

**CAMP HILL BOROUGH COUNCIL
MINUTES OF THE REGULAR MEETING
2145 WALNUT ST. PROSSER HALL
CAMP HILL, PA 17011
December 10, 2008**

President McBride called the public meeting to order at 7:01 p.m. Present were:

President McBride
Vice President McLemore
David Buell
Deborah Donahue
Don Edwards
Aubrey Sledzinski
Wayne Weber, Jr.

Also present were Police Chief Jan Ammons, Fire Chief Mark Simpson, Solicitor J. Stephen Feinour, Borough Manager Gary M. Kline, and Borough Secretary Anne Shambaugh.

MINUTES

The minutes of the November 12, 2008 regular council meeting were presented.

- Motion made by Mr. Weber, seconded by Mr. Edwards, the minutes of the regular council meeting of November 12, 2008 were approved unanimously.

MAYOR'S REPORT

There was no report for the month of December.

PUBLIC COMMENT

- Skip Focht, 237 N 16th Street, asked who would be assisting him regarding Shaeffer Alley. Mr. Weber stated the alley is private property and the borough will not do work. Mr. McBride stated the contractor for the building at 1590 State Street was going to do some work to help alleviate the current situation. Mr. Focht stated it has been 7 years and he does not understand why no one is willing to help him. He stated he would pursue other avenues.

PUBLIC SAFETY

Mayor Thieblemont presented Ellen Lyon with a certificate of appreciation for her dedication in working with the borough.

Mayor Thieblemont presented the police monthly report which was included in the packet and Chief Simpson presented the fire department monthly report which was also included in the monthly packet.

Chief Simpson stated Santa will continue making appearances throughout the Borough on Mondays and Wednesdays until Christmas.

Mr. McBride thanked all of the Fire Departments volunteers for their efforts.

Mr. McBride stated the borough closed S 24th Street between Chestnut and Market Streets during arrival and departure times for the schools. This was originally approved for a sixty (60) day trial period. Chief Ammons requested this closure be permanent for the safety of the students.

- Motion made by Mr. McBride, seconded by Mr. Buell, to move from a temporary basis to a permanent basis for the closure of S 24th Street between Chestnut and Market Streets during the arrival and departure times while school is in session. After a brief discussion, motion passed unanimously.

BOROUGH MANAGER'S REPORT

Mr. Kline presented the Treasurer's report for October 2008 detailing all financial transactions for that time period.

Mr. Kline presented the Emergency Access Agreement between Penn DOT and the Borough for portions of S.R. 15 and 581. Mr. McBride discussed the email communication from Mr. Feinour regarding the Agreement. The agreement will provide for an emergency access gate during construction and will remain in place after the construction is complete. The Borough will need to acquire right-of-way along Spangler Road and if the borough cannot acquire this, the agreement will be void. Penn DOT will own the gate although the Borough will be responsible for the maintenance of the gate. Mr. McLemore stated there are several immunity issues associated with the Agreement. Mr. Feinour stated Council needs to approve the Resolution as well as the ability to negotiate the Agreement with Penn DOT.

- Motion made by Mr. McBride, seconded by Ms. Donahue, to approve the Resolution for the Agreement between Penn DOT and the Borough. Motion passed unanimously.

- Motion made by Mr. McBride, seconded by Mr. Weber, to approve continuation of negotiations subject to modifications acceptable to the borough's solicitor and to commence discussions with the property owner. Motion passed unanimously.

Mr. Kline presented the proposed Fee Schedule for 2009 for review and discussion.

- Motion made by Mr. McBride, seconded by Mr. McLemore, to adopt the 2009 Fee Schedule. Motion passed unanimously.

HEALTH & SANITATION

Mr. Buell presented the monthly report and daily flows to Council.

GENERAL GOVERNMENT

Mr. McLemore thanked Audrey Logar for the tree lighting ceremony and festivities and also thanked Herre Bros. for the Toys for Tots Parade both of which were very successful.

Mr. McLemore read the monthly meeting announcements.

Mr. McLemore presented the 2009 budget and stated there is no tax increase for the year and the waste water rates will be \$250 annually or \$62.50 per quarter. Refuse rates set by the hauler will be \$45.75 per quarter. The major capital expenses are \$1.5 million for street paving, \$842,000 for sidewalk enhancements, \$651,000 for underpass construction and \$200,000 for sewer repair, \$70,000 for televising and cleaning of the lines. Mr. McLemore gave special thanks to Gary, Ray and Anne for their hard work on the budget.

- Motion made by Mr. McLemore, seconded by Ms. Donahue, to approve the 2009 budget as presented. Motion passed unanimously.
- Motion made by Mr. McLemore, seconded by Mr. Weber, to approve the 2009 Tax Ordinance. Motion passed unanimously by roll call.
- Motion made by Mr. McLemore, seconded by Mr. Weber, to approve the 2009 Sewer Rate Ordinance. Motion passed unanimously by roll call.
- Motion made by Mr. McLemore, seconded by Mr. Sledzinski, to approve the 2009 Council Meeting schedule. Motion passed unanimously.

