

**MINUTES OF SPRING GROVE BOROUGH
COUNCIL MEETING
March 5, 2007**

The Spring Grove Borough Council met in Regular Session on Monday, March 5, 2007. 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 P.M.

BOROUGH COUNCIL PRESENT:

Michael H. Altland
James G. Decker
Neal J. Doyle
William T. Gentzler
Richard P. Legore
Kelly S. Mills
John P. Shaver

ALSO PRESENT:

Todd A. Zeigler, Manager
Dolores J. Aumen, Mayor
David A. Jones, II, Solicitor
Terry A. Myers, P.E. (C.S. Davidson, Inc.)
Tyler M. Hoover, Jr. Councilperson

ALSO ABSENT:

Mike Knouse, (C.S. Davidson, Inc.)
Melissa J. Helm, Adm. Assist/Recording Secty.
Stephen Zeller, P.E. (Brinjac Associates)
David J. Unger, Zoning/Codes Officer

BOROUGH COUNCIL ABSENT:

None

Public Comment / Visitors

None

Approval of Minutes

February 2007

The minutes of the Regular Council Meeting held February 5, 2007 and the Committee Meeting held February 19, 2007 were presented as distributed. James G. Decker made a motion, seconded by William T. Gentzler, to approve the minutes as presented. Motion carried.

Treasurer's Report

February 2007

The Treasurer's Report for February 2007 with expenses totaling \$112,530.49 was presented for approval. John P. Shaver made a motion to approve the report as presented, seconded by Neal J. Doyle. Motion carried.

President's Report

None

Mayor's Report

Parking Enforcement Officer's Report – February 2007

The Parking Enforcement Officer's Report for February 2007 was presented to Council for their review.

Southwestern Regional Police and Financial Reports – January 2007

The Police Report and the Financial Report for January 2007 submitted by the Southwestern Regional Police Department was presented to Council for their review.

Southwestern Regional Police Board Minutes – February 2007

The minutes of the Southwestern Regional Police Board for February 2007 was presented to Council for their review.

Chief's Notes – February 2007

A copy of the "Chief's Notes" was presented to Council for their review.

Southwestern Regional Police Department Annual Report - Review of 2006

The Annual Report Review of 2006 was presented to Council for their review.

Manager's ReportUpdate – Glatfelter Stormwater Separation Project

Manager Zeigler updated Council on the Glatfelter Stormwater Separation Project. He reported that he has received notification from Representative Beverly Mackereth that the Borough has received a grant award in the amount of \$50,000 from the Department of Community and Economic Development (DCED) toward the stormwater separation project at Glatfelter (S. Water Street). A \$75,000 match will come from Glatfelter and the balance of \$200,000 needed for the project is expected from the PA Department of Environmental Protection (DEP).

Update – Potential Litigation: Hamilton Township/David Lease

Manager Zeigler informed Council that he received a letter from the EMC Insurance Company (EMC), the Borough's insurance company. EMC has made the determination that there is nothing in the Intermunicipal Agreement, that shared a zoning officer with Hamilton Township, that obligates EMC to provide a defense for Hamilton Township or its organization, any of its agents, or any employee or sub-contractor working on their behalf. Mr. Kevin Tyler (former Zoning/Codes Officer) was working in the capacity as a Hamilton Township official at the time the complaint that was filed by Mr. David Lease (a Hamilton Township resident). Neither Spring Grove Borough nor any of its employees are named as a Defendant in this lawsuit.

York County Borough's Association – Quarterly Dinner Meeting

Manager Zeigler informed Council that the next quarterly dinner meeting of the York County Borough's Association would be held on Thursday, March 22, 2007 at 6:30 P.M. Those wishing to attend should let Manager Zeigler know by March 12, 2007.

Railroad Crossing at Fire Hall

Manager Zeigler informed Council that he coordinated a meeting with Andy Chunko, District Manager, York Rail Company, to discuss stormwater concerns along the railroad tracks behind Glen Mar Apartments (154 E. Constitution Ave.). He also inquired as to what York Rail Company planned to do with the railroad crossing located at the intersection of S. Main and E. Railroad Streets. He was told that at this time they intend to close one lane of traffic, dig out bad sections of roadway, and then blacktop the area up to the rails.

