

**PAXTANG BOROUGH COUNCIL**  
**Regular Business Meeting**  
**August 19, 2008**

President Ninosky called the monthly meeting of the Paxtang Borough Council to order at 7:19 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, Sr.

Council Members

Sheilah Borne Fuller – entered at 7:23 p.m.  
Virginia Panza  
John Rowe  
Deborah Seneca

Mayor Keldeen Stambaugh

Borough Manager-Chief	Kenneth E. Beard
Borough Engineer	W. Max Shradley
Borough Solicitor	Lucinda Glinn, .
Fire Chief	Todd Zwigart

Council Members Absent: Vice-President Beaver  
Councilwoman LaCour

## MINUTES

\*1) Councilman Rowe made a motion to dispense with and approve the Minutes from the Regular Business Meeting of July 15, 2008. Motion seconded by Councilwoman Panza. Motion carried.

## TREASURER'S REPORT

\*2) Councilman Rowe made a motion to dispense with and approve the Treasurer's Report from the Regular Business Meeting of July 15, 2008. Motion seconded by Councilwoman Panza. Motion carried.

## REPORT OF THE FIRE CHIEF

Chief Zwigart referred Council to his written report for the month of July and offered a verbal explanation as well.

## REPORT OF THE MANAGER

For the benefit of Council, Manager Beard acknowledged that Vice-President Beaver, Councilwoman Borne Fuller and Councilwoman LaCour informed him of their absence for this evening and proceeded to announce the following seminars and events:

Essential Tools for Effective Municipal Operations – contact Manager Beard for time and locations

## Aug 21<sup>st</sup> – PA Municipal League Update Program

Aug 23<sup>rd</sup> – Butterfly Release – “Greenbelt Commons”

Sept 3<sup>rd</sup> – Mandatory Chemical Right-to-Know Training – Penbrook Borough

Sept 15<sup>th</sup> – CAPCOG Picnic Armitage Golf Course

Sept 18-19 – PENN PRIME Risk Management Seminar – State College

Councilwoman Borne Fuller entered at this point – 7:23 p.m.

Sept 23 – Harrisburg Regional Chamber & CREDC – Meet Your Elected Officials – State Capital

Sept 24-25 – PSAB 2008 Labor and Law Seminar – Hilton – Harrisburg

Oct 17-19 – PSAB Fall Leadership Conference – Wyndham Gettysburg

Yard Sale: The Community-wide Yard Sale will be held on Saturday, September 13<sup>th</sup>.

Sewer Ordinance – In order to comply with new Federal mandated treatment regulations, our present Sewer Ordinance will need to be updated. The Borough Solicitor will supply the necessary changes.

\*3) Councilman Rowe made a motion to authorize the Borough Manager to advertise the amendments to the Sewer Ordinance. Motion seconded by Councilwoman Panza. Motion carried.

Dauphin County Co-op Grant – No report at this time.

Paxtang Avenue Curb: On July 31<sup>st</sup>, letters were sent to the residents regarding the Paxtang Avenue curb project. A request was received from a resident asking for an exemption due to personal matters. A second request was received, asking for an extension until February, 2009. President Ninosky suggested extending the payment due date to February 28<sup>th</sup> for any person requesting an extension relating to hardship issues.

\*4) Councilman Rowe made a motion to extend the payment deadline to February 28<sup>th</sup>, 2009 for those residents requesting for an extension for reasons of hardship. Motion seconded by Councilwoman Panza. Motion carried.

Request for Saussaman Park field use: At the July 15<sup>th</sup> Regular Business Meeting it was the decision of Council to deny a request received from the Prison Action Committee of Christian Churches for gratis use of Saussaman Park. The Committee plans to move forward and pay the \$100.00 fee necessary to secure the facility.

National Night Out: Manager Beard commented that the evening event went well.

Shade Tree: Manager Beard referred Council to a letter from Mr. George Simpson of 519 Park Terrace requesting removal of two borough trees due to the possibility of roots causing numerous sewer backups. Council acknowledged that the Shade Tree budget is extremely limited at this time and the Manager should defer this request for action due to lack of funding.

Animal Nuisance: A letter was received from Mr. Andrew Bale of 3516 Montour Street asking Council to address the situation of skunks within the Borough. Mayor Stambaugh made the suggestion of posting information on the Borough web site in addition to placing an article in the Paxtang Post advising residents of ways to possibly deter skunks.

