

MECHANICSBURG BOROUGH COUNCIL
COUNCIL COMMITTEE MEETING
COUNCIL CHAMBERS, BOROUGH OFFICE BUILDING
2 West Strawberry @ North Market Street
Mechanicsburg, PA 17055-6282

February 19, 2002

7:30 P.M.

CALL TO ORDER: President Rider called the meeting to order at 7:30 p.m.

PLEDGE OF ALLEGIANCE: President Rider led those assembled in the Pledge of Allegiance to the flag.

ATTENDANCE: Roll call was taken with the following present Council President Rider, Vice President Eichelberger, Councilmen McDermott, Ritter, Seagrist, Whitcomb, Winchell, Junior Councilman Lopez, Mayor Ritter, Chief Spotts, Solicitor Schorpp, Engineer Bruening, Secretary Stough, and Assistant Secretary Boyer. Also present Cress – Sentinel, Miller- Patriot News, Ron & Georgia Blauch, K. Brenneman, Lester & Vivian Brenizer, Willard Cassel, Bob Charles, R. Corman, C. Hoover, M. Hughes, Floyd & Brenda Kautz, Jr., K. Marston, J. Neibert, Larry Seagrist, Charles Sheriff, R. Stone, Jeff Shatzer and Donna Walborn.

ADDITIONS TO AGENDA:

- (1). Consider Resolution 03-2002 authorizing general obligation note for DCED for the \$50,000 loan that has been approved.
- (2). Consider request of Mechanicsburg Chamber of Commerce for street closing and parking restrictions for Jubilee day to be held on June 20th.
- (3). Discussion on start up of street sweeping.
- (4). Discussion on two-hour parking in the downtown.
- (5). Request addition of an executive session on personnel issues and a real estate issue with action to be taken.

APPROVAL OF AGENDA: Councilman Seagrist moved, Whitcomb second, approval of the agenda with the additions as stated. The motion carried, 7:0.

CITIZEN COMMENTS: NONE

GUESTS: Joseph Gangai of Cumberland County Vector Control provided Borough Council and residents with a slide presentation on West Nile Virus. He alerted residents and Council to the hazard of standing water and reviewed his department's practices for monitoring mosquitoes in Cumberland County. After the presentation, Mr. Gangai answered questions from both Council and residents. President Rider thanked Mr. Gangai for sharing this information with those assembled.

CORRESPONDENCE:

- (1). PSAB Scholarship applications were received today. This scholarship is awarded to sons, daughters or grandchildren of Borough Council members. Anyone interested, should let the Manager know.
- (2). A notice was received from the Cumberland County Redevelopment Authority that contact was made with the heirs of Frank and Anna Miller regarding the property at 720 Frederick Street. The County has notified the heirs what improvements are needed.
- (3). Brochures were received for programs being sponsored by PSAB on Community Development and Revitalization. Interested Council members should let the Borough Manager know so reservations can be made.

APPROVAL OF MINUTES: Councilman Seagrist moved, Whitcomb second, approval of the minutes of the January 15, 2001 Regular Council meeting. The motion carried, 7:0.

APPROVAL OF MONTHLY REPORTS: Councilman Ritter moved, Councilman Eichelberger second, approval of the monthly reports as submitted. The motion carried, 7:0.

MANAGER'S REPORT

- ◆ PSAB Spring Convention registrations are due by March 1st. Interested Council members should complete their reservation forms and return them to the Borough Manager

MAYOR'S REPORT

- ◆ All elected and appointed Borough Officers have been sworn in with the exception of Vacancy Board Chairperson, Alexandria Matthews.
- ◆ February 10th the Mechanicsburg Museum Association held a special opening reception for their new art exhibit "Our Community's Creative Visual Expressions".
- ◆ Detective Sergeant Marc Bradley was the guest speaker at the Crime Watch Meeting February 11th.
- ◆ February 14th the Mayor attended the Annual Prayer Breakfast held by the Mechanicsburg Navy Defense Activities Department.
- ◆ The Washington Fire Co. No. 1 is holding their Annual Banquet this Saturday February 23rd.

Trivia Question: What is the motto of the Washington Fire Co?

Answer: "Vincit Amor Patriae." Latin for Love of Country Shall Conquer . No one knew the answer.

