

**DALLASTOWN BOROUGH
175 E BROAD STREET
DALLASTOWN, PA 17313
DECEMBER 9, 2013 – 7:00 PM
MEETING MINUTES**

CALL TO ORDER

The December 9th 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
Quay Markel
Bernell Kohler
Karen Hoyt-Stewart
Gina Smith

ALSO PRESENT

Terry Meyers, Sr. - Mayor
Connie Stokes – Borough Manager
David Jones – Solicitor – Stock & Leader
Steve Malesker – Engineer – C.S. Davidson
Richard Resh – C.S. Davidson
David Garabedian – Zoning Officer

MEMBER ABSENT

Tomas Metz – ill

VISITORS

Charles Mooney – 660 Colonial Drive, Dallastown
Robert Diehl – 653 Colonial Drive, Dallastown
Kim Sterner – 211 KIRSTA Lane, Dallastown
Sandra Sterner – 211 KIRSTA Lane, Dallastown
Ginny Grove – 187 Maylyn Avenue, Dallastown
Pamela Grove – 220 KIRSTA Lane, Dallastown
Paul Grove – 220 KIRSTA Lane, Dallastown
Ernest Smeltzer – 251 KIRSTA Lane, Dallastown
Keith Metzger – 115 April Lane, Dallastown
David Carmichael – 175 April Lane, Dallastown
Heddy Neal – 693 Colonial Drive, Dallastown
Elaine Fass – 633 Colonial Drive, Dallastown
Gloria Fleming – 645 Colonial Drive, Dallastown
Mike Moritz – 155 April Lane, Dallastown
Joe Szmajda – 18 S. Park Street, Dallastown
Wayne Care – 266 KIRSTA Lane, Dallastown
Rich Robinson – 625 Colonial Drive, Dallastown
Arthur Herrold – 681 Colonial Drive, Dallastown

ANNOUNCEMENTS – Read by Mr. Bogart

- ◆ December 12th – YARP Commission Chairman, Paul Smith, is retiring and there will be an informal gathering from 5:00 to 6:00 pm.
- ◆ December 19th at noon, there is a meeting at Springfield Township concerning the watershed.
- ◆ December 24th & 25th – The Office will be closed for the Christmas Holiday.

- ◆ January 1st – The Office will be closed for the New Year’s Day Holiday.
- ◆ January 6th – REMINDER – The state mandated Reorganization Meeting is scheduled for Council.
- ◆ January 18th – The Dallastown Rescue Fire Company will be holding their Appreciation Banquet.
- ◆ January 25th – The Borough Holiday Party will be held at 6:00 pm at the Dallastown Fire Hall.
- ◆ Congratulations to Ronald Smith for his re-appointment as Alternate to the Member at Large for the YARP Commission.

APPROVAL OF 11/12/13 MEETING MINUTES

Motion: Mr. Bogart moved and was seconded by Mr. Kohler to approve the 11/12/13 meeting minutes as presented.

Motion carried 6-0.

APPROVAL FOR PAYMENT OF BILLS

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

Motion carried 6-0.

APPROVAL OF FINANCIAL STATEMENTS

Motion: Mr. Kohler moved and was seconded by Mr. Bogart to approve the financial statements as presented.

Motion carried 6-0.

YORK AREA REGIONAL POLICE REPRESENTATIVE

Sgt. Joel Good was in attendance representing the YARPD.

- ◆ The hours of service in the Borough for the month of October through the beginning of November was 219.
- ◆ The department has hired two new officers.
- ◆ The home invasion that occurred in the Borough is still active and was turned over to the detective unit.
- ◆ The verdict and outcome of the Park vandalism will be checked on and reported to Council at the next meeting.

FIRE COMPANY REPORT – Chief Ehrhart was not present.

MAYOR’S REPORT

Mayor Meyers distributed a written report to Council for the months of October & November. He also wanted to let Council know that the bricks in the southeast corner of the Historical Building are deteriorating.

RECREATION ACTIVITIES

- ◆ The only activity in November was the Tree Lighting Ceremony on Main Street in front of the American Legion. There were record numbers at the ceremony. Following the tree lighting was the party at the Fire Hall with Santa. The whole event was a huge success.

VISITORS/PUBLIC COMMENT (excluding Colonial Park) – N/A

SOLICITOR

- ◆ Attorney Jones is looking for comments from Council concerning the amendment of the park rules.

