

MINUTES

SHREWSBURY BOROUGH COUNCIL

REGULAR MEETING

JULY 10, 2013

PRESENT: Mayor Peter W. Schnabel, 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.; David Lipinski, P.E.; Keith Hunnings of South Penn Code Consultants; Ted Nadobny; Larry Zimmerman; Fred Arbogast; Fire Chief Tony Myers; Nate Kirschman;

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.

CITIZEN COMMENTS

Larry Zimmerman informed Council the 6th annual Fall Festival will be on Saturday, October 5 from 10:00 a.m. to 4:00 p.m. Kreeger Alley is normally closed for the event but the committee is asking permission to close Walnut Alley as the Shrewsbury Vol. Fire Company will be the exclusive vendor. The committee has spoken with some residents and business owners that would be affected. As usual, the committee will work with the police department and orange cones will be used to help control traffic speed and pedestrian crossings. Council acknowledged the alley closing.

Nate Kirschman, assistant emergency management coordinator, stated the amateur radio field day held the end of June was a success and President and Mrs. Ridgely attended the event.

EXECUTIVE SESSION

An executive session was held at 7:40 p.m. to discuss a personnel matter. The meeting was reconvened at 7:47 p.m.

COUNCIL VACANCY

Three resumes were received for the vacant position: Keith Wills, Ted Nadobny, and Fred Arbogast. Keith checked with his employer and due to his board memberships with other governmental agencies, he cannot serve at this time as an elected official. Ted is currently serving well on the Municipal Authority and on the Wellhead Protection Committee. Fred is very active in the fire department.

E. Stoley moved to appoint Fred Arbogast to fill the unexpired term of Jason Traband.

C. Munch seconded. The motion carried with all in favor.
 Council thanked Ted for his interest and will keep him in mind for any future vacancies.
 Fred will serve until the end of the year under Jason's term but will need to file to run in the
 November general election. His name will be given to the York County Republican
 Committee.
 Mayor Schnabel issued the Oath of Office to Fred and he was seated.

APPROVAL OF MINUTES

The minutes of the June 12, 2013, meeting were approved by unanimous consent by those who
 were at the meeting.

APPROVAL OF EXPENDITURES AND REPORT OF ACCOUNTS

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

BILL LIST

The bill list for June was presented: General account: check numbers 11724 thru 11766 ; Water
 account: check numbers 4985 thru 4997; Sewer account: check numbers 4654 thru 4665;
 Highway Aid: check number 873.

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

PAYROLL REGISTER

C. Skoglund moved to approve the June 10 and 21 payroll registers.
 E. Stoley seconded. The motion carried with all in favor.

SUBDIVISION AND LAND DEVELOPMENT BUSINESS

Heathcote Glen II Final Plan

Final plan approval was rescinded at the February 13, 2013, meeting due to failure to follow
 through with bonding/improvements and for unpaid fees. Phil Robinson submitted a request to

have the plan re-approved and paid the \$300.00 filing fee. Phil was not at the meeting as he was attending a meeting at Shrewsbury Township. Since there is a new Council member who is not familiar with the plan, Council will table the plan and discuss it later if Phil comes to the meeting.

Since the plan has not changed, Council will waive the regular plan procession and the plan will go straight to Council for the re-approval.

E. Stoley moved to table the re-approval of the final plan as Council needs to hear again what waivers were requested, is the bond in place, what is the status of the improvements, have inspections passed, and a waiver for the shortened process is needed.

There will be a joint bond.

(The plan was discussed later in the meeting after Phil arrived.)

Southern Regional Police Commission – Richard R. Buchanan

Buck reported discussions with Stewartstown Borough are continuing. There is a meeting tomorrow evening to discuss more financial details. Stewartstown Borough has asked that their police clerk be hired should it join. The next step is for a public meeting to be held in Stewartstown Borough.

Buck said based on time records from October 1 thru May 30, our patrol time may have decreased about one percent.

Codes Enforcement – Keith Hunnings

Keith reported nine permits were issued in June. He has been dealing with signs including a mobile billboard sign on the back of a flatbed truck that has been driving around town and stopping at local businesses to advertise. The sign section in our Zoning Ordinance does not address the portable billboard signs or human signs. There is also a problem with numerous driveway advertising or snipe signs that are all over town and should be taken down. Keith was asked to provide a copy of the Township's sign ordinance to see if our ordinance needs to be amended.

