

**MINUTES OF SPRING GROVE BOROUGH
COUNCIL MEETING
July 6, 2010**

The Spring Grove Borough Council met in Regular Session on Tuesday, July 6, 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
Neal J. Doyle
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.)
Patrick Fazzini, Solicitor
Melissa J. Helm, Adm. Assist/Recording Secty

BOROUGH COUNCIL ABSENT:

None

ALSO ABSENT:

Dave Jones, Solicitor

Public Comment / Visitors

None

Approval of Minutes

June 2010

The minutes of the Regular Council Meeting held June 7, 2010 and the Committee Meeting held June 21, 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

June 2010

The Treasurer's Report for June 2010 with expenses totaling \$115,713.65 was presented for approval. Michael H. Altland made a motion to approve the report as presented, seconded by William T. Gentzler. Motion carried.

President's Report

None

Mayor's Report

Parking Enforcement Officer's Report – June 2010

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

Southwestern Regional Police Activity Report - May 2010

The Police Activity Report for May 2010 submitted by the Southwestern Regional Police Department was presented to Council for their review. There was no officer 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 not available for Council to review.

Southwestern Regional Police Department Board Minutes – June 2010

The Minutes of the Southwestern Regional Police Department Board meeting for the month of June 2010 was not available for Council to review.

Manager's ReportFlash Cam - Pictures

Manager Shaffer presented pictures to Council from the camera at the Community Park. There were four occurrences where someone entered the area that triggered the camera. In all occurrences the individuals then left the area.

Planning Commission Resource Manual

Manager Shaffer presented to Council a Planning Commission Resource Manual that the office prepared. He offered to prepare a manual for anyone on Council that is interested.

2011 CDBG – Change of Project

Manager Shaffer advised Council that York County Planning Commission did not receive a 100% response rate for the income surveys sent to the residents for the curb and sidewalk project on West Highland Avenue. As a result it was recommended that letters be sent out to residents living on North Walnut and West Spring Streets for Project #2.

Mid Year Financial Report

Manager Shaffer presented a Mid-Year Financial Report to Council for their review.

February 2010 Snow Storm Reimbursement

Manager Shaffer informed Council that he is in receipt of a letter from FEMA advising the Borough that they will receive \$10,959.52 from the Public Assistance Program for the snowstorms that occurred in February 2010. The payment from FEMA represents approximately 75% of the total costs incurred. The money will be divided between the Highway Aid Fund and General Fund according to the expenses incurred respectively.

Solicitor's Report

Solicitor Patrick Fazzini was present in the absence of Solicitor Jones.

Proposed Cell Tower

Solicitor Fazzini reported that his office is waiting for the final version of the cell tower agreement with Verizon. He requested that Council give authorization to sign the "Final" version of the proposed cell tower lease agreement with Verizon at their Committee meeting later this month. The matter is on the agenda under "New Business".

York Water Shut Off Agreement

Solicitor Fazzini reported to Council that The York Water Company has made some changes to their agreement with municipalities. The major change requires the Borough to assume responsibility for all sewer shut off postings and mailings. York Water will be responsible to shut off and restore water service at the request of the Borough after all postings are completed. Approval of this agreement is on the agenda under "New Business".

Engineer's Report**C.S. Davidson, Inc.**Community Center Electrical Upgrade Project

Engineer Knouse reported to Council that the project is progressing well.

Structural Evaluation Upgrade Project

Engineer Knouse reported to Council that C.S. Davidson performed a structural evaluation for property located at 86 South Main Street. They were unable to obtain access to the interior of the building. It was determined that the historical structure is in need of basic maintenance and repair. It was also recommended that a professional abatement company should be contracted and given access to the building to determine the type of mold inside. Michael H. Altland made a motion, seconded by Benjamin L. Spagnola, authorizing Manager Shaffer to send a letter to the actual owner of the property and to also present a copy of the evaluation and pictures.

High Pointe Commons – Preliminary Plan

Engineer Knouse reported to Council that the Preliminary Plan for High Pointe Commons has been submitted. An in-house review has been scheduled for Wednesday, July 7, with the developer, York County Planning Commission, and the engineer to review the plans and discuss comments by both.

