

Minutes – May 10, 2017

McSherrystown, Pennsylvania

Council of the Borough of McSherrystown met at 7:00 p.m. on Wednesday, May 10, 2017 in the Municipal Building, 338 Main Street, McSherrystown, Pennsylvania with Patricia McKim-Bortner presiding.

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

Minutes of the regular meeting held April 12, 2017 were approved on a motion moved by Councilmember Bolton. The motion was seconded by Councilmember Calderone. Motion carries.

The Financial Review and Budget Analysis reports were presented by the treasurer. There were no questions of those reports. She noted that she had prepared and distributed a memo to the board with updates on outstanding and liened accounts. The totals have decreased from last year's report, as we are working with the solicitor's office for collection. Four of the nineteen properties are in bankruptcy. One property is scheduled for Sheriff's Sale on May 19th. Several times throughout the year delinquent letters are sent by the solicitor's office on those four quarters past due.

Communications noted included the following:

5/2/17 ACBA meeting will be held May 15th at 6:15 p.m. at the Pike Restaurant. Guest speaker Adams County Emergency Services Director, Warren Bladen. Councilmembers Bolton and Calderone will be attending.

5/3/17 DCHS Music Association Permit application, fee and liability certificate have been received. The carnival is scheduled for Monday, June 12 through Saturday, June 17 from 6 to 10:30 p.m. A copy of the letter was given to Chief Woods, Mayor Weaver and Manager Cook. They have amended their original letter to include a Saturday special event to be held there from 2 to 5 p.m. That event was approved here at the February 8th meeting. The 600 block of South Street will be closed to traffic during the event.

Councilmember Bolton moved a motion to approve the DCHS Music Association carnival application as amended. Councilmember VonSas seconded the motion. Motion carries.

5/8/17 PA DEP MS4 Program information update. Manager Cook says he had faxed over the letter to our engineer, that we are still waiting on waiver as to whether or not

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approved by DEP. We will be pushed for time to complete an application for a permit if the waiver is not approved. The deadline is September 16, 2017.

5/8/17 Letter of resignation – Douglas Duvall. President McKim-Bortner received the letter and read it aloud saying that due to unforeseen job change and consequent relocation, he is officially resigning as of this date, May 10th. She said that he is relocating to Florida.

Councilmember Bolton moved a motion to accept the resignation of Douglas Duvall. Councilmember Calderone seconded the motion. Motion carries.

Councilmember Forbes says he spoke to Duvall who indicated he refunded his pay of \$250 to the Borough for this year. Treasurer acknowledged receiving the check from Mr. Duvall this week. Duvall was thanked for his service and wished the best of luck.

Councilmember Bolton moved a motion to advertise for a replacement for council member. Councilmember VonSas seconds the motion. Motion carries.

Solicitor Campbell advised that no advertisement is necessary, that you accept letters from interested qualified electors. A special meeting will be needed because our next meeting is more than thirty days from this date.

Council will hold a special meeting for Wednesday, May 31st at 7 p.m. That meeting will be advertised.

PUBLIC PARTICIPATION

Emily Cramer, 623 Main St. came before the board concerning patches on the road in front of her house as a result of Columbia Gas digging. Tractor trailers are especially problematic hitting those patches and causing photos and shelves to fall off the wall in her house. Their TV volume must be turned up in order to hear it. On April 5th she contacted Councilmember Bolton and he in turn contacted Manager Cook and they were able to have it repaired within three days. By April 17th it was breaking apart again.

Manager Cook says he had contacted local Columbia Gas representative who had it taken care of. They will be working in another area in town in the coming two to three weeks and he will get that on their schedule. As far as Main Street, they are working under a Penn DOT permit which is normally for one year.

REPORTS

Mayor Weaver attended the public safety meeting here today with SAVES. He reported that the next meeting will be held here on July 12th at 9 a.m.

The mayor thanked the two part time officers for their time spent here with us.

Police Chief Woods submitted his report for the month of April which included 125 calls for police services. There were 10 criminal arrests, 13 summary arrests and 4 parking

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tickets issued. Patrols traveled 2,540 miles, using 277.7 gallons of fuel and averaging 9.1 mpg.

Woods reported that the two part time officers accepted full time positions. We did receive six applicants with Act 120 with our recent advertisement. With the three officers here at this time and going into the busy time of the year, he expressed concern for lack of coverage. Chief says there was a state study done and received here last November and that study had not been discussed. He questions the direction we are taking here.

Councilmember Bolton says he understands the mayor has the discretion to appoint a provisional full time officer.

Chief acknowledged that part time officers was not a good idea as we equipped and trained them with nothing out of him because they move on to full time elsewhere. Freeman will graduate from the academy on June 22nd. We expect to receive seventy-five percent of the cost of reimbursement for the academy and forty percent for his salary.

