

**WRIGHTSVILLE BOROUGH COUNCIL MEETING
MONDAY, OCTOBER 3, 2011**

The regular meeting of the governing body convened at 7:00pm on Monday, October 3, 2011.

In attendance: Council Vice- President Hobbs, Councilman Scritchfield, Councilman Nelson, Councilwoman Bolton, Councilman Sipes, Mayor Habecker, Secretary Wirls, Solicitor Ehrhart, Treasurer Brenner, Engineer Klinedinst, and Police Chief Pearson. Council President Groft was absent.

Council Vice-President Hobbs called the regular meeting of the governing body to order at 7:00pm and led the salute to the American Flag.

Vice President Hobbs stated that the agenda would be altered by adding the following:

- additional Executive Session after Additional Business
- P/T police officer under Public Safety
- Resolution 3011-21 (Comprehensive Plan) under Community & Economic Development

Patrons:

Jim Markley:

- Asked if the cracking of his sidewalk had been looked at. *Engineer Klinedinst stated that it has been inspected and it was determined to be old cracking and not a result of the street improvements.*
- Asked that the water runoff on his property that he felt was a result of the street improvements is looked at. *Engineer Klinedinst stated that it would be inspected.*

Keith & Vicki Ness:

- Stated that they received a letter from the Borough informing them that they had installed their fence incorrectly. The Ness's felt that because the fence was installed more than a year ago, a letter should have been sent then. They asked that Council look into the situation.

Eric White:

- Inquired about the responsibility of payment for the legal and code enforcement expenditures for a recent case which was settled in court.

Mel McDonald:

- Said that the Fire Company had told residents at a recent planning meeting that their records were available for anyone to see but despite being told by the Open Records office that they were to produce the records, they have not. The Fire Company does do a good job but there is a potential tax increase involved.

Warren LaRiviere:

- Informed the governing body that he was in attendance in order to answer any questions Council may have about the easement request being discussed later in the meeting.

Councilman Sipes made a motion to approve the September 2011 Regular Meeting minutes. Councilman Scritchfield seconded the motion. All in favor. Motion passed with a unanimous vote, 5-0.

Councilwoman Bolton made a motion to approve the September 2011 Recessed Meeting minutes. Councilman Sipes seconded the motion. All in favor. Motion passed with a unanimous vote, 5-0.

Councilman Sipes made a motion to approve the September 2011 Planning Meeting minutes. Councilwoman Bolton seconded the motion. All in favor. Motion passed with a unanimous vote, 5-0.

POLICE -

Borough Council read the police report which consisted of:

41 Calls for service

5 Traffic Citations

2 Non Traffic Citations for Public Drunkenness, Disorderly Conduct or Underage Drinking

7 DUI Arrests

11 Motor Vehicle Accidents

2 Warrant Services

TREASURER -

Treasurer Brenner informed those in attendance of the following:

- Explanation of the foreign fire tax relief monies.
- Police pension check and process
- Insurances – renewal and payments

- Monies due to the Borough by Hellam Township for their portion of the Workman's Compensation premiums for the Fire Department.

Councilman Sipes made a motion to approve the check register.

Councilman Scritchfield seconded the motion. All in favor.

The motion carried with a unanimous vote, 5-0.

Councilwoman Bolton made a motion to approve the financial report.

Councilman Nelson seconded the motion. All in favor.

The motion carried with a unanimous vote, 5-0.

