

MINUTES

SHREWSBURY BOROUGH COUNCIL

REGULAR MEETING

JUNE 13, 2012

PRESENT: Mayor Peter W. Schnabel, Carl W. Munch, Michael W. Ridgely, Christopher M. Skoglund, Eric W. Stoley, and Jason J. Traband

OTHERS

PRESENT: Jeffrey L. Rehmeyer, II, Esq.; Mark Clark, P.E.; Brian L. Sweitzer, Supt. of Public Works; E. Michael Lee of Codes Enforcement; Anthony Myers, Fire Chief; Ted Nadobny; Larry Zimmerman; Joe Credit; Larry Haslup; Robert Katherman;

The regular meeting of the Borough Council convened at 7:33 p.m. in the Borough Municipal Building, 35 West Railroad Avenue, with President Ridgely presiding.

CITIZEN'S COMMENTS

Atty. Robert Katherman spoke on behalf of Eitzert Farms. The financial security for this development was first in the form of a bond, then a letter of credit, and due to the economy, approval was given for a mortgage to be placed on the real estate with the agreement that no development of any kind would take place. The highway occupancy permit will expire in December and has been renewed as many times as allowed. The developer/owner would like to install the proposed roadway entrance and do some stormwater work that would include three inlets, a headwall, and install some stone filtering. This work is bonded by a bond with PennDOT and is not included in the financial security covered by the mortgage. A separate, side agreement would be proposed to allow this work. One of the representatives present mentioned that perhaps PennDOT would not issue another highway occupancy permit in this location that is shown on the final subdivision plan.

Council is concerned that this could set a precedent and allow piecemeal development in the future. Discussion included that if the development is sold, the new developer may want to change the location of the roadway and change the layout of the lots.

C. Skoglund moved to not accept the proposal as presented by the developer.
E. Stoley seconded. Roll call vote:

Munch	no, opposed to motion
Skoglund	yes, in favor of motion
Stoley	yes, in favor of motion
Traband	yes, in favor of motion
Ridgely	yes, in favor of motion

Ted Nadobny, member of the Wellhead Protection Committee and Municipal Authority, stated he has volunteered to look at the GIS and the data the Borough has purchased in order to consolidate what we have and make it more user friendly for Brian Sweitzer for mapping, etc. He has spent an hour already and volunteered to spend more time and is seeking approval to gain access to the information. It was suggested that Ted sign a non-disclosure agreement for the proprietary information that Sol. Rehmeyer will prepare.

EXECUTIVE SESSION

An executive session was called at 8:16 p.m. to discuss a legal and personnel issue. The meeting was reconvened at 8:40 p.m.

APPROVAL OF MINUTES

The minutes of the May 9 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 May expenditures and report of accounts.
E. Stoley seconded. The motion carried with all in favor.

BILL LIST

The bill list for May was presented: General account: check numbers 11151 thru 11186; Water account: check numbers 4758 thru 4768; Sewer account: check numbers 4474 thru 4486; Highway Aid: none.

- C. Skoglund moved to approve the May bill listing.
E. Stoley seconded. The motion carried with all in favor.

PAYROLL REGISTER

- C. Skoglund moved to approve the May 14 and 28 payroll registers.
J. Traband seconded. The motion carried with all in favor.

SUBDIVISION AND LAND DEVELOPMENT BUSINESS

Mid-Atlantic Mobility Land Development Plan

The plan was approved last month with conditions and is ready to be signed. The plan needs to have the owners' signatures and notarization before it can be recorded. The water line is not under where the addition will be built.

- C. Skoglund moved that the plan be signed and recorded after the plan is signed and notarized.
E. Stoley seconded. The motion carried with all in favor.

Southern Regional Police Department – Mayor Schnabel

The police report for April was highlighted by Mayor Schnabel. The Borough's calls for time keeps increasing. Based on a spreadsheet prepared by R. Buchanan, the 2013 budget figure may increase by about \$44,000.00.

