

COUNCIL CHAMBERS, BOROUGH OFFICE BUILDING
36 West Allen Street
Mechanicsburg, PA 17055-6257

August 15, 2006

7:30 PM

CALL TO ORDER:

At 7:30 PM, President Whitcomb called the Council meeting to order.

PLEDGE OF ALLEGIANCE:

President Whitcomb led those assembled in the Pledge of Allegiance to the flag.

ROLL CALL: Roll call was taken with the following present: President Whitcomb, Vice President Winchell, Councilmen Humes, McDermott, Seagrist and Stoner, Jr. Councilperson Nauss, Solicitor Schorpp, Chief Spotts, Chief Seagrist, Manager Stough and Codes Secretary Hammaker. Councilman Ryder, Mayor Ritter and Engineer Barber were absent.

Also in attendance: Jerry Sandridge, Darrell Westby, Jack Neibert, Nancy Hanlon, Duke and Cathy Bendix, and Anna May Nauss.

GUESTS:

There were none.

CITIZENS COMMENTS:

There were none.

ADDITIONS TO AGENDA:

Manager Stough added the following items to the agenda:

- The request of Richard L. Rovegno for temporary changes in traffic controls on one block Locust Street and Fredhigh Alley east of Schoolhouse Apartments for the purpose of erecting scaffolding in order to perform maintenance on Schoolhouse Apartments.
- Discussion and possible action on the Agreement of Sale for the property located at 240 West Simpson Street.

APPROVAL OF AGENDA:

Councilman Stoner made a motion to approve the agenda with the additions noted. Councilman Humes seconded the motion, which passed with no dissenting votes.

CORRESPONDENCE:

Manager Stough reported the following correspondence was received:

- ◆ Information was received regarding the PSAB Fall Leadership Conference to be held October 20th through the 22nd at the Lancaster Host. The same information was also contained in the PSAB magazine. Anyone wishing to attend should sign up with Manager Stough.
- ◆ A memo from Rich Moore of the Cumberland County Commissioner's office announcing the next Municipal Advisory Board meeting will be held Tuesday, August 22, 2006 at 6:00 p.m. at 18 North Hanover Street in Carlisle. RSVP by August 18th.

APPROVAL OF MINUTES:

Councilman Humes notes two changes to the August 1, 2006 Regular Council meeting. The first was to show Vice President as absent and the second was to correct note that President Whitcomb, not Winchell, opened the floor for discussion of the advertisement of the Sinkhole Ordinance. Councilman Humes made a motion to approve the minutes of the August 1, 2006 Regular Council meeting with the noted corrections. Vice President Winchell seconded the motion, which passed with all in favor.

MONTHLY REPORTS:

Councilman McDermott made a motion, seconded by Councilman Stoner, to approve the monthly reports as submitted. The motion carried.

MANAGER'S REPORT:

Manager Stough reported:

- Ron Adams, Superintendent of the Waste Water Treatment Plant, presented an award to both Representative Nailor and Senator Vance on behalf of the CPWQA on Friday, August 11, 2006. The award was for their efforts on the Chesapeake Bay Tributary Strategy.
- A meeting was held last week with Silver Springs Township regarding the Compost Facility. We now have a signed agreement for the joint facility.

MAYOR'S REPORT:

In the Mayors absence, Manager Stough reported:

- ◆ On August 3rd, attended Kevin J. Mahood's Eagle Scout Court of Honor. Kevin is a member of St. Mark's Troop 283. He was presented with a citation from the Mayor's office and a Key to the City.
- ◆ On August 5th, renewed Jack and Nancy Kapp's 50th wedding anniversary vows at the Union Church followed by a Chicken Bar-B-Q at the Washington Fire Company.
- ◆ August 12th, the Mayor's Award Program was held at the Joseph T. Simpson Public Library. Certificates of Achievement were given to each child who completed the eight week summer reading program. The mayor was assisted by Chico the Mind Reading Monkey.
- ◆ August 12th and 13th officiated weddings.
- ◆ August 14th, Crime Watch meeting. Pennsylvania DUI Association brought their Safety Simulator Van and offered a free ride. New-View Community Partners prepared free I.D. kits. Patrolman Curtis gave a talk aimed at young and old alike. Sergeant Pellman gave a 30-day crime update and Chief Spotts ended with a question and answer session. Free hotdogs and cold drinks were provided.

Trivia Question – Confederate General Albert Jenkins captured Mechanicsburg in June of 1863. Who commanded the withdrawing Union Troops?

Answer – Captain Frank Murray.

CHIEF OF POLICE REPORT:

Chief Spotts reported that Letters of Commendation were received for Officers Demmy and Curtis for exemplary performance of duties.

