

PAXTANG BOROUGH COUNCIL
Regular Business Meeting
January 17th, 2006

President Spackman announced that an Executive session would be held immediately to conduct interviews for a vacant Council Member seat.

The Council adjourned to Executive Session at 7:05 p.m. and reconvened at 7:48 p.m. for the purpose of conducting the regular business meeting.

The Meeting called to order by President Spackman, followed by the Pledge of Allegiance to the Flag, led by Mayor Stambaugh.

ROLL CALL WAS TAKEN:

Council Members present:	E. Denny Beaver Heather Misiti John Rowe Deborah Seneca
Council President	F. Joseph Spackman
Vice-President	John Ninosky
Borough Manager/Chief	Ken Beard
Solicitor	Stan Laskowski
Engineer	Max Shradley
Fire Chief	Todd Zwigart

COUNCIL VACANCY

Vice-President Ninosky reported that at the preceding Executive Session, Council interviewed candidates for the vacant Council seat. He indicated that there were three exceptionally qualified candidates seeking one vacancy of Council Member and it was an extremely difficult decision to make. The two candidates not offered the position were strongly urged by Vice President Ninosky to run in the upcoming election.

Councilman Beaver introduced Resolution 4-06, a resolution appointing Virginia Panza to the office of Council Member, commencing on January 17, 2006 and terminating on January 2nd, 2007. Mrs. Panza fills the vacant seat created by the resignation of Karen Benjamin. A motion to accept Resolution 4-06 was made by Vice-President Ninosky, seconded by Councilman Rowe. The motion was approved unanimously.

Mayor Stambaugh proceeded to administer the Oath of Office of Council Member to Virginia Panza.

President Spackman reiterated the comments from Vice-President Ninosky in reference to the other candidates to please consider running in the fall election.

Mayor Stambaugh proceeded to administer the Oath of Office of Borough Secretary/Treasurer to Faye Clark.

MINUTES

Vice-President 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.

FINANCIALS REPORTS

Vice-President Ninosky made a motion to dispense with the reading of the Treasures Report and to approve same. The motion was seconded by Councilwoman Panza. The motion was approved unanimously.

REPORT OF THE FIRE CHIEF

Mayor Stambaugh proceeded to administer the Oath of Office to 5 (five) members of Special Fire Police; Murvin E. Grunden, Captain, Thomas H. Leach, Michael J. Feldman, and Norman Templin.

Chief Zwigart indicated that the Fire Police responded to two incidents in December for a total of 3.8 man hours. There was no Fire Police training for December.

The Fire Company ran 36 calls, three of which were in Paxtang. There were 2 training sessions with a total of 12 personnel, totaling 5 man-hours. The total man-hours for the month of December was 60.

REPORT OF THE MANAGER

Manager Beard stated that the Fire Police have asked for approval to participate in several functions in 2006, which were outlined in a letter of request. A motion was made by Vice President Ninosky to approve the request for Special Fire Police as stated in their January 11th 2006 correspondence. It was seconded by Councilman Beaver. The motion was approved unanimously.

Manager Beard indicated he was in contact with the representative from Omni-Point concerning the language in the lease that was objected to, namely that the Borough wanted to limit the installation to be the flagpole and nothing more. These details should be worked out during this week between Manager Beard and the representative from Omni-Point.

The question was posed to Manager Beard as to when he estimated the Cell Tower becoming a reality. Manager Beard responded with the following: Council could possibly approve the use of the land in February and immediately thereafter Omni-Point could begin the permit process. The permit would most likely be denied based on a zoning issue and Omni-Point could then appeal to the Zoning Hearing Board. Providing the appropriate boards approve everything, construction could start in the middle of March. Manager Beard offered the following information concerning the tower: It is designed to be a 120 feet flagpole cellular tower being proposed by Omni-Point Communications (representing T-Mobile) The unit would house a cellular antenna or antennas and would fly a legitimate flag approximately 18'by24'. Omni-Point would be responsible for maintenance and costs plus provide the Borough with a sum of \$1,000.00 a month for the use of the land.

AUDIENCE PARTICIPATION

Holly Gainer 2918 Brookwood Street called council's attention to the matter of a sewer back up at the above address on December 16th, 2005 resulting in standing water and sludge in her basement. Ms. Gainer indicated she would be submitting a report to the Borough requesting reimbursement for expenses incurred. Manager Beard indicated he was aware of the situation and will evaluate the matter upon receipt of Ms. Gainer's formal request.