Chairman Myers stated a feasibility study is in progress as Stewartstown Borough inquired about joining the department. This will also give a peer to peer review.

Codes Enforcement – E. Michael Lee

16 North Main Street Sale of Bottled Wine

This issue was re-addressed as some items were clarified. The original special exception approval for retail use of the entire property noted that wine would be displayed in the rear wash house. Over time, the wine display was moved into the

house at the front of the property. The proposal now is to have wine displayed for sale in another room in the house. Approval has been received from the PA Liquor Control Board. As part of the use permit, Mike Lee will attach a copy of the prior Zoning Hearing Board decision applicable to the property, which authorized the retail use to include the wine display and lists the conditions such as hours, free samples, and snacks. Those conditions must be followed to continue with the previously granted special exception.

E. Stoley moved to allow Mike Lee to issue the use permit for the sale of wine in the main building at 16 North Main Street, which permit will include the requirements as set forth in the Zoning Hearing Board's decision dated March 16, 1996 for hearing application 1995-10.

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

Complaints

Mike state he is working on various complaints to include missing trees in a commercial buffer at 233 North Main Street(tire business) and the missing windows and rotted canopy at the former feed mill at 433 South Main Street. The owner said he would have the windows barricaded by next month.

Resignation

Mike Lee has given his last day as July 27.

A work group will be formed to see what action is needed on a short-term basis and how to fill the position. Richard Buchanan, Jason Traband, Brian Sweitzer, and Cindy Bosley will form the committee.

Water & Sewer – Brian L. Sweitzer

PennDOT EDU Agreement

Information on the proposed water and sewer projects was sent to Atty. Sharp in a revised agreement and Sol. Rehmeyer is awaiting a response.

York County Block Grant Contract

The contract for the sewer work in Southern Farms has been received and is ready for signature.

E. Stoley moved to authorize President Ridgely to sign the contract for the \$100,000.00 with no funds, except engineering that will be paid from the Borough's general fund, to be spent prior to all parties signing the contract. J. Traband seconded. The motion carried with all in favor.

Susquehanna River Basin Commission

The meeting with the SRBC to discuss the reporting of the Smith and Blouse Wells was on June 11. An extension may be granted for the Smith well testing.

Wellhead Protection Meeting

The Committee met on May 23 and minutes were distributed previously. The Glen Rock Shooting Club is asking to drill a new well and part of their land is in a Zone 3 of the wellhead protection zone. This will go to the Borough's Zoning Hearing Board.

Pumphouse Entry Point 101

The 1956 vertical turbine pump is out of service due to a packing problem. Kohl Brothers will pull the pump and motor during the week of June 11. It may need a new pump.

Public Roads & Lighting – Eric W. Stoley

Flagger Training

The Public Works Department attended a course and all are now certified for road construction flagging.

Road and Sign Asset Management

The Public Works Department is developing an asset management inventory on each road, sign and sign post. All roads, posts and signs will have an identification number with maintenance history attached to the inventory. B. Sweitzer will be

requesting \$2,000.00 in the 2013 budget to link the database to the mapping system.

Woodland Drive Intersection Flooding

Runoff from a storm that produced four inches of rain in a short time caused damage at the Woodland Drive and North Main Street intersection. The wearing and binder course were lifted from the road base. The Department patched the area. B. Sweitzer will get a few written quotes to have the intersection repaved.

Drainage Problems

The Committee met on June 7 to investigate problem areas. The two areas are 15 Shetland Drive where the Whitcraft Lane water enters the stormwater system through three inlets. All of the drainage from Whitcraft Lane exits the stormwater pipe and drains between two Whitcraft Lane houses in a silted swale toward 15 Shetland Drive. The water drains over the Borough access driveway and onto the Shetland property. The house was built approximately 15 years ago; the Whitcraft Lane's drainage did not change. The owner wants the Borough to install a berm of some type. The water table level may be rising here also as water is coming into their basement and the water drainage from the street is at a lower level.