Day Care Center

Keith reported the day care on South Park Street did apply for a permit to replace the door and they will be asking for another permit to do some demolition and remodeling work.

Heathcote Glen II Final Plan

Phil arrived at the meeting and discussion continued. Phil stated the majority of the water and sewer lines are in and the roadway will be started tomorrow with paving being done in about two weeks. The top coat will not be installed. E. Stoley stated that if the plan is re-approved this evening, it would need to include a bond for the amount of the improvements agreed on previously. If Council waits until next month, the bond could be for the amount of the outstanding improvements. Phil agreed to wait until next month and he was asked to make a short presentation, review any waivers previously requested, ask for a waiver for the shortened process, give an update on inspections for improvements(including Shrewsbury Township), and a bond amount(or an actual joint bond in place) for the outstanding work.

Water & Sewer – Richard R. Buchanan

Blouse Well SRBC Test

The Susquehanna River Basin Commission directed the Borough to wait to perform the 72-hour pump test due to the recent significant rains.

Smith Well SRBC Test

Kohl Brothers will be re-installing the well pump next week to prepare for the 72-hour pump test.

Well Re-Permitting Costs to Date

The costs to date are approximately \$100,000.00. Council gave Buck approval to send a letter that these requirements are driving the costs for water up which need to be passed on to the rate payers. A copy of the letter will be sent to all of our representatives and Rep. Stan Saylor.

Radio Communications

Nate Kirschman volunteered to check the feasibility of radio communications from the well houses and sewer stations to the municipal building. Currently, phone lines are used for chlorine, security, and pump problems through a dialer system at a cost of approximately \$45.00 a month per site. Nate presented his preliminary work for the internet protocol-based private network that would include towers at the sites that would be linked. A few towers would need to be over 100 feet with the estimated cost of the tower being \$100.00 a foot. It's possible some towers could be placed on the water tanks. Nothing can block the frequency between the towers, especially leaves. The company that would provide the maintenance should also install the system. At this point in time, Council would like a feasibility study to be done for the project but to budget for this over time and perhaps do the project piecemeal. B. Sweitzer and Nate will meet with a representative from Control Systems 21.

New China Restaurant Grease Discharge

The sewer line behind the shopping center is televised every year due to the past illegal discharges over the years. The line is clogged with grease again and this is the fourth offense. The shopping center was billed for costs and a fine for the third offense in 2007. According to the manifest from Kline's Services, the company notified the restaurant that the baffle in the trap was broken. The line was vacuored on July 1. The Municipal Authority recommended a bill be sent for reimbursement for flushing and televising the sewer line, to fine the shopping center for \$1,000.00 for the fourth offense, and to advise the restaurant to install a larger, outside grease trap that is easier to maintain.

R. Buchanan moved that an invoice be sent for the \$1,000.00 fine and for all costs, requirement of a larger, outdoor greasetrap with monthly inspections being made and if there is a violation, a \$1,000.00 fine be issued for each violation. In the meantime, the baffles must be repaired. E. Stoley seconded. The motion carried with all in favor.

Eagle Machining Illegal Sewer Discharge

Eagle Machining at 15894 Elm Drive has a cutting process with a garnet stone and the slurry from that process clogged the sewer main and affected the Deer Creek sewer pump station. Kline's Services flushed and removed the material from the sewer line on July 2. The Public Works Department is replacing the sewer station filters (\$17.18 each) every three or four weeks and three pump motor seals (\$600.69 each) this year. Two representatives from Eagle Machining were at the Municipal Authority meeting who stated they have ordered a new pre-treatment system. The Authority recommended Eagle machining reimburse the Borough for all expenses in lieu of a fine since they have been cooperative. The total costs were a little over \$7,000.00.

Water and Sewer Rates

Buck said it appears the water rates are on target based on the first and second quarters but sewer rates may not have come down quite enough.

New Freedom Borough's Grant Request

The Secretary was contacted by Dennis Sarpen from New Freedom Borough's Council who requested the number of customers there are in Shrewsbury and Hopewell Townships as they are applying for a grant to help pay for reduction of their I & I problem in order to free capacity. They are still investigating selling EDUs to Johnson Controls at the Stonebridge Business Park in Hopewell Township.