Pat Appleby commented on the January Historical Society meeting and invited all to their next meeting, that being the first Monday in April. Pat thanked Council for the use of the gym for their meetings.

REPORT OF THE MAYOR

Mayor Stambaugh asked Council for consideration in hiring Ryan Shellenhammer and Marci Fuhrman as part time police officers. Manager Beard indicated that the Borough advertised

approximately two months ago for applications. The two candidates mentioned were interviewed and Manager Beard recommended that they be hired. A motion was made by Councilman Ninosky to hire Ryan Shellenhammer and Marci Fuhrman as part-time police officers. The motion was seconded by Councilwoman Panza. Discussion followed as to whether the candidates had their necessary certification. Manager Beard indicated that Marci Fuhrman was not certified but was indeed capable of certification. Councilman Ninosky withdrew the original motion. Councilman Ninosky then moved to hire Ryan Shellenhammer as a part-time police officer. The motion was seconded by President Spackman. The motion was approved unanimously. Vice-President Ninosky moved to offer a position as part-time police officer to Marci Fuhrman contingent upon her obtaining certification. The motion was seconded by Councilman Beaver. The motion was approved unanimously.

Mayor Stambaugh mentioned the Lions Pancake Breakfast, scheduled for February 11th. The Mayor also reported that the Blood Drive was considered a success and another one is slated for May 2nd from 2-7pm. These items along with others will be announced in the newsletter being published in January.

Mayor Stambaugh also indicated that since there is a new Public Relation committee chair, she will be looking forward to the transition.

REPORT OF THE SOLICITOR

Solicitor Laskowski indicated that the Health Ordinance needs to be amended in order that Council can set fees for the Health Officer. Solicitor Laskowski will get prepare the necessary amendments for consideration at the next Council meeting.

Solicitor Laskowski has prepared a draft disc containing the Ordinance Book, complete and up to date as of December 31st, 2005, and has given the disc to Manager Beard. If there are no problems the solicitor will prepare final copies for distribution to Council.

Solicitor Laskowski called Council's attention to the necessity to advertise for February meetings of Council and for Committee meetings.

The Solicitor cautioned Council members about circulating emails among the members; to be careful not to deliberate or to converse as if deliberating, as such communication could violate the Sunshine Act.

CODE ENFORCEMENT

Manager Beard standing in for Mr. Wevodau.

Manager Beard indicated there were 5 permits issued in the month of December for a total of 69 since Mr. Wevodau and Mr. Schmolitz assumed their duties in May of 2005. Permit fees totaled \$2,715.00 since that time. The total permits issued for the year was 100.

Manager Beard was asked if anyone had expressed interest in buying the property at 3009 Derry St. Manager Beard replied that there have been some inquiries on said property, but he was unable to provide any specific individuals.

REPORT OF THE ENGINEER

Engineer Shradley commented on anticipated street projects for 2006. The survey has been completed, some of the design has been started, and he anticipates completing all the design work and having complete documents ready for the February meeting.

Engineer Shradley has begun the process for the Chapter 94 annual waste load management report.

West Shore COG is going to bid road materials such as chemicals, stone, blacktop, line painting, pavement milling, and crack sealing. Engineer Shradley would like to talk with the COG manager about this matter. A motion was made by Vice President Ninosky for Engineer Shradley to contact West Shore COG and advise of the Borough's interest in their bid process based upon the discussion of the Engineer. The motion was seconded by Councilman Rowe. The motion was approved unanimously. Engineer Shradley indicated to Council that if anyone had questions to feel free to call his office.

ADMINISTRATION

Councilman Beaver indicated there is a Newly Elected Leadership Training Seminar on February 3-4 at the Harrisburg Hilton. The fee is \$100.00 per person.

Manager Beard indicated there is also a similar training seminar on March 17-18 at the Grantville Holiday Inn. Cost for this seminar is \$140.00 per person.

Manager Beard indicated he would register interested persons and requested a motion to expend funds. Vice President Ninosky moved to expend the funds for interested Council Members to attend the above seminars. The motion was seconded by Councilman Rowe. The motion was approved unanimously.

HIGHWAY

No Report

PROPERTY AND RECREATION

Manager Beard received a letter from a company entitled: Mutual Inspection Bureau indicating that in 1999 an insurance appraisal was conducted for the Municipal Building and the company was asking if the Borough wanted this done again for a fee of \$49.00. Council elected to pass on this offer.