Engineer's Report**C. S. Davidson, Inc.**Roundabout Update - Hand Railing

Manager Zeigler updated Council on the hand railing for the roundabout project. Since Council's last meeting, he was not able to contact anyone from the Rite Aid Store located on Eisenhower Blvd. in Hanover. He will continue to find out whom they used to fabricate the hand railings they installed.

Sovereign Bank – Handicap Ramps at Driveway Entrances

Manager Zeigler advised Council that he sent Sovereign Bank (39 W. Hanover Street) a letter advising them that they need to install handicap ramps at the driveway entrances of the bank by August 1, 2007.

Koren Development – WWTP Capacity Study (Lake Club and Beef Eaters Farm)

Engineer Myers reported to Council that he met with Kevin Wingate of Koren Development Company regarding a capacity study of the Spring Grove Borough Waste Water Treatment Plant. Koren Development is seeking sewer capacity for the potential development of the former Lake Club and Beefeater Farms, which is located in North Codorus Township. William T. Gentzler made a motion, seconded by John P. Shaver, authorizing C.S. Davidson, Inc. to conduct the study for Koren Development at the expense of Koren Development. Motion carried.

ARRO Consulting, Inc.Intent to Award Bid – WWTP Headworks Modifications

Manager Zeigler reported to Council that the bids for the WWTP Headworks Modifications project were opened and that the low bid was from Heisey Mechanical LTD, Columbia, PA. Kelly S. Mills made a motion, seconded by Michael H. Altland, to accept the low bid by Heisey Mechanical LTD in the amount of \$305,896.00, which includes the Base Bid and Alternate A. Motion carried.

Solicitor's ReportOrdinance No. 1-2007: Shared Zoning Officer (Authorize Advertisement)

John P. Shaver made a motion, seconded by William T. Gentzler, to authorize Solicitor Jones to advertise Ordinance 1-2007, which clarifies paragraph number 10 of the Intergovernmental Cooperation Agreement to include the manner in which personal property shall be acquired, managed and disposed of. Motion carried.

Zoning & Codes EnforcementZoning Officer's Report – February 2007

The Zoning Officer's Report for February 2007 was presented to Council for their review.

Code Enforcement Report – February 2007

The Code Enforcement Report, which shows code violations issued in the month of February 2007, as well as the status of outstanding violations, was presented to Council for their review.

RecreationCommunity Center Board Minutes – January 2007

The minutes of the Spring Grove Area Community Center Recreation Board meeting for the month of January 2007 was presented to Council for their review.

Fireworks Display – Borough's 125th Annual Celebration

William T. Gentzler made a motion, seconded by Michael H. Altland, to approve a donation in the amount of \$1,000 toward the fireworks display at the SeptemberFest. The amount would be paid from the Borough's 125th Anniversary Celebration budget in 2007. Motion carried.

Spring Grove Regional Parks & Recreation Commission Minutes

The January 2007 meeting minutes of the Spring Grove Regional Parks and Recreational Commission was presented to Council for their review.

Old BusinessPlanning Commission Vacancy

Manager Zeigler reported to Council that there remains a vacancy on the Planning Commission. He has publicized the vacancy on the Borough's website, the Cable TV Community Bulletin Board, and the local newspapers. He asked Council that if they learned of anyone interested to contact him so he may inform the potential appointment of the duties of serving on the Planning Commission.

Spring Forge Development – Easement Agreement for Welcome Sign

Kelly S. Mills made a motion, seconded by John P. Shaver, authorizing the Council President and Borough Manager to sign the easement agreement between Spring Forge Associates, Spring Forge Development and Spring Grove Borough to maintain the "Welcome Sign" on lot number 132, which is north of the stormwater retention basin. Motion carried.

New BusinessHarry Smeltz Memorial Run – Saturday, May 19, 2007

Kelly S. Mills made a motion, seconded by James G. Decker, authorizing the Spring Grove Area Scholarship Foundation to use the streets in the Spring Forge Development to hold the Harry Smeltz Memorial Run on May 19th, 2007 beginning at 8:00 A.M. The route will start at the Glatfelter Memorial Library, proceed to the Spring Grove Area School campus on Roth's Church Road in Jackson Township, and then back to the Library. Motion carried.

Correspondence**Adjournment**

Hearing no further business, the meeting was adjourned by President Legore until the Committee Meeting to be held on Monday, March 19, 2007 at 7:00 P.M.

Adjournment was at 7:39 P.M.

Respectfully Submitted,

Melissa J. Helm
Recording Secretary