Parking, So. 31<sup>st</sup> St.: A request was received for a “No Parking” zone on South 31<sup>st</sup> Street for the area between Derry and Pike St. Manager Beard suggested the possibility of making 31<sup>st</sup> St One Way, south into Pike Street forcing all traffic to exit through Park Terrace. Manager Beard will contact Engineer Shradley and if necessary will present a traffic study.

Surplus Property Bid: Manager Beard has advertised for the sale of the surplus highway pick up truck.

Waste Hauler: Negotiations are continuing with regard to the waste hauler contract. Councilwoman Seneca requested Manager Beard inquire as to what types of plastics are considered to be acceptable for recycling.

Building Appraisal: A “no cost” appraisal offer has been received from PENN PRIME for the municipal building. It was the decision of Council to move forward with the appraisal.

Codification: Manager Beard presented Council with information regarding the codification process of our ordinances along with a Laserfiche system for document management. The cost of re-codification is approximately \$10,000.00 while the Laserfiche would run approximately \$9,000.00. Payments may be made in installments over a period of time. Manager Beard suggested making a field trip to municipalities that already have this system in place.

Part Time Police Hire: An advertisement has been placed to receive applications for the hire of Part Time Police. Chief Beard asked for Council's authorization to hire up to two qualified personnel.

\*5) Councilman Rowe made a motion to authorize Chief Beard to hire up to two qualified personnel. Motion seconded by Councilwoman Panza. Motion carried.

Police Report: Chief Beard referred Council to the written report regarding activity for the month of July and offered a verbal explanation as well. Chief Beard reported an act of vandalism occurred to the Port-A Potty located at the lower field and that a replacement has been ordered. The Port-a-Potty will remain at the park until expectation of the first freeze for this area.

Labor Negotiations: Manager Beard asked Council to consider an Executive Session for the purpose of discussing personnel matters. President Ninosky suggested honoring this request at the end of the Regular Business Meeting.

### **AUDIENCE PARTICIPATION**

Murv Grunden of 3323 Brisbane Street presented the following:

- On August 4<sup>th</sup> the Historical Society hosted their meeting at Saussaman Park. Mr. Grunden thanked the Borough Council for allowing the Historical Society use of the park and concession facilities. The Gateway Historical Society comprised of the Boroughs of Lemoyne and Wormleysburg were invited as well. Mr. Grunden noted that approximately 42 people were in attendance.
- Mr. Grunden expressed his gratitude to the Fire Company and the Police Officers for their participation in National Night Out, August 5<sup>th</sup>.
- On the evening of October 6<sup>th</sup> the Historical Society will hold their meeting in the Municipal Building gymnasium. Mr. Stephen Runkle will give a Power Point presentation on the Civil War highlighting the area in and around Camp Hill, PA.

Mr. Grunden asked for a status regarding the idea for a new Paxtang Borough logo. Suggestions were to ask the local High School and the Paxtang Art Association for their input.

Mr. Grunden mentioned that tickets for the Crabfest are available at the Fire House.

### **REPORT OF THE MAYOR**

Mayor Stambaugh received information that a latch on the electrical box located at the Saussaman Park pavilion might be in need of repair. Codes Enforcement Officer Ed Wenger acknowledged he is aware of the situation which involves a tab for a pad lock on the breaker box. Mr. Wenger stated the tab does not pose a safety hazard and that a pad lock is not used on this unit.

Discussion was held regarding the issue of a dog barking on a regular basis in the vicinity of Park Terrace. Manager Beard informed Council that Officer Corkle will contact the resident advising them of the situation. Manager Beard informed Council that when complaints of this nature occur, residents should call the Police as the situation is current and he proceeded to offer the following options in responding to the barking dog complaint:

- A. The police respond and they hear the dog barking and take action.
- B. The police do not hear the dog bark but they believe the information from the complainant is credible and they are willing to file a citation or take action based upon their information. It is incumbent that the individual is willing, if necessary, to appear on behalf of the officer and testify.
- C. If the police do not find the complainant to be credible, they would direct them to the District Justice Office where the complainant is certainly free to file a private complaint on their own.

Mayor's "Cookies and Crafts" will be held on Saturday, December 13<sup>th</sup> from 2:00 to 5:00 p.m. in the gymnasium. The Paxtang Lions are scheduled to use the gymnasium as well and the Mayor will communicate with them in order to work out an amicable schedule.

