

PAXTANG BOROUGH
Municipal Building 3423 Derry Street
Regular Business Meeting
July 19, 2016

President Martin called the monthly meeting of the Paxtang Council to order at 7:00 p.m. followed by the Pledge of Allegiance led by Mayor Ninosky and a moment of silence in memory of the many lives recently lost both here in the United States and abroad due to the recent acts of violence carried out against society.

COUNCIL MEMBERS PRESENT

Council President	Nathan Martin
Council Vice President	Eric Fillman
Council President Pro Tempore	Raymond Patackis
 Council Members	 Chris Spackman
	Jack Thomas – via telecommunication
	Thomas Wingert

Mayor	John R. Ninosky Sr. \
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COUNCIL MEMBERS ABSENT

Kathy Bloss

BOROUGH OFFICIALS

Borough Manager	Keldeen Stambaugh
Borough Solicitor	J. Stephen Feinour
Borough Engineer	Frank Chlebnikow for W. Max Shradley
Borough Fire Chief	Todd Zwigart - Absent

AUDIENCE PARTICIPATION

Mrs. Shirley Grunden, President of the Paxtang Historical Society and resident of 3323 Brisban Street said the Historical Society will be hold their picnic on August 1, 2016 at Saussaman Park. All are invited to attend. Historical Society Board Members expressed their gratitude to Council for offering retired street signs to them. The Historical Society is interested in planting wildflowers at the Paxtang Gateway sign at the intersection of Derry and 29th Streets. The Society has an interest in organizing a Memorial Day parade in 2017. The parade route would start on Kelso Street and end at the Paxtang Cemetery. School students would be given flowers to place at the graveside of veterans. A short service would follow.

Mrs. Darlene Kvaternik, Shade Tree Commission Chairperson and resident of 3309 Brisban Street expressed her gratitude for the article on Shade Trees in the summer edition of the Paxtang Post. A STC meeting was held on June 29 where a discussion was held on the possible removal of 15 Shade Trees. Requests for estimates for removal of these trees will be sent to vendors. A tree trimming list is in the works and volunteers have been involved in ground level pruning.

MUNICIPAL SEPARATE STORMWATER SEWER SYSTEM (MS-4)

President Martin asked if anyone in attendance had any questions or concerns with regard to the MS-4 program. Hearing none, President Martin continued with the meeting.

MINUTES

*1) Vice-President Fillman made a motion to dispense with the reading of the Minutes from the June 21, 2016 Regular Business Meeting and to approve the same. Motion seconded by Councilman Wingert. Motion carried. Councilman Thomas cast an Aye vote via telecommunication.

TREASURER'S REPORT

Secretary Clark read for Council the Treasurer's Report for the month of June, 2016.

GENERAL FUND	\$398,875.17
SEWER ACCOUNT	\$536,254.56
LIQUID FUELS	\$ 96,850.16
SOLID WASTE	\$ 97,860.98
CAPITAL RESERVE	\$223,970.23

*2) Vice-President Fillman made a motion to approve the Treasurer's Report as read. Motion seconded by Councilman Spackman. Motion carried. Councilman Thomas cast an Aye vote via telecommunication.

POLICE REPORT – SWATARA TOWNSHIP

Due to the absence of Swatara Police Chief Jason Umberger, President Martin referred Council to the written report as submitted by Chief Umberger.

REPORT OF THE FIRE CHIEF

Vice-President Fillman read for Council the report of Fire Company activities for the month of June as Chief Zwigart was attending a meeting of the Dauphin County Fire Chief's Association. The Fire Company had a total of 43 calls. The average crew response was three for a total of 109 manpower. Total hours in service were 12 hours and 20 minutes. Total runs were 15 for the Engine, 34 for the Rescue, 1 for the Utility and 0 for the Duty Officer. Two Company trainings were held in vehicle stabilization and vehicle rescue.

