

**ELIZABETHVILLE BOROUGH COUNCIL MEETING MINUTES**  
**ELIZABETHVILLE PENNSYLVANIA**  
**April 11, 2011**

The Elizabethtown Borough Council met on April 11, 2011 in the Municipal Building at 14 South Market Street in Elizabethtown. President Gary Shadle called the meeting to order at 7:00 P.M. The meeting opened with the Pledge of Allegiance.

**ROLL CALL:**

Roll call taken with the following present: James Lodge, Stuart Margerum, Timothy Motter, Gary Shadle, Russell Snyder Jr., Brian Stahl. James Facinelli was absent.

**ALSO PRESENT:** Linus Fenicle, Solicitor; Peggy Kahler, Secretary; Michael Maurer, Roadmaster; Michelle Henninger, Codes Enforcement Officer; Timothy Matter, Mayor.

**GUESTS:** Terry Shutt, Wally Troutman, Joe Passenant, Deb Passenant, Melissa Stahl

**Approval of Minutes:** Motion made by Brian Stahl, seconded by James Lodge to approve the minutes of March 14, 2011 as presented. Motion carried.

**ACKNOWLEDGEMENT OF GUESTS:** President Shadle recognized Terry Shutt; property owner of 107 East Main Street. Mr. Shutt has participated in the Community Yard Sale Days for the past twelve years; he feels the no parking regulation on Moore Street will hinder buyers from loading the items they have purchased. A request was made to eliminate the No-Parking Signs on Moore Street May 26, 27, and 28; June 2, 3 and 4<sup>th</sup>.

**Temporary Parking- Moore Street:** Motion made by James Lodge, seconded by Russell Snyder Jr. to temporarily remove the No-Parking Signs from Moore Street between May 25, 2011 and June 6, 2011. Motion carried.

**REVIEW OF CORRESPONDENCE:**

All general correspondence was reviewed and made available to council. No further action required.

**COMMITTEE REPORTS:**

Streets & Maintenance – Councilman S. Margerum reported that ninety percent of the borough streets have been swept. The Maintenance Employees will attend a mandated Flagg Training Workshop on May 9<sup>th</sup> in Mechanicsburg. The cost of the class is seventy-five dollars (\$75) per person.

A letter was received from John Huff (99 East Main Street) requesting council to exempt him from reconstructing a new sidewalk (*Borough Code Chapter 21 Part 3*).

Background: An existing sidewalk that parallels Moore Street was removed; this portion of Moore Street is scheduled to be re-paved the summer of 2011. The property owner must make improvements i.e. re-build the sidewalk or back-fill the area to the height of the road surface to control erosion and drainage on Moore Street. After further discussion council proposed the following.

**Sidewalk Ordinance Exemption:** Motion made by Stuart Margerum, seconded by Russell Snyder Jr. to exempt the property owner of 99 East Main Street from re-constructing a new sidewalk providing, the following conditions are met. Within ten days (10) of completing the paving on Moore Street

- The entire area **boarding Moore Street** should be backfilled up to and level with the roll curb
- The area should be planted with grass.
- No Vehicles should be parking in that area.

Any conditions not followed will void the above motion passed by Borough Council on April 11, 2011, and the Sidewalk Ordinance Chapter 21 Part 3 will be enforced. Motion carried.

The Maintenance Department plans to install a pipe for redirection of spring water that is surfacing on Franklin Street in front of Moyer Packing Company.

Police & Safety – Nothing to report.

Code Enforcement Officer – Approximately twenty (20) rental units remain to be inspected. Letters have been sent to several property owners regarding trash and debris. There is one case (*Landlord/Inspection*) pending at the District Magistrate’s Office.

Building, Lighting & Grounds – Councilman R. Snyder presented a quote from Lowes Home Improvement Warehouse for a flat aluminum awning, (2) flush steel exterior doors, and a Pella storm door. Council requested a quote from Klinger Lumber Company before any action is taken. The dump will be open every Saturday; dawn to dusk from April 1<sup>st</sup> through November 1<sup>st</sup>.

Water, Refuse & Sewage – Nothing to report.

Planning & Development – Nothing to report.

Budget & Finance – Nothing to report.

Park & Recreation – Councilman T. Motter reported that the Borough Maintenance Crew will assist the Baseball Association by digging and installing drainage between the little league fields and installing a 4 x 4 x 8 shed which will be used for baseball equipment. The roof on the Little League’s Concession stand was patched; the roof will need replaced in the near future.

A proposed agreement between the Upper Dauphin Recreation Association and the Elizabethville Borough has been prepared. The Park and Recreation Committee has recommended council make a non-monetary contribution to the UDRA by paying the utility costs for the swimming pool. Based on 2009 records, the projected costs to run the swimming pool for a season is approximately \$2,000 - \$2,500.

### **Lease Agreement**

**Upper Dauphin Recreation Association:** Motion made by Timothy Motter, seconded by Brian Stahl authorizing Council President to sign the lease agreement with the UDRA when the association has secured liability insurance of \$1,000,000 per occurrence and workers compensation insurance for the operation of the swimming pool. Motion carried.

Insurance – President G. Shadle reported that the Insurance Committee would be reviewing quotes with the Allen Chubb Agency and Deibler, Straub and Troutman for General Liability Coverage before the next council meeting.

Upper Dauphin Tax Representative – Borough Secretary advised council that the Dauphin County Tax Collection Committee could not agree on a contract with Berkheimer Tax Administrator and have voted to appoint Keystone Collection Group as the tax collection agency for earned income tax.

COG – Representative Position - Vacant.

Personnel – Nothing to report

Mayor’s Report – Mayor T. Matter received a request to increase the required time frame property owner have to remove snow and ice from sidewalks before a citation can be written.

Solicitor’s Report – All items covered on the agenda.

Engineer’s Report – Nothing to report.

#### UNFINISHED BUSINESS:

Liquid Fuel Audit Update: The Borough Secretary received a letter from Pennsylvania Department of Transportation regarding their February 28, 2011 letter requesting Elizabethville Borough to reimburse its Liquid Fuel Fund \$80, 935.00. As a result of a March 17, 2011 meeting Mr. Gerald Munley, Financial Consultant, for the Bureau of Municipal Services agreed that the borough’s advertising and specifications documents provided to the bidders had sufficient documentation for placing bids, and the requested to the Borough to reimburse the Liquid Fuel Fund \$80, 935.00 would be rescinded. In addition the 2010 bidding documents would fall into this same category of not requiring reimbursement to Liquid Fuels.

**Pension Plan Ordinance No. 340:** Motion made by Timothy Motter, seconded by Brian Stahl to reaffirm the prior Resolution amending the Plan. Ordinance 278, which establishes the Non-Uniformed Employees Pension Plan, is modified and amended to be identified as MP Plan CL 2007, as restated December 15, 2008. Roll call vote taken, motion carried unanimously.

#### NEW BUSINESS:

Councilman Stahl announced that Elizabethville will observe their Bicentennial in 2017. It will take a community effort to host a celebration. Council may want to think about allocating money towards the event.

The Elizabethville Athletic Association would like to use the borough’s Tax Exempt Number to purchase equipment for the new baseball field. Council agreed to allow the organization to use the number.

REVIEW OF FINANCIAL REPORTS:

Motion made by Stuart Margerum, seconded by Brian Stahl to accept the Financial Reports as presented. A roll call vote was taken and the motion carried unanimously.

Total Revenue	\$ 83,255.40
Total Expenditures	\$ 59,252.20

The meeting was adjourned at 8:10 p.m.

Respectively submitted,

Peggy P. Kahler  
Borough Secretary