

**DALLASTOWN BOROUGH
175 E. BROAD STREET
DALLASTOWN, PA 17313
AUGUST 12, 2013 – 7:00 PM
COUNCIL MEETING MINUTES**

CALL TO ORDER

The August 12th 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 Pro Tem
Quay Markel
Bernell Kohler
Gina Smith
Karen Hoyt-Stewart

ALSO PRESENT

Terry Meyers - Mayor
Connie Stokes – Borough Manager
David Jones – Stock & Leader - Solicitor
Steve Malesker – C.S. Davidson - Engineer
Richard Resh – C.S. Davidson
Joe Joines – Borough Maintenance

VISITORS

Dave Stump – 257 S. Pleasant Avenue, Dallastown
Ted Hake – Yoe Ambulance Service
Terry Billet – 221 Kirsta Lane, Dallastown
Kim Sterner – 211 Kirsta Lane, Dallastown
Arthur Wertz – 15 N. Park Street, Dallastown
Jenn Stein – 110 Maylyn Avenue, Dallastown
Jackie Speary – 621 Colonial Drive, Dallastown
Jerry Duncan – 120 Maylyn Avenue, Dallastown
Joseph Stallings – 302B W. Maple Street, Dallastown
Helen Stabley – 2905 Starfire Drive, York
Shaun Stikeleather – 300 W. Maple Street Rear, Dallastown
Ernest Smeltzer – 251 Kirsta Lane, Dallastown
Charles Mooney – 660 Colonial Drive, Dallastown
Ron Harlacker – Red Lion Ambulance

ANNOUNCEMENTS

- ◆ August 13th-17th – Carnival

APPROVAL OF 7/22/13 MEETING MINUTES

Motion: Mr. Markel moved and was seconded by Mr. Bogart to approve the 7/22/13 meeting minutes as presented.

Motion carried 6-0 with 1 abstention (Mr. Metz)

APPROVAL FOR PAYMENT OF BILLS

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

YORK AREA REGIONAL POLICE REPORT – A representative was not present.

FIRE COMPANY REPORT – Chief Ehrhart was not present.

MAYOR’S REPORT

The Mayor’s Report was given to each Council member in written form. He had nothing special to report.

VISITORS/PUBLIC COMMENT

- ◆ Ted Hake, EMS Chief of Yoe Ambulance and Ron Harlacker, EMS Chief of Red Lion Ambulance were present to discuss the new contract. The existing contract expires at the end of the year. They have been a provider to Dallastown Borough since 1972, with Yoe servicing 7/8th of the Borough and Red Lion servicing 1/8th of the Borough.
Chief Hake brought a few handouts for Council’s review containing Profit & Loss Analysis and Annual Report Supplement for 2012 and the Municipal EMS Subsidy from 2013. In 2012 they responded to 266 calls in the Borough of which 47% were as Advanced Life Support. Of those calls, 242 were out of the Yoe Station and 24 were out of the Spry Station. The response time was an average of 6 minutes. Chief Harlacker stated that Red Lion responded to 75 calls with the response time being the same as Yoe.
They would like the new contract to extend for 3 to 5 years. Since they are a non-profit, the tax dollars and membership program are critical.
WellSpan has just announced that they are stopping their ambulance service out of the hospital. There is a concern for the southern part of York County and both Yoe & Red Lion Ambulance Services will explore other municipalities if asked. Municipalities will pay for the level of service they want. Obama Care will have a direct impact also.
Both still want to service Dallastown.
- ◆ Joseph Stallings of 302B W. Maple Street was present to discuss children and curfew in the Borough. He stated that children as young as 10 are running up & down the streets of Dallastown as late as 3:00 am. Some were throwing rocks at cars. The police were called, but no officer responded. There are definite problems in the Borough with curfew not being enforced by the police. He has seen police sitting in parking lots within the Borough late at night and kids walk by, but the curfew is not enforced. Mr. Stallings is willing to put time into a Community Watch effort, but police backing is needed. He asked if there is a log kept for repeat offenders and suggested that some type of community service program be implemented. Mr. Stallings stated that he would be glad to help with that type of program and would like to get the community and police to work together. Mayor Meyers stated that unfortunately the Borough doesn’t have the police 24/7, but he should continue to call the police each time and suggested sending a letter to the Police Commission. Mr. Smith stated that the Borough will have a conversation with the Police Department concerning the issue. Mr. Stallings stated that the neighbors are also having

the same problems. They call the police so often and nothing is ever done to rectify the situation. Mr. Smith told the residents to continue to call the police, plus document it. If the police don't respond, call the Borough Office the next morning.

Mr. Stallings also asked about enforcing speed limits in the alleys and if any pressure can be put on the State. Radar for the local police departments is needed.

- ◆ Dave Stump of 257 S. Pleasant Avenue was present to discuss the removal of an emergency vehicle sign in front of his residence. Mr. Stump was the Fire Chief at Red Lion when he came to the Borough to have the sign approved and installed (7-8 years ago). He paid for the sign and installation and did not think it should be removed just because he is no longer the Chief. He still responds to calls on a regular basis, all hours of the night and without the sign he has problems with the availability of parking in his neighborhood. Mr. Stump explained that the sign was just a deterrent and he could not have a car towed or ticketed if parked there.

