

**PAXTANG BOROUGH COUNCIL**  
**Regular Business Meeting**  
**March 21, 2006**

President Spackman called the monthly meeting of the Paxtang Borough Council to order at 7:13 pm followed by the Pledge of Allegiance to the Flag, led by Mayor Stambaugh.

Roll Call was taken.

Council Members present:

E. Denny Beaver  
Virginia Panza  
Heather Misiti  
Deborah Seneca  
John Rowe entered at 7:23

Council President  
Council Vice President

Joe Spackman  
John Ninosky

Borough Manager/Chief  
Borough Engineer  
Borough Solicitor  
Fire Chief

Ken Beard  
Max Shradley  
Stan Laskowski  
Todd Zwigart

**MINUTES**

Councilman Ninosky made a motion to dispense with the reading of the minutes and to approve same. The motion was seconded by Councilwoman Panza. The motion was approved unanimously.

**FINANCIAL REPORT**

Councilman Ninosky made a motion to dispense with the reading of the Treasurers Report and to approve same. The motion was seconded by Councilwoman Panza. The motion was approved unanimously.

**REPORT OF THE FIRE CHIEF**

Chief Zwigart reported that the Fire Company had a total of 32 calls, 3 of which were calls in the borough. Average crew response was 4, for a total of 199 in manpower. Average response time was 5 minutes. Total hours in service was 11 hours, 2 minutes, and the total man hours were 2,189 hours, 2 minutes. Total runs were 17 for the engine and 18 for the rescue. The Fire Police responded to 2 incidents and completed 2 special details for a total of 11.2 man hours in the month of February. Chief Zwigart indicated the engine grant is due April 17<sup>th</sup> and that Mayor Stambaugh and Vice President Ninosky were assisting with the project.

**REPORT OF THE MANAGER**

Manager Beard introduced Mr. Lee Woodmansee, the representative for Omni-Point. Mr. Woodmansee made a presentation on the provisions for the Cell Tower. Discussion was held concerning borough liability, fencing material, padding for the fence, the ability to have the flag pole lit at night, additional carriers on the pole, monthly revenue, health issues, and damage to the field due to construction vehicles entering for the purpose of maintenance. Mr. Woodmansee indicated any damage to the field would be repaired.

- Mr. Jim Capp of 515 Park Terrace stated his concerns regarding the terms associated with the cell tower.
- Mr. Steve Coughlin of 3632 Rutherford Street stated his concerns in regard to the visual presentation of the cell tower.
- Ms. Sherri Coughlin stated her concerns on the cell tower and its visual presentation.

## **EXECUTIVE SESSION**

It was announced at 8:00 that council would retire to Executive Session for the purpose of discussing cell tower issues.

President Spackman reconvened the public meeting at 8:27 pm.

President Spackman indicated a discussion was held regarding issues on the cell tower. Borough Manager Beard will be contacting Mr. Woodmansee to discuss matters of concern. Council would like to have the area mapped out for an onsite inspection for Tuesday, March 28 for the Council Workshop meeting. Mr. Woodmansee indicated he would be able to do this and to attend the meeting as well.

## **REPORT OF THE MANAGER – CONTINUED**

Pension Trustee: Manager Beard requested Council consider Resolution No. 8-06 naming President Spackman and Vice President Ninosky as trustees for the non-uniformed pension plan.

Councilman Rowe made a motion to adopt Resolution No. 8-06. The motion was seconded by Councilwoman Panza. The motion was approved unanimously.

Manager Beard indicated there is still an auditor vacancy and at this point in time he had no choice but to report this matter to the Vacancy Board.

Chapter 94 Report: Manager Beard stated that he has signed the report and submitted it to the proper agency.

PennDot Report: Manager Beard reported on a meeting with PennDot representative Mr. Mike Keiser for the purpose of discussing the outcome of the curbing issue on Paxtang Avenue. Mayor Stambaugh and Councilwoman Seneca were also included at this meeting. An agreement will be contingent upon Mr. Keiser getting an approval from the District Engineer, Mr. Barry Hoffman. To this date the Borough has not received a billing for this project.

## **AUDIENCE PARTICIPATION**

Murv Grunden presented the following for Council:

- Thanked Manager Beard for the update on the Paxtang Avenue curbing project.
- Improvement concerning the dumpsters at the Paxtang Diner has been noted.
- Tree branches, brush, and trash at the lower park playground needs to be cleared.
- Sub Contractors for Verizon are leaving materials and trash behind at their job sites.
- Attended the Council Workshop, found it to be very helpful and wanted to thank those responsible for arranging the workshops.
- Has 7 people interested in the Citizens Advisory Group and will be in contact with others as well. A meeting will be held and a report will be given to Manager Beard.

Mrs. Appleby presented the following for Council:

- Inquired as to if the municipal building was in compliance with ADA regulations. Discussion was held stating that provisions are in place for enabling people to access services provided
- Discussed the upcoming Historical Society meeting on Monday, April 3<sup>rd</sup> and invited all to attend.

## **REPORT OF THE MAYOR**

Proclamation of Arbor Day: Mayor Stambaugh read the Proclamation naming Saturday April 29<sup>th</sup> 2006 as Arbor Day in Paxtang, with a service taking place at the corner of Swan and Rutherford Streets at 10:00 am

Crime Watch: When this committee reactivates, Officer Jay Barrick has offered to present safety tips to the residents initially and periodically throughout the year.

