

LEWISBERRY BOROUGH COUNCIL MEETING

MONDAY, MAY 2, 2011

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; Matthew Kiner, Mayor; Mark Keener, Nora Sowers, and Mary Pelton

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

PUBLIC PRESENT

Officer Scott Tyson, Newberry Township

Allison Dougherty, Patriot News

William Thompson, Electric Commission

Robert Smith, Resident

Ann DeWitt and W. Thomas Brown, US Postal Service

Jerry Shultz, Zoning Officer

Travis Fuhrman, Dennis Beck, Donna and Geoff Coder, Richard Kauffman, Henry Hartman; Lewisberry Fire Co.

RECOGNITION OF PUBLIC

- Officer Tyson of Newberry Township Police Department reported there were eleven (11) incidents in the Borough in the month of April.
- Lewisberry Fire Company:
 - Travis Fuhrman, Fire Chief reported on the following:
 - April's Fire Report
 - Discussed severe weather in the month of April.
 - The TMI drill has been completed and FEMA reported no problems.
 - The ladder truck is now listed with Fenton Fire and the price has been reduced.
 - The 1999 Ford Crown Victoria has been returned to the person that donated it to the Fire Company in order to further reduce expenses.
 - The Company now has a full staff of officers and membership has increased. In addition, they conduct training every Wednesday.
 - Geoff Coder, Treasurer, reported the following:
 - April's financial report.
 - A packet was given to the Borough Manager for the items requested in January of this year. Geoff explained a majority of the information requested is included in this packet; however, there are some missing items.
 - The Company received their food license on Thursday, April 28, 2011.
 - Mark Keener inquired if there was any new information from the Auditor General's office on a time frame when the investigation will be completed. Travis stated he was told to check in the beginning of May as to when an arrest will be made; therefore, if he receives any additional information, he will inform the Borough Manager.
 - Geoff informed Council they changed the by-laws of the Relief Association preventing a person from being able to sign checks on both the Fire Company and Relief Association accounts.
 - David Raugh questioned once again when the Fire Company has been told the Relief funds would be released. Travis explained they will be released upon a conviction of the person which he stated will not be long.

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RECOGNITION OF PUBLIC, CONTINUED

- The Lewisberry Postmaster, Ann DeWitt attended the meeting per David Raugh's request per the discussion in April's Council Meeting concerning mailboxes on Front Street. She explained the carriers are not permitted to exit their vehicles to deliver mail. Steve Miner explained he understood if the residents would petition the Post Office, there is a possibility they would hand-deliver. Ann explained the post office is eliminating free boxes which are called e-boxes. Discussion ensued concerning cluster box units which could be a possibility. Normally cluster boxes are used in developments where the developer would pay for this installation and the cost could be \$300.00 to \$400.00. Sandra Griffith stated she does not think this expense should be the Borough's. Mark Keener stated he would like to avoid the 5-gallon bucket with concrete which is not only an eye sore, but an obstruction for motorists and pedestrians. In addition, the mail carrier will find it difficult to deliver mail on Front Street due to cars parked on both sides. Steve Miner stated Council's choices are 1) to adopt an ordinance restricting boxes on Front Street, 2) Each resident must pay for a P. O. Box, or 3) The Borough will purchase the cluster units necessary and access a one-time fee per resident. This issue will be tabled until the June meeting.

SOLICITOR'S REPORT – NO REPORT

APPROVAL OF MINUTES

- Sandra GRIFFITH made a motion which was seconded by Mary PELTON to approve the minutes of the March 7, 2011 Meeting. Motion carried, 5-0.
- Sandra GRIFFITH made a motion which was seconded by Mark KEENER to approve the minutes of the April 4, 2011 Meeting. Motion carried, 5-0.

INVOICES AND RECEIPTS

- Mark KEENER made a motion which was seconded by Mary PELTON to approve the General Fund, Electric Fund, Road Fund and Building Maintenance account invoices for payment. Motion carried, 5-0.

COMMISSION AND BOARD REPORTS

Zoning Officer Report

Jerry Shultz stated he has written one (1) permit in the month of April. There is a resident that may need a variance. Discussion ensued. Jerry will contact the resident and explain the cost and process for a variance. Mary Pelton and Nora Sowers discussed an individual that is planning on installing a drive way in the Borough. Jerry will contact the resident and inform him he must submit a plan and also pay a fee before beginning.

Mayor's Report – Matt Kiner

- Nora Sowers and Mary Pelton both reported debris and cars without registration on Spruce Street; therefore, Matt will do a review of all property in the Borough.
- York County Conservation District MOU (Memorandum of Understanding) information was received by the Borough. Byron Trout of Gordon Brown's office advised the Borough not to enter into this agreement.
- Matt explained the certified letter received from DEP stating the Borough is required to pass a stormwater management ordinance. (MS-4) Mary Ellen Banks stated the Borough has an exemption from DEP and will produce the appropriate paperwork.
- Matt reported on the progress on the Konevich Property explaining there are now only two (2) vehicles and both are licensed. Nora Sowers stated there are still items including a refrigerator on the porch. Matt will include this property in his review.

