

LEWISBERRY BOROUGH COUNCIL MEETING

TUESDAY SEPTEMBER 7, 2010

The meeting was called to order by David Raugh leading in the Pledge of Allegiance to the Flag.

MEMBERS PRESENT

David Raugh, President; Sandra Griffith, Vice President; Mark Keener, Daniel Soltis, Nora Sowers, Edward Farr and Mary Pelton

Also Present: Mary Ellen Banks, Borough Manager; Steven Miner, Solicitor

Matthew Kiner, Mayor was absent with excuse.

PUBLIC PRESENT

Jerrith Shultz, Zoning Officer

John Snyder, Newberry Township Police Chief

Patrick Groft, Resident

Allison Dougherty, Patriot News

David Lyons, Travis and Amanda Fuhrman, Doug Morrow and Brad Wright; Lewisberry Fire Company

RECOGNITION OF PUBLIC

• Lewisberry Community Fire Company Business

- Daniel Soltis and Mark Keener, Council's liaisons for the merger stated everyone involved is seriously considering this merger not for short-term; but for the long-term. The next merger meeting is on September 23rd @ 7:00 pm at the Fairview Township Building and these meetings are open to anyone.

- Travis Fuhrman presented the August's Fire Report and informed Council all the line officers and administrative positions are once again filled. The Chief's truck was sold to Monaghan Township Fire Company and the Attack 29 is also now for sale.

- Douglas Morrow presented the status of the Fire Company's current finances explaining the company has made agreements with all the vendors owed to pay the invoices monthly. The Grant information required was forwarded to the State; therefore, the Grant funds will be released within the next six to eight months. The local vendors paid in full were J & W Hardware and Donlevy's. Fire and Rescue has lowered their invoice through negotiation with no interest and York County has agreed to a four (4) year payment plan. Currently the general fund has a balance of \$18,224.60. He stated tomorrow he is to receive the books for the Relief Association. There are fundraisers planned and the propane tank will be replaced for the kitchen. Mary Pelton stated the Fire Company and Fire Police did a great job at the Library Chili Cook-off and at the 4K run for Newberry Police Department. Edward Farr also stated the Company is doing a good job and Daniel Soltis stated they have made incredible progress. Doug also stated the Newberry Township donation has been released; however, to receive it the company must submit bills for payment.

- Brad Wright stated Jennifer Cassada, former President of the Fire Company has moved out of State. Jennifer was also the Newberry Township and Lewisberry Borough's EMC. Brad has taken over as the Newberry Township EMC for York County and delivered papers to the Borough Manager to have a background check completed. Once this check has been received with positive results, Council will appoint Brad Lewisberry Borough's EMC.

• Chief Snyder of Newberry Township Police Department reported the following:

- The 4-K race was very successful.
- There were (27) incidents in the Borough in the month of August.
- Trick or Treat will be Thursday, October 28th in the Borough of Lewisberry.
- Sandra Griffith thanked the Chief and the Department for his help at the Library's Chili Cook-off.
- Chief Snyder explained there have been a large number of thefts from vehicles and burglaries close to the Borough.

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SOLICITOR'S REPORT

- Steven Miner presented the following:
 - In the three previous meetings there have been discussions on the International Property Maintenance Code which has been advertised in the York Dispatch for possible adoption tonight. Sandra Griffith stated she did not see much difference than what the Borough already has in place and is against adopting all of this code; she further stated the problem with these properties is no one is enforcing the present ordinances. David Raugh stated there are blighted properties in the Borough and this will assist Council in improving these properties. Daniel Soltis will review the code book and report to Council in the October meeting to possibly adopt part of the code. Discussion ensued.
 - Edward FARR made a motion which was seconded by Mark KEENER to adopt the Identify Theft Prevention Program Policy as developed by Steven Miner with changes and corrections by the Lewisberry Borough Electric Biller, Mary Jo Keener. Motion carried, 7-0.
 - Steven Miner further reported as requested by Council on a possible windmill banning ordinance. As he explained, the Borough already has a height restriction ordinance and David Raugh inquired if he felt this was sufficient. Steven stated he does not recommend anything additional at this point. Council's consensus is not move forward with this issue.

APPROVAL OF MINUTES

- Mary PELTON made a motion which was seconded by Nora SOWERS to approve the minutes of the July 6th and August 2nd, 2010 meetings with a correction in the August minutes stating the Library Chili Cook-off date should be August 7th. Motion carried, 7-0.

INVOICES AND RECEIPTS

- Sandra GRIFFITH made a motion which was seconded by Daniel SOLTIS to approve the General Fund, Electric Fund, Road Fund and Building Maintenance Reserve Fund invoices for payment. Motion carried, 7-0.

COMMISSION AND BOARD REPORTS

Zoning Officer Report

- Jerry Shultz stated Kathy Weems Zoning Permit for a barber shop has been approved and she will be open shortly.

Mayor's Report – Matt Kiner Not Present

Road Commission

- Daniel Soltis reported on the Front Street situation stating the committee had planned to get together; however, has not been able to arrange this. He stated William Thompson informed him all involved are in agreement if it is necessary to go behind the properties to solve this problem. Steven Miner once again stated this situation will allow the Borough to use public money to correct this problem since it has a public purpose which is safety. Daniel stated he also will inquire of the Lewisberry Sewer Authority for assistance in solving the problem and request help with funding the project.
- There is a course available on Traffic Signage Changes.