CHIEF OF POLICE REPORT

- ◆ The Police Department participated in National Child Passenger Safety Week February 9th through February 15th. Two surveys in pre-school areas were conducted with 100% compliance.
- ◆ Premier impressions, a for-profit solicitation company, may have solicited unauthorized donations using the Police Department name. The matter has been referred to the Office of Attorney General, Bureau of Charitable Organizations, for an investigation.

SOLICITOR'S REPORT

The Solicitor had no report.

COUNCIL COMMITTEE REPORTS

Recycling Committee: Winchell: NONE

Finance-Appropriations-Insurance: Rider: Manager Stough requested that President Rider schedule a Finance Committee meeting. President Rider scheduled a Finance Committee meeting on March 5th at 7:00 p.m. The Manager will see that the meeting is properly advertised.

Health-Recreation: Rider: Councilman McDermott noted that the plans for the restroom facilities at Memorial park are moving forward. The Manager has received and distributed copies of the proposed Joint Recreation Agreement to Council.

Public-Safety-Highway: Eichelberger: NONE

Public Communications: Eichelberger. Newsletter went to the printer on Friday. Tentative distribution date is February 25th.

Ordinance-Administration-Legislative Action: Seagrist: Councilman Seagrist introduced Mr. Jeff Shatzer of the Mechanicsburg Little League. Mr. Shatzer is the Chairman of the Community Liaison Committee and would like to be updated on the progress of the Council on his request to allow off premise advertising signs at Koser, Finkenbinder, and York Street ballfields. Signs on fences as well as plaques mounted to the concession stand were discussed. The Solicitor advised that a Zoning Ordinance revision would be required. Councilman Seagrist asked if the Solicitor could draft the needed changes. The Solicitor explained that he would need some direction and the proposed changes would need to go to the Planning Commission, prior to Council holding a public hearing on the matter. Manager Stough stated that he has been in contact with Tom Klaum at PSAB on the possibility of grant funding for this project. The grant deadline is June with the awards most likely being made in the late summer or early fall. A grant would allow these changes to be part of an update of the Borough's Zoning Ordinance. Councilman Seagrist questioned whether a variance would be appropriate. Solicitor Schorpp noted that it would difficult to prove the needed hardship to grant a variance. The Solicitor noted that the Zoning amendment would be the best avenue to explore. This procedure would take a minimum of 60 days, after the

Planning Commission reviewed a draft of the proposed changes. Mr. Shatzer noted that his organization is interested in working with the Borough, even if this cannot be accomplished for the upcoming season. After some additional discussion, Mr. Shatzer agreed to secure some samples of signage regulations from Upper Allen and possibly some other jurisdictions and forward the information to Manager Stough along with some guidelines on what the Little League organization is looking for. The Manager will forward the information to Borough Council for review.

Property-Building: Ritter: Councilman Ritter noted that pictures of the new windows at the highway garage have been distributed to Borough Council. The Manager reported that Cianfichi and Scholl would like to call a property committee meeting on February 26th at 3 p.m. Councilman Ritter stated that he is unavailable on that date, so the Manager will look for an alternate date and time for the meeting, and see that it is properly advertised.

School Board: McDermott. Councilman McDermott reported that at the last meeting replacement seats for the stadium were discussed. The State budget was also discussed. Work session for the school board will be held next Tuesday at 7:30.

Community Development: McDermott: NONE

W.S.C.O.G.: Ritter: Councilman McDermott informed Council that Trick or Treat has been scheduled for October 31st. A drought committee has been formed to look into the drought situation and what municipalities can do to help conserve water. There has been a problem getting bid response for the Cemetery flag bid, so the County will have to re-bid for this service.

BUSINESS ITEMS:

◆ **Discussion on subdivision plan for 220-222 South Washington Street and sketch plan and waiver request for Mechanicsburg Commons subdivision & land development plan.**

Manager Stough reviewed the four (4) waivers to the subdivision and land development ordinance. Engineer Bruening will review each waiver request with Borough Council.

1. Waiver of §403 – Submission of a Preliminary Plan
2. Waiver of §604.A.2 Provide a minor street having a right of way width of 50 feet and a cartway width of 34 feet.
3. Waiver of §604.F.2 providing sidewalks onto both sides of the proposed minor street.
4. Waiver of §604.F.6 Installation of concrete curbing along the proposed minor streets.

Engineer Bruening noted the need for an addition of a fifth waiver to §604.B.4 of the subdivision and land development ordinance requiring a super elevation between curves. In the Borough Ordinance the verbiage speaks to the super elevation of streets, which would not be desired in this development.

