

**MINUTES OF SPRING GROVE BOROUGH  
COUNCIL MEETING  
August 2, 2010**

The Spring Grove Borough Council met in Regular Session on Monday, August 2, 2010. President Richard P. Legore led those in attendance in a word of prayer and Pledge to the flag. The meeting was called to order at 7:00 PM.

**BOROUGH COUNCIL PRESENT:**

Michael H. Altland  
William T. Gentzler  
Richard P. Legore  
Benjamin L. Spagnola  
Curtis J. Spagnola  
Samuel H. Spagnola

**ALSO PRESENT:**

Andrew N. Shaffer, Borough Manager  
Dolores J. Aumen, Mayor  
Mike Knouse, (C.S. Davidson, Inc.)  
Matthew Warfel, (Arro Inc.)  
Dave Jones, Solicitor  
Melissa J. Helm, Adm. Assist/Recording Secty

**BOROUGH COUNCIL ABSENT:**

Neal J. Doyle

**ALSO ABSENT:**

None

**Public Comment / Visitors**

None

**Approval of Minutes**

July 2010

The minutes of the Regular Council Meeting held July 6, 2010 and the Committee Meeting held July 19, 2010 were presented as distributed. William T. Gentzler made a motion, seconded by Michael H. Altland, to approve the minutes as presented. Motion carried.

**Treasurer's Report**

July 2010

The Treasurer's Report for July 2010 with expenses totaling \$271,818.27 was presented for approval. William T. Gentzler made a motion to approve the report as presented, seconded by Curtis J. Spagnola. Motion carried. Manager Shaffer also presented a revised Cash Flow Report to Council for their review.

**President's Report**

None

**Mayor's Report**

Parking Enforcement Officer's Report – July 2010

The Parking Enforcement Officer's Report for July 2010 was presented to Council for their review.

Southwestern Regional Police Activity Report - June 2010

The Police Activity Report for June 2010 submitted by the Southwestern Regional Police Department was presented to Council for their review. Chief Bean was present to answer any questions.

Southwestern Regional Police Department Financial Report – June 2010

The Financial Report of the Southwestern Regional Police Department for the month of June 2010 was presented to Council for their review.

Southwestern Regional Police Department Board Minutes – June and July 2010

The Minutes of the Southwestern Regional Police Department Board meeting for the months of June and July 2010 were presented to Council for their review.

Southwestern Regional Police Department Proposed Budget for 2011

Mayor Aumen presented to Council the proposed Southwestern Regional Police Department Budget for 2011 for their review.

**Manager's Report**

Pennsylvania Community Transportation Initiative Grant

Manager Shaffer informed Council that he received a letter from PennDOT that advises that the Pennsylvania Community Transportation Initiative (PCTI) program, PennDOT has set aside \$24 million over the first two year period of the 2011 Transportation Improvement Program. Manager Shaffer informed Council that the funding concentrates on transportation and pedestrian easing measures. He requested authorization to confer with Engineer Knouse to assemble a cost estimates for the area of Main Street in the Village District for pedestrian measures, improving sidewalks, handicap ramps at every intersection, improving crosswalks, street lighting (bringing street lights down to street level) and working on street trees. Manager Shaffer also requested authorization to apply for funding for the next round of PCTI projects. William T. Gentzler made a motion, seconded by Michael H. Altland, authorizing Manger Shaffer and Engineer Knouse to proceed with the application process. Motion carried.

General Obligation Note Status

Manager Shaffer reported to Council that the information was sent to DCED on July 30<sup>th</sup>.

House Bill 1231

Manager Shaffer reported to Council that there is a bill in the House that states that in the event a paid/volunteer firefighter is diagnosed with cancer, the Municipality would have the burden of proving that the firefighter did not contract cancer as a result of performing their duties. William T. Gentzler made a motion, seconded by Michael H. Altland, authorizing Manager Shaffer to send a letter to our Senators voicing our opposition to Bill 1231. Motion carried.

**Solicitor's Report**

Verizon Wireless Land Lease Agreement

Solicitor Jones reported to Council that the Final Agreement with Verizon Wireless Land Lease to place a cell tower has been received. The lease period is for five (5) years with five (5) extension periods. The only item not addressed yet is the monthly payment the Borough will receive for any subleased space on the tower. Solicitor Jones also requested that Verizon provide a Bond so that the tower can be removed in the event Verizon terminates the lease and walks away.

Senate Bill

Solicitor Jones reported to Council that a Senate bill was passed early in July that extends all building permits and land development approvals granted after December 1, 2008. Those approvals will not expire until July 2, 2013. Also, as of January 1, 2011, when single family residents build a new home, they will be required to install sprinkler systems.

