

BOROUGH COUNCIL OF CAMP HILL

MINUTES OF REGULAR MEETING

July 14, 2004

2145 WALNUT STREET, PROSSER HALL
CAMP HILL, PENNSYLVANIA

Council President Smith called the public meeting to order at 7:05 p.m. Present were:

Liesl Beckley
Debbie Keys
Burke McLemore
Jeffrey Smith

Dave Buell
Richard McBride

Also present were Mayor Douglas Morrow, Edward J. Knittel, Borough Manager; Jan Ammons, Police Chief; J. Stephen Feinour, Borough Solicitor; Tim Maro, Assistant Borough Manager.

Mr. Smith presented the minutes from the May 12, 2004 and June 9, 2004 meetings. Ms. Keys motioned for approval of the minutes of the May 12, 2004 and June 9, 2004 meetings. Ms. Beckley seconded the motion. Mr. Buell motioned for amendment of the June 9, 2004 minutes to reflect that Mr. McBride was present at the commencement of the meeting. The amendment was accepted by Ms. Keys. The minutes, with the amendment noted, were unanimously approved.

MAYOR'S REPORT

National Night Out held on August 3, 2004. Mayor Morrow attended the Pennsylvania State Association of Boroughs convention and recommended that Borough Council designate a voting delegate to attend future PSAB meetings. Mayor Morrow requested approval to serve as the delegate. Mayor Morrow reported on the Camp Hill Economic Development Corporation. The next meeting of CHEDC is scheduled for Wednesday August 21, 2004 at 7:30 am. The election of Mark Simpson as Fire Chief for the Camp Hill Fire Company was recognized.

MANAGER'S REPORT

Mr. Knittel distributed copies of his report as well as the report of the Assistant Borough Manager and they were made part of the minutes. Mr. Knittel reported on calls received regarding the condition of the Pauley property at 123 North 24th Street and his contacts with the owner's attorney in California. The matter was referred to the Solicitor to review options available to the Borough. Mr. Knittel reported on the submission of a building plan for the connections of the Talbot's and Pier One buildings. The plan has been referred to the Planning and Zoning Committee. Mr. Smith inquired about the status of the Landt property. Ms. Beckley reported that mowing and trimming has been

status of the Landt property. Ms. Beckley reported that mowing and trimming has been performed every other week. Mr. McLemore discussed the Kelly property and reported that the bamboo has been cut.

VISITORS

John Kennedy, P.E. of Penn DOT presented the Penn DOT request for right-of-way easements needed for the 581115 interchange realignment. Penn DOT will require a temporary construction easement along the existing legal right-of-way impacting on the area of Fiala Field and the tract leased by the Borough from the Pennsylvania Farm Bureau. Penn DOT will also require a permanent right-of-way and temporary construction easement in the area used for the Borough yard waste and recycling area. Mr. Kennedy reviewed the request set forth in the June 29, 2004, letters from Barry Hoffman, District Executive of Penn DOT. Jeff Weaver and Mary Ann Derr of Penn DOT also discussed the Penn DOT request. The fence for the Borough yard waste and recycling area is currently approximately 10 feet from the existing right-of-way line and will be within the proposed right-of-way line. Penn DOT requires both a temporary easement for construction of a noise wall and a permanent right-of-way. The June 29, 2004, letters requesting Borough concurrence on the recreational and non-recreational use of the respective areas is required under the Department of Transportation Act. Ms. Beckley motioned that the Borough sign the June 29, 2004, letter regarding the temporary construction easement required along the Fiala Fields with the condition that Penn DOT fully reimburse the Borough for the cost of any tree relocation and removal of the existing noise wall along the southern side of Fiala Field. The motion was seconded by Ms. Keys and passed unanimously. Mr. Buell motioned to authorize execution of the June 29, 2004 letter regarding the permanent right-of-way and temporary construction easement in the area of the Borough yard waste and recycling area with the condition that Penn DOT bear the full cost to cure any impact on the waste and recycling facility, including but not limited to relocation of the facility. Mr. McBride seconded the motion and it was approved unanimously.

Mr. Bruce Spotts, College Park area, complimented the Borough Police and Fire Departments for their professional and friendly performance of their duties.

Mr. Bill Bottanari, 37 S. 24th Street commented on a flier that he received regarding increase in the cost of sanitary sewer service as a result of a development project on North 17th Street. Mr. Bottanari inquired whether the flier was accurate. President Smith responded that it was not. Mr. Bottanari requested more information regarding sewer problems and issues with the Lemoyne Wastewater Treatment Plant. Mr. Smith indicated that Camp Hill was working with Lemoyne and the Sewer Plant Authority to respond to DEP's sewer connection moratorium letter (which indicated that the plant was overloaded both by volume and organic matter for brief periods in 2003). He also indicated that there will be new restrictions on wastewater treatment plants respecting various chemicals like nitrogen and phosphorus issued by DEP in the near future, and that both these new regulations and the volume problems will dictate the

need for a substantial upgrade of the Lemoyne Wastewater Treatment Plant in the near future as well.