The other problem is between 16 and 18 Devonshire Drive. The swale behind the houses is filled with rain water during heavy storm events. The swale has been full twice over the past year. The residents mentioned the situation has been worse recently since an addition was installed on a Calhoun Road property. The swale carries water from Calhoun Road and the adjacent farmer's field and has extensive silt accumulation. The property owners are responsible for maintaining the swale.

B. Sweitzer will draft a letter to the homeowners.
Both areas will be looked at during a heavy rainfall.

Public Lands, Buildings and Finance – Christopher M. Skoglund

2011 Audit Report

One area to keep an eye on is the non-uniform pension plan which was 22% unfunded in 2011 and 13% unfunded in 2010.

C. Skoglund moved to approve the final audit report for 2011.
E. Stoley seconded. The motion carried with all in favor.

Scouthouse Plumbing

Trout Plumbing began the pipe work in the new scouthouse. The work will include gas line installation, furnace, heat venting, toilet, lavatory, and wash basin. The work will cost \$2,500.00.

ENGINEER'S REPORT

Stormwater Ordinance

The proposed ordinance is still being reviewed; a fact sheet was supplied by the County. Sol. Rehmeyer was asked to supply a copy of the ordinance electronically.

West Clearview Drive Culvert

The plan to replace the culvert, which is too small, and correct the swale is still in the works.

Forest Lakes Spillway – Sewer Line

The dam spillway needed to be redone in Forest Lakes which is over one of the sewer lines. The work was designed around the sewer line.

Southern Farms Sewer Line Work

There may be an alternative to make the repairs. The company's representative is difficult to get in contact with. Mark stated they hope to present bids at the August meeting.

SOLICITOR'S REPORT

Gymnastics of York 21 South Hill Street

Sol. Rehmeyer has not received any comments regarding the changes to the proposed settlement agreement. Atty. MacNeal has said that there are challenges arising with the deal that may impact Gymnastics of York's interest in the property.

Stormwater Management Ordinance

Sol. Rehmeyer reviewed the draft ordinance and provided some suggested language and some comments.

92 Skyview Drive

There has been no communication from Mr. Vasold from Sol. Rehmeyer's May 15 letter. C. Skoglund moved to send a check to CGA Law Firm in the amount of \$3,000.00 for the Sheriff's Sale fee.

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

Dunn Management Sanitary Sewer Use/Maintenance Agreement

This is for property at and behind 249 East Tolna Road, three new residential lots. This is a private sewer line located in Shrewsbury Township and will be presented to the Municipal Authority at the June 27 meeting.

Solicitation Ordinance

The ordinance will be clarified so that it does not regulate snow ball or ice cream trucks that do not go door to door but solicit from the street. Also, criminal records checks can be done if warranted from information gained on the application form. This expense will be built into the ordinance and resolution.

C. Skoglund moved to adopt Ordinance 2012-3 with the two modifications.

J. Traband seconded. Roll call vote:

Munch	yes, in favor
Skoglund	yes, in favor
Stoley	yes, in favor
Traband	yes, in favor
Ridgely	yes, in favor

Public Safety, Welfare and Personnel

Summer Help

Brendon Kroner and Scott Hanson are the summer helpers working at \$10.00 per hour and work 40 hours a week. They will paint curbs, mow, paint our reservoir and refresh the pavement markings.

Secretary's Report – Cindy L. Bosley

Exit 4 Ramp Trash Clean Up

Hopewell Township spearheaded this project whereby non-violent female prisoners who are about to be released would provide trash clean up along the ramps at exit 4 at I-83. Since one corner is in the Borough, we need to give our approval.

Permission was granted.

York County Borough's Association Meeting

The next meeting is June 28 at Lake Redman.

York Adams Tax Bureau

Subdivision Land Development & Zoning

Planning Commission/Regional Planning Commission

UNFINISHED BUSINESS

NEW BUSINESS

COMMUNICATIONS

ADJOURNMENT

The meeting was adjourned at 10:07 p.m.

Submitted by,
Cindy L. Bosley, Sec.