Mr. Bruening then asked Council to note that he had some general questions, which need to be addressed and he included these comments in his review of the waiver requests. Mr. Bruening then reviewed the General Comments section of his memo, items 1 through 12, with Borough Council. Mr. Bruening noted that it is the applicants desire to receive feedback from Council on this sketch plan and the waiver requests so he can decide if he wants to move forward with a final plan submission.

After some discussion President Rider asked Solicitor Schorpp for direction in this matter. The Solicitor stated that the Pennsylvania Municipal Planning Code allows the governing body of this jurisdiction, Borough Council, to waive provisions of the subdivision ordinance on the condition that the literal enforcement of the particular provision would result in undue hardship to the landowner because of peculiar conditions to the land in question. The grant of the waiver must not be contrary to the public interest and Council must find that approval is in keeping with the purpose and intent of your subdivision ordinance. The provision regarding modification or waiver also provides that if you want to you may refer the waivers to your Planning Commission for its recommendations. The Solicitor cautioned Council that if they grant any waivers, they be conditioned upon the final plan should be substantially similar to the sketch plan that you are looking at this evening in terms of the layout and number of lots, units, and so forth. Manager Stough noted that waiver of the requirement of the preliminary plan would not effect the submission process for the final plan submission. The final plan would still need to be submitted to the planning commission and Borough Council and all outstanding comments would have to be addressed before the plan would receive final approval.

Councilman McDermott asked Solicitor Schorpp if the waiver requests could be sent to the Planning Commission for review and recommendation. Solicitor Schorpp indicated that this is one option available to Borough Council. Councilman McDermott then made a motion to refer the four waivers to the Planning Commission for review and recommendation. Councilman Winchell seconded the motion. President Rider opened the floor to discussion on the motion. Manager Stough noted that in the past, Council has allowed the submission of sketch/final plans on many occasions. The Manager explained that in granting this waiver, the applicant would still need to submit a complete set of final plans to the Planning Commission and Council for approval. It would just eliminate the need for two submissions. After much additional discussion, President Rider called for a vote on this motion. The motion failed by a vote of 3:4 as follows:

Eichelberger	Nay
McDermott	Yea
Rider	Nay
Ritter	Nay
Seagrist	Nay
Whitcomb	Yea
Winchell	Yea

Engineer Bruening suggested that Council consider each waiver requested individually. President Rider called for a motion on first waiver request a waiver of §403 – Submission of a Preliminary Plan. Councilman Eichelberger made a motion to approve waiver of §403 – Submission of a Preliminary Plan for the Mechanicsburg Commons subdivision and land development plan. President Rider seconded the motion. Some additional discussion followed, after which President Rider call for a vote. The motion passed by a vote of 6 yea: 1 nay. Councilman McDermott voted against the waiver.

Engineer Bruening then reviewed the second waiver request waiver of §604.A.2 providing than a minor street having a right of way width of 50 feet and a cartway width of 34 feet. The Engineer explained that the sketch plan shows the extension of West Coover Street with a 24 ft cartway width to adjoin the existing street, which has a 24 ft cartway. There would be no parking restrictions on this street to provide for better traffic flow. Manager Stough asked about the 24 foot cartway shown on Hughes Court. After some discussion, Mr. Hoover, Engineer for the applicant, stated that the applicant would provide a 34 foot cartway on Hughes Court, and modify the waiver request to just include West Coover Street, and agree to work with Borough Staff on the location of the driveway openings on Hughes Court with consideration being given to on street parking along Hughes Court. After some additional discussion, Councilman Ritter made a motion to approve the request for a waiver to §604.A.2 of the subdivision ordinance to allow a 24 foot cartway on the extension of West Coover Street only, with no on street parking and maintaining the 50 foot right of way on all streets. The motion was second by Councilman Eichelberger. President Rider called for discussion and many residents voiced objections to the proposed 24 foot cartway due to access for emergency vehicles. Emergency vehicles access was discussed at length, after which President Rider called for a role call vote on the motion. The motion failed by a vote 4 nay: 3 Yea, as follows:

Eichelberger	Yea
McDermott	Nay
Rider	Nay
Ritter	Yea
Seagrist	Nay
Whitcomb	Yea
Winchell	Nay

