

**Dallastown Borough  
175 E. Broad Street  
Dallastown, PA 17313  
October 9, 2012 – 7:00 PM  
Council Meeting Minutes**

**CALL TO ORDER**

The October 9<sup>th</sup> meeting of the Dallastown Borough Council was called to order by Council President, Ronald Smith, followed by prayer, pledge of allegiance and roll call.

**MEMBERS PRESENT**

Ronald Smith – President  
Richard Bogart – Vice President  
Tomas Metz – President ProTem  
Quay Markel  
Bernell Kohler  
Gina Smith  
Karen Hoyt-Stewart

**ALSO PRESENT**

Connie Stokes – Borough Manager  
David Jones – Stock & Leader - Solicitor  
Steve Malesker – C.S. Davidson - Engineer  
Richard Resh – C.S. Davidson  
Sgt. Peter Montgomery - YARPD

**ABSENT**

Terry Meyers – Mayor – in hospital

**ANNOUNCEMENTS**

- October 12-14 – PSAB Fall Conference at State College
- October 13 – Open House for Fire Prevention Week at Rescue Fire Co – 9:00 AM to 2:00 PM
- October 18 – 7:00 PM – Halloween Parade
- October 22 – Budget Meeting
- October 27 – Witch Watch/Trick or Treat – 6:00 to 8:00 PM
- November 3 – Christmas in Dallastown 9:00 AM – 3:00 PM
- The Fall/Winter Newsletter has requested contact information for all residents in preparation for implementing an emergency call system.

**APPROVAL OF 9/10/12 MEETING MINUTES**

Mr. Bogart suggested that Richard Resh of C.S. Davidson be listed in the also present section of the minutes instead of as a visitor.

**Motion:** Mr. Metz moved and was seconded by Mr. Bogart to approve the 9/10/12 meeting minutes with change made concerning Mr. Resh.

**Motion carried 5-0 with 2 abstentions (Mr. Markel & Mr. Kohler).**

**APPROVAL FOR PAYMENT OF BILLS**

**Motion:** Mr. Markel moved and was seconded by Mr. Bogart to approve the payment of bills as presented.

**Motion carried 7-0.**

**APPROVAL OF FINANCIAL STATEMENTS**

**Motion:** Mr. Bogart moved and was seconded by Mr. Markel to approve the financial statements as presented.  
**Motion carried 7-0.**

**YORK AREA REGIONAL POLICE DEPARTMENT REPRESENTATIVE**

Sgt. Montgomery was present representing the YARPD. Congratulations were extended to Sgt. Montgomery on his recent promotion along with Sgt. Damon, Sgt. Good & Lt. Zech.

There was nothing new to report.

Visitor Joe Szmajda of 18 S. Park St. stated that his property was egged on Sunday and that this has been a problem in the area. Sgt. Montgomery stated that the police should be contacted in order to set a trend and that he will put it in the log.

**FIRE COMPANY REPORT**

Chief Ehrhart was not present.

**MAYOR’S REPORT**

A written Mayor’s report was received by all Council members.

**RECREATION ACTIVITIES**

- The Halloween Parade is the next Recreation event. Council was asked who was planning on riding on the Council float. Mr. Bogart, Ms. Smith & Ms. Hoyt-Stewart responded.
- Trick or Treat/Witch Watch is basically a police event. Mr. Bogart said he would help. Mr. Kohler stated that Fire Police will be at all major intersections.
- Karen Cunnings has the chair for Christmas in Dallastown. Recreation will have the vendors at the Fire Hall.

**VISITORS/PUBLIC COMMENT**

Brian – Kinsley Construction

Joe Szmajda – 18 S. Park Street, Dallastown

- Brian, supervisor with Kinsley Construction, was present to address concerns, safety and otherwise, the Borough had with the W. Maple Street Project. Brian stated that there were some things that were done that were unacceptable, such as large holes that were left over the weekend which posed safety issues. Some things weren’t able to be done due to gas & water main work being done. Council stated there were no issues with the water work which Kinsley did; the problem was with the concrete guys. Brian apologized and hopes to get things straightened out on their end for the next time. All of the work has been finished to everyone’s satisfaction.

Mr. Malesker stated that York County Planning would like to have the Application for Payment to Kinsley Construction by next week. The exact numbers are not in yet, but approval was needed from Council not to exceed the contract amount.

**Motion:** Mr. Kohler moved and was seconded by Mr. Metz to approve Application for Payment #1 to Kinsley Construction not to exceed the original awarded contract amount.

**Motion carried 7-0.**

The work done on Lawson can be added to the next Application for Payment.

- Mr. Szmajda was concerned with a statement that Richard Resh, of C. S. Davidson, made concerning problems in 2009 non-grouting. He wondered who approved the Application for Payment for that work. Mr. Malesker explained that it was a maintenance program which only required payment for grout as it was needed. Mr. Szmajda also asked if the Borough will be seeing the same problems with the work Tri-State did in 2010 & 2011. There were no real answers to his questions. The company, Pipe Services, who has the maintenance program now is very conscientious and provides much documentation on the work they've done.

**SOLICITOR'S REPORT**

- Concerning the Stormwater Ordinance #2012-575, a fee is still needed and advertising still needs to be done.
- There has been no further progress with the Amendment to the Mill Creek Inceptor.
- Concerning the Firefighter's Workman's Comp issues, the Corbin administration is working on it. It was recommended that the Borough proceed with getting quotes through the State's SWIFT program. There should be an increase of approximately 35%.