REPORT OF THE MANAGER

CAPITAL AREA COUNCIL OF GOVERNMENTS - AUCTION

Manager Stambaugh and Public Works employees will attend the Capital Area Council of Governments auction in Mechanicsburg, PA. A list of items to be taken to the auction was approved at the 2016 May Regular Business Meeting.

DEPARTMENT OF ENVIRONMENTAL PROTECTION – SEMINAR

Manager Stambaugh will attend a DEP seminar with Borough Engineer Max Shradley in regard to the new MS-4 permits that will be introduced in the near future.

FIREFIGHTERS FORUM

The Public Safety committee of the Capital Region Council of Governments will host a forum on August 15, 2016 at the Harrisburg Area Community College to discuss issues faced by fire companies including the recruitment and retention of volunteers. Council members interested in attending should contact Manager Stambaugh.

HEROIN AND OPIOID EPIDEMIC FORUM

Pennsylvania State Representative Ron Marsico and US Representative Lou Barletta will host a Heroin and Opioid forum on Thursday, August 18th at the Harrisburg Area Community College.

REPORT OF THE MAYOR

Mayor Ninosky asked that the record reflect that support and appreciation be extended by the Borough to not only the Swatara Police Department but to all the departments in Dauphin County thanking them for their service in these times of civil unrest.

REPORT OF THE SOLICITOR

No Report from Solicitor Feinour

REPORT OF CODES AND ZONING

Manager Stambaugh referred Council to the Time and Usage Report for the Highway Department. Three building permits were issued in May and one in June. Property maintenance issues will be handled by Public Works employee Saul Schmolitz.

A Borough wide property maintenance review is underway with one half of the Borough completed. An assessment of the remaining portion of the Borough will take place next week. Discussion was held that the Highway employees incorporate the trimming of low lying branches in the area of the Greenbelt as their schedule allows.

REPORT OF THE ENGINEER

Mr. Frank Chlebnikow, with RETTEW Associates presented for Council a written report from Engineer Max Shradley and highlighted the following areas:

CURB RAMP EVALUATION

No change with regard to evaluating street corners where installing ADA ramps would be difficult, involved, and costly to determine if they can be classified as Technically Infeasible.

2016 STREET PROJECT

Documents for the microsurfacing project awarded to Asphalt Maintenance Solutions have been signed. The contractor anticipates a start date in early September 2016.

HANDICAPPED RAMPS

Proposals have been received for the installation of 14 handicapped curb cuts from Arney Brothers at \$16,100.00 and Fogle Masonry, Inc. at \$15,865.00. Action will be taken under New Business.

MUNICIPAL SEPARATE SEWER STORMWATER SYSTEM – DEP AUDIT

A list of items from the Department of Environmental Protection calling for focus and improvement is being finalized.

MUNICIPAL SEPARATE SEWER STORMWATER SYSTEM ANNUAL REPORT

Report has been submitted to the Department of Environmental Protection.

MUNICIPAL SEPARATE SEWER STORMWATER BEST MANAGEMENT PRACTICES

A grant has been awarded from The Department of Environmental Protection to provide funding for the construction of urban stormwater Best Management Practices to reduce the discharge of nutrients and sediments flowing into the Chesapeake Bay. Funding would go towards the construction of a bioretention area or raingarden in the vicinity of the Parkway leading off Park Terrace. The amount of the grant will be announced upon receipt.

TELEVISIONING OF SANITARY SEWERS

Discussions are ongoing with regard to the inspection, cleaning and internal repair of the existing sewer system. Mr. Chlebnikow asked Council how they wished Rettew to proceed with this project. No action was taken.

HIGHWAY GARAGE – SEWER AND WATER

Designs and plans for providing sewer and water to the highway garage have been finalized, and a set of plans have been provided to Councilman Patackis for review. A Deed of Easement has been secured from Spiro and Tesse Sgagias for the purpose of installing sewer and water lines. It was suggested Borough employees excavate and then decide if they can continue, rent equipment, or bring in a contractor if they strike rock. President Martin took this opportunity to thank Rettew Associates for their dedication to the Borough in regard to their assistance with a recent grant, and DEP reports.

