

Minutes – March 8, 2017

McSherrystown, Pennsylvania

Council of the Borough of McSherrystown met at 7:00 p.m. on Wednesday, March 8, 2017 in the Municipal Building, 338 Main Street, McSherrystown, Pennsylvania with Joseph E. VonSas presiding.

Vice President VonSas led the Pledge of Allegiance to the Flag of the United States of America and the Invocation for Divine Guidance.

Present on roll call were the following members of council constituting a quorum: Joseph E. VonSas, David W. Bolton, Michael J. Calderone, Douglas S. Duvall, James A. Forbes and Robert D. Niedererr. Councilmember Patricia D. McKim-Bortner was absent. Other Borough Officials in attendance included Mayor Anthony J. Weaver, Robert Campbell, Esq., Solicitor; Scott J. Cook, Manager and Luanne M. Boring, Secretary/Treasurer. Michael F. Woods, Chief of Police was absent.

At this time Mayor Weaver presented a framed Certificate of Recognition in honor of Mary Clare Weaver to her family. The Mayor read the recognition aloud which formally acknowledged her personal drive in her involvement with her community throughout her lifetime, saying her legacy, an inspiration to others to serve their community will continue to inspire generations. Mary Clare had been Borough Secretary for sixteen years and was a knowledgeable asset here, among her other contributions to the town. A copy of the recognition will be part of the minutes of the meeting.

Beth Smith, daughter of Mary Clare, accepted the recognition saying her mother loved this town and would be happy to be honored in this manner. There was a standing ovation for Mary Clare and her family in attendance.

Minutes of the regular meeting held February 8, 2017 were approved on a motion moved by Councilmember Bolton, seconded by Councilmember Duvall. Motion carries.

The Financial Review and Budget Analysis reports were presented by the treasurer. There were no questions of those reports.

Kara Darlington, CPA, SEK & Company, presented the 2016 audit which had been distributed to officials. Kara thanked Luanne for her cooperation and attention to detail once again. She explained the content of the audit pages, the comparison sheet with last year's audit noting that the Borough had not received a refund for health insurance in 2016 as the prior year 2015. She highlighted the procedure letters. Mrs. Darlington indicated that the audit was clean.

Mrs. Darlington was thanked for her presentation here tonight.

Communications

2/27/17 ACBA meeting – March 20th at Pike Restaurant. Those attending from the Borough are: Bolton and Calderone with possibility of VonSas.

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Councilmember Bolton mentioned that resolutions will be voted on at the ACBA meeting. In particular, the small games of chance and the municipal radar.

2/27/17 Leah Neiderer, Well Span Health, re: Young Lungs at Play. Information was provided for Borough official's consideration. Signs are available free of charge. Council will read over the information and discuss it at the April meeting.

2/27/17 PA DOT Liquid Fuels Tax allocation has been received in the amount of \$84,063.95.

3/3/17 Conewago Twp. – Stormwater Management Use Fee Notice of Assessment has been received. The bi-annual fee of \$950.40 is for the square footage of 83,940 of impervious surface at the public works facility located in the township which Manager Cook seems to be high. He contacted our engineer to see if he agrees with the numbers, especially if taking into consideration an area which is an entrance area. Cook intends to write the township asking for an explanation of numbers.

There was discussion on the Borough's plans for the MS4 compliance. Manager Cook related that Engineer Sharrah has applied for a waiver on our behalf. We have not yet heard back if that waiver was approved. Since we are a small area with high population and coverages with outfalls identified, we could apply for the waiver. The deadline is September of this year with compliance within 180 days thereafter.

3/3/17 PA DOT – Traffic counting on Municipally Owned Roads will be conducted in the borough on Maple St. (alley) between N. Third and N. Fourth Streets. The program will be ran from March through June 2017. Manager Cook spoke with a contact given and explained this is an alley. They intend to conduct it there.

3/6/17 Conewago Township advises of their plan to proceed with the Plum Creek Community Park. The township is planning to construct a public recreation park and asks for our letter of support and any input we may have.

Councilmember Duvall moved a motion to send Conewago Township a letter of support for development of Plum Creek Community Park. Councilmember Calderone seconded the motion. Motion carries.