Mr. Keith York's, 254 South 15th Street asked for a status update on the Schaeffer alley and storm water issues. Mr. Smith referred Mr. York's' concerns to the Public Works Committee. Mr. York's inquired whether he could meet with members of the Committee and was advised that a meeting could be arranged.

Edward Crossley, 2017 Yale Avenue, voiced concerns regarding the height and aesthetics of a fence being erected by a neighbor at 2019 Yale Avenue.

Steve Crouse, North 23rd Street, raised questions regarding regulations governing dogs running loose in the Borough. The issue was referred to Chief Ammons for further review.

Kathy Sellers, 30 N. 17th Street, questioned whether the use of a sanitary holding tank had been approved for the proposed development project on 420 N. 17th Street hereinafter the "Connor's Project"). Mr. Knittel reported that a sketch plan for the project had been submitted which included a sanitary holding tank. The Borough Planning Commission has not approved the plan. Mr. Knittel further noted that Camp Hill does not have an ordinance permitting holding tanks.

Several residents in the N 17th Street area offered comments complaining about the Connor's Project, the handling of the citizen re-zoning requests, and questioned several aspects of the re-zoning and land development procedures, including questions as to why the re-zoning would not prevent the Connor's Project. These included Mr. and Ms. Sledzinski, Kevin Cramer, Jack Sellers, Glenn Keaveny, Wayne Weber, Kenneth Gehosky, Tom Poley, and Howard Peterman. President Smith, Solicitor Felnour and Manager Knittel explained the re-zoning procedures and limitations as well as the land development procedures to the residents.

Brad Jones, 2850 Russell Road, commented on his meeting with representatives of PennVest.

Dave Margolis, 1714 Lincoln Drive, raised questions regarding the sewer treatment issues and the status of the moratorium imposed by PA DEP, Borough Engineer Mark Malarich informed Mr. Margolis that the operating permit for the Lemoyne wastewater treatment facility expires next year and will be considered for renewal.

George Geisler, 3102 Yale Avenue, commented that he was pleased with the restricted right turns from northbound SR 1115. He voiced complaints regarding the trash collection service and lack of response from the trash collection company.

Sam Poole, 364 N. 24th Street, expressed favorable comment on the artwork in the tunnel to Seibert Park.

HEALTH AND SANITATION

Mr. Buell presented the monthly report and it was made part of the minutes. The Borough Engineer, Mr. Maiarich presented his report and it was made part of the minutes. Mr. Malarich reported that the South 34th Street project was completed in April. Mr. Maiarich presented the contractor's Change Orders nos. 2 and 3 and Payment Estimate no. 3. Mr. Malarich presented these items for approval and payment to the contractor in the amount of \$46,854.'10. He reported that there is a 5% retainage held on the original contract amount, which brings the total payment authorization request to \$51,985.33. Mr. Buell motioned to authorize payment in the amount of \$51,985.33, to approve Change Order no. 2, to approve Change Order no. 3, and to approve the contractor's Payment Estimate no. 3. The motion failed for lack of a second. Action on the approval and payment requests was tabled and the matter referred to the Solicitor for review. Mr. Buell presented the minutes of the Lemoyne Municipal Authority meeting of June 2, 2004. Action on invoice no. 70065 was deferred pending receipt of additional information.

Mr. Feinour presented a proposed Ordinance adopting sewer connection fees in compliance with Act 57. Mr. Fienour indicated that the ordinance had been properly advertised. Mr. Bueli motioned to adopt the proposed Ordinance, Ordinance No. 1015. Ms. Keys seconded the motion and the motion passed unanimously. Mr. Feinour presented a proposed resolution establishing tapping fees pursuant to Ordinance No. 10'15. Ms. Beckley motioned to adopt Resolution 2004-02. Ms. Keys seconded and the motion passed unanimously.

GENERAL GOVERNMENT

Ms. Keys distributed the monthly report and it was made part of the minutes.

Ms. Keys presented the monthly schedule of meetings: (1) WSCOG on July 19 at 7:00pm. The Borough will be participating in the WSCOG used equipment auction on July 21st. Borough Council authorized and approved the borough to participate and dispose of surplus items at the auction (2) Reported on the planning commission meeting scheduled for July 20 at 7:00 pm. (3) Market Street design Review Board Meeting on July 15 at 8:30 a.m. (4) The Camp Hill Safety Committee scheduled meeting for July 22nd at 12:00 noon.

Ms. Keys motioned that Camp Hill Borough staff be permitted to participate in the West Shore Council of Government (WSCOG). Mr. Buell seconded and the motion passed unanimously.