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COMMISSION AND BOARD REPORTS, CONTINUED

Road Commission

- The Liquid Fuels from the State for \$9,894.43 was received on 4/29/11.
- David Raugh stated according to Byron Trout of Gordon Brown's office Council must pass a resolution in order to apply for the Block Grant with York County. Sandra Griffith, Mary Ellen Banks and himself met with Byron to discuss the grant. Sandra GRIFFITH made a motion which was seconded by Mary PELTON to apply for a Block Grant from York County to complete the Front Street Project. Motion carried, 5-0. David explained we will be notified in August if we received the Block Grant; however, we will not receive the monies until 2012.
- Discussion ensued concerning the Block Grant and the financing of the Front Street project. Mark Keener stated we raised taxes and electric rate in order to repair Front Street; therefore, we need to do something as soon as possible. Mary Ellen Banks stated she was told to remove Front Street project from the budget except \$5000.00 in the Electric Fund; the increases were to cover other expenses and help with the deficit. Consensus of Council is to contact JR's Driveway Services to do temporary repair. David and Mark will work together on this project. Sandra GRIFFITH made a motion which was seconded by Nora SOWERS instructing David and Mark to gather at least two bids to temporarily repair Front Street; if either is under \$4,000.00, the President has the authorization to contract with this company and begin the work. Motion carried, 5-0.

Electric Commission

- David Raugh received information from several Boroughs concerning disconnects and health issues. Mary Ellen Banks will develop the language to add it to the electric regulations. Steven Miner explained once approved, it can be made effective the following month for new accounts; however, the Borough should give notice to all other accounts by the end of the year.
- William Thompson explained to Council he and David attended a meeting concerning the AMP Freemont Energy Natural Gas Generation Project. He further explained the Borough has the option to purchase into this project at a cost of \$88.00 per megawatt to \$27.50 in 2015. We are currently purchasing electric at market value. He has provided the sample resolution and the contract for Steven Miner to review and he will further research the technical information. If the Borough would have participated in this project last year the savings would be approximately \$2,600.00.
- Mary Ellen Banks informed Council \$202.89 was sent to the State for Unclaimed Property from 2010. This also should have been completed on an annual basis even for zero unclaimed property. The State has waived all penalties for those that filed timely in 2011 (for 2010).
- Council all received the new recycling information and Nora, Mary and David will walk door-to-door rather than sending. This will also be available in the post office and library.
- A refund of \$398.88 was received from AMP for Phase 1 Hydroelectric Development Fee.
- Kerry Wilson was not selected as a finalist for the AMP scholarship for 2011.
- Mark Keener explained the mower at the Post Office accidentally destroyed the guy wire on the electric pole. Dubbs Electric repaired this and once his invoice is received, it will be re-billed to the Post Office.

Library Commission

- Sandra Griffith explained a person was suggested as the Fairview representative; therefore they hope to have this recommendation for Council by the June Meeting.
- David Raugh explained the problem for the missing ceiling tiles in the library which was due to a roof leak. The leak has been repaired; however, he wanted to ensure all insulation, etc. had dried before replacing the tiles.
- Mary Ellen Banks explained a family would like to do a monthly donation through the Food Bank and has asked to store items in the attic which they would access only during normal library hours. Council has no problem with this.

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COMMISSION AND BOARD REPORTS, CONTINUED

Insurance Commission

- Mary Ellen Banks reviewed the Annual Meeting with the Insurance Company. The Workmen's Comp premium will increase by 5% and the Liability by 2%.
- The Workmen's Comp annual meeting Report was also reviewed by Mary Ellen Banks and David Raugh that attended. As Council is aware, there are three items the Borough has requested of the Fire Company per requested of this auditor.

Recreation and Grounds Commission

- David Raugh explained the Dolan Contract for the Furnace Maintenance at the Borough Park was received; however, he will request a quote from Thomas Doherty for the Borough Park and also the two units on the Community Building roof.

Lewisberry Community Building Commission

- David Raugh explained Patrick Groft will be maintaining the wall air/heat units; therefore, the Borough purchased a shop vac for this purpose and other maintenance within the building.
- The Redland Valley Bible Church will be doing volunteer work on May 7 or 14 and will be washing windows in this building and pulling weeds in the playground.
- Redcap has requested the Borough return the meeting room to the state it was in after our Council Meeting. If everyone would assist, it would be helpful.

OLD BUSINESS - Nothing

COMMUNICATIONS RECEIVED

- APPA Meeting Invitation
- York County Planning Commission Annual Dinner Meeting & Commission Award (5/25/11)

NEW BUSINESS

- David Raugh explained David Iddings reported the storm drain by his property was damaged during the 4/16/11 storm. Discussion ensued.
- York County Planning Commission Directory for 2011 was received and the 2010 is available.
- Waggoner, Frutiger & Daub DCED 2010 Municipal Audit and Financial Report for 2010 is available for review.
- Newberry Township is willing to do street sweeping in the Borough for \$75.00 per hour.

ADJOURNMENT

Mary PELTON made a motion which was seconded by Nora SOWERS to adjourn the Meeting. Motion carried, 5-0.