

PAXTANG BOROUGH COUNCIL
Municipal Building 3423 Derry Street
Regular Business Meeting
August 16, 2011

President Ninosky called the monthly meeting of the Paxtang Borough Council to order at 7:15 p.m., followed by the Pledge of Allegiance to the Flag, led by Mayor Stambaugh.

Roll Call was taken.

Council Members Present

Council President	John R. Ninosky, Jr.
Council Vice-President	E. Denny Beaver
Council Members	Lynn Kipp Virginia Panza Raymond Patackis Deborah Seneca
Mayor	Keldeen L. Z. Stambaugh

Council Members Absent

Sheilah Borne Fuller

Borough Officials

Borough Manager –Chief	Kenneth E. Beard
Borough Solicitor	J. Stephen Feinour
Borough Engineer	W. Max Shradley
Fire Chief	Todd Zwigart

MINUTES

*1) Vice-President Beaver made a motion to dispense with the reading of the Minutes from the Regular Business Meeting of July 19, 2011 and to approve the same. Motion seconded by Councilwoman Panza. Motion carried.

TREASURER’S REPORT

*2) Vice-President Beaver made a motion to dispense with the reading of the Treasurer’s Report from the Month of July, 2011 and to approve the same. Motion seconded by Councilwoman Panza. Motion carried.

REPORT OF THE FIRE CHIEF

Chief Zwigart presented a written report of Fire Company and Fire Police activities for the month of July and offered a verbal explanation as well. On September 11th, a memorial service and picnic will be held at Gerald H. Vanatta Memorial Park located on South 49th Street in Swatara Township. The Paxtang Fire Company will be participating and Chief Zwigart invited all to attend.

REPORT OF THE MANAGER

Seminars: Information on future seminars was sent to Council Members prior to the Regular Business Meeting.

ARLE GRANT: Rettew Associates has completed the application for the PennDOT Automated Red Light Enforcement (ARLE) Grant. This grant seeks funds in the amount of \$284,000.00, of which the Borough would be obligated to commit matching funds in the amount of \$15,000.00.

TEMPORARY SIGNS: At the request of Councilwoman Kipp, Manager Beard presented Council with a copy of the current Sign Ordinance. According to the ordinance, Johnny’s Discount Furniture, located at the corner of Paxtang Avenue and Derry Street, has exceeded the allowable number of advertisement signs permitted. Mayor Stambaugh suggested a Public Meeting be scheduled to inform business owners of the

current Ordinance and to allow for public discussion. Mayor Stambaugh has spoken to representatives of Johnny's Discount Furniture and believes a contact from another source would be beneficial as well. Codes Enforcement Officer, Mr. Ed Wenger stated he has been in contact with the establishment. Vice-President Beaver suggested waiting for the new Ordinance and then to introduce the proposed changes to business owners. Mayor Stambaugh asked that enforcement of the current Ordinance begin at this point. Manager Beard indicated Borough wide enforcement would go into effect on Wednesday, August 17th if Council so desired.

Councilwoman Seneca would like a copy of the proposed Airport Overlay to the Zoning Ordinance. Manager Beard stated it has not differed substantially from the one Councilwoman Seneca should already have in her possession.

With regard to advertisement signs, President Ninosky suggested waiting until the new Ordinance is on the books and then follow through with enforcement. If this matter is tabled until the new Ordinance goes into effect, Manager Beard believes it may, in fact, become an "existing non conformity" issue. President Ninosky suggested something be done now and asked Manager Beard to look into this matter. Manager Beard will contact Chris Knarr of Rettew Associates along with Solicitor Feinour for their opinion.

NATIONAL NIGHT OUT: Manager Beard reported National Night Out once again was a success with block parties at the following locations: the 500 and 600 Block of Park Terrace, 3300 and 3500 Block of Brisbane St. and the 3200 Block of Derry Street.

FALL YARD SALE: The Community Yard Sale will take place on Saturday, August 27th. Councilwoman Panza reported Yard Sale Signs have been placed throughout the Borough.