Sol. Rehmeyer was asked to send a letter to New Freedom Borough to confirm that the plant has the capacity promised to us and to confirm what lost capacity would be regained by fixing their I & I. We expect that New Freedom Borough will not exceed the amount of capacity in the plant and then approach us in the future that they need to expand and want the Borough and Authority to help pay for expansion.

Sewer Flat Rate Customers

Out of 21 flat rate sewer customers, there are six remaining. They received their fourth notice last week along with their quarterly bill.

Public Roads & Lighting – Eric W. Stoley

Bridle Road Paving

We are still waiting for Kinsley Construction to notify us as to when paving will begin. The residents will be notified once a date is given.

West Clearview Drive Storm Pipe

The materials will be priced and ordered for the project this month. Holley & Associates will apply for the PennDOT permit.

Shrewsbury Square Signs

The management at the shopping center was notified that signs at the Chick-fil-A exit were not there. Replacement signs for “No Left Turn” and “No Trucks Allowed” were ordered by the shopping center at the exit onto Mount Airy Road.

Intersection of Mount Airy Road and Buchanan Drive (Township)

M. Sharkey stated he heard from some residents about the unsafe intersection involving a fence at Mount Airy Road and Buchanan Drive. Residents should call the Township about this intersection.

Public Lands, Buildings and Finance – Christopher M. Skoglund

Audit Report

C. Skoglund reported that he, C. Munch and M. Ridgely met with the auditor to review the preliminary audit report and there were no findings. He will call for a vote on the final audit report at next month's meeting.

Truck and Plow

The amount of \$100,000.00 was budgeted to replace the 1992 dump truck and plow. The bed of the truck and an electrical problem need to be repaired. Three trucks were priced and the one that would suit our needs best is a Freightliner truck with a stainless body at a price of \$135,184.00 through Co-Stars that would include the plow and cinder spreader. Since the 1992 truck would sell for less than \$10,000.00 and needs work, it was the consensus of Council to proceed with the purchase of a new truck.

R. Buchanan moved to purchase a new Freightliner truck with a stainless body at a price of \$135,184.00.

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

Minnie Sweeney Tribute

The family of Minnie Sweeney has offered to place a memorial bench and plaque at Sweeney Park. The best location would be behind the park entrance facing the basketball court. The Public Works Department would need to install the concrete footing for the bench.

C. Skoglund moved to proceed with the Sweeney family donation and that the Public Works Department install the concrete footing.

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

Scout House Extermination

Flying ants were sprayed at a cost of \$235.00.

ENGINEER'S REPORT

Stormwater Ordinance

A work session was held last month. Council has copies of the ordinance and at next month's meeting, a vote will be taken to advertise the ordinance for adoption at the September meeting.

Community Block Grant, Sewer Work Southern Farms

The amount of \$47,194.45 is being retained to complete the project. One lateral needs to be lined and sealed to the main line. This does not include the cost for the ten additional laterals to

be lined. SWERP, Inc. submitted an invoice for additional laterals and it is recommended the amount of \$30,805.39 be paid to SWERP, Inc. The amount of \$47,194.45 will continue to be held until the lateral liners are sealed to the main liners.

C. Skoglund moved to authorize payment in the amount of \$30,805.39 to SWERP, Inc. pending review of the video by Eng. Lipinski.

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

Brookview Meadows Sanitary Sewer Repair

Last month, the work was awarded to DeTraglia Excavating, Inc. in the amount of \$24,650.00. The paperwork is in place and work should start the first week in August.

Windy Hill Road Project

The Borough received a past due notice from PennDOT in the amount of \$30,445.25 which may incorrectly include an additional cost for a manhole that was improperly installed and then corrected. James R. Holley & Associates is working to get the invoice verified and corrected, if necessary.

95 East Forrest Avenue

Eng. Lipinski has been reviewing soil testing information as it is delivered. Eng. Lipinski has visited the site several times to view the fill and confirm the fill was being spread and compacted. To date, the fill that was received from the I-83 Maryland median meets DEP's Clean Fill requirements. The owner stated there will not be enough fill from the Maryland site and asked if crusher waste can be brought in from a quarry. Since this is considered to be impervious surface, the answer is no.