Motion: Mr. Metz moved and was seconded by Mr. Markel to re-install the sign and name Mr. Stump as the authorized vehicle.

Motion carried 7-0.

SOLICITOR'S REPORT

- ◆ Attorney Jones provided Council with a sample ordinance concerning alcoholic beverages on public property. There was discussion on an exemption section concerning outside licenses, but within the confines of the property. An area for pedestrians would still be needed. Attorney Jones will draft a sample for Council's review at the next meeting.

ENGINEER'S REPORT – RICHARD RESH

- ◆ A letter was received on July 25th from Paul Grove of 220 Kirsta Drive concerning the proposed sewer project in Colonial Park. Mr. Grove was also in attendance at the Public Meeting on July 22nd. In his letter he requested that the Borough take as much time as necessary to install the sewer. He is retired with a low income and can't afford the new sewer project. Mr. Resh stated that at the public meeting, residents were told about the sewer program that York County Planning offers. Mr. & Mrs. Grove do qualify for that program which would assist with the plumbing, but will not cover the tapping fee or hookup. In his letter, Mr. Grove also offered his property for purchase to install a pump station. However, there are 17 homes downstream which would not be able to be serviced, it would not save any money long term plus it wouldn't meet York Township's long term needs.
- ◆ At the public meeting a majority of residents in Colonial Park wanted to expedite the project. Ms. Stokes then asked Mr. Resh to look at the schedule to see where we were based on the original 5 year plan. Right now it would be a 6 year plan due to talking with York Township for a whole year to try to get them involved. The soonest it could be done and ready for hookup would be December of 2017. The soonest it could get started would be the end of November or early part of December when the leaves are off the trees and the aerial mapping photography can be done. If that time frame is missed, the next would be the end of March into early April before the leaves are back on the trees.
- ◆ The Colonial Park Pipeline Capacity Study was handed out. During the public comment period of the last meeting, a sewer capacity study was being completed to make sure there is enough pipeline capacity in the downstream system to handle the Colonial Park project. Several scenarios were done and no capacity upgrades are needed at this time.

The meeting was opened up for public comments and questions:

Kim Sterner – 211 Kirsta Lane – He and Mr. Resh discussed putting together some prices, which he did using his home on the corner of Colonial & Kirsta as an example.

The distance a line would need to be run is 47' from street to house at a cost of \$4,820.00, plus the tapping fee is \$2450.00 is a total expense of \$7,270.00.

Homeowners' policy sewer rider is \$80.00 annually. Sewer bill would be \$591.00 annually.

Then he priced out the grinder system. The line and tapping fee would be the same at \$7,270.00, the grinder pump is \$12,250.00, an electrical upgrade to 200 amp service would run \$1,450.00 and a generator would vary from \$2,000.00 to \$8,000.00. The total amount, less the generator is \$20,970.00. Putting that kind of money into his property will not increase his property value. Per Charlie Smith, Appraiser, public sewer will only make the property more appealing, not add value.

Charles Mooney – 660 Colonial Drive – Added to Mr. Sterner's comments. If you take the numbers for both options, pressure and gravity, they are economically the same once everything is factored in. His recommendation is to give the residents the system they want, which is the gravity system.

Jenn Stein – 110 Maylyn Avenue – Ms. Stein was one of the two homes that was having problems and had the pressure system installed in her home last year. Her total costs were over \$21,000.

Kim Sterner – 211 Kirsta Lane – On May 20th at the York Township meeting, they discussed the Dallastown Borough's Duke Street pump station per the meeting minutes. Mr. Milbrand stated that he was at a meeting with Dallastown Borough and that the Borough has taken other measures and are no longer considering installing VFD's to allow for additional pumping capacity. DEP had said that if the Borough goes into another surcharging situation they would need to upsize the pump station. Mr. Sterner thinks it would be beneficial to the Borough to have another pumping station. Mr. Smith told him that the Duke Street pumping station has no bearing on Colonial Park. Mr. Sterner wanted to know where the sewage from Colonial Park will go. Mr. Malesker told him it will go directly into the gravity system, not pumped over to Duke Street to be pumped twice.

Jenn Stein – 110 Maylyn Avenue – Since she already has the grinder pump, will it need to be replaced if Colonial Park goes with the gravity system? She was told that it will not need to be replaced. She was also under the assumption that the grinder pump in her home belongs to the Borough and that the Borough would be responsible for any repairs. This is not correct, the grinder pump belongs to her and she is responsible for any repairs and maintenance. She was concerned about the cost of replacing the pump if it went out and was told if and when that happened, it might be cheaper for her to switch over to the gravity system (if that is what is in Colonial Park at that time).

Ernie Smeltzer – 251 Kirsta Lane – Asked Ms. Stein if her water bill has changed since she changed over to the grinder pump? They have a swimming pool and had to add water, so she could not honestly answer the question.