- ◆ The new Tax Ordinance was advertised and ready for adoption. Section 1 of the Ordinance states that there is no increase to the annual millage rate of 1.65%.

Motion: Mr. Markel moved and was seconded by Mr. Bogart to approve the adoption of the 2014 Tax Ordinance.

Motion carried 5-1. (Ms. Hoyt-Stewart opposed)

- ◆ Resolution #2013-3, amending the sewer rates beginning January 1, 2014, was ready for approval. The increases are as follows:

1. The flat rate for domestic consumers increased from \$118.00 to \$128.00 per quarter.
2. The flat rate for commercial, industrial & educational establishments increased from \$180.00 to \$190.00 per quarter.
3. The metered rates for commercial, industrial & educational establishments were amended (after a discussion concerning the gallons used) to:

<u>Gal of Water Used</u>	<u>Base Amount</u>	<u>Multiplier Factor</u>
Over 0, but not over 27,000	\$190.00	\$0.00
Over 27,000 but not over 50,000	\$190.00	\$0.00475
Over 50,000 but not over 999,999	\$299.25	\$0.0040

Motion: Ms. Smith moved and was seconded by Mr. Bogart to approve Resolution #2013-3 as amended including changes to the gallons used, to be effective January 1, 2014.

Motion carried 6-0.

- ◆ Attorney Jones is still looking into the Inter-Municipal Agreement and had nothing at this time.
- ◆ A request for a Quick Claim Deed was submitted to the Borough by a homeowner on W. Broad St. The alley behind her home (Rose Alley) has never been adopted. Per Attorney Jones, if the Borough does not open the road within 21 years of claiming, then it reverts back to the homeowners. The requesting homeowner is having some problems with the neighbor to the rear and would like the quick claim deed for ½ of the alley in order to erect a fence.

Motion: Mr. Bogart moved and was seconded by Mr. Markel to grant the quick claim deed.

Motion carried 6-0.

ENGINEER'S REPORT

- ◆ The CDBG Project on E. Howard Street has been completed. There were enough funds left after the completion to transfer some of the funds to the water portion of the project, plus an additional \$12,000 which will be used to replace more sidewalks within the project. Barnes & Barnes schedule is not allowing them to do the work now, so they extended the contract to April of 2014.

Motion: Mr. Bogart moved and was seconded by Mr. Kohler to approve Change Order #1 with Barnes & Barnes, extending the contract to April 2014.

Motion carried 6-0.

- ◆ Application for payment #1 to SWERP in the amount of \$58,626.90 was ready for approval. This did not include any extra work, only the work under the contract.

Motion: Mr. Markel moved and was seconded by Mr. Kohler to approve Application for Payment #1 to SWERP in the amount of \$58,626.90. **Motion carried 6-0.**

- ◆ Contract Change Order #3 with SWERP on the Pipeline Rehabilitation Program was submitted to Council for approval. This change order adds three (3) saddle liners on S. Duke Street. Each liner runs \$1,831.00 for a total of \$5,493.00. The work will be done this year, but payment will be deferred to 2014.

Motion: Mr. Markel moved and was seconded by Mr. Bogart to approve Change Order #3 with SWERP in the amount of \$5,493.00 to be paid in 2014.

Motion carried 6-0.

- ◆ Contract Change Order #4 with SWERP on the Pipeline Rehabilitation Program was submitted to Council for approval. This change order deletes a saddle liner and a 6" diameter X 24" long sectional lateral repair at 40 Frederick St. It also adds a mainline sectional repair at the same location. This work will decrease the contract price by \$1,953.00. Also, the contract time for the 2014 Program will run from June 16th, 2014 to August 15, 2014.

Motion: Mr. Kohler moved and was seconded by Ms. Smith to approve Change Order #4 with SWERP with a decrease in the contract price of \$1,953.00.

Motion carried 6-0.

- ◆ As part of the Corrective Action Plan, the Borough has committed to monitoring the wastewater flows after the completion of the 2013 Pipeline Rehab Program. C.S. Davidson received three (3) proposals. Each proposal is for four (4) temporary meters for a three (3) month period.

ADS Environmental Services	\$15,064.00	Access to data daily
Flow Assessment Services, LLC	\$20,460.00	Access to data weekly
W.G. Malden	\$13,200.00 +	Access to data monthly
		(+ additional cost to access data more frequently)

C.S. Davidson recommended ADS Environmental Services.

