

PAXTANG BOROUGH COUNCIL
Municipal Building 3423 Derry Street
Regular Business Meeting
June 15, 2010

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

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| Council President | John R. Ninosky, Sr. |
| Council Vice-President | E. Denny Beaver |
| Council Members | Lynn Kipp Virginia Panza Raymond Patackis Deborah Seneca – arrived at 7:18 p.m. |

Council Members Absent Sheilah Borne-Fuller

Mayor Keldeen L. Z. Stambaugh

Borough Officials

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

MINUTES

*1) Vice-President Beaver made a motion to dispense with the reading of the Minutes of the Regular Business Meeting of May 19, 2010 and to approve the same. Motion seconded by Councilwoman Kipp. Motion carried.

TREASURER'S REPORT

*2) Vice-President Beaver made a motion to dispense with the reading of the Treasurer's Report for the month of May, 2010 and to approve the same. Motion seconded by Councilman Kipp. Motion carried.

REPORT OF THE FIRE CHIEF

Chief Zwigart referred Council to his written report for the Fire Company and Fire Police for the month of May.

Councilwoman Seneca arrived at this point - 7:18 p.m.

In addition to his written report, Chief Zwigart informed Council that the Sutphen Company has provided the lowest cost proposal for a new engine.

Vice-President Beaver reported that the price of this proposal came in at \$419,994.61 with a "pre-pay in full" requirement. This stipulation would reduce the overall cost by \$10,214.46. A performance bond would also be required.

To assist in funding the purchase of a new pumper, the Fire Company has been awarded a Homeland Security Grant in the amount of \$261,250.00. Vice-President Beaver stated that he, along with President Ninosky, and Councilwoman Borne-Fuller have met with the Fire Chief and Deputy Fire Chief, and

together they have agreed to propose to Council that tax monies from the Capital Reserve Fund in the amount of \$50,000.00 would be used and the Fire Company would use \$50,000.00 of funds that they have on deposit. This would leave a shortfall of approximately \$48,530.15. Vice-President Beaver suggested that this outstanding balance be borrowed by the Borough from the Sewer Fund, forwarded to the Fire Company at the time necessary to make the purchase, and then subsequently repaid to the Sewer Fund, with interest (Monies in the Sewer Fund currently accumulate interest at the rate of 1.65%), using monies collected in future years through the designated Fire Tax. Additional charges of \$5,000.00 for equipment and modifications to the pumper after delivery are also anticipated.

*3) Vice-President Beaver made a motion to authorize the Solicitor to draft a Resolution authorizing the Borough to make a loan to the Fire Company from the Sewer Fund. Motion seconded by Councilwoman Kipp. Motion carried.

REPORT OF THE MANAGER

Seminars: Manager Beard presented information on an upcoming HATS meeting on June 25 and the National Swine Flu Conference in August. Those interested may contact Manager Beard for more information.

Codification: Manager Beard has authorized General Code to continue with the codification process and shall keep Council informed with any new developments.

MS4 Report: The annual report has been completed and submitted by the Borough Engineer. Engineer Shradley is working towards completing the provisions as listed by the Environmental Protection Agency relating to the MS4 permit report.

Playground Status: Installation of the playground equipment at the lower ball field as been put on hold as a request has been received from DCNR for a revised set of sealed and signed engineering plans for the park project.

Snow Reimbursement: Documentation has been submitted for a FEMA grant allowing the Borough is seek reimbursement for monies associated with the snowstorm of February, 2010.

Susquehanna EMS: Manager Beard has been monitoring the situation as suggested at the Regular Business Meeting of April 20, 2010. (Documentation can be found on page 428 of the 2010 Minute Book) Manager Beard reported he would keep Council informed of any developments with regard to service within the Borough.

Borough Email Accounts: After revisiting the issue of retaining Borough email accounts; it was the decision of Council to provide the one remaining email address to Mayor Stambaugh. The plan chosen by Council would enable transactions to be documented on the Borough server. Replies however would not be able to be maintained on the Borough server.

Street Base Repair and Reconstruction: A pre-construction meeting was held and the notice to proceed has been issued. A completion date for the 2010 street reconstruction project is anticipated for July 28th.

Highway Garage: The highway garage project is anticipated to be in excess of \$25,000.00, and therefore the "prevailing wage" rule will apply. Manager Beard expects to receive bids for this project within the next few weeks.

Federal Surplus Purchase: Manager Beard asked Council to consider the purchase of a piece of heavy equipment, a front end loader, through the Commonwealth of PA Federal Surplus Program at an approximate cost of \$3,500.00. President Ninosky suggested changing the plans of the new highway garage in order to accommodate housing the loader. In the meantime, this unit will be kept at Penbrook Borough.