SOLICITOR'S REPORT:

Solicitor Schorpp had no report.

ENGINEERS REPORT:

Engineer Barber had no report.

FIRE CHIEF REPORT:

Chief Seagrist announced that on 04/04/06, the Fire Companies assisted with an out of state truck which caught on fire in the Eberly Lumber parking lot. The woman who owned the vehicle was so appreciative that she sent a fifty dollar money order which will be split between the two companies.

Chief Seagrist also advised that a thank you letter was received from the Mechanicsburg Area School District for assistance with an electrical fire in a bathroom at the Broad Street Elementary School on July 31st. They expressed their compliments and thanks to the firefighters who assisted at that location.

JR. COUNCILPERSON REPORT:

Jr. Councilperson Nauss reported:

- Fall sports started today.
- School starts on August 28th.

COUNCIL COMMITTEE REPORTS:

Community Development– Humes – Councilman Humes reported that there was an article in the "Harrisburg Magazine" which voted Mechanicsburg as the "Best Small Town". She added that Cool Beans Café and Candies officially closed on Saturday, August 12th which was a shame because they were voted the Best Coffee in the West Shore according to poll done by the Sentinel. She added that other Borough businesses were recognized. Councilman Humes wrote an article for the Fall Edition of the Borough Newsletter which will highlight these items.

Environmental/Recycling Committee – Ryder – No report.

Finance/Appropriations/Insurance – Winchell – No report.

Fire Committee –Ryder – No report.

Health/Recreation –Seagrist – Councilman Seagrist reported that the Recreation Commission met Tuesday, August 8th and the next Joint Recreation Commission meeting will be held on Thursday, August 24th at 7:30 p.m. in the second floor conference room at the Elmwood School. Councilman Seagrist announced that the September Recreation Commission meeting will be held on September 12th and the October meeting will be on October 10th. Both meetings will commence at 7:30 p.m. and will be held in Council Chambers. Councilman Seagrist advised that the July pool attendance report was distributed and he will have them put in Council packets this week. He added that the pool financial reports are forthcoming and will be forwarded to Council members upon receipt. Mr. Seagrist advised that Eagle Scout, Kyle Wolf, accompanied by father Steve, made a presentation to the Recreation Commission. Kyle proposes to paint lines for the parking stalls in the pool parking lot for his Eagle Scout project. Manager Stough expressed concern that the lot only has a binder coat. Manager Stough advised that this may not be an appropriate time for that project and advised that he would work to find

something else for Kyle to work on for his project if the line painting was not feasible at this time. Councilman Seagrist advised that the project needs to be completed by March 2007. Councilman Seagrist announced that Daniel Alleman was also interested in doing something at the pool for his Eagle Scout Project. The Commission discussed hiring additional staff for the Recreation Department due to the fact that they are losing some staff because they are returning to college. Mr. Seagrist stated that the Commission discussed the issue of garbage pick up the park facilities. The problem occurs when there is more than one picnic over the weekend. Garbage from the Saturday picnics builds up and there is no place to put garbage for the picnics held on Sunday. Possible resolutions were suggested. Manager Stough will contact Craig Yinger of the Highway Department to discuss how this will be handled in the future. Councilman Seagrist advised that the Recreation Department has received several complaints regarding the shredded mulch south of the football field. The complainants are stating that this pile of mulch is having a negative impact on the trees in that area. Manager Stough advised that this pile of mulch has been there for twenty-five plus years and has never been an issue before. He added that it was moved from the base of the Sycamore tree and as soon as the compost facility is up and running, it will be removed. Councilman Seagrist added that complaints were received regarding children riding their bikes on a pile of top soil near the pile of mulch and the Recreation Commission is concerned that this may be a liability issue. The Commission is requesting assistance to move ornamental grass, which was transplanted outside the pool fence during construction, back into the pool area now that construction is complete. Mr. Seagrist announced a request to place soil and grass near the baby pool by the filtration system. Councilman Seagrist advised that the deadline for application to DCNR for a Growing Greener grant is September 30th. The Commission is requesting that Council take this into consideration during the budget process. They propose to use the grant money to purchase a slide for the pool. The grant would be a matching grant for \$140,000.00. The Borough would have to match \$70,000.00 but would be able to come up with that portion over a five-year period. Manager Stough advised that the slide will draw a different demographic to the pool. Some Council members expressed a concern about possible short comings on the pool campaign. Manager Stough will provide financial information to the Council in an effort to assist with this decision. Councilman Seagrist advised that the Recreation Department found a plaque in honor of Clyde L. Shall which has been taken down during the pool renovations. He added that Dorothy Dolsen and Mark Badorf worked to clean up the plaque, which looks as good as new now, and it will be reinstalled.