PUBLIC PARTICIPATION

The SAVES 2016 Emergency Services Report, prepared by Fire Chief Thomas Lawrence, Jr., was presented by President Andy Weaver. Highlights of the report for McSherrystown Borough was 1401 calls (311 Fire and Rescue/1090 EMS calls with an overall eleven percent decrease from the previous year). SAVES responded to twenty incidents in town during the snow storm. They staffed the station with staff and volunteers for three days straight and appreciated the assistance of Scott Cook and his public works during the process of keeping the roadways open for their twenty calls in town. The department continued with training, public program services at schools, etc.

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and reported on continued maintenance and replacement of equipment needed. They appreciate cooperation of officials and citizens of the Borough.

Weaver was thanked for the report and for the services of SAVES in our community.

REPORTS

Mayor Weaver expressed his thanks once again for the 2016 report and especially for their assistance during the blizzard saying that volunteers manned the station to keep up with calls for the duration of storm. He added that SAVES does save us lots of money.

In the absence of Police Chief Woods, Mayor noted that he had submitted his report for the month of February. That report included 107 calls for police services. There were 4 criminal arrests and 17 summary arrests. Patrols traveled 2,303 miles, using 245.5 gallons of fuel and averaging 9.3 mpg.

Manager Cook's report for the month of February included cleaning, degreasing and servicing Ferris #2 & #3, Kubota mower, John Deere mower and 464 tractor. Cleaned, degreased and serviced push mowers, string trimmers, skid loader, backhoe, blacktop roller and air compressor. Dug open and replaced sewer cleanout in Borough Office parking lot. Hanover Borough jetted the line and used the camera to identify problematic areas. The stone parking lot area at Fairview Avenue was fixed. Storm debris was cleaned from the top of all catch basin lids. Trash containers were emptied at the parks and Borough offices. Daily maintenance and repairs was performed on police vehicles and borough vehicles and equipment. Snow was plowed, streets were salted and cindered as needed. Snow was cleared from sidewalks and salt applied. Gasoline usage totaled 175.8 gallons, diesel usage was 19.3 gallons and SAVES used 252.3 gallons of diesel and 16.2 gallons of gasoline.

Cook reported that we had adopted the Uniform Construction Code in 2004. There is an agency called ISO that audits the building permits. They were recently here auditing his 2016 permits. In the past we were given a class five identification but now reclassified as a nine. This is due to Labor and Industry failing to adopt their code by 2009. This only affects new building and their U & O. Cook says that this shouldn't be a big issue and that hopefully this gets resolved and we get a lower classification.

The street sweeper is to be delivered next week. According to Cook, he and Councilmember Forbes went to look over the sweeper and said they went above and beyond compared to when they first saw it.

Solid Waste Committee Chairman Calderone announced the Electronics Recycling to be held on April 1st from 8 a.m. till noon at the Public Works. Additional information is available at the Borough Office.

Notification has been given to residents as a notice on their recently mailed garbage invoices and is available on our website.

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Highway Committee Chairman Bolton had no report but Manager Cook advised that there is an upcoming meeting for Eisenhower Extension and he is unable to attend. He will be updated on the results of that meeting and report next month.

Sewer Committee Chairman Duvall questioned if the engineer is reviewing the tapes and when we can expect to have his findings report. Manager Cook has contacted him and the report will be here for our April meeting.

Buildings and Grounds Committee Chairman VonSas had no report. Manager Cook related that there was problematic sewer issues at the Borough Offices and the sewer clean out was replaced. While dug up, Hanover Borough flushed the sewer lines and used their camera to determine two areas with defective clay pipe. At some point Cook says that the line will need to be replaced and the entire parking lot repaved as the main storm sewer runs under the building and cracks appear on the lot.

Civil Service Committee Chairman Bolton says that the article of agreement with Freeman has been reviewed.

Solicitor Campbell reported that he made changes following review of the prior agreement made years ago here with another officer. His research found that state law says two years required to work once the employee becomes certified. At the last meeting council had requested an agreement for three years. There was also another questionable section of the law that he had contacted Mayor Weaver about and that was paying wages while attending the schooling.