Electric Commission

- David Raugh reported on the following:
 - PMEA Conference will be September 29th and William Thompson and he are attending.
 - He has notified Kevin Sorenson to replace the poles at the Community Building since the insurance check has been received. The old pole will be stored at the Park Building.
- Mark Keener stated the following:
 - He will purchase four (4) additional meters for inventory.
 - Kevin Sorenson will repair Robert Smith's electric problem.

LEWISBERRY BOROUGH COUNCIL MEETING

TUESDAY SEPTEMBER 7, 2010

COMMISSION AND BOARD REPORTS, CONTINUED

Library Commission

- Sandra Griffith stated the Annual Chili Cook-off was successful and there will be a sub sale next Wednesday, September 15th.

Insurance Commission – No Report

Park Commission

- The Borough had a request to have Pony Rides for a Birthday Party; Council gave permission.
- David Raugh reported the following:
 - There was an electrical problem at Borough Building which Jerry Shultz repaired. He is also repairing the drywall in the front right corner of the building.
 - The Borough is required to have a plumbing/filtering system at the Park Building. In addition, there have been numerous problems with faucets, etc. Daniel Soltis stated Patrick Groft is interested in assisting the Borough with maintenance for the Park Building and the Community Building; however, he would only be available during the evening. No decision made.
- Mary Pelton stated she talked with Scott Perry's Office and was told to inquire through Todd Platt's office for assistance with applying for a grant to repair the Borough Park Building. David Raugh then read an email which was received from Todd Platt's office stating some grants are available; if anyone is interested in working on a grant, please let him know.

Redland Community Building Commission

- Currently the Redland Community Building Commission is comprised of Edward Farr and Matt Kiner. Daniel SOLTIS made a motion which was seconded by Mary PELTON to appoint William Thompson and Robert Griffith to this Commission. Motion carried, 6-1 with Sandra Griffith opposing. David inquired if there are any volunteers for the one vacant position on the Commission; there was no response.
- David Raugh stated:
 - There has been a problem with the plumbing/filtering system in this building; therefore, it has been disconnected temporarily and the water fountain turned off. The Borough purchased drinking water for the Library, Medical Center and Redland Action Corporation.
 - The pole replacement should be completed within the next couple of weeks.
 - Penn Waste stated it would not be possible to put a small dumpster behind the Community Center because of the weight of the trucks necessary to pick up. The Borough will send letters to all tenants explaining the Borough will not be furnishing trash bags going forward.
 - Per council's request in the August Council Meeting, Steven researched the rent increase issue for the Community Building explaining according to the lease, it is not appropriate to increase rent at this time. The Redland Community Action Program is required to pay rent based on a statement determined by the operating costs of the facility. This increase can only occur sixty (60) days after the end of the calendar year. There will be an analysis completed of the 2010 expenses which will be presented to Redcap in early 2011. Discussion ensued.
 - Edward FARR made a motion which was seconded by Mary PELTON to instruct the Electric Biller to make the Redland Community Building a gratis account.

OLD BUSINESS

- The Budget Committee Schedule is September 30th, October 26th, November 16th @ 6:00 pm.

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TUESDAY SEPTEMBER 7, 2010

OLD BUSINESS, CONTINUED

- Further discussion concerning the Sinsabaugh Property ensued. Dan Soltis stated if a Council member has a problem with this property or any other property, they should bring a copy of whatever ordinance is being violated to the Council meeting for discussion.
- All Council Members were given a Millage Study Report. David Raugh stated his opinion is the Borough will have to raise taxes; however, it is a matter of what percent Council decides to raise the taxes and the Budget Committee should make this recommendation.

NEW BUSINESS/COMMUNICATIONS

- Mary Jo Keener, Electric Biller sent an email informing Borough Manager a resident on Heck Hill has an outstanding trash bill. Steven Miner stated the Borough can make the decision to not collect his trash after sending a letter stating this fact and then can further send to the District Justice or Collection Agency.
- Borough Manager researched properties along Lewisberry Road concerning trash collection with Penn Waste. The business located there has a dumpster; however, the resident does have collection by Penn Waste. Steven Miner explained the Borough can bill for back payments of up to four (4) years trash collection; therefore, Mary Jo, Electric Biller will be instructed to bill this resident for the last four (4) years and going forward.
- West Shore Recreation Commission August 4th Agenda & June 8th minutes area available for review.
- PSAB Fall Leadership Conference in Gettysburg is on October 15-17, 2010 if anyone is interested.
- Borough Manager explained in 2011 the Borough must issue 1099's for all vendors.
- Allison Garvey, Patriot News Reporter stated she would like to take Council members picture at the October meeting for the newspaper's files.
- Mary Pelton stated the monument bushes need trimmed and she will contact the Borough lawn maintenance company to do so.

ADJOURNMENT TO EXECUTIVE SESSION – LEGAL

- Edward FARR made a motion which was seconded by Daniel SOLTIS to adjourn the meeting to Executive Session for Legal Discussion. Motion carried, 7-0.