Engineer Bruening then review waiver request three, waiver of §604.F.2 providing sidewalks onto both sides of the proposed minor street. Solicitor Schorpp reviewed the legal aspects of this waiver. Discussion followed and Mr. Hoover, representing the applicant, indicated that the applicant would install sidewalk on the north side of the West Coover street extension and Hughes Court and extend the sidewalk on the south side in front of lots 15 through 18. Discussion followed with residents objecting to the elimination of the sidewalk requirement. President Rider then called for a motion. Councilman Winchell made a motion to approved the waiver of the requirement

under §604.F.2 for a sidewalk on both sides of the roadway, on West Coover Street, providing sidewalk is placed on the north side of West Coover and Hughes Court and also providing sidewalk is placed on the south side of West Coover Street in front of lots 15 through 18. Mr. Hoover, speaking on behalf of the applicant, stated that, if possible, with the existing structures in place, the applicant would place sidewalk on the north side of West Coover across from lots 15 through 18, providing for sidewalks on both sides at that end of West Coover Street giving a continuous flow on the north side of West Coover for pedestrian traffic, as well as, sidewalk in front of lots 15 through 18 providing for pedestrian traffic from these residential units. Engineer Bruening suggested that the two plans, 220-222 South Washington Street and Mechanicsburg Commons be combined for the final submission, with the 220-222 South Washington Street plan showing sidewalk on the north side of West Coover, and this plan showing sidewalk on the south side in front of lots 15 through 18. Mr. Hoover indicated that his client would provide this at the final plan submission. Councilman Winchell clarified that this would provide sidewalk on the north side of West Coover from South Broad to South Washington, with sidewalk also being provided in front of lots 15 through 18 on the south side of West Coover Street. Mr. Hoover indicated that this is his client's intent. After some additional comments from residents opposing the waiver President Rider called for a roll call vote. The motion passed by a vote of 7 in favor and no one opposed.

Engineer Bruening reviewed the fourth waiver to the provisions of §604.F.6 requiring installation of concrete curbing along the proposed minor streets. The Borough Engineer advised Borough Council that he did not support this waiver, as curbing may be necessary as part of the stormwater controls in the completed plan submission. Mr. Hoover, on behalf of the applicant, withdrew the request for this waiver.

Engineer Bruening explained the fifth waiver, which was added to the request after the review of the Borough Engineer. This waiver to §604.B.4 of the subdivision and land development ordinance, which requires a super elevation based on curves. This would require the roadway to be banked, much like a race track. The Engineer recommended removal of this section, when the Borough revises its subdivision ordinance. Councilman Whitcomb made a motion, second by Councilman Ritter to grant the applicant a waiver of the requirements under §604.B.4 requiring super elevation of the roadway. The motion passed unanimously.

Solicitor Schorpp stated that in regard to this evenings proceedings the applicant is now required to maintain a 34 foot cartway on West Coover Street, in view of this fact, the Solicitor asked Mr. Hoover, representative of the applicant, if his client is willing to withdraw the 220-222 subdivision plan and resubmit this as part of the Mechanicsburg Commons subdivision. Mr. Hoover indicated that he could not comment on this, as he has not had time to confer with his client. The Manager noted that the Borough is in receipt of a request for a 90 day time extension for both the Mechanicsburg Commons and 220/222 South Washington Street plans submitted by Sherry & Mark Hughes. This would extend the time for consideration of both subdivision and land development plans for 90 days from today, February 19, 2002, as a time extension was previously requested and accepted at the January 15th meeting of Borough Council, extending the allowed review time through today's date. The Solicitor stated that Borough Council does need to take action to accept the time extension. Councilman Whitcomb made a motion to grant Mark and Sherry Hughes a 90 day time extension from February 19, 2002 to review the subdivision and land development plans, Mechanicsburg Commons and 220/222 South Washington Street, as requested by the applicant. The motion carried 7:0.

◆ **Consideration authorizing advertisement of an Ordinance amending Code of Ordinances descriptions for Handicapped Parking Spaces.**

The manager noted that a draft of the proposed ordinance has been forward to him from the Solicitor for his review. Councilman Ritter made a motion, second by Councilman Whitcomb, to authorize a draft of the Ordinance revision for the review and possible adoption of Borough Council at the meeting on March 19th. The motion passed, 7:0.

◆ **Consideration of Ordinance 1037 amending the code of Ordinances to include Lieutenant position.**

Councilman Winchell made a motion to adopt Ordinance 1037 as prepared and advertised by the Borough Solicitor. Councilman Ritter second the motion, which passed by a roll call vote with all in favor, 7:0.