Highway/Public Safety – Stoner – Councilman Stoner stated that there are some items on the agenda.

Loan Review Committee- Humes – No report.

Ordinance/Administration/Legislative Action – Humes – No report.

Property/Buildings – Stoner – No report.

Public Communication – McDermott – Councilman McDermott announced that the deadline for the Fall Edition of the Borough Newsletter is Friday, August 18th.

School Board – Ryder – Councilman Ryder – No report.

W.S.C.O.G. – McDermott – Councilman McDermott - No report.

AGENDA ITEMS – August 15, 2006

- ♦ **Consider Request of the Gathering Place for Closure of a Portion of West Locust and South Frederick Streets for a Block Party on September 10th from 5:00 to 8:00 p.m.**

President Whitcomb advised that this may conflict with the request received from Mr. Rovegno for a change in traffic control in the same area. He added that since this request was received first, that should be considered. Discussion ensued regarding possible alternatives so that residents of the portion of West Locust requested for closure were not adversely affected. Pastor Bendix from the Gathering Place stated that nothing has been firmed up as they were awaiting approval of this request by Council. He further stated that they would be willing to move the date to September 17th in an effort to accommodate the Rovegno request. After further discussion, Vice President Winchell made a motion to approve the closure of Frederick Street from Locust to Simpson on September 17th between 5:00 and 8:00 p.m. for the Gathering Place to hold a block party. Linda Humes seconded the motion which passed with all in favor.

- ♦ **Consider Request of the Rosemary House for Closure of the Alley Way behind 116 – 120 South Market Street on September 9th and 10th from 9:30 a.m. to 4:30 p.m.**

Vice President Winchell asked what portion of the alley would be closed. Manager Stough advised that that it would not extend the whole way to Locust Street, only to the alley. Councilman Seagrist made a motion, seconded by Councilman McDermott, to approve the request as presented. The motion passed with all in favor.

- ♦ **Consider Banner Request of the Mechanicsburg Chamber of Commerce for their New Year's Eve Wrench Drop for the Month of December.**

Manager Stough advised that this would have to be coordinated with any request that have already been approved. Darrell Westby stated that he looked at locations for the banners on or around East Main Street. He added that he could not find a location where there are permanent cables between the two poles on Chestnut Street. He suggested the placement of permanent cables at this location for anyone to hang a banner. Manager Stough stated that this would be an issue with the owner of the poles which he believes are Verizon's. President Whitcomb stated that there used to be banner hung on the West end of town near the RV 4-Wheel Drive Center and wondered why that is not done anymore. Manager Stough stated that this could be largely due the changes in regulations.

Councilman McDermott moved, seconded by Councilman Stoner to approve the request for a banner as requested. The motion carried.

◆ **Discussion on Deposit Fees and Time Limits for Use of Temporary No Parking Signs.**

Chief Spotts advised that the current deposit required is \$10.00 and the reason for the requested increase was due to the replacement cost and to make it more of an incentive to return the signs promptly. Councilman Humes expressed a concern with the 72-hour time frame for return since there might be projects that require them for a longer period of time. Chief Spotts advised that this would be 72 hours from the expected end date of the project. Chief Spotts added that paper signs are being used for long-term projects. Vice President Winchell made a motion, seconded by Councilman Seagrist to increase the deposit required by the Police Department for use of the temporary “No Parking” signs from \$10.00 per sign to \$30.00 per sign with a 72-hour window for return of the signage. The motion passed with no dissenting votes.

◆ **Consider the Request of Mechanicsburg Area School District for a No Parking Zone of the West Side of South Broad Street.**

Jerry Sandridge, 411 South Broad Street, asked what blocks this would affect. Chief Spotts advised it would be from 410 South Broad Street to Williams Grove Road on the school side. Mr. Sandridge added that he felt that this was a great idea as it would alleviate the congestion in this area in the mornings. Chief Spotts requested that the language used be “No Stopping, Standing or Parking”. He added that this would only affect about five homes, all of which have off-street parking. Councilman Seagrist made a motion to authorize the Solicitor to draft an Ordinance to make the west side of Broad Street from Keller to Williams Grove Road “No parking, stopping or standing, Monday through Friday from 7:30 a.m. to 3:30 p.m. between August 15th and June 15th. Councilman McDermott seconded the motion which passed with all in favor.