Mr. McLemore stated a new right-to-know policy has been enacted and a \$.25 fee per page for copying will go into effect on January 1, 2009. In addition, a "gatekeeper" must be appointed for the records and that will be Mr. Kline. Mr. Feinour added that all requests must be submitted in writing to Mr. Kline.

Mr. McLemore thanked all for volunteering their time.

INFORMATION TECHNOLOGY

Mr. Weber stated the report is in the packets. He also stated information regarding pressure valves will be placed on the website for residents to review.

PARKS and RECREATION

Mr. Edwards presented the monthly report to Council.

Mr. Edwards stated the tree lighting ceremony was a success and reminded everyone of the Door Decorating contest which ends on December 18, 2008.

Mr. Edwards stated a new class will be offered in 2009 for children between the ages of 6 and 10 to learn sign language. Information is on the website.

Mr. Edwards would like approval of the placement of two (2) benches. A map has been provided in your packet. The Girl Scout bench will be placed in Beverly Park and the Dietz bench will be placed in Willow Park. Mr. McBride asked if the Borough Manager and Public Works have been notified and approved the locations and Mr. Edwards stated they had. Bench for Willow Park will be placed by May or June 2009.

- Motion made by Mr. Edwards, seconded by Mr. Sledzinski, to approve placement of the bench in Beverly Park now and to the bench in Willow Park by May or June of 2009. Motion passed unanimously.
- Motion made by Mr. Edwards, seconded by Ms. Donahue, to approve the re-appointment of Dave Hershey and Joe Stanasic to the Recreation Commission. Motion passed unanimously.

PLANNING and ZONING

Mr. Sledzinski stated the monthly report and engineering report were provided in the packets.

Mr. Mark Heeb of BL Companies presented the revised Preliminary/Final Land Development Plan for the Rite Aid project.

Mr. Heeb stated Rite Aid agreed to place external surveillance cameras on the property as well as make the first entrance off N 33rd Street a right in/right out only including a “porkchop” to be placed at the entrance. In addition, Rite Aid agreed to improve the storm water issue on N 33rd Street. He stated the approximate start date for construction is April 1, 2009 with an anticipated end date of August 1, 2009.

Mr. Malarich stated the Highway Occupancy Permit will require the reduction of storm water and connect with Penn DOT's storm water pipes.

- Motion made by Mr. McLemore, seconded by Mr. Weber, to waive Section 403 requirements of the SALDO regarding a separate Preliminary and Final Land Development Plan. Motion passed unanimously.
- Motion made by Mr. McLemore, seconded by Mr. Sledzinski, to waive Section 405.1.A and 407.1.A. of the SALDO regarding the submission of plans no larger than 18 x 24. Motion passed unanimously.
- Motion made by Mr. McLemore, seconded by Mr. Weber, to approve the Preliminary/Final Land Development Plan for the Rite Aid project contingent upon the following: satisfaction of Borough Engineer comments set forth in his letter dated December 5, 2008; issuance of a Highway Occupancy Permit (HOP) from the Pennsylvania Department of Transportation for the proposed improvements within the state right-of-way in accordance with Section 405.2.G of the SALDO and execution of an agreement transferring construction and maintenance responsibilities from the Borough to the applicant; approval of the Erosion and Sedimentation Control Plan from Cumberland County Conservation District per Article 501.B of the Zoning Ordinance; issuance of the NPDES permit for storm water discharge during construction from Cumberland County Conservation District; and provide adequate financial security in accordance with Article IV, Section 406 of the SALDO, to guarantee construction of the public improvements required by the SALDO (curbing, sidewalks, street trees, road restoration, storm water facilities, and sanitary sewage facilities) and Article VI, Section 701 of the SALDO. Motion passed unanimously.
- Motion made by Mr. Sledzinski, seconded by Mr. Weber, to approve the Planning Commission meeting schedule for 2009. The meetings are the 3rd Tuesday of every month. Motion passed unanimously.
- Motion made by Mr. Sledzinski, seconded by Mr. Buell, to approve the Zoning Hearing Board meeting schedule for 2009. The meetings are the 3rd Wednesday of every month and held only if needed. Motion passed unanimously.

PUBLIC WORKS

Mr. Weber presented the monthly report to Council and stated leaves would continue to be picked-up over the next two weeks weather permitting.

PUBLIC COMMENT

There was no additional public comment.

EXECUTIVE SESSION

Council recessed at 7:50 p.m. for an Executive session to discuss legal matters.

Borough Council returned to public session at 8:15 p.m.

Mr. McBride stated the requests for Police public records would be disseminated through Chief Ammons.

Mr. Edwards discussed the existing marquee at Willow Park (centennial plaza) and the need to move it to another location as part of the CHEDG project. He stated PNC Bank and Mid-Penn Bank have been approached as possible locations. After a lengthy discussion, the marquee will be discussed at the CHEDG meeting on January 7, 2009.

There being no further business to discuss,

- Motion made by Mr. McBride, seconded by Mr. Weber, to adjourn. Motion passed unanimously and adjourned at 8:43 p.m.

Respectfully submitted,

Anne Shambaugh, Borough Secretary