Motion: Mr. Bogart moved and was seconded by Mr. Kohler to approve ADS Environmental Services for monitoring the wastewater flows after the completion of the 2013 Pipeline Rehab Program.

Motion carried 6-0.

- ◆ A quote was received from Nor East Mapping, Inc. for aerial photography and mapping of Colonial Heights in the amount of \$9,400.00. The cost was determined using 270 acres, so the \$ amount could be less.

Motion: Mr. Markel moved and was seconded by Mr. Bogart to authorize the Colonial Heights aerial mapping to be done by Nor East Mapping at a cost of \$9400.00.

Motion carried 6-0.

- ◆ Mr. Resh reformatted the information for Colonial Heights, but added no new information. Mr. Resh asked permission to draw up the engineering contract for the January Council meeting. Attorney Jones would like to review it first.
- ◆ The floor was opened for any questions concerning the Colonial Heights Sewer Project:

Sandy Sterner – 211 Kirsta Lane, Dallastown – Ms. Sterner spoke with a representative from Member's 1st Credit Union to get some rate and payment options. She put together a hand-out showing a few different scenarios for repayment. She stated that the interest rates could run anywhere between 4% and 7%. She also feels that Colonial Park will be the highest sewer rates in the Dallastown School District and that will make the properties undesirable to sell.

Ms. Sterner also stated that York Township has an updated 537 Plan which has Colonial Heights included plus a pump station on Blymire Road. She also stated that she had a conversation with DEP who said they were not aware that York Township was not working with Dallastown Borough. She asked since York Township has this in their plan, for cost effective purposes, why the Borough can't wait, in order to have the best for everyone. Mr. Resh will check York Township's current 537 Plan. The project could possibly be postponed, but there are no guarantees on cost or interest rates.

Charles Mooney – 660 Colonial Drive, Dallastown – Mr. Mooney stated that logically, a pumping station on Blymire Rd makes sense. Also, the combination of Colonial Heights and York Township makes sense. He feels that the Borough should fight DEP if need be.

Mr. Smith asked Mr. Resh to set up another informal public meeting with DEP prior to submitting the plan. Mr. Resh suggested that the report be submitted with a 10 year plan in order to be locked in. It will need to go to York Township for approval.

A suggestion was made to get the legislators involved. Ron Miller will be asked to attend a meeting.

BUSINESS FOR ACTION

- ◆ A letter was received via email from Jim Slaugh, resigning as EMA coordinator for the Borough.
Motion: Mr. Bogart moved and was seconded by Mr. Kohler to accept Mr. Slaugh's resignation.
Motion carried 5-1. (Mr. Smith opposed)
- ◆ Alan Reed has expressed interest in taking over the role of EMA coordinator. He has been involved with EMA off & on for years.
Motion: Mr. Bogart moved and Mr. Markel seconded to appoint Alan Reed as the new Dallastown Borough EMA coordinator.
Motion carried 6-0.

BUSINESS FOR INFORMATION/DISCUSSION

- ◆ A letter was received from Red Lion Ambulance acknowledging Dallastown Borough's decision to discontinue their EMS services.
- ◆ A copy of the 2014 Annual Action Plan for York County Planning was distributed to all Council members.
- ◆ Hemler's Animal Control will be finished as the Animal Control Officer as of 12/31/2013. Four (4) Animal Control Officers were interviewed for 2014. The Borough Manager's recommendation was Ashley Martin of Allegiant Animal Care. She feels Ashley is the best qualified and the only one to take care of cats. She also has no retainer.
Motion: Mr. Bogart moved and was seconded by Mr. Markel to approve Ashley Martin of Allegiant Animal Care as the new Animal Control Officer for 2014.
Motion carried 6-0.
- ◆ This meeting is Mr. Bogart's last. He had 13 years of service, with 6 of those years as Council President. He was instrumental in getting the new Borough Building. A Resolution was done on his behalf.
- ◆ Credit cards should be available for use, in house only, starting in March. The fee will be paid by the end user.

REPORTS

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

ADJOURNMENT

Motion: Mr. Markel moved and was seconded by Mr. Bogart to adjourn the meeting.
Motion carried 6-0.

Respectfully Submitted,

Susan A. Wertz