**ENGINEER'S REPORT**

- All work has just been completed on the W. Maple Street Project (Walnut to School), but the final walk thru still needs to be done.
- The PennDOT paving season is coming to an end, so anything requiring payment with liquid fuel monies must be done.
- Columbia Gas has replaced gas lines on the south side of E. Main Street from the 400 block east. They have been replacing the curb & sidewalks, but there are some quality issues with the work that was done. The Borough has met with Columbia Gas and Stewart & Tate, walking the entire length of the job site. Shellenberger Concrete is the contractor for the curb & sidewalk and must fix any deficiencies per Columbia Gas and Stewart & Tate. Attorney Jones is checking to see if the Borough has an Ordinance for Street Cuts that will hold Columbia Gas liable for any repairs should Shellenberger Concrete dissolve.
- Pipe Services has completed the maintenance projects for 2009 & 2012 and all the final grout figures came in at 5,025.5 gallons on Change Order #4 for \$75,057.50.

**Motion:** Mr. Metz moved and was seconded by Mr. Bogart to approve the payment of Contract Change Order #4 to Pipe Services in the amount of \$75,057.50.

**Motion carried 7-0.**

Pipe Services also repaired some deteriorating manholes which resulted in Change Order #5R in the amount of \$5,569.00.

**Motion:** Mr. Bogart moved and was seconded by Mr. Kohler to approve Contract Change Order #5R in the amount of \$5,569.00.

**Motion carried 7-0.**

Mr. Malesker also had the Application for Payment #3 to Pipe Services in the amount of \$79,148.40.

**Motion:** Mr. Metz moved and was seconded by Mr. Markel to approve Application for Payment #3 to Pipe Services in the amount of \$79,148.40.

**Motion carried 7-0.**

- A meeting was held on October 3<sup>rd</sup> between Connie Stokes, Richard Resh & Steve Malesker, representing the Borough, Tesra Schlupp from Pennvest and Sunil Desai from DEP to discuss financing for projects and the Colonial Park area. The scoring was not high enough for the S. Duke Street Pump Station to qualify for loans or grants. Also, there is no advantage in combining with another municipality. Mr. Desai was questioned as to why DEP is requiring the Borough to install public sewer in Colonial Heights within 5 years with this low ranking. A recommendation was made to submit new planning modules along with home inspections of at least 35% of the properties in Colonial Heights. If there is a low need, then the Borough could request that the installation time frame be delayed. Mr. Resh suggested that 50% be inspected and residents interviewed, concentrating on the older areas. Confirmation of sufficient capacity must be determined in the downstream pipeline system. Flow metering should be done to confirm existing flows. CBS Environmental Services submitted a proposal and scope of services for a one month period. The cost of the first month of wastewater flow metering work is \$4800 (this is a monthly cost) to CBS Environmental and \$1500 (lump sum) to C.S. Davidson for soliciting of the proposal, contract administration and confirmation of usable data. Also, C.S. Davidson will prepare and submit new planning modules and conduct a needs survey for a fee of \$12,000 total, plus an independent capacity study at a cost of \$9,000. Total cost would be \$27,300.

**Motion:** Mr. Markel moved and was seconded by Mr. Kohler to authorize items necessary for the new planning module and survey not to exceed \$27,300.

**Motion carried 7-0.**

- Another meeting is scheduled with York Township for Monday, October 15<sup>th</sup> at 6:30 pm. York Township has indicated that they are not interested in teaming together. Mr. Bogart thought that since the Borough is under the gun, an absolute decision needs to come from York Township. Council was under agreement that a representative from C.S. Davidson should attend the meeting.
- Mr. Resh did a Corrective Action Plan, which DEP requested, to develop a timeline for the pump station. Council saw no problems with the timeline and it will be forwarded to DEP.
- C.S. Davidson is attempting to get Utility Services to do ice pigging at the pump station free of charge to demonstrate to other area municipalities the new type of service available. Still looking to get the force main cleaned, but at a minimal cost to the Borough. Spot main line repairs will be done "in house" which will save quite a bit of money. Smoke testing should still be done.
- There is a 12 ft deep sink hole at 118 S. Park Street due to a hole in the corrugated metal pipe. Apparently it has been going on for some time. The sink hole is approximately 2 ft in diameter at the surface, but gets bigger the deeper it goes. Maintenance is putting the camera in tomorrow to determine the work to be done.

**BUSINESS FOR ACTION**

- Sidewalks have been installed at 113, 202 & 302 S. Walnut Street at the lowest bid price. Council was under agreement to forward all information to Attorney Jones to files liens on the three properties.

**BUSINESS FOR INFORMATION/DISCUSSION**

- On Thursday, September 27<sup>th</sup>, Mr. Bogart & Mr. Markel attended the YCBA meeting. Ed Troxel was the speaker. The meeting was presented very well and was very informative.

**REPORTS**

- Yoe Ambulance Report
- Red Lion Ambulance Report
- Police Reports

**ADJOURNMENT**

**Motion:** Mr. Bogart moved and was seconded by Mr. Markel to adjourn the meeting.

**Motion carried 7-0. 8:45 PM**

Respectfully Submitted,

Susan Wertz