**Engineer's Report**

**C.S. Davidson, Inc.**

Community Center Electrical Upgrade Project

Engineer Knouse reported to Council that Engles & Fahs, Inc. have completed the electrical upgrade at the Community Center. William T. Gentzler made a motion, seconded by Michael H. Altland, authorizing payment of Application for Payment #1 (Final) in the amount of \$8,511.00 to Engles and Fahs, Inc. Motion carried.

**ARRO Engineering, Inc.**

2010 Sewer Rehabilitation Project Update

Consider Approval of Payment Request #1

Benjamin L. Spagnola made a motion, seconded by Curtis J. Spagnola, authorizing Payment Request #1 in the amount of \$32,728.64 to Abel Recon for work completed through July 9, 2010. Motion carried.

**Zoning & Codes Enforcement**

Zoning Officer's Report – July 2010

The Zoning Officer's Report for July 2010 was presented to Council for their review.

Code Enforcement Report – July 2010

The Code Enforcement Report, which shows code violations issued in the month of July 2010, as well as the status of outstanding violations, was presented to Council for their review.

Planning Commission Meeting

The Planning Commission will hold a meeting on August 5, 2010 to review the preliminary Subdivision & Land Development plan for High Pointe Commons.

**Recreation**

Spring Grove Regional Parks & Recreation Center Meeting Minutes – June 2010

The minutes of the Regional Parks and Recreation Center Board meeting for the month of June 2010 were presented to Council for their review.

Thank You from Recreation Director

Council was presented a thank you letter from Kate Werntz, Recreation Director, for granting capital campaign funds to complete some of the renovations needed at the Community Center.

Community Park Grand Opening Date

Manager Shaffer reported to Council that he has received correspondence from Kate Werntz stating that she would like to schedule the grand opening of the Community Park for October 16<sup>th</sup> from 1:00 – 4:00 PM.

**Unfinished Business**PSAB Pension Plan Statement – Month Ending June 2010

Manager Shaffer presented the monthly report of the Municipal Retirement Trust to Council for their review.

**New Business**Consider Approval of Resolution No. 3-2010 – Permission to Erect Banner Over Main Street for SeptemberFest

William T. Gentzler made a motion, seconded by Benjamin L. Spagnola, to approve Resolution 3-2010, for the installation of a banner to be placed across North Main Street at the intersection of West Hoke Street for the Annual SeptemberFest, which will be held Saturday, September 25, 2010 Motion carried.

Consider Approval of the Easement Agreement with Robin and Debra Mauck (203 Second Avenue)

William T. Gentzler made a motion, seconded by Michael H. Altland, to approve the Easement Agreement with Robin & Debra Mauck (203 Second Avenue) for the Operation, Maintenance and Repair of the Proposed Sewer Line serving High Pointe Commons Townhouse Development. Motion carried.

Consider Approval of the Easement Agreement with David & Cynthia Breeden (75 East Third Avenue)

William T. Gentzler made a motion, seconded by Michael H. Altland, to approve the Easement Agreement with David & Cynthia Breeden (75 East Third Avenue) for the Operation, Maintenance and Repair of the Proposed Sewer Line serving High Pointe Commons Townhouse Development. Motion carried.

Consider Approval of the Easement Agreement with Kerry & Chanda Dye (201 Second Avenue)

William T. Gentzler made a motion, seconded by Michael H. Altland, to approve the Easement Agreement with Kerry & Chanda Dye (201 Second Avenue), for the Operation, Maintenance and Repair of the Proposed Sewer Line serving High Pointe Commons Townhouse Development. Motion carried.

Consider Approval of the 2011 Minimum Municipal Obligation for the Non-Uniformed Pension Plan

Michael H. Altland made a motion, seconded by William T. Gentzler, to approve the 2011 Financial and Minimum Municipal Obligation Pension Plan for the Borough in the amount of \$32,966.00. Motion carried.

Consider Approval of Resolution No. 4-2010 – Opposition to House Bill 2431 and Senate Bill 1357

William T. Gentzler made a motion, seconded by Benjamin L. Spagnola, approving Resolution No. 4-2010, which opposes proposed Bill 2431 and Senate Bill 1357, which if adopted, would change the PA Constitution and establish the County as the basic level of local government with municipalities existing only under the jurisdiction of the County and having only those duties and responsibilities as determined by the County. Motion carried.

## **Correspondence**

### **Executive Session**

Council convened into executive session at 8:20 PM and reconvened at 8:39 PM to discuss possible litigation.

Hearing no further business, the meeting was adjourned until the Committee Meeting to be held Monday, August 16, 2010 at 7:00 P.M.

Adjournment was at 8:41 PM

Respectfully submitted,

Melissa J. Helm  
Recording Secretary