- ◆ **Consider approval of the revisions to the rules and regulations of the Civil Service Commission.**
Councilman Ritter made a motion to approve the revision to the rules and regulations of the Civil Service Commission as approved at the properly advertised Civil Service Commission meeting February 4th and submitted to Borough Council. Councilman Winchell seconded the motion, which passed unanimously, 7:0.
- ◆ **Consider Resolution 03-2002 authorizing General Obligation Note through DCED.**
Councilman Ritter made a motion to adopt Resolution 03-2002 authorizing the General Obligation note in the amount of \$50,000 from the Department of Community and Economic Development. Councilman Seagrist seconded the motion, which passed by a roll call vote (7:0) as follows:

Eichelberger	Yea
McDermott	Yea
Rider	Yea
Ritter	Yea
Seagrist	Yea
Whitcomb	Yea
Winchell	Yea

- ◆ **Consider authorizing the Recreation Commission to accept the revised Joint Recreation Agreement.**
The Borough Manager reviewed the changes in this agreement with Borough Council, which includes the addition of a clause appointing two representatives from the School District to the Commission. Councilman Whitcomb made a motion to authorize the Recreation Commission to accept the revised Joint Recreation agreement as submitted. Councilman Ritter second the motion, which passed 7:0.
- ◆ **Consideration of renewal of Occupational Health and Safety contract with Burkholder Consulting.**
The manager noted that a contract with Burkholder Consulting was signed last February and this extension would be a one year period, with less cost as all the plans have been written and the follow up training is not as involved. A sheet has been provided this evening outlining some of the requirements for training, provided to the Borough by Burkholder Consulting for your review. Chief Spotts noted that contracting for this service provided the Borough with record keeping services and expertise in these matter not available in house. Councilman Winchell questions the implementation of disciplinary procedures for employees not following the outlined safety procedures. Chief Spotts noted that in his department, this falls under general disciplinary procedures. The Manager noted that the Borough's workman's compensation insurance is in jeopardy if all departments, including the fire department, do not follow the outlined procedures. Disciplinary procedure for the Fire Departments will be added to the agenda at the upcoming Fire Committee meeting. Councilman McDermott made a motion to extend the contract with Burkholder Consulting for one year, with the provision that the contractor provide proper insurance documentation to the Borough, as recommended by the Borough Solicitor. Councilman Seagrist second the motion, which passed with all in favor, 7:0.
- ◆ **Consider request of Mechanicsburg Chamber of Commerce for street closings and parking restrictions for Jubilee Day® to be held June 20, 2002.**
Councilman Winchell made a motion, second by Councilman Whitcomb, to approve the request of the Mechanicsburg Chamber of Commerce for street closing and parking restriction for Jubilee Day on June 20, 2002. The motion was approved unanimously.
- ◆ **Consider request of the Washington Fire Company to hold it's annual Easter flower sale on the Square March 29 and 30 from 7 am to 5 pm.**
Councilman Seagrist motioned, second by Councilman McDermott, to approve the request of the Washington Fire Company to hold its annual Easter Flower sale on the Square March 29 and 30, 2002 from 7 am to 5 p.m, and the motion carried, 7:0.
- ◆ **Settlement 2001 Per Capita Tax**
Councilman Eichelberger moved, Seagrist second, approval of the settlement of 2001 Per Capita Tax Duplicate with Barry L Heckard, Sr., Tax Collectors as follows with 664 taxables being forward to G.H. Harris

Associates as delinquent on the 2001 Per Capita Tax Duplicate, for a total amount of \$3,320. The motion carried unanimously.

◆ **Settlement 2001 Real Estate Tax**

Councilman McDermott moved, Councilman Winchell second, approval of settlement of the 2001 Real Estate Tax Duplicate with Barry L. Heckard, Sr., Tax Collector, with the receipt of an affidavit stating that he has made a true and just return of all Real Estate Tax to the Tax Claim Bureau of Cumberland County in the amount of \$9,301.62, representing 77 accounts unpaid. The motion carried, 7:0.

◆ **Submission of the 2002 tax duplicates to the tax collector, Barry Heckard, for collection.**

Councilman Whitcomb motioned, second by Councilman Eichelberger, to authorized the submission of the 2002 Tax Duplicates to Barry L. Heckard, Sr., Tax Collector, for the collection of 2002 Real Estate and Per Capita Taxes, indicating amounts as certified by Cumberland County and in accordance with County additions and deletions as of January 2002; and having received notice of bond; a beginning Real Estate balance face amount of \$681,824.35, based on the 1.45 mill tax rate on \$105,377,570 property assessed valuation, and a beginning Per Capita Tax balance of \$32,280. based on 6456 taxables at face amount of \$5.00. The motion was approved by a vote of 7:0.

