

PAXTANG BOROUGH COUNCIL
Regular Business Meeting
March 20, 2007

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

Roll Call was taken.

Council Members present:

Council President	F. Joseph Spackman
Council Vice-President	John Ninosky
	E. Denny Beaver
	Virginia Panza
	John Rowe – entered at 7:20 pm
	Deborah Seneca

Council Member Heather Misiti was absent.

Mayor	Keldeen Stambaugh
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Borough Manager/Chief	Kenneth Beard
Borough Engineer	Frank Chlebnikow
Borough Solicitor	Stanley Laskowski
Fire Chief	Todd Zwigart

ADMINISTRATION OF OATH OF OFFICE

President Spackman announced a change to the regular order of the business meeting to accommodate the swearing in of Part-Time Police Officer Katrina Fiala by Mayor Stambaugh.

MINUTES

*1) Vice-President Ninosky made a motion to dispense with the reading of the Minutes of the Regular Business Meeting from February 20, 2007 and to approve same. The motion was seconded by Councilman Beaver. The motion carried unanimously.

TREASURER'S REPORT

*2) Vice-President Ninosky made a motion to dispense with the reading of the Treasurer's Report and to approve same. The motion was seconded by Councilwoman Panza. The motion carried unanimously.

REPORT OF THE FIRE CHIEF

Chief Zwigart presented Council with a written report on the monthly activities of the Fire Company and Fire Police. A Soup and Sandwich fund raiser was held by the Ladies Auxiliary. The Fire Company is also exploring the possibility of holding a monthly 'Bingo Night' to raise funds.

Councilman Rowe entered the meeting at this point.

Lt. Patrick McKenna presented Council with a written proposal for replacing the Fire Company portable radios due to new mandates from the Federal Government. This proposal would be in conjunction with a modernization project currently by Dauphin County. The terms of this project provide for the replacement of one portable radio and charger for every two riding positions. The Fire Company would need to secure funding for any additional radios and bank chargers which they deem necessary for operations.

REPORT OF THE MANAGER

Manager Beard presented the following items for Council's consideration:

- An Unemployment Compensation Appeal Hearing was attended by Manager Beard, Councilman Beaver, and Jennifer Will, Council from McNeese, Wallace and Nurick, wherein a final order was received in favor of the Borough specifying that unemployment benefits for Mr. Charles Wevodau have been denied.
 - Manager Beard will place a notice on the web site for the following positions in reference to the Dauphin County Comp Plan: A representative from a civic organization, a business owner from outside the main downtown area, and two to three citizens at large.
 - A Zoning Appeal Hearing was held on February 26, with the Board ruling in favor of the OmniPoint LTD, clearing the way for construction of a cell tower at the Paxtang Cemetery.
 - The full scale TMI drill is scheduled for April 17th at the Borough building beginning at approximately 4:30 pm. This date conflicts with the scheduled April Council Meeting. After discussion it was decided to move the regular business meeting from April 17th to April 30th and to advertise appropriately.
- *3) Councilman Rowe made a motion to allow the Borough Manager to move the regular monthly business meeting from April 17th to April 30th. The motion was seconded by Councilwoman Panza. The motion carried unanimously.
- Manager Beard asked Council to consider a date for the Spring Clean Up. After discussion it was decided to hold a Spring Clean Up on Saturday, June 16th and to advertise in the Paxtang Post, the borough web site and post the event at the Memorial Day picnic.
- *4) Councilman Rowe made a motion to conduct a Borough-wide Spring Clean Up on June 16th. The motion was seconded by Councilwoman Panza. The motion carried unanimously.
- Summer help for the Recreation program needs to be arranged.
- *5) Councilman Beaver made a motion to authorize hiring two employees for summer help. The motion was seconded by Vice-President Ninosky. The motion carried unanimously.
- Manager Beard has been approached by a representative of the Paxtang Cemetery asking for authorization to advertise the Fallen Heroes Project at the Paxtang Memorial Day picnic. This would take place at the Paxtang Cemetery during the Paxtang Memorial Day Picnic. After discussion it was decided to allow such advertisement.
 - Manager Beard asked Council to consider authorizing a date for the Memorial Day Picnic if that was their desire.
- *6) Councilman Beaver made a motion that May 28th, 2007 be designated for the Memorial Day Picnic at Saussaman Park. The motion was seconded by Councilman Rowe. The motion was carried unanimously.
- The bid process has been concluded for the reconstruction of Walker Street. The lowest bid received was from Handwerk for \$29,125.00. Discussion was held to consider if funding for this project should come from Highway, Solid Waste, Liquid Fuels, or a combination of any of these accounts.
- *7) Councilman Rowe made a motion to award the bid to the lowest bidder, that being Handwerk for \$29,125.00. The motion was seconded by Councilman Beaver. The motion carried unanimously.
- Mayor Stambaugh referred to the condition of the roadway beside the Neill Funeral Home. Solicitor Laskowski said this street might be under the jurisdiction of the railroad. Mayor Stambaugh would like Council to allow Borough employees to check into this matter and see if this street is in fact a Borough street.
 - Chief Beard presented Council with a written report on Police Department activities for the month of March. Vice-President Ninosky asked for a verbal explanation concerning a specific incident, to which Chief Beard complied. Chief Beard advised Council that Officer Harlacker has returned to duty and has been cleared by his physician for unlimited duty.
 - The 2006 Municipal Waste Load Management Annual Chapter 94 Report has been received from the Borough Engineer. This report details how the Borough sewer system, and flows through this system, impact the City of Harrisburg and its water treatment facilities. This report is offered for Council's endorsement.