REPORT OF COMMITTEES

Administration – No Report from Councilwoman Bloss

Highway – No Report from Councilman Wingert

Property and Recreation – Councilman Patackis said he would be discussing the sewer and water project for the highway garage with Manager Stambaugh.

Public Safety – Vice-President Fillman echoed the sentiments expressed by Mayor Ninosky earlier this evening with regard to law enforcement, emphasizing that Swatara Township Chief Umberger and his officers have delivered outstanding service to the Borough of Paxtang. Vice-President Fillman called on our support for those that serve.

Public Relations – Councilman Spackman said the third quarter edition of the Paxtang Post has been delivered and thanked President Martin for his assistance in compiling the newsletter.

Health and Sanitation – Councilman Thomas reported via telecommunication that he, along with Councilman Patackis, Councilman Wingert, Manager Stambaugh and Councilman Spackman discussed televising the sewer system with a recommendation to concentrate on areas that would be excavated due to highway construction. The current solid waste contract will expire in 2017 and a bid will need to be placed for advertising. Vice-President Fillman asked if Councilman Thomas was presenting items for Council's consideration on televising. Councilman Thomas said that was not the case at this time.

NEW BUSINESS

NATIONAL NIGHT OUT – STREET CLOSURE

President Martin presented for Council's consideration a request from Mr. Murvin Grunden for the temporary closure of Brisban Street at Kelso to Quince during National Night out on Tuesday, August 2, 2016.

*3) Vice-President Fillman made a motion to approve the request to close Brisban Street from Kelso Street to Quince Street for National Night on August 2. Motion seconded by Councilman Wingert. Motion carried. Councilman Thomas cast an Aye vote via telecommunication.

USE OF SAUSSAMAN PARK – DAUPHIN COUNTY PROBATION

President Martin presented for Council's consideration a request from Dauphin County Probation Services for gratis use of Saussaman Park on Tuesday, August 16, 2016 for a staff picnic.

*4) Vice-President Fillman made a motion to approve the request as submitted and to waive any fees involved. Motion seconded by Councilman Wingert. Motion carried. Councilman Thomas cast an Aye vote via telecommunication.

REQUEST FOR SPONSORSHIP – CAMP CURTIN MEMORIAL-MITCHELL UNITED METHODIST CHURCH

President Martin presented for Council's consideration a letter from Pastor John L. Kurtz of the Camp Curtin Memorial-Mitchell United Methodist Church located at 2221 North 6th Street in Harrisburg, requesting that Paxtang Borough sponsor a Local Share Municipal Grant Application, or Gaming Grant for the 2016-2017 grant cycle. This organization is asking for a letter of support in order to add more credibility to their intent to apply for the grant. This grant is intended for the restoration of the main bell tower and roof structures of the building.

*5) Vice-President Fillman made a motion to approve the request for sponsorship in support of the Local Share Municipal Grant Application by the Camp Curtin United Methodist Church. Motion seconded by Councilman Wingert. Solicitor Feinour interjected that the Borough would be signing as a co-applicant for a non-municipal entity. Mayor Ninosky asked if this decision was made with the best interest of the Borough in mind. Vice-President Fillman said it was the spirit of being a good neighbor, to show support, and to aid in the restoration of the establishment that was once a military training camp during the Civil War. The Borough would be responsible for drafting a letter of support and acknowledging expenses incurred. Mayor Ninosky questioned the Borough addressing the expenditure of funds. After discussion, Vice-President Fillman withdrew his motion, asking that the issue be tabled until the August Workshop. Manager Stambaugh will contact the City of Harrisburg requesting more information as to why they were not interested in becoming a co-applicant. Councilman Wingert accepted the request of Vice-President Fillman to withdraw his original motion.