*4) Vice-President Beaver made a motion to purchase the loader from Sewer Funds at the price as indicated by Manager Beard. Motion seconded by Councilwoman Kipp. Motion carried.

Pavilion Locks: New locks have been installed at the pavilion and the restrooms are now in service and secure.

Memorial Day Picnic: Manager Beard took this opportunity to thank all those that gave of their time at the Memorial Day Picnic. Councilwoman Kipp suggested a flier be sent to residents next year announcing the picnic as well as placing an article in the two additions of the Paxtang Post leading up to the picnic. It was the opinion of Council to discuss the possibility of establishing a Community Calendar at an upcoming Workshop meeting.

Harrisburg Sewer Billing: Manager Beard informed Council that Harrisburg City has complied with a Right-To-Know request submitted on behalf of the Borough by Mr. Clippinger, Susquehanna Township Authority Solicitor. This request is relating to the alleged underpayment of sewer billings from 2007. As of this date, the Borough has not received a demand from the City of Harrisburg regarding this matter. Documentation can be found on page 418 of the 2010 Minute Book.

Recreation Workers: Manager Beard has extended a hiring opportunity to Joseph Miller, and Brooke Barton. Mr. Miller and Ms. Barton have agreed to be available for the duration of the program. A hiring opportunity has also been extended to Rebecca Lemmon, to be available on a fill-in-basis if Mr. Miller or Ms. Barton would not be able to report for work for some unforeseen reason. Councilman Patackis mentioned the possibility of a “floater” being available from Swatara Township. Manager Beard stated Councilman Patackis was correct but that particular employee would be responsible for filling in at all six parks that participate in the program whereas Ms. Lemmon would be assigned to fill in for Saussaman Park only.

Police Report: Chief Beard referred Council to the written report regarding police activities for the month of June and offered a verbal explanation as well.

Executive Session: Manager Beard asked Council to consider an Executive Session for the purpose of discussing personnel and potential litigation issues. President Ninosky said he would honor that request at the end of the Regular Business Meeting.

AUDIENCE PARTICIPATION – No Report

REPORT OF THE MAYOR

Mayor Stambaugh stated that she had the honor of giving the “welcome” speech at the Memorial Day picnic, as well as performing a wedding ceremony, and a ceremonial ribbon cutting on June 3rd for the newly opened City Line Dinner. Councilwoman Kipp asked by what means Borough officials were notified of the ribbon ceremony, as she did not receive notice until the morning of said event through an email. Mayor Stambaugh stated that the ceremony had been planned a week prior to the event and the subject was also discussed at the Memorial Day Picnic. Councilman Patackis asked Mayor Stambaugh if she had heard of any surrounding municipalities having concerns with service provided by Susquehanna EMS. Mayor Stambaugh stated that she had not.

REPORT OF THE SOLICITOR – No Report

REPORT OF CODES ENFORCEMENT

Codes Enforcement Officer Ed Wenger referred Council to his written report and offered an explanation as well. Mr. Wenger indicated there is a concern with a property maintenance issue in the 2900 block of Derry Street and is looking into having the situation remedied.

REPORT OF THE ENGINEER

Engineer Shradley noted issues regarding the 2010 Street Projects were covered earlier this evening and gave Council an opportunity for questions or concerns. Mr. Shradley also noted a meeting for the Zoning Ordinance Update is scheduled for June 23rd at 6:30 a.m.

COMMITTEE REPORTS – *Administration* – No Report

Highway – No Report

Property and Recreation – No Report

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

Public Relations – No Report

Health and Sanitation – No Report

UNFINISHED BUSINESS – No Report

NEW BUSINESS – No Report

COMMUNICATIONS

Manager Beard presented the following communication: A communication from Fire Police Captain Murvin Grunden thanking the Fire Company and the office staff for their assistance during the Paxtang Lions 5-K Run.

PRESENTATION OF THE BILLS

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

At 8:04 p.m. President Ninosky announced that Council would retire to Executive Session for the purpose of discussing personnel matters and potential litigation.

At 8:17 p.m. President Ninosky reconvened the Regular Business Meeting, announcing that personnel matters and potential litigation issues were discussed.

ADJOURNMENT

President Ninosky declared the Regular Business Meeting to be adjourned at 8:19 p.m.

Secretary

1. Minutes
2. Treasurer Report
3. Solicitor Draft Resolution – Fire Company Borrow from Sewer Fund – Fire Engine
4. Purchase “Loader” from Federal Surplus
5. Pay Bills