Mayor Weaver explained that we are paying Freeman as an uncertified officer while attending school and that he will not be out on the street making any arrests during this time. That is the difference. Campbell says that the council needs to decide if the change he made to the two years required by law is acceptable.

Councilmember Bolton moved a motion to approve the Agreement with Kyle Freeman as written and presented. Councilmember Forbes seconded the motion. Motion carries.

Solicitor Campbell reported that the bond has been finalized for the Sheaffer/McKinsley Heights subdivision. It was okay as revised and corrected page was received was inserted.

The solicitor has reviewed the proposed Franchise Renewal with Comcast. He commented that the Borough would continue to receive the five percent fee, that it is a ten year renewal and wanted to point out something he read and was confused about. There is a section, 12.2.1 referring to Non-exclusive giving this outfit the opportunity to match a competitor. He found this to be confusing.

With there being no other known competitor in this area at this time, council had no issue with this section. There is no reason not to enter into this renewal as satisfied with their service.

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Councilmember Bolton moved a motion to approve the Franchise Renewal with Comcast. Councilmember Niedererr seconded the motion. Motion carries.

OLD BUSINESS

Secretary Boring has received the information from Joint Bidding with Hanover Borough. At the joint bidding held February 22, 2017, Councilmember Bolton had moved a motion to accept the low bids as approved, accepted and following suit of Hanover Borough. Councilmember Forbes seconded the motion and the motion carried. The bids accepted were as follows:

Paving Materials

FOB Plant

TO: York Materials Group LLC

Pre-mixed Bituminous Concrete

ID2 Surface Course SRL Type “M”	\$ 51.35 ton
Pre-mixed Bituminous Stock Pile Material	\$102.00 ton
Bituminous Concrete Base Course BCBC	\$ 43.55 ton
9.5 mm Superpave Surface Course	\$ 49.85 ton
19 mm Superpave Surface Course	\$ 44.90 ton
25 mm Superpave Base Course	\$ 44.45 ton

TO: Vulcan Construction Materials, LP, Hanover

Crushed Stone

Screenings (AASHTO 10)	\$10.50 ton
PA 2A stone	\$ 7.45 ton
Sand & Crushed Stone Anti-Skid Type 2	\$11.50 ton
1B Stone (ASSHTO#8) & HE6 Stone(#9)	\$12.25 ton
2B stone (AASHTO#57)	\$11.20 ton

Delivery – full truck load to McSherrystown Borough \$ 1.75 ton

TO: Talley Petroleum Enterprises, Inc., Grantville, PA

Regular Lead-Free Minimum 87 Octane Gasoline \$1.6764 gal.

TO: Petro Choice, Riddlesburg, PA

#5-20 Motor Oil Universal Multi-Grade (55 gal. drums) \$4.73 gal.

TO: PPC Lubricants, Ind., Jonestown, PA

#15W-40 Motor Oil Universal Multi-Grade (55 gal. drums) \$6.85 gal.

TO: Shiple Energy Company, York PA

Diesel #2 Straight Run \$1.8493 gal.

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TO: American Rock Salt LLC, Mt. Morris, New York (5/31/17-5/31/18)
Snow & Ice Rock Salt in Bulk (delivered)
Before 7/1/17 - \$70.70 ton; Before 10/1/17 - \$70.70; After 10/1/17 - \$70.70

TO: Sherwin Williams Paint Co., Hanover
Water Borne Traffic Paint

White Paint in 5 gallon pails	\$13.99 per gallon
Yellow Paint in 5 gallon pails	\$14.99 per gallon
Blue Paint in 5 gallon pails	\$14.99 per gallon

NEW BUSINESS

Approval to pay expenditures as listed was given on a motion moved by Councilmember Bolton, seconded by Councilmember Calderone. Motion carries.

Mayor Weaver announced that the next Safety Committee meeting here with the fire company is May 10th at 9 a.m.

Adjournment was declared at 8:01p.m. on a motion moved by Councilmember Bolton, seconded by Councilmember Calderone. Motion carries.

Luanne M. Boring
Borough Secretary