SEWER AMENDMENTS: The City of Harrisburg has amended their sewer ordinance and the Borough Ordinance will have to reflect these changes as well. Manager Beard asked for authorization to draft the changes, advertise, and have the Ordinance prepared for the September Regular Business Meeting. President Ninosky gave authorization for Manager Beard to proceed.

LIGHTNING STRIKE: As reported at the July 19, 2011 Regular Business Meeting, the municipal building received a lightning struck by way of the Comcast cable line. While numerous electronic devices sustained damage, Manager Beard believes the damages may come in under the \$500.00 insurance deductible. Councilman Patackis asked if Comcast had any device set in place that would have diverted this strike away from the building. Manager Beard said he is not aware of any mechanism Comcast would have for deflecting a lightning strike.

STREET SIGNS AND MARKINGS: Crosswalks on Derry Street are in need of being refurbished. Options include painting at approximately \$200.00 per crosswalk, or using a pressure adhesive tape at roughly \$1,000.00 per walkway. Funding is available through the Capital Reserve Highway account. Mayor Stambaugh asked about the possibility of using a brick inlay. Engineer Shradley explained the process and the expense involved, stating that permission from PennDOT would be needed before taking on such a project.

With the new school year approaching, President Ninosky suggested police enforce the "No Parking" zones at Paxtang Elementary School. Council Members discussed the possibility of establishing "Student Drop Off" points. Mayor Stambaugh asked if Mr. Daniel Keich and Principal Robert Stewart are controlling the traffic flow and if their present course of action is producing positive results. Manager Beard said Principal Stewart and Mr. Keich are present during the start of the school day. President Ninosky believes the use of enforcement is the avenue of choice at this time.

The U.S. Department of Transportation Federal Highway Administration is requiring municipalities institute a management plan to update street signs by the end of 2011 with retrofitting of Regulatory signs by 2015, and the remainder of street signs by 2018. Manager Beard noted this undertaking would present a substantial expenditure for the Borough. Manager Beard is waiting to hear if the Federal Highway

Administration will be issuing a new directive eliminating deadlines, but in the meantime will continue with implementing a retro reflectivity plan.

Mack Fire Truck: Manager Beard asked Council for their opinion on placing the Mack Pumper Truck out on Ebay, Munici-Bid, or to advertise locally through sealed bids with the right to reject any and all bids, as the Pumper did not meet the “reserve” as set at recent auction. The high bid came in at approximately \$3,200.00. Councilman Patackis suggested reaching out to organizations such as the “Fire Pumpers Association”. With no objection from Council, Manager Beard will proceed to advertise on the local level.

2011 Street Project: Stewart and Tate has completed base repairs and crack sealing should be completed before September 2nd with microsurfacing occurring during the first two weeks in September.

Shade Tree: Manager Beard reported several trees have been removed due to safety issues and that the office has received numerous phone calls regarding Shade Tree matters.

CDBG Grant: The sub-recipient agreement for the 2010-2011 Sub-Division and Land Development Grant (SALDO) has been received and is ready for the signature of President Ninosky. Manager Beard asked for authorization to develop an RFP process and advertise as well. Council members willing to review and evaluate RFP’s should contact Manager Beard.

CDBG Grant: Manager Beard, along with Chris Knarr of Rettew Associates, met with Dauphin County Officials to discuss the possibility of obtaining a grant for a Comprehensive Shade Tree Study. Manager Beard will now await their decision. Documentation can be found on page 16 of the 2011 Minute Book.

DCNR Grant: Due to recent weather conditions and other work assignments, the playground project at Paxtang Commons Park has been put on hold. Grading and final installation of equipment is scheduled to take place before winter. President Ninosky received an informal request from the Athletic Association asking if their shed could be arranged to face the street in order to gain access. Manager Beard said the issue would be handled. Councilman Patackis questioned Manager Beard if anything was planned for the gravel piled at the park. Manager Beard said the area will be graded and handicapped parking would be installed.

Police Report: Chief Beard referred Council to the written report of Police Activities and offered a verbal explanation as well.