ARRO Engineering, Inc.2010 Sewer Rehabilitation Project Update

Engineer Warfel reported to Council that the project began two weeks ago and the majority of the work that has been completed was televising of the main and laterals. A section of pipe has been replaced on the Glatfelter property. ARRO received the preliminary footage of the televised work and they are presently reviewing it. The contractors have indicated that the number of sewer laterals that need to be replaced are less than anticipated, which will bring the project under budget thus far.

Zoning & Codes EnforcementZoning Officer's Report – June 2010

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

Code Enforcement Report – June 2010

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

Planning Commission Minutes

The Planning Commission Minutes for the meeting held June 3, 2010 were presented to Council for their review.

RecreationSpring Grove Regional Parks & Recreation Center Meeting Minutes – May 2010

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

Capital Campaign Funds Use Proposal

Council was presented with some proposals for work at the Community Center. 1. The replacement of 19 thermostats at an estimated cost of \$5,700.00. 2. The replacement of 15 new computers and upgrades to the computers in the computer lab, fitness room, etc. After a lengthy discussion, William T. Gentzler made a motion, seconded by Neal J. Doyle, authorizing the replacement of 19 thermostats and upgrades to the computers at a total cost of approximately \$10,000 to be paid out of Capital Campaign funds. Motion carried.

Unfinished BusinessPSAB Pension Plan Statement – Month Ending May 2010

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

New BusinessConsider Approval of Ordinance 2-2010 – Establishing Rules and Regulations for the Community Park

William T. Gentzler made a motion, seconded by Michael H. Altland, to adopt Ordinance 2-2010, which establishes the Rules and Regulations for the Community Park. Motion carried.

Consider Authorizing the First Advertisement for the 2010 General Obligation Note

Michael H. Altland made a motion, seconded by Benjamin L. Spagnola, authorizing the first advertisement for the 2010 General Obligation Note in the amount of \$750,000 for the purpose of funding the 2010 Sewer Rehabilitation Project. Motion carried.

Consider Approval of Fire Police Services for the 2010 Jefferson Carnival

Michael H. Altland made a motion, seconded by William T. Gentzler, authorizing fire police services for vehicle control associated with the Jefferson Carnival to be held July 12-17, 2010. Motion carried.

Consider Approval of the Shut-Off Agreement with The York Water Company

Michael H. Altland made a motion, seconded by William T. Gentzler, to approve the revised agreement between York Water Company and Spring Grove Borough. Motion carried. The major changes to the agreement require the Borough to assume responsibility for all sewer shut off postings and mailings. The Borough shall also pay York Water Company the sum of \$15.00 to cover York Water's cost of shutting off water service and also \$15.00 for turning the service back on (which will be passed on to the resident for collection). Let it be noted that Benjamin L. Spagnola opposed approval of the agreement.

Consider Approval of the Land Lease with Verizon Wireless for the Placement of a Cell Phone Tower

William T. Gentzler made a motion, seconded by Michael H. Altland, authorizing the Borough to enter into an agreement with Verizon Wireless for the placement of a cell phone tower, pending receipt of the Final Agreement. Motion carried.

Consider Approval of Payment Request #7 (Final) to Conewago Enterprises

Council convened into Executive Session at 8:28 PM for the purpose of discussing possible litigation. They reconvened at 8:40 PM. William T. Gentzler made a motion, seconded by Michael H. Altland, to only pay \$26,592.34 of the total (Final) amount of \$36,592.34 due to Conewago Enterprises, Inc. The decision was based on the period of time Conewago was past due for satisfactory completion of the project. Motion carried.

CorrespondenceYork County – Real Estate Tax Collection

Manager Shaffer presented to Council a letter he received from the York County Tax Claim Bureau stating that beginning with liens for 2009 delinquent taxes, any delinquent tax that their office files a lien against in the Prothonotary's office, the Tax Claim Bureau will remit 100% of the tax in addition to the penalty portion of the tax bill to the Borough. Previously the Borough only received 95% of the outstanding tax. The other 5% was collected by the tax claim Bureau. The delinquent tax payer will now be responsible for the additional 5%.

PSAB Fall Leadership Conference

Manager Shaffer reported to Council that the PSAB Fall Leadership Conference will be held October 15th -17th at Wyndam Gettysburg. Anyone interested, please let him know.

Hearing no further business, the meeting was adjourned until the Committee Meeting to be held Monday, July 19, 2010 at 7:00 P.M.

Adjournment was at 8:46 PM

Respectfully submitted,

Melissa J. Helm
Recording Secretary