REQUEST FOR SPONSORSHIP – The PROGRAM, "It's About Change"

President Martin introduced Ms. Carol Howard, Ph.D. and CED of The PROGRAM, *"It's About Change"*. Ms. Howard is requesting the Borough consider sponsoring this organization for a Local Share Municipal Grant, or Gaming Grant to obtain funds for building renovations.

The organization provides services and support for women reentering society and offers a transitional living facility in Steelton, PA as well as a Reentry Center at 1515 Derry Street, Harrisburg, PA.

Mayor Ninosky said recidivism and failed family have a negative impact on all municipalities and this is a program that could have a direct benefit to Borough residents. If the burden upon Borough staff is not significant with regard to administrative duties, Mayor Ninosky suggested the Borough become a co-sponsor.

*6) Vice-President Fillman made a motion to approve the request for sponsorship for the Local Share Municipality Grant application for "The PROGRAM." Motion seconded by Councilman Patackis. Motion carried. Councilman Thomas cast an Aye vote via telecommunication. Mayor Ninosky requested the record reflect his support for the project and organization as well.

HOUSE BILL 2408 – AGENDA NOTIFICATION

Vice-President Fillman informed Council of legislation currently under consideration requiring public agencies provide an agenda notice of at least 24 to 48 hours in advance of every regular meeting and that the agenda list all items to be discussed at the meeting. Business matters not on the schedule would be excluded from official action with the exception of emergency matters affecting safety of individual or security of property. If this legislation passes, it would have made such an opportunity as presented by Ms. Howard impossible as her request was received within hours of this evening's meeting. Vice-President Fillman suggested a dialogue be held with the Pennsylvania State Association of Boroughs on this legislation.

USE OF SAUSSAMAN PARK – PAXTANG ELEMENTARY SCHOOL

President Martin presented for Council's consideration a request from Paxtang Elementary School for gratis use of Saussaman Park for school functions on Wednesday August 24, 2016, Saturday October 22, 2016 and Saturday May 20, 2017.

*7) Councilman Spackman made a motion to approve the use of Saussaman Park by the Paxtang Elementary PTO as presented. Motion seconded by Vice-President Fillman. Motion carried. Councilman Thomas cast an Aye vote via telecommunication.

HANDICAPPED CURB CUTS

President Martin presented to Council the following proposals for handicapped curb ramps: Arney Bros. Inc. 4820 Cumberland Street, Harrisburg, PA 17111 at 16,100.00 and Fogle Masonry Inc. 610 Sheep Bridge Road, York Haven, PA 17370 at \$15,865.00.

*8) Vice-President Fillman made a motion to award the bid to Fogle Masonry Inc. at the lower bid of \$15,865.00. Motion seconded by Councilman Wingert. Motion carried. Councilman Thomas cast an Aye vote via telecommunication. President Martin asked that Mr. Chlebnikow and the Borough Manager work with Mr. Shradley on this matter.

RESIGNATION - REPEAL - MAYOR NINOSKY

Mayor Ninosky presented a letter to rescind his original letter of resignation as presented at the June 2016 Regular Business Meeting. Mr. Ninosky expressed his intention to serve as Mayor of Paxtang until he was no longer eligible for the office.

RESIGNATION - TAX COLLECTOR HELEN KOSER

President Martin presented a letter of resignation from Borough Tax Collector, Mrs. Helen Koser at the end of 2016. Interested parties wishing to serve should contact Manager Stambaugh or Secretary Clark.

*9) Vice-President Fillman made a motion to accept the resignation of Helen Koser as Tax Collector for the Borough of Paxtang with regrets. Motion seconded by Councilman Spackman. Motion carried. Councilman Thomas cast an

Aye vote via telecommunication. President Martin expressed his thanks to Mrs. Koser for her 15 years of dedicated service to the Borough.

ORDINANCE NO. 654 - ADOPTION OF THE CODIFICATION OF ORDINANCES

President Martin presented for Council's consideration the **adoption** of the Codification of Borough Ordinances.