Vice-President Beaver asked if the Borough would be entering into a Rental Property Inspection Program. Manager Beard stated that, for several reasons, the Borough would not be doing so at this time. Mayor Stambaugh asked if the Borough keeps a current list of persons residing in a rental unit. Manager Beard said Occupancy forms are required to be submitted along with a Business License at the beginning of each year. Files are updated as information is received from owners of rental properties. Mayor Stambaugh asked what is required of those registering with Meghan’s Law. Manager Beard explained there are different levels that an offender defined under the law would be required to register. Councilwoman Seneca asked what notification the Borough receives when a violent criminal moves into a property. Manager Beard said administratively, the Borough is not permitted to ask about one’s criminal history. Mayor Stambaugh would like the names of tenants reported to the Borough each time a new tenant moves into a property. Councilwoman Kipp suggested an article be published in the Paxtang Post encouraging rental owners to submit the names of their tenants. If the owner of a rental property does not reside there, they would not be receiving a copy of the Post, as the newsletter is delivered to the physical building and not necessarily to the actual owner’s address.

AUDIENCE PARTICIPATION: No Audience Participation

REPORT OF THE MAYOR: Mayor Stambaugh said the committee for the 100th Anniversary of the Incorporation of the Borough of Paxtang met and are in the process of establishing subcommittees. An estimated cost of \$15,000.00 is projected for this 4th of July, 2014 weekend event. Mayor Stambaugh suggested to Council that at some point they would have to decide if the Borough would be funding a part of this adventure.

Mayor Stambaugh presided over a wedding held at Negley Park in the Borough of Lemoyne on Friday, August 12th.

Mayor Stambaugh reported the Dauphin Lebanon County Boroughs Association dinner meeting was held on Tuesday, July 26. Among the business, a committee was established to develop a mission statement as well as to look into ways of encouraging more Boroughs to participate.

REPORT OF THE SOLICITOR: No Report

REPORT OF CODES ENFORCEMENT: Codes Enforcement Officer Ed Wenger referred Council to his written report for the month of July and offered a verbal explanation as well.

REPORT OF THE ENGINEER: Engineer Shradley referred Council to his written report, indicating that items on his report had already been brought to the attention of Council earlier in the meeting.

COMMITTEE REPORTS:

Administration – Vice-President Beaver mentioned that revenue from Earned Income Tax is down for 2011. Vice-President Beaver reminded Council that the Borough incurred approximately \$35,000.00 in attorney fees with regard to the last Police contract, and that their contract is up for negotiation in 2012. Mayor Stambaugh would like to schedule a Public Meeting in conjunction with the Regular Business Meeting on Tuesday, October 18th. Councilman Patackis asked if contact had been made with Waste Management to see if they would be willing to extend the trash contract for another year. Manager Beard commented that he believes Waste Management would be interested, but not to expect the contract to be extended at the existing cost.

Highway – Councilwoman Kipp stated that Borough resident Mr. George Murphy asked if inspections of Borough sidewalks were conducted on a regular basis and that he would be willing to assist with such inspections. Vice-President Beaver said this would be a topic to discuss at a future Workshop. .

Public Safety – Due to the absence of Councilwoman Borne Fuller, no report was presented.

Public Relations – Councilwoman Panza said Community Yard Sale Signs are posted throughout the Borough for Saturday August 27th. The deadline for articles in the Paxtang Post will be September 15th.

Health and Sanitation – No Report from Councilman Patackis

UNFINISHES BUSINESS – No Business to report

NEW BUSINESS – No Business to report

COMMUNICATIONS – Manager Beard referred Council to a communication offering assistance with the Fire Fighters Grant Program. The application period will run from August 15th to September 9th.

PRESENTATION OF THE BILLS

*3) Vice-President Beaver made a motion to pay the bills. Motion seconded by Councilwoman Panza. Motion carried.

ADJOURNMENT

*4) Vice-President Beaver made a motion to adjourn the Regular Business Meeting. Motion seconded by Councilwoman Panza. Motion carried. At 8:37 p.m. President Ninosky adjourned the Regular Business Meeting.

Secretary

1. Minutes
2. Treasurer's Report

3. Pay The Bills
4. Adjourn