◆ **Consider Request of Mechanicsburg Area School District for a No Parking Zone on Schoolside Drive.**

Vice President Winchell questioned the necessity of this request. President Whitcomb stated that it was necessary in order to stop the congestion in that area. Chief Spotts added that it will force the parents to drop off on the school side of the street. Chief Spotts stated that this would assist in the safety of the children as they would not have to cross the street. Councilman McDermott moved to authorize the Solicitor to draft an Ordinance to make the north side of Schoolside drive from Walnut to Arch Street “No Parking, Stopping or Standing” Monday through Friday from 7:30 a.m. to 8:30 a.m. and from 2:30 p.m. to 3:30 p.m. from August 15th to June 15th. Linda Humes seconded the motion which passed with all in favor.

◆ **Accept the Resignation of Community Service Officer Nicholas Barrett, effective August 17, 2006.**

Chief Spotts stated the CSO Barrett is resigning his position as he is moving to Texas to pursue police jobs in the Dallas metropolitan area. Vice President Winchell moved, seconded by Councilman Stoner to accept the resignation of Nicholas Barrett. The motion carried.

◆ **Consider Reserve Status for Community Service Officer Ryan Hughes.**

Per Solicitor Schorpp, this item does not require Council action.

◆ **Accept the Resignation of Crossing Guard Dolores Ruth Effective August 15th, 2006.**

Councilman Humes made a motion, seconded by Vice President Winchell to accept the resignation of Dolores Ruth. The motion carried.

◆ **Discussion and Possible Authorization to Advertise Intergovernmental Cooperation Agreement Ordinance between the Borough and Cumberland County.**

Manager Stough advised that this Ordinance pertains to the \$50,000.00 grant which the Borough was awarded from the County. He added that there is also a sub-agreement which will have to be adopted after the Ordinance is properly advertised. In the future if we are approved and eligible for any additional grants, it will only call for that sub-agreement to be executed. Councilman Humes moved to authorize the Solicitor to advertise this Ordinance. Councilman McDermott seconded the motion which passed with no dissenting votes.

◆ **Consider the Request of Richard Rovegno for Altered Traffic Controls on East Locust Street and Fredhigh Alley in Order to perform Maintenance on the Schoolhouse Apartments Building.**

Manager Stough advised that the request is to make one block of East Locust Street and Fredhigh Alley two-way for approximately three weeks commencing on August 21st in order to erect scaffolding. Mr. Stough added that the traffic on that corner is minimal and with proper signage, he does not feel that it will be an issue. Vice President Winchell moved to approve the request as submitted, seconded by Councilman Humes. Councilman Seagrist asked if the florist will be affected by this request. President Whitcomb advised that there will still be room in the alley for the Florist. Councilman Stoner asked if this would cause any issues with the trash hauler. Manager Stough advised that the people affected could place their trash out front for the duration of the project and the Rovegno will need to notify the residents effected and that he will notify Penn Waste. With no further discussion, President Whitcomb called for a vote and the motion passed with all in favor.

◆ **Discussion and Possible Action on the Sales Agreement for the Property Located at 240 West Simpson Street.**

Manager Stough advised that the execution of the final agreement of sale is necessary so that settlement of the property can be scheduled in the next thirty days. Councilman Humes moved to approve the Agreement of Sale, Vice President Winchell seconded the motion. Councilman McDermott made a motion to table this item to the September 5th Council meeting due to the lack of public comment period. He added that since this item was added to the agenda this evening, there was no opportunity for public comment, which he feels should be given since this requires an expenditure of tax dollars. Councilman Seagrist seconded the motion. President Whitcomb opened the floor for discussion. Councilman Seagrist asked about the timeline for settlement. Solicitor Schorpp advised that settlement would occur thirty days following the execution of the Sales Agreement. With no further discussion, President Whitcomb called for a vote on the motion to table. The motion was defeated with McDermott voting in favor and Whitcomb, Winchell, Humes, Seagrist and Stoner voted against. President Whitcomb called for a vote on the motion to approve the Sales Agreement. The motion carried with Whitcomb, Winchell, Humes, Seagrist and Stoner in favor and McDermott opposed.

APPROVAL OF EXPENDITURES PAID:

Councilman Stoner made a motion, Vice President Winchell seconded, to approve the expenditures from July 1, 2006 through July 31, 2006 in the following amounts:

General Fund: \$209,321.49 Highway Aid Fund: \$78.30 Capital Improvement Fund: \$38,986.76
The motion passed with all in favor.

CITIZEN COMMENTS:

There were none.

EXECUTIVE SESSION:

At 9:03 p.m. President Whitcomb recessed the meeting into Executive Session on matters of Real Estate and Personnel.

At 9:24 p.m. President Whitcomb reconvened the public meeting and stated that no action needed to be taken.

ANY OTHER BUSINESS TO COME BEFORE COUNCIL:

There was none.

ADJOURNMENT:

At 9:25 p.m., with no further business to discuss, President Whitcomb adjourned the meeting.



Jonathan S. Stough
Borough Secretary