AUDIENCE PARTICIPATION

Murv Grunden reported on the following:

- Citizen's Advisory Committee: No Report
- The Paxtang Lions Club 5-K Run will be held on May 5th

- Historical Society will meet at 7:00 pm on April 2nd in the gym with a presentation on transportation and communications during Colonial times. The speaker will be Todd Gail with the Pennsylvania State Museum. The August 13th meeting will be a picnic at the Suassaman Park Pavilion followed by an architectural walking tour, led by Steve Zurich. The October 1st meeting will be a presentation on the War of 1812 with Aaron Larson.

REPORT OF THE MAYOR

Mayor Stambaugh reported to Council that she is looking into the possibility of the Borough receiving some assistance on the difference between the original quote and the final invoice from PennDot for the Paxtang Avenue curb replacement project. Murv Grunden asked if new residents who may be considering the purchase of a home on Paxtang Avenue are being informed of the outstanding curbing bills. Manager Beard explained he has been in contact with parties involved in home sale negotiations on the Avenue. He has informed them of the situation, as well as their specific obligation and has made recommendations that they consider escrowing that amount in some fashion, or negotiate it as part of the sale, to guarantee payment at some later time.

Mayor Stambaugh informed Council that the Paxtang Elementary School May Fair will be held on May 19th.

A date for the Arbor Day ceremony has not been set for Paxtang yet.

Discussion was held as to the procedure for placing plaques for the Honor Tree program. Manager Beard will look into this matter.

REPORT OF THE SOLICITOR

Solicitor Laskowski asked Council to review the agreement from Commerce Bank and to be advised of their procedure policy.

Solicitor Laskowski would like to go ahead with correcting the rental housing ordinance and asked Codes Enforcement Officer Ed Wenger to take a look at the ordinance for any anticipated changes thatched can foresee.

*8) Vice-President Ninosky made a motion to authorize the Solicitor to make changes to the rental housing ordinance and to republish the ordinance after consultation with the Codes Enforcement Officer for additional modifications that might need to occur. The motion was seconded by Councilman Beaver. The motion carried unanimously.

REPORT OF CODES ENFORCEMENT

Mr. Wenger presented Council with a written report for the month of February and provided Council with a specific update on the construction at the Paxton Presbyterian Church. Councilwoman Panza offered her gratitude for the work Mr. Wenger has accomplished in the borough.

Vice-President Ninosky offered his appreciation for a job well done in reference to snow removal during the last snow storm.

Councilwoman Seneca asked for a listing of EMA positions for posting on the web site.

REPORT OF THE ENGINEER

Frank Chlebnikow, representing Rettew Associates in the absence Engineer Shradley, indicated that he had no further comment on the Chapter 94 report or the Walker Street reconstruction project since these items had been thoroughly covered by Manager Beard earlier this evening.

Councilman Rowe asked if the issue of the square mileage of the borough could be looked into as he feels the quote of .41 miles is inaccurately low. Mr. Chelebnikow will have this looked into.

COMMITTEE REPORTS

Administration

Councilman Beaver stated that Highway employee H. Edward Wenger has completed his 90 day probation period with excellence, and is recommending Mr. Wenger's job status be moved to full time with a pay increase of \$1.00 per hour.

*9) Councilman Beaver made a motion that Mr. Wenger will now be considered full time with a pay increase of \$1.00 per hour. The motion was seconded by Councilwoman Panza. The motion carried unanimously.

Highway:

Councilwoman Seneca has been in contact with DCED concerning the Street Sign Name Grant. DCED will have more information available in June.