Ms. Keys presented correspondence from PAWC regarding water main improvements received May 19 2004 this item was referred to the Public Works committee for review and to report back to borough council at the next meeting.

Ms. Keys reported that the Ordinance #1614, No Right Turn at northbound SR 11115 was signed and approved by the Mayor.

The Grant program for Home Town Streets and Safe Routes to School was referred to the Borough Manager to meet with committees, including the school district to help prepare information for Home Town Grant submittals. Mr. McLemore motioned to authorize the Borough Manager to process the necessary paperwork to obtain the grants as soon as possible. Ms. Beckley seconded and the motion passed unanimously.

Mr. Ward Adams reviewed the Cumberland County Hazard Mitigation Plan. Ms. Keys motioned to adopt the proposed resolution regarding the Cumberland County Hazard Mitigation Plan. Ms. Beckley seconded and the motion passed unanimously.

St. Elizabeth Ann Setons Church youth group correspondence dated July 13, 2004 was presented requesting permission to paint the Borough storm drain inlets with the "Chesapeake Bay Drainage" signage. Borough Council approved the continuation of the project. Ms. Keys motioned to approve the request. Ms. Beckley seconded and the motion passed unanimously.

Ms. Keys presented the resignation letter of Natalie Blackman. Ms. Keys motioned to accept the resignation with regret. Ms. Beckley seconded and the motion passed unanimously.

Ms. Keys reported that there is a vacancy on the Borough Civil Service Commission. Ms. Keys nominated Deb Donohue for appointment to the Civil Service Commission. An announcement of the vacancy is to be placed on the Borough website and the nomination to be considered by Borough Council at its next meeting. Ms. Keys motioned to approve vouchers in the amount of \$145,488.00. Mr. McBride seconded and the motion passed unanimously.

PUBLIC SAFETY

Mr. McBride presented the monthly reports of the Camp Hill Fire Company and Camp Hill Police Department which were made part of the minutes. Mr. McBride indicated that Borough Council has received a contract demand from the Camp Hill Police Association on June 16, 2004 and that members of the committee, as appointed by Council President Mr. Smith would be Mr. McBride, Ms. Keys and Mr. Smith. A meeting will be scheduled to review the demands.

Mr. McBride reported on the immunization program for Borough employees who are likely to come into contact with blood borne pathogens. Mr. McLemore motioned to approve the expenditure of up to \$4,000.00 for the immunization of selected Borough employees and any necessary testing. Mr. Buell seconded and the motion passed unanimously.

Mr. McBride reported on the traffic concerns expressed regarding Fairview and Creek Roads. He noted that there has been increased police presence in that area. Further action is deferred until the next meeting of Council. Mr. McBride presented copies of the traffic survey for S. 19th Street and the request for additional stop signs on S 19th Street. The Public Safety Committee upon reviewing the traffic study is of the opinion that no additional stop signs are warranted at this time.

Mr. McBride reported on the status of the "No Right Turn" signs on northbound SR 11115. He also reported on the acquisition of "No Trucks Except Local Delivery" signs at a cost of \$588.84.

PARKS AND RECREATION

Ms. Beckley presented the monthly report and it was made part of the minutes. There was a request for the use of Camp Hill Borough facility by the Capital City Adventure Challenge on September 25, 2004. Ms. Beckley motioned to approve use of Borough facilities for the Capital City Adventure Challenge on September 25, 2004. Ms. Keys seconded and the motion passed unanimously.

Ms. Beckley presented the request from Domestic Violence to use Prosser Hall on October 6, 2004, with a request for waiver of the room rental fee. Ms. Keys seconded and the motion passed unanimously.

Ms. Beckley presented a proposal received from Linus Fenicle regarding the "adopt a project" program. Additional information will be submitted at the next Council meeting.

PLANNING AND ZONING

Mr. McLemore presented copies of the draft minutes of the June 15, 2004, meeting of the Borough Planning Commission, Mr. McLemore presented a request from Rhodes Development Group for a time extension for plan approval. Mr. McLemore motioned for approval of the requested extension. Ms. Beckley seconded and the motion passed unanimously. Mr. McLemore discussed the decision of the Zoning Hearing Board regarding the variance request of Commerce Bank for its sign. No further action is to be taken.

PUBLIC WORKS

The Public Works Department monthly report was presented by Mr. McBride and made part of the minutes,

Mr. Smith announced a brief recess of Council at 11:13 p.m. and that Council would reconvene and enter executive session to discuss legal and personnel matters. Mr. McBride had to leave during the recess. Council reconvened at 11:19 p.m. and went into executive session. Council returned from executive session at 11.54 p. m.

On a motion by Mr. McLemore and seconded by Ms. Keys the meeting was adjourned at 11:50 p.m.


Secretary