Mayor Weaver acknowledged that from 2006 to 2010 we had five full time officers. He says we need a commitment of five full time officers before he thinks about Huntingdon, as he will not hire on stop gap.

Mayor added that there is a bill at the state to assess costs for state police if you do not have a full time department.

Chief Woods referred to the study saying that shows you need 6.6 officers for 24 hour coverage.

Councilmember Bolton will have a list together by next meeting, as it was agreed to have testing done within the next three weeks.

The special meeting to be held on May 31st will also include a work session to discuss budget situation. Bolton says there are grants available for infrastructure when looking to sewer situation.

Manager Cook's report for the month of April included overseeing the E-cycling drop off at Public Works and delivery of items to Penn Township. Building a new pitchers mount on the little league and pony fields and repaired the door jamb on the recreation shed. Street sweeping began, with setting out of no parking signs for sweeping and spraying for weed control. Trash containers were emptied at the parks and Borough offices. Daily maintenance and repairs was performed on police vehicles and borough vehicles and equipment. Mowed and maintained all recreation areas as needed. Dragged and lined all ball diamonds as needed. Gasoline usage totaled 133.3 gallons, diesel usage was 90.0 gallons and SAVES used 325.3 gallons of diesel and 41.5 gallons of gasoline.

Cook has been notified by Adams County Planning that funding in the amount of

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\$12,700 is available for the roofing project at the senior center. Cook is requesting permission to proceed with the project which has been budgeted.

Councilmember Bolton moved to approve to proceed with the roof project at the senior center. Councilmember Niedererr seconds the motion. Motion carries.

The transmission was replaced in the 2006 Explorer as it lost reverse. A remanufactured transmission was installed for \$3,728 with a three year unlimited mileage warranty.

Under Safety Committee, Mayor Weaver reported that SAVES personnel expressed concern for danger of oxygen tank cylinders sitting on a porch on N. Sixth St. The matter will be turned over to Chief Woods.

Highway Committee Chairman Bolton reported that the street sweeper is out and running well. He thanked the crews for cleaning the streets.

Chief Woods added that the department did not have to write as many tickets as in previous years. He thanks the residents for their compliance.

Under Sewer Committee Manager Cook reported receiving the engineer report on the sewer today. The report includes seventy photos. He will speak to the engineer and have a detailed report at the next meeting.

Planning and Zoning Committee Chairman Forbes is still waiting on information to deal with lighting in the developments without street lighting. He contacted Conewago Township for their regulations and General Codes is researching for us.

Zoning Officer Cook handed out report of his monthly enforcements. Cook spoke of vacant property at 138 Main Street that has not yet been mowed. Last year council approved to go in and mow and at that time they were cited. Same thing is happening again this year where the grass is two feet high. The trust company that was invoiced from this office did not pay here and he is unsure of the magistrate filing. Cook asks for approval once again to mow the property.

Solicitor Campbell asked that we get that information to him and he will write a letter and advise the bank trust of the situation and outstanding issues.

Cook also spoke of the condition of the vacant property at 12 N. Sixth Street that was discussed at the safety meeting this date with SAVES.

Solicitor Campbell has prepared a draft ordinance to include tobacco free parks and at the same time addressed alcoholic beverages use at the recreation park only with special permit at Senior Community Center. A copy was presented to council for consideration.

Councilmember Bolton moved a motion to approve to advertise the ordinance amending recreation regulations as presented. Councilmember Calderone seconded the motion.

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Motion carries.

The solicitor also researched requirements for mandatory lighting in developments. He obtained a Conewago Township ordinance online relating to zoning but did not say mandatory.

Manager Cook had an actual ordinance from the township from 1989 which was different from that which the solicitor found on line and gave it to the solicitor. It requires the lighting and maintenance.

NEW BUSINESS

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

Councilmember Bolton spoke of the Sample Resolution for Opposing Elimination of the Community Development Block Grant Program (CDBG) that he brought here for consideration.

Councilmember Bolton moved a motion, seconded by Councilmember Calderone, to adopt the resolution opposing elimination of the CDBG. Motion carries.

Bolton brought some awards/certificates with him tonight that he recently received thanking citizens for allowing him the opportunities to serve. He received the Anthony J. Defilippi Government Affairs Service Award, a Certificate for Comprehensive Training for Municipal Administration and a Commission from Governor Wolf to the Advisory Council on Rural Affairs.

Bolton will be reporting on the PSAB conference that he just attended.

Adjournment was declared at 8:37 p.m. on a motion moved by Councilmember Forbes, seconded by Councilmember Calderone. Motion carries.

Luanne M. Boring
Borough Secretary