Jan Chaplick, Chairwoman of the Shade Tree Commission indicated that the listing for spring planting was being worked on along with the possibility of volunteers interested in watering trees. Pat Appleby thanked Jan for her work with the Commission. On behalf of Doug Reynolds, Mayor Stambaugh thanked Jan for clearing out behind the playground: it looks great. The Mayor asked if the brush pile could be removed as people were starting to dump items there. Manager Beard mentioned he was hesitant to drive equipment on the ball field now due to the weather.

PUBLIC SAFETY

No Report

PUBLIC RELATIONS

Councilwoman Panza asked if there was a newsletter to be published this month and also if there would be one before the Borough Picnic. Mayor Stambaugh indicated that a newsletter should be published for the end of January and that Councilwoman Panza would be in charge of the one immediately prior to the picnic. There also will be coordination between the committee chair and the Borough Office on this matter.

HEALTH AND SANITATION

Councilman Rowe indicated that he has submitted his request for meeting dates for the year.

UNFINISHED BUSINESS

Manager Beard indicated that an action by Council is required to advertise for the February Council Meeting, for the Civil Service Commission meeting on February 6, and for any subsequent meetings for the calendar. Manager Beard suggested that in lieu of individual committee meetings, Council may want to consider a Council Workshop Meeting as an alternative. Discussion followed regarding the structure and time of these Workshop Meetings. It was proposed that Council hold a Workshop Meeting in the last week of the month, alternating

between Mondays and Tuesdays, beginning with the last Monday in February. There would be no meeting in July or December. All meetings would commence at 7:00 pm. A motion was made by President Spackman to advertise all scheduled meetings. It was seconded by Vice President Ninosky. The motion was approved unanimously.

NEW BUSINESS

None to report

COMMUNICATIONS

A letter was received from the Borough of Steelton regarding appointments to the Tri Regional Planning Commission. Manager Beard indicated that he misunderstood the original letter from the Commission requesting nomination for representatives and submitted the names of two Paxtang Council Members. He indicated that Steelton Borough would like to nominate Dennis Heaffner as a representative to be elected to the Commission. A motion was introduced by Vice President Ninosky to remove Joe Spackman as one of our nominated representatives to the Tri County Regional Planning Commission and that we submit the name of Mr. Heaffner. The motion was seconded by Councilman Beaver. The motion was approved unanimously.

Manager Beard indicated that he had received correspondence from The Capital Area Greenbelt and from the Capital Tax Collection Bureau requesting the Borough to update their representatives to those organizations.

After some discussion, it was decided to table action on naming representatives to the Capital Tax Collection Bureau.

A motion was made by Vice President Ninosky to appoint Denny Beaver to be the representative to the Capital Area Greenbelt Association. The motion was seconded by Councilman Rowe. The motion was approved unanimously.

Manager Beard indicated that the President and Vice President are still considered the representative to the West Shore COG.

Announcement of the Dauphin-Lebanon County Boroughs Association meeting on January 31st at the Soda Jerk in Hummelstown.

Invitation to attend the Leadership Harrisburg Area conference on Monday, Feb 13th. This requires a fee of \$40.00.

PRESENTATION OF BILLS

Manager Beard presented the bills for December in the amount of \$14828.78. He stated that this point, financial reports and bills would be listed by the calendar month and includes salaries. A motion was made by Vice President Ninosky to pay the bills. It was seconded by Councilman Rowe. The motion was approved unanimously.

OTHER BUSINESS

Manager Beard presented a formal request from the Fire Company Auxiliary to use Council Chambers for monthly meetings on the second Wednesday of every month.

Mayor Stambaugh asked about the gym usage. It was suggested that this matter be put on the agenda for the next team meeting.

It was asked that Manager Beard have the gym/building proposals and fees on line and send to Council Members.

PA Boroughs Council Association. If anyone is interested, contact Manager Beard.

Borough News: this is a magazine sent to the office. We get 10 copies at \$100.00
Contact Manager Beard if you are or are not interested in receiving this. Vice President Ninosky moved to purchase 10 Borough News. The motion was seconded by Councilwoman Panza. The motion was approved unanimously.

Motion by adjourn by Vice President Ninosky. Seconded by President Spackman.

There being no further business, the meeting adjourned at 9:13 pm.

Faye A. Clark
Secretary