Eitzert Development

Sol. Rehmeier is working on the format of the surety. Eng. Lipinski has not seen the final surety estimate from RGS Associates.

Manholes and GIS Work

The plan is complete except for corrections and information as required by B. Sweitzer and Ted Nadobny.

Bridle Road RePaving

Kinsley Construction should begin the work at the end of July or early August.

Penn Mar Recycling

Penn Mar Recycling is moving ahead with the corrections and Keith has included Eng. Lipinski's comments and concerns as part of the building permit conditions. Eng. Lipinski will work with Keith to assure all work is satisfactorily completed.

Water System Waivers

Monitoring waivers were submitted to DEP and B. Sweitzer stated they were approved.

Woodland Tank Exterior Repairs

Because of condensation on the tank exterior, the work should not be performed until the end of October or November. The scope of the original work has changed to include repair work such as rusted bolts and mold/mildew on the tank exterior. There will be a chemical wash on the exterior of the tank before repairs start. Bids will be put out in August or September.

SOLICITOR'S REPORTComast Cable Franchise Agreement

M. Sharkey moved to adopt Ordinance 2013-2 and to execute the franchise agreements. E. Stoley seconded. The motion carried with all in favor.

Eitzert Farms

Counsel for Eitzert Farms recorded the Amended and Restated Mortgage on June 19.

Covington Ridge III

Sol. Rehmeyer's office followed up with Richard Leatham of S & A Custom Homes to check on the status of his review of files to determine if the bond needs to be revised due to a change in expected costs for public improvements.

Refuse and Recyclable Collection Specifications

Sol. Rehmeyer was given permission to advertise the bid specifications for a five year contract.

PennDOT EDU Agreement

PennDOT is processing the signed Agreement and is currently moving through the approval process at the Attorney General's office level. Then, it will go back to PennDOT's comptroller for issuance of a check.

Zoning Hearing Fee Structure

A listing of what other municipalities charge for zoning hearing fees was attached to Sol. Rehmeyer's report. E. Stoley will review the listing and this will be discussed further next month.

Public Safety, Welfare and Personnel – Michael G. Sharkey

York County Hazard Mitigation Plan

M. Sharkey moved to adopt Resolution 2013-3 to adopt the County's Hazard Mitigation Plan. E. Stoley seconded. The motion carried with all in favor.

Reimbursement for Ballfield Drag

Darin Copp submitted an invoice for reimbursement of another ballfield drag as discussed last month. The cost is \$327.97.

M. Sharkey moved to reimburse Darin Copp the amount of \$327.97. E. Stoley seconded. The motion carried with all in favor.

Fire Company Statistics

Fire Chief Myers had submitted the response and time breakdown for the department through June 30. Tony's presentation at the York County Borough's Association meeting two weeks ago was very good and valuable.

Secretary's Report – Cindy L. Bosley

Request for a Dog Park

A resident requested the Borough consider adding a dog park. Council felt a dog park is needed more in a city or more populated area. The only room the Borough would have is at the Sweeney Park and to fence in an area next to residents' houses would probably not be appreciated by those residents. There is no money in the recreation fund for fencing and

Council was concerned about the ongoing maintenance that would be required by the Public Works Department.

Hemler, ACS

Joyce Hemler sent a letter that she is retiring the end of the year and she listed three individuals who would submit a contract for the animal control work.

York Adams Tax Bureau – Michael G. Sharkey

The next meeting is July 29 and M. Sharkey will not be able to attend. R. Buchanan is the alternate. M. Sharkey stated he sat in on one appeal hearing and the other appellant did not show up for the requested hearing. The report on collections was previously distributed.

Subdivision, Land Development & Zoning – Eric W. Stoley

Planning Commission/Regional Planning Commission – Eric W. Stoley

UNFINISHED BUSINESS

Issue Control Sheet

The form was reviewed and updated as necessary.

NEW BUSINESS

COMMUNICATIONS

Thank you letters for the annual donations were received from Animal Rescue, Stewartstown Senior Citizen Center, and the South Central Senior Citizen Center.

ADJOURNMENT

C. Skoglund moved to adjourn the meeting at 10:27 p.m.
E. Stoley seconded. The motion carried with all in favor.

Submitted by Cindy L. Bosley, Secretary

