the intersection. The intersection should be widened and straightened. The neighbor on the north side is willing to give up a right-of-way in exchange for curbing and sidewalk being extended along West Clearview Drive back to his garage. Eng. Holley said PennDOT would help with the permit application. The telephone pole does not need to be moved. Due to budget constraints and because at least nine roads need to be repaved, this project may not be looked at until at until two years or more.

Federal Requirement of Reflective Street Signs

The requirement put in place a few years ago is causing major budgetary problems for municipalities to adhere to the new reflective street signs with larger letters.

E. Stoley offered to draft a letter to be sent to Congressman Platts to push to ease up on the requirements, give a longer time for compliance, or fund the signs.

Public Lands & Buildings and Finance – Christopher M. Skoglund

Approval of Tentative 2011 Budget

C. Skoglund moved to approve the tentative 2011 budget.

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

The budget calls for a slight millage rate increase from 1.5 to 1.7.

Buck will work on the water rate structure after the first of the year.

Scout House Pole Building

The new building has been built and the Public Works Department has finished all utilities in the building.

Eng. Holley presented the final recommendation of payment in the amount of \$18,400.

M. Sharkey moved that payment be made to Shirk Pole Buildings in the amount of either \$18,220.00 or \$18,400.00 (discrepancy on the recommendation form), after clarification.

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

A letter will be sent to Shirk Pole Buildings for the price concessions he gave. The original bid price was \$25,000.00 and he donated \$1,000.00 off the price and work was removed to be done by the Scouts to get a better price. The scouts submitted their share of the pole building in the amount of \$3,220.00.

Council thanked M. Sharkey and B. Sweitzer and the Public Works Department for their work on the project.

ENGINEER'S REPORTH2O Grant

The awards should be announced next week.

Residential Sprinkler Systems

Starting in January, all new homes and some renovations will require the installation of sprinkler systems. Eng. Holley prepared some options for the Borough to consider. This will be discussed further next month.

SOLICITOR'S REPORT

Eitzert Farms

The mortgage is in place and the letter of credit was returned.

Curfew Ordinance

Sol. Rehmeier is asking for direction from Council on how the existing ordinance should be amended.

Wellhead Protection Resolution

Sol. Rehmeier drafted a resolution establishing the Wellhead Protection Committee setting forth its purpose and membership criteria. J. Traband and R. Buchanan were asked to work on an application form for the applicant to use when applying to the Zoning Hearing Board.

21 South Hill Street

The zoning hearing decision was announced on November 22 and the applicant has 30 days in which to appeal. It was suggested inviting the neighbors to an informal meeting to discuss the property as far as it sitting vacant and suggestions for restrictions for certain uses. Tuesday, January 11 at 7:00 p.m. is the tentative date if an appeal is filed by the bank.

C. Munch moved to authorize Sol. Rehmeier to intervene on behalf of the Borough if an appeal is filed.

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

Public Safety, Welfare and Personnel

Holiday Schedule

E. Stoley moved to give employees off a half day on December 23 and all day on December 24 and December 31.

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

Secretary's Report – Cindy L. Bosley

Upcoming Training Class

Training classes sponsored by the PSAB will be held on February 5 in Harrisburg.

Year-End Meeting

The year-end meeting is Tuesday, December 28 at 7:00 p.m.

York Area Tax Bureau

Subdivision, Land Development and Zoning – Eric W. Stoley

Annual Review of Use Certificates

E. Stoley submitted the Committee's summary of the proposed annual use certificate issue and the meeting held with the business owner group. The Zoning Officer can enter businesses now for spot inspections. It was suggested that the building be checked when a change in use occurs. After discussion regarding whether to continue with the proposal, motions were made and withdrawn to take no action on the proposed ordinance. The proposed ordinance drafted by Sol. Rehmyer was scrapped. Discussions with the business owners will continue in order to come up with solutions to the problem and to submit recommendations.

Planning Commission/Regional Planning Commission – Eric W. Stoley

30 Plank Road Special Exception

The Zoning Hearing Board will hear an application on heavy equipment rental. B. Sweitzer stated this property is in a Zone 3 of the wellhead protection area.

UNFINISHED BUSINESS

The issue control sheet was reviewed and updated.

NEW BUSINESS

COMMUNICATIONS

ADJOURNMENT

C. Skoglund moved to adjourn the meeting at 10:18 p.m.
M. Sharkey seconded. The motion carried with all in favor.

Submitted by,
Cindy L. Bosley, Sec.