Jerry Duncan – 120 Maylyn Avenue – He wanted to verify the difference between the pressure system & the gravity system. The pressure system has the grinder pump and the gravity system has no pump.

- ◆ Corrective Action Plan (CAP) for the S. Duke Street Pump Station – DEP is requiring an end date to eliminate the overflows. Two different schedules were distributed to Council for review. The first was, if the overflows can be corrected thru the I/I (Infiltration & Inflow) program that was bid, then an end date of 5/15/14 was shown. That allows 60 days to do the repairs. Flow metering will be done for 120 days and data analyzed to confirm that the I/I has been removed. If the I/I program is not successful, then DEP has indicated that they want the pump station to be upgraded. That schedule would start on 5/15/14 if the I/I fails and be completed on 9/15/15.

Motion: Mr. Metz moved and was seconded by Mr. Bogart to adopt the end date of 5/15/14 to correct the overflows at the S. Duke Street Pump Station thru the I/I program.

Motion carried 7-0.

- ◆ The bids came in for the sewer rehabilitation program and SWERP, Inc. was the low bid at \$157,791.00. References and financial statements were required for review. C.S. Davidson contacted 4 out of 5 references and discovered that SWERP is a responsible contractor and works well with the residents. The only negative comment was that they are slow on start up. SWERP also provided an overview of the process. Borough maintenance must install the cleanouts prior to 9/11/13. The Engineer recommended awarding the bid to SWERP, Inc.

Motion: Mr. Metz moved and was seconded by Mr. Kohler to award the bid for sewer rehabilitation to SWERP, Inc. in the amount of \$157,791.00 contingent upon receipt of Certificate of Insurance and Performance Bond.

Motion carried 7-0.

ENGINEER'S REPORT – STEVE MALESKER

- ◆ Mr. Malesker had a conversation with Joianne of York County Planning concerning the E. Howard Street project and the CDBG funds that have not been received for the water portion of the project. They are still saying any day, but her suggestion was to switch the funds between the Borough & Water Authority. Since the Borough has already received their funds and the water portion of the project needs to be done first, that way the E. Howard Street project can get started.

Motion: Mr. Metz moved and was seconded by Mr. Markel to allow YCP to switch the funding between the Borough and DYWA in order to get the project started.

Motion carried 7-0.

- ◆ Mr. Malesker also received notification from York County Planning that Disaster Relief monies are still available for damage caused by Hurricane Irene & Tropical Storm Lee. In most cases FEMA funds were used to pay for damage. However, the Borough still has an issue in the Locust Street basin area with clogged inlets, sediment and erosion. FEMA wouldn't cover this issue, so Mr. Malesker suggested that project to YCP who looked into it and agreed that that would be a viable project.

Motion: Mr. Bogart moved and was seconded by Mr. Kohler to allow Mr. Malesker to provide information to YCP in order for them to apply for Disaster Relief monies on the Borough's behalf.

Motion carried 7-0.

- ◆ PennDOT has completed the repair except for crack sealing at the intersection of E. Main & S. Pleasant.
- ◆ The MS4 Report was filed in June and a copy was given to Ms. Stokes. MS4 is an ongoing thing and is getting more and more involved. There is a new requirement to hold a public meeting before March 2014 to address stormwater related issues. It can be part of a regular Council Meeting, but must be on the agenda and must be advertised.
- ◆ Mr. Malesker also received information from YCP concerning a county-wide Chesapeake Bay Pollution Reduction Plan. All municipalities are required to submit a plan, but YCP is looking to do one for the whole county. The Borough would need to sign the form to opt into that plan. There is no obligation & not sure what it will look like at this point. Mr. Malesker feels it would be less expensive to opt into the plan and recommends doing so. The plan will be EPA & DEP driven. Mr. Bogart inquired as to who will be preparing the plan and stated that the right people are needed to do the preparation. YCP's plan will be general, then the Borough can customize it if they feel it's necessary. It's free to opt in.

Motion: Mr. Markel moved and was seconded by Mr. Metz to opt into YCP's county-wide Chesapeake Bay Pollution Reduction Plan.

Motion carried 7-0.

- ◆ C.S. Davidson is sponsoring a booth at the Carnival for MS4 public education outreach.

BUSINESS FOR ACTION – N/A

BUSINESS FOR INFORMATION/DISCUSSION

- ◆ An invitation was received from Red Lion Municipal Authority for their 11th Annual Watershed Weekend Event on September 28th & 29th. On the 28th, from 9:00 am to 1:00 pm, they will transport visitors to the construction site of the new filter plant.

REPORTS

- ◆ Police Reports
- ◆ Yoe Ambulance Reports
- ◆ Red Lion Ambulance Reports
- ◆ Hemler Animal Control Report – There was a joint municipality meeting in Windsor Township regarding the appointment of a new Animal Control Officer. Letters of interest were received and two people were interviewed. Recommendations to follow.

ADJOURNMENT

Motion: Mr. Metz moved and was seconded by Mr. Kohler to adjourn the meeting.

Motion carried 7-0. 8:45 PM

Respectfully Submitted,

Susan A. Wertz