

**MINUTES OF SPRING GROVE BOROUGH
COUNCIL MEETING
October 6, 2008**

The Spring Grove Borough Council met in Regular Session on Monday, October 6, 2008. 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:

James G. Decker
Neal J. Doyle
Keith R. Kelly
Richard P. Legore
Benjamin L. Spagnola

BOROUGH COUNCIL ABSENT:

Michael H. Altland
William T. Gentzler

ALSO PRESENT:

Andrew N. Shaffer, Borough Manager
Dolores J. Aumen, Mayor
Mike Knouse, (C.S. Davidson, Inc.)
Terry A. Myers, P.E. (C.S. Davidson, Inc.)
Melissa J. Helm, Adm. Assist/Recording Sect
Matthew Warfel, (Arro Inc.)
David A. Jones, II, Solicitor

ALSO ABSENT:

Wayne A. Smith, Zoning/Codes Officer.

Public Comment / Visitors

Mrs. Joy Strausbaugh, 216 Seneca Way, was present to address Council regarding her concerns about Council purchasing 2% additional police coverage time from Manheim Township.

Approval of Minutes

September 2008

The minutes of the Regular Council Meeting held September 2, 2008, Committee Meeting held September 15, 2008, Neal J. Doyle made a motion, seconded by James G. Decker, to approve the minutes as presented. Motion carried.

Treasurer's Report

September 2008

The Treasurer's Report for September 2008 with expenses totaling \$411,926.15 was presented for approval. Keith R. Kelly 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 – September 2008

The Parking Enforcement Officer's Report for September 2008 was presented to Council for their review.

Southwestern Regional Police Activity and Financial Reports – August 2008

The Police Activity and Financial Reports for August 2008 submitted by the Southwestern Regional Police Department were presented to Council for their review. Officer Lindenmuth was present to review the report and to answer any questions.

Southwestern Regional Police Department Board Minutes-August 2008

The minutes of the Southwestern Regional Police Department Board minutes for August 2008 were presented to Council for their review.

Fourth Amendment to the Articles of Agreement

Council tabled the Fourth Amendment to the Articles of Agreement until Solicitor Jones and Manager Shaffer could review the agreement.

Manager's Report

Request for Zoning Change Update

Manager Shaffer informed Council that the York County Planning Commission will be meeting on October 7, 2008 to review the request for the rezoning of 422 Monocacy Trail by H&H General Excavators, Inc.

2009 Budget

Manager Shaffer presented a Preliminary Budget Proposal to Council for their review before the October 20th Committee/Budget meeting.

Certificate of Deposit Renewal

Manager Shaffer informed Council that the Borough has a Certificate of Deposit due for renewal in the amount of \$289,000. He proposes to split the money into two separate CD's; one for \$200,000 with a rate not lower than 4.2% and not higher than 7.0%. The remaining \$89,500 would be put in a 12 month CD at an interest rate of 2.72%. These funds would be accessible should the need arise.

Pension Plan – 2008 MMO & State Aid

Manager Shaffer informed Council that the Borough's 2008 Minimum Municipal Obligation (MMO) for the Non Uniformed Pension Plan was in the amount of \$31,527.00. The Borough has received \$22,304.00 in State Aid, which creates a difference of \$9,223 due to the meet the MMO. That difference was as a result of many changes in personnel in 2007.

Engineer's Report

Stormwater Separation Project Update

Engineer Knouse reported to Council that all of the borough's storm water has been successfully separated from Glatfelter Company's storm water discharge.

Approve of Payment Request #2

Neal J. Doyle made a motion, seconded by Keith R. Kelly, authorizing Application for Payment #2 in the amount of \$83,126.65 to Gregory Contractors, Inc. Motion carried.

2008 Street Improvement Project Update

Engineer Knouse informed Council that Stewart and Tate will be finishing up the 2008 Street Improvement project by completing N. High Street this week.

CDBG 2008 Update**Approval of Change Order #1**

Keith R. Kelly made a motion, seconded by Benjamin L. Spagnola, authorizing change order #1 in the amount of \$7,677.90 to Barnes and Barnes, Inc. for additional work performed on a small section of sidewalk on the south side of Spring Street. Motion carried.

Approval of Application for Payment #2

James G. Decker made a motion, seconded by Keith R. Kelly, authorizing Application for Payment #2 in the amount of \$44,237.59 to Barnes and Barnes, Inc. Motion carried.

Approval of Requisition #3

Keith R. Kelly made a motion, seconded by Neal J. Doyle, authorizing the necessary signatures for Requisition #3 to be paid by the York County Planning Commission through the Community Development Block Grant Program (CDBG). Motion carried.

Arro Engineering**Sewer Line Replacement at the Wastewater Treatment Plant**

Engineer Matthew Warfel updated Council on the continuing project of replacing two 8" interceptor lines with one 12" line on the North Loop of the Sewer System. The design is substantially complete and a meeting with the railroad company will take place next week. The following week all the necessary permits will be submitted to DEP (for construction) and York County (for erosion and sedimentation).