*10) Councilman Spackman made a motion to Adopt **Ordinance No. 654**. Motion seconded by Councilman Wingert. Vice-President Fillman took this opportunity to thank everyone involved with the codification. Motion carried. Councilman Thomas cast an Aye vote via telecommunication.

ORDINANCE NO. 654 - ADVERTISEMENT – ADOPTION OF THE CODIFICATION

President Martin presented for Council's consideration the **advertisement** of the adoption of the Codification or Ordinances.

*11) Vice-President Fillman made a motion to **advertise** the adoption of the Codification. Motion seconded by Councilman Wingert. Motion carried. Councilman Thomas cast an Aye vote via telecommunication.

HANDICAPPED PARKING - 3532 DERRY STREET

President Martin presented for Council's consideration a request for a handicapped parking space by Mr. Mr. Jose Nieves for in front of his residency at 3532 Derry Street. President Martin referred Council to the traffic study conducted by Swatara Police Officer Jason Lex stating that off street parking is available. After much discussion, it was the decision of Council to follow the recommendation of the Swatara Police and deny the request.

*12) Councilman Wingert made a motion that Council deny the request for handicapped parking at 3532 Derry Street based on the information from the Swatara Township Police Department. Motion seconded by Councilman Thomas via telecommunication. President Martin said Council has not consistently enforced the presence of available off street parking as a reason to deny a request and that Council is denying the request on the basis of the police recommendation. Motion carried.

COMMUNICATIONS

PATRIOT CAMP

Manager Stambaugh read a note from Ms. Deborah Seneca, Director of Patriot Camp thanking Borough Council, Manager Stambaugh, Public Works employees, and Secretary Clark for all the support given to Patriot Camp recently held at Saussaman Park.

SWATARA PAXTANG SOFTBALL ASSOCIATION

Mayor Ninosky suggested Ms. Deborah Seneca and the Swatara Paxtang Softball Association be recognized for the significant renovations recently done by the Association at the Saussaman Park ballfield.

FRIENDS OF KLINE LIBRARY

Manager Stambaugh read for Council a note of thanks from the Friends of Kline Library located at 530 South 29th Street, Harrisburg for the use of the municipal gymnasium for their Spring Book Sale. The establishment thanked the Borough with a \$100.00 donation.

PAXTANG PRESBYTERIAN CHURCH

Manager Stambaugh read for Council a note from the Paxton Presbyterian Church thanking the Swatara Police department for keeping them safe. The note was signed by Emma.

PRESENTATION OF THE BILLS

*13) Vice-President Fillman made a motion that the Borough pay its just and lawful debts. Motion seconded by Councilman Spackman. Motion carried. Councilman Thomas cast an Aye vote via telecommunication.

EXECUTIVE SESSION

At 8:26 p.m., President Martin announced that Council would retire to Executive Session to discuss personnel issues.

At 8:36 p.m., President Martin reconvened the Regular Business Meeting stating that personnel issues had been discussed. President Martin stated Councilman Thomas was not present for the Executive Session nor was he present when the Regular Business Meeting reconvened.

ADJOURNMENT

*14) Vice-President Fillman made a motion to adjourn the Regular Business Meeting. Motion seconded by Councilman Spackman. Motion carried. Meeting adjourned at 8:37 p.m.

Secretary

- 1.Minutes
- 2.Treasurer's Report
- 3.National Night Out – Street Closure
- 4.Use of Saussaman Park – Dauphin County Probation
- 5.Sponsorship – Camp Curtain United Methodist Church – Withdrawn
- 6.Sponsorship – The PROGRAM “ Its About Change “
- 7.Use of Saussaman Park – Paxtang Elementary School
8. Award Bid – Handicapped Ramps – Fogle Masonry
9. Resignation – Tax Collector
- 10.ORD 654 – Adoption
- 11.ORD 654 - Advertise Adoption
- 12.Pay Bills
- 13.Adjourn