### **REPORT OF THE SOLICITOR – No Report**

### **REPORT OF CODES ENFORCEMENT**

Codes Enforcement Officer Ed Wenger referred Council to his written report and offered a verbal explanation as well. President Ninosky commented on the job well done regarding painting of the curbs and parking spaces along Derry Street. Mayor Stambaugh asked for clarification as to how one determines the distance required when determining “No Parking” spaces. Mr. Wenger explained the different measurement requirements for crosswalks, stop signs, hydrants, etc. Councilwoman Seneca requested that Codes Officer Wenger send her an article outlining information on obtaining building permits.

### **REPORT OF THE ENGINEER**

Engineer Shradley will review the Reconstruction/Resurfacing Project in order to obtain information for a final invoice. Some interest has been generated as to the possibility of bidding our 2009 projects together with Penbrook Borough. Engineer Shradley recommended contacting our Borough Solicitor for his advice.

The GPS equipment has arrived and the sewer television project should begin shortly.

The next meeting for the Mini Comp Plan will be scheduled for November.

Councilman Rowe made inquiry regarding the property boundary line of 3103 Duke Street. Manager Beard reported that the proper paper work has been executed. Information on this matter may be obtained from the June 17, 2008 Minutes located on page 302 and the July 15 Minutes on page 306. Manager Beard suggested the possibility of the Borough vacating their interest in other properties bounded by unopened streets and to have this matter referred to our Borough Solicitor.

### **COMMITTEES**

*Administration* – No Report

*Highway* – Councilwoman Seneca asked if banners would periodically be placed across Derry Street announcing upcoming events in the Borough. Manager Beard mentioned to keep in mind the cost factor involved in obtaining each banner that would be displayed.

Manager Beard informed Council that crosswalks at the Elementary School have been painted and parking spaces will be next. Councilwoman Seneca questioned Manager Beard as to when the parking spaces would be painted, would the area be posted “No Parking” and would the principal receive advance notice before the painting project was started. Manager Beard explained that work within the Borough is not scheduled with a specific date and time in mind. Many unforeseen aspects tend to arise which one has no control over. When this occurs it disrupts the original proposed work schedule causing chaos and discontent for all involved.

*Property and Recreation* – No Report

*Public Safety* – Councilman Rowe informed Council that Police negotiations are ongoing.

*Health and Sanitation* – Councilwoman Panza stated she attended the Zoonomatic Avian Influenza seminar and has information available for those interested.

*Public Relations* – No Report

**UNFINISHED BUSINESS** – No Report

**NEW BUSINESS** – No Report

**COMMUNICATIONS** – Mary Klaus, a reporter with the Patriot News, has requested the posting of the agenda for borough meetings by 4:00 p.m. on the day of the meeting. Mayor Stambaugh asked if a draft

copy could be sent to her with a disclaimer attached stating the agenda could be “subject to change”. Manager Beard stated this is a discussion that he would rather not entertain at this time.

Mr. And Mrs. Kivler of 122 N. 32<sup>nd</sup> St voiced a concern with the recent paving project on this street indicating the roadway is bumpy. Engineer Shradley inspected the situation and found nothing out of the ordinary.

#### **PRESENTATION OF THE BILLS**

\*6) Councilman Rowe made a motion to pay the bills. Motion seconded by Councilman Panza. Motion carried.

At 9:07 p.m. President Ninosky announced that Council would retire to Executive Session for the purpose of discussing personnel and labor matters.

At 9:32 p.m. President Ninosky reconvened the Regular Business Meeting with the announcement that Council discussed labor and personnel issues as well as potential litigation.

\*7) Councilman Rowe made a motion to authorize the Borough Manager to enter into a memorandum of understanding with the Teamsters Union to create the position of Highway Foreman. This position would be assigned as needed by the Borough with a pay increase of \$1.35 an hour. Motion seconded by Councilwoman Panza. Motion carried.

\*8) Councilman Rowe made a motion to adjourn the Regular Business Meeting. Motion seconded by Councilwoman Panza. President Ninosky adjourned the Regular Business Meeting at 9:35

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Secretary

1. Minutes
2. Treasurer’s Report
3. Advertise Sewer Ord.
4. Paxtang Avenue Curb Payment Extension
5. Authorize Manager – Hire Part Time Police Officers
6. Pay the Bills
7. Create Highway Forman position
8. Adjourn

*Public Relations –*

*Health and Sanitation –*

**UNFINISHED BUSINESS –**

**NEW BUSINESS –**

**COMMUNICATIONS**

**PRESENTATION OF THE BILLS**

-  
**ADJOURNMENT**

-

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**SECRETARY**