Property and Recreation:

Manager Beard has been in contact with Mr. Richard Flowers regarding an issue with a Borough shade tree and has agreed that the tree be cut back to a length that is equitable to all parties.

Manager Beard presented Council with new gymnasium guidelines for their review. After much discussion, it was decided to accept the gymnasium guidelines with the changes as discussed.

*10) Councilman Rowe made a motion to accept the new gymnasium guidelines with the recommended language modifications and for the new fees to go into affect April 1st, 2007. The motion was seconded by Vice-President Ninosky. The motion carried unanimously.

Manager Beard received a proposal from Mr. Ricardo Duarte to conduct a Mini Soccer Clinic. Much discussion was held concerning the issue of the request being time sensitive as well as the consideration of assessing administrative fees.

*11) Councilman Ninosky made a motion to deny the request of Mr. Ricardo Duarte to conduct a Mini Soccer Clinic. The motion was seconded by Councilwoman Panza. The motion carried unanimously. Solicitor Laskowski suggested having the Codes Enforcement Officer see if Mr. Duarte was in fact conducting a business from his home. Discussion from Council was that this was not a matter of priority at this time.

Manager Beard presented Council with a request from the Swatara Youth Soccer Association for the use of Saussaman Park from August to November, Monday through Friday evenings and Saturday mornings. After discussion it was decided to table the matter until the required schedule detailing dates and times for games and practices is submitted.

Manager Beard has been asked to bring to the attention of Council the fact that when the borough ordinances were codified, the leash law was not included and inquired if Council would like to address this issue.

*12) Councilman Rowe made a motion to authorize the Solicitor to draft a 'Leash Law' Ordinance. The motion was seconded by Councilwoman Panza. The motion carried unanimously.

Public Safety:

Councilman Rowe has received complaints with concern to skateboarding and asked Council to consider looking into this issue. Councilman Rowe pointed out that Chief Beard will be instructing his officers to enforce skateboarding violations and to see what areas are in question. Discussion was held on possible curb damage and safety issues related to skateboarding.

Public Relations:

Councilwoman Panza stated the deadline for the next publication of the Paxtang Post would be April 15.

Health and Sanitation:

No Report

UNFINISHED BUSINESS:

Councilwoman Panza reminded those wishing to contribute to the Shellenhamer golf fundraiser to contact her.

NEW BUSINESS:

No Report

COMMUNICATIONS:

Manager Beard presented the following correspondence:

- Communication from the US Department of Commerce announcing the Census Local Update of Census Addresses Program seminar, to be held on March 28th. Sessions are 10:00 am to 12:00 pm or 1:00 pm to 3:00 pm. Contact Manager Beard if interested in attending.
- An invitation to a VIP Reception, sponsored by Rettew Associates, Tuesday April 24th at the Hershey Lodge. Cocktails at 5:30, Dinner from 6:30 to 8:00.
- Keystone Area Council of Boy Scouts of America regarding the 2007 Distinguished Citizen Award to the Honorable John F. Cherry. A dinner will be held at the Hershey Lodge on May 12 with a presentation by Colonel Oliver North. Tickets are \$90.00 per person.
- Letter from Camp Hill Borough inviting Council to their 88th Memorial Day Parade and festivities scheduled for May 28th.
- 17th Annual Labor and Employment Law Seminar at the Hershey Lodge scheduled for June 1st.
- Pennsylvania State Association of Boroughs Annual Conference and Exhibition at the Radison Valley Forge on June 24 – 27.
- Letter from David Colestock, thanking Council for the use of the gym for the 55th Annual Paxtang Lions Club Pancake Breakfast.
- Letter from resident Linda Fosselman of 537 Park Terrace commending Officer Rodney Zwigart for his service provided during a snow storm on March 16th.

PRESENTATION OF BILLS:

*13) Vice-President Ninosky made a motion to pay the bills. The motion was seconded by Councilman Rowe. The motion carried unanimously.

ADJOURNMENT:

*14) Vice-President Ninosky made a motion to adjourn the regular business meeting. The motion was seconded by Councilman Rowe. The motion carried unanimously. President Spackman adjourned the regular business meeting at 9:25 pm.

Secretary

1. Reading of Minutes
2. Reading of Treasurer's Report
3. Change April Council Meeting
4. Spring Clean Up
5. Hire Summer Rec. Employees
6. Memorial Day Picnic
7. Award Walker St. Reconstruction
8. Correct Rental Housing Ordinance
9. H. Edward Wenger Full Time status
10. Gym Rules
11. Duarte Mini Soccer Clinic
12. Solicitor draft leash law
13. Pay Bills
14. Adjourn