Workshop Issues:

- Sign Ordinance concerning borough businesses needs to be looked into and possibly updated.
- A resident requested the codes regarding the percentage of impervious material in regard to building on ones property be looked into and updated.

## **REPORT OF THE SOLICITOR**

Solicitor Laskowski indicated he reviewed the liability aspects concerning the Borough in regard to the cell tower lease. This was discussed during the Executive Session.

In regard to the zoning issues as reported in the Mayor's report, Solicitor Laskowski recommended Council look at the entire zoning ordinance, discuss areas of concern, and make as many changes at one time as possible.

Solicitor Laskowski stated the compact disk for the ordinances is being organized and the final proof should be ready any day now.

## **REPORT OF CODES ENFORCEMENT**

Manager Beard provided a written report to council members on behalf of the codes officers. Manager Beard discussed at length the issues concerning the current codes as outlined in the Report of the Solicitor as well as the Report of the Mayor.

## **REPORT OF THE CHIEF OF POLICE**

Manager Beard indicated the department is installing a new records package and this should be ready by the end of April, thus enabling a more accurate method of reporting.

Manager Beard updated council in regard to the following renovations and improvements:

- In addition to renovations to the Police office, carpet was also installed in the hallway.
- To date one Police car has been redesigned with new decals. The second car will be redesigned as well.

## **REPORT OF THE ENGINEER**

Engineer Shradley stated the County awarded a grant for approximately \$25,000.00 to update and prepare a comprehensive plan for the Borough. The comprehensive plan is a blue print for how the Borough would like the community presented in the future. This plan is needed for some of the funding requests being made by the Borough. The County has been contacted and at this point in time the funding has been approved and sent to HUD for final approval and release of check. HUD has not advised the County if the money is available.

Engineer Shradley made note to his report in regard to the bids received for the street reconstruction project. Three bids were received, the low bid being supplied by Handwerk. Engineer Shradley suggested that a motion be considered to award the bid for the cost of \$29,970.75 to Handwerk Construction Inc. for the reconstruction of Plum and Oak Streets. Vice President Ninosky made a motion to award the bid for reconstruction of Plum and Oak Streets to Handwerk Construction, Inc.. The motion was seconded by Councilman Beaver. The motion was approved unanimously.

The microsurfacing project information was sent to the West Shore COG in February. West Shore COG indicated they did not receive any bids for this project. The project is estimated to be approximately \$70,000.00 to \$80,000.00. Vice President Ninosky made a motion to rebid the micorsurfacing project on behalf of the Borough. The motion was seconded by Councilman Rowe. After a brief discussion on the bidding process and cost factors , the motion was approved unanimously.

Engineer Shradley stated that the sewer system was televised, cleaned and inspected approximately 10-18 years ago. A root inhibitor was also introduced approximately 10 years ago. Engineer Shradley suggested televising again in order to minimize any problems. Cost estimates are between \$80,000.00 to \$100,000.00 a year payable from the Sewer Fund. The length of time is estimated to be between 4 and 5 years to complete, which could bring the estimated total to \$500,000.00. This would also include the interceptors. Discussion was held on the general condition of the system. Vice President Ninosky made a motion to bid the internal inspection and repair of the sanitary sewer. Engineer Shradley recommended to advertise a bid for 25 % of the sewer lines and to start with those areas of most concern. With the above recommendation Councilman Rowe seconded the motion. The motion approved unanimously.

### **COMMITTEE REPORTS**

#### *Administration:*

Audit report to be discussed at the Workshop meeting.

#### *Highway:*

Mayor Stambaugh had a request from a resident to improve the street signs that cannot be read. Councilwoman Seneca indicated this would be discussed at the Workshop.

#### *Property and Recreation:*

- Manager Beard made a request to Council to authorize the purchase of *Diamond Tex* at a cost of approximately of \$500.00. Vice President Ninosky made a motion to purchase *Diamond Tex* for the baseball field. The motion was seconded by Councilwoman Panza. The motion was approved unanimously.
- Manager Beard mentioned Council might want to look into the current gymnasium guidelines. Discussion was held on this matter.

*Public Safety:* No Report

#### *Public Relations:*

- Councilwoman Panza referred Council to her written report. Material submission for the Paxtang Post will be April 15<sup>th</sup>. The newsletter should be ready for delivery on May 1<sup>st</sup>.
- Mayor Stambaugh indicated she received a request for a map of the Borough be posted on the web site.

#### *Health and Sanitation:*

Councilman Rowe mentioned he is looking into the state required guidelines for a Pandemic situation. Councilman Rowe also indicated this matter will be discussed at the Workshop meeting.

### **UNFINISHED BUSINESS**

No Unfinished Business

### **NEW BUSINESS**

No New Business

### **COMMUNICATIONS**

Manager Beard reported the following:

- Dauphin Lebanon County Boroughs Association. Meeting to be held on April 18<sup>th</sup> in Annville.

- An invitation for dinner on April 25<sup>th</sup> at the Hershey Lodge sponsored by Rettew. Invitation extended to all municipal officials, staff and their guests. RSVP by April 14<sup>th</sup>.

#### **PRESENTATION OF BILLS**

Vice President Ninosky made a motion to pay the bills. The motion was seconded by Councilman Rowe. The motioned approved unanimously.

#### **ADJOURNMENT**

Vice President Ninosky made a motion to adjourn the meeting. Councilman Rowe seconded the motion. The motion approved unanimously. The meeting was adjourned at 9:35 pm.

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Faye A. Clark, Secretary