◆ **Discussion on Street Sweeping implementation.**

Manager Stough reviewed the normal practice of implementing street sweeping as of March 1st. Due to the drought warnings issued and the fact that street sweeping uses large quantities of water, the Manager suggested postponing the beginning of street sweeping until later in the spring. Discussion followed on what regulations are in place, and the Manager noted that no ban has been placed on providing this service. Councilman McDermott made a motion to delay the start of street sweeping until after the March 19th Council meeting or such time as the drought restrictions are lifted if this occurs before March 19th. Councilman Eichelberger second the motion. Discussion followed on the quantity of water required to perform this service. Mr. Corman from the highway department discussed the water needed to perform street sweeping. The motion passed by a vote of 5:2, with Councilmen Rider and Seagrist voting against.

◆ **Discussion on two-hour parking in the downtown area.**

Borough Manager and Chief Spotts have discussed this item and feel that it requires more input from Council and the community as citizen input has been received for and against the concept. Discussion followed and President Rider suggested that Community Development Committee call a meeting to discuss this at length and come up with a plan for presentation to Council. Chief Spotts questioned if the churches were approached by the Chamber about parking during the week in their lots. Mr. Bob Charles, spoke on behalf of the Chamber, indicating that they were waiting for some firm commitment to this plan from the Borough before proceeding. Much discussion followed on the implementation and enforcement of this type of regulations. Councilman McDermott will schedule a meeting date for this committee and advise the Borough Manager to advertise a meeting for discussion on this issue.

◆ **Review and discussion on Parade Policy draft.**

The Solicitor provided the Manager and Chief with a draft policy, which they have reviewed and made some minor changes. The Solicitor noted that parades are under the Mayor's power, via the Pennsylvania Borough Code. Councilman Whitcomb made a motion to authorize the Solicitor to draft a section as an addition to the Borough Code outlining regulations for parades and other events, which require street closure. Councilman Ritter second the motion, which was approved by a vote of 7:0.

◆ **Approve retention of Dan Cohen as counsel for the Cable Franchise Agreement.**

Manager Stough reported that Dan Cohen, the Borough's counsel for the Cable Franchise Agreement, has informed the Borough via a letter that he is forming his own law firm. The Manager asked Council for a motion to appoint Mr. Cohen to remain as counsel for the Cable Franchise Agreement negotiation. Councilman Whitcomb made a motion to retain Mr. Cohen as counsel of the Borough's Cable Franchise Agreement negotiations; Councilman Ritter second the motion, which was approved unanimously.

APPROVAL OF EXPENDITURES PAID: Councilman Winchell moved, Ritter second, approval of expenditures paid from January 1, 2002 through January 31, 2002 in the amount of \$150,029.76. The motion carried unanimously.

GUESTS:

Floyd Kautz, 429 West Keller Street, asked if Borough Council would authorize the attendance of the Solicitor at the Planning Commission meeting when the Mechanicsburg Commons final plan is presented. Borough Council noted that they would provide the Solicitor for the Planning Commission meeting if new plans are submitted.

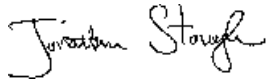
EXECUTIVE SESSION: At 10:10 p.m. President Rider adjourned Council into Executive Session. At 10:30 p.m. President Rider reconvened the public meeting of Borough Council.

ADDITIONAL BUSINESS:

Solicitor Shorpp stated that the Executive Session was held to review a matter related to the purchase of Real Estate. The Solicitor reported that the Borough would be purchasing the tower structure and one lean-to structure at a price of sixty five hundred dollars (\$6,500). Also, the purchase agreement will be amended to have the seller pay all realty transfer taxes obligated under the transaction. Councilman Whitcomb made a motion to purchase the two additional structures for a price of \$6,500, as noted by the Solicitor, and amend the purchase agreement to state that seller will pay all realty transfer tax obligations under the transudation. Councilman Ritter second the motion, which passed with all in favor, 7:0.

ANY OTHER BUSINESS: NONE

ADJOURNMENT: With no further business to come before Council, the Council President adjourned the meeting at 10:40 p.m.



Jonathan S. Stough
Borough Manager

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