Solicitor's Report**Attorney General Investigation**

Solicitor Jones informed Council that he has received correspondence from the Attorney General's Office regarding an ongoing investigation of Aero-Mode for a violation of the PA Steel Products Procurement Act. Under the act, contractors and suppliers for public products must use U.S. steel in their construction. Aero Mode provided another type of steel product to Spring Grove Borough for a sludge bagger system at the wastewater treatment plant. The attorney general's office has reached a tentative settlement where the supplier has agreed to pay Spring Grove Borough a sum of \$650.00 to settle any claims that may have arisen under the Steel Procurement Act. Neal J. Doyle made a motion, seconded by Benjamin L. Spagnola, to accept a settlement of \$650.00 for the violation made by Aero-Mode. Motion carried.

Regional Recreation Center By-Laws

Solicitor Jones reported to Council that he reviewed the draft for the By-Laws of the Regional Recreation Center and will meet with Manager Shaffer with his suggestions.

Letter from New Freedom Borough-Shrewsbury Township Ordinance 5-2008

Solicitor Jones addressed a letter from New Freedom Borough regarding Shrewsbury Township Ordinance 5-2008. He advised Council that Spring Grove Borough does not need to act since the Borough's sludge is not transported through Shrewsbury.

Joint EMA Agreement

Solicitor Jones reported that he will review an EMA (Emergency Management Agreement) between Jackson, Paradise Township and Spring Grove Borough. He will correspond his opinions with the other municipal solicitors.

Zoning & Codes Enforcement

Zoning Officer's Report – September 2008

The Zoning Officer's Report for September 2008 was presented to Council for their review.

Code Enforcement Report – September 2008

The Code Enforcement Report, which shows code violations issued in the month of September 2008, as well as the status of outstanding violations, was presented to Council for their review.

Recreation

Community Center Board Meeting Minutes – September 2008

The minutes of the Community Center Board meeting for the month of September, 2008 were presented to Council for their review.

Regional Recreation Commission Board Meeting Minutes – September 2008

The minutes of the Regional Recreation Commission Board meeting for the month of September, 2008 were not available for tonight's meeting.

Consolidation Meeting Minutes – September 2008

The minutes of the consolidation meetings for the month of September, 2008 were not available for tonight's meeting.

Unfinished Business

PSAB Pension Plan Statement – Month Ending August, 2008

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

New Business

Authorization of Advertisement of the Property Maintenance Ordinance

Keith R. Kelly made a motion, seconded by James G. Decker, authorizing the advertisement of the Property Maintenance Ordinance. Motion carried.

Authorization of Advertisement of the Rental Maintenance and Housing Occupancy Ordinance

Benjamin L. Spagnola made a motion, seconded by Neal J. Doyle, authorizing the advertisement of the Rental Maintenance and Housing Occupancy Ordinance. Motion carried.

Approval of Resolution 9-2008-Request to Erect Banner

Neal J. Doyle made a motion, seconded by Keith R. Kelly, authorizing Glatfelter Company to erect a banner to be placed between their catwalk and the Codorus Creek for the advertisement of their "Company Health Fair". Motion carried.

Approval of Payment Request E3-Electrovations, Inc. -Interior Renovations

Keith R. Kelly made a motion, seconded by James G. Decker, authorizing Payment Request E3 in the amount of \$17,150.21 to Electrovations, Inc. for interior renovations to the Community Center. Motion carried.

Approval of a Fund Transfer from Capital Campaign Account to the General Checking Account

Keith R. Kelly made a motion, seconded by James G. Decker, authorizing the transfer of \$16,747.41 from the capital campaign to the general checking account. Motion carried.

Approval of Southwestern Regional Police Department 2009 Budget

Keith R. Kelly made a motion, seconded by James G. Decker, authorizing the adoption of the 2009 budget for the Southwestern Regional Police Department in the amount of \$267,272.39. This amount also includes an increase of 2% for additional police coverage that will be acquired from Manheim Township through the adoption of the Fourth Amendment to the Articles of Agreement to take place later in the year. Motion carried.

Authorize the Renewal of a Certificate of Deposit with Susquehanna Bank

Benjamin L. Spagnola made a motion, seconded by Neal J. Doyle, authorizing Manager Shaffer to renew a certificate of deposit in the amount of \$200,000 with Susquehanna Bank for a period of 48 months at an interest rate of no less than 4.2%. Motion carried.

Authorize the Renewal of a Certificate of Deposit (Liquid) with Susquehanna Bank

James G. Decker made a motion, seconded by Neal J. Doyle, authorizing Manager Shaffer to renew a certificate of deposit in the amount of \$89,500 for a period of 12 months at an interest rate of 2.72%. Motion carried.

CorrespondenceThank You – Kate Werntz

Recreation Director Kate Werntz thanked everyone for their participation at the SeptemberFest.

Comcast – Rate Changes

Manager Shaffer presented a letter he received from Comcast regarding rate changes that will occur in 2009.

York Adams Tax Bureau – 2009 Budget

Manager Shaffer presented the 2009 proposed operating budget for the York Adams Tax Bureau to Council for their review.

York County Planning Commission – LGAC Dinner Meeting

Manager Shaffer informed Council that the Local Government Advisory Committee will hold their dinner meeting on October 30, 2008 at 6:30 PM. Anyone interested in attending should notify him.

Adjournment

Hearing no further business, the meeting was adjourned until the Committee/Budget Meeting to be held Monday, October 20, 2008 at 7:00 P.M.

Adjournment was at 8:05 PM

Respectfully submitted,

Melissa J. Helm, Recording Secretary