ENGINEER –

- Royal Farms – Meeting held with Royal Farms representative July 13. Construction initiated 9/23. Spot inspection of site improvements through C.S.Davidson, Inc.
- Comprehensive Plan Update– Total project cost is \$80,195 (Comp Plan Update \$40,970 and Riverfront Park Master Plan \$39,225). Funding makeup is YCPC \$15,000, DCED \$20,485, DCNR \$26,732 (pending), and Borough \$17,978. Public Meeting by Committee held 8/15; comments from YCPC received. Public Hearing by Council held prior to this meeting. Preliminary Waterfront Master Plan presented 4/11, working on Implementation strategies. Meeting held 9/26 to discuss.
- Safe Routes to School– Grant awarded the amount of \$239,900.00. YAMPO approved additional \$90,000 funding. Ready to bid subject to one R/W. Right of way acquired, need signature. Penn DOT to reschedule bid, probably January, with Spring 2012 construction.
- CDBG – Applications filed. Locust Street project included on tentative list (\$100,000 in 2012, \$100,000 in 2013).
- MS4 –Derek Rinaldo plans to meet with the Borough in late fall to discuss potential improvements to the Borough's program and the application process.
- Act 167 Storm water Management Ordinance– Adoption required by October 12. Solicitor and Engineer prepared for adoption, but guidance from DEP continues to evolve. Recommend briefing at Planning meeting October 17 to review proposed ordinance, administration.
- Cherry Street/4th Street Storm water – surveyed site for proposed pipe. Consulted with Jason regarding need for PA One Call and test pits for water, gas. Discussed scheduled with property owner. Test pits conducted 9/26, gas line modifications scheduled.
- Miscellaneous –

- Storm water – 120 Maple Street – reviewed proposals, recommendation to Borough Secretary.

The governing body broke for an Executive Session at 7:21pm and reconvened at 7:33pm. It was stated that it was for personnel reasons.

SOLICITOR -

Borough Council reviewed the written report provided by Solicitor Ehrhart. Solicitor Ehrhart explained the fiber optic easement request and asked patron Warren LaRiviere to elaborate.

Mr. LaRiviere explained that he worked for a company that is installing a fiber optic system that will hook up all state owned universities and hospitals throughout the state. What is needed is an easement that allows for a trench to be built through the American Legion parking lot which is owned by the Borough.

Councilman Sipes made a motion for the Borough to approve and consent to the easement. Councilman Scritchfield seconded the motion. All in favor.

Motion passed with a unanimous vote, 5-0.

MAYOR -

Borough Council reviewed the written report provided by Mayor Habecker which consisted of the following:

Previous month's activities;

- Flooding from Tropical Storm Lee.
- Participated in community 9/11 service.
- Municipal Authority Meeting cancelled.
- Attended Council Planning Meeting.
- Attended Royal farms site meeting at request of general contractor.
- Attended 2011 River Experience.
- Attended Riverfront meeting.

Community Concerns Received;

- Received comments from several folks that public comment participants reflect poorly on larger community.

Mayor Habecker expressed the following:

- If residents insist upon conducting themselves in an illegal manner, they should expect the attention of the police department.
- The governing body does not answer questions during the patron section nor do they enter into debates with residents during the meetings.
- Ms. McDonald stated in a previous meeting that there was not a Fire Tax in any other municipality; however this is untrue as most municipalities simply include the Fire Tax in their General Real Estate Tax as opposed to a separate line item as the

Borough does. The Borough chooses to show the public exactly where their taxes are going by having a separate tax specifically for fire protection.

- If a resident has a complaint regarding the Fire Department, they need to contact the Trustees of the Fire Department. The governing body feels that the Fire Department provides an excellent service to the Borough.
- The Borough is not in control of the Right to Know for the Fire Department. At a previous meeting, an individual complained that they had not received the Right to Know information they requested. The Fire Department officially denied his request at the advice of legal counsel. At this time, there is an open debate about whether or not volunteer Fire Departments are subject to the Right to Know law. Said individual was invited to view the requested information at the fire station but chose not to do so.

COMMITTEE REPORTS –

Administration & Finance:

- Budget workshop will be the 4th Monday in October.
- Ordinance 2011-6 – Earned Income Tax Ordinance. *Treasurer Brenner explained that there was no increase in the Earned Income Tax but rather the Ordinance is required in order to maintain the tax collection services of the York Adam Tax Bureau.*

Councilwoman Bolton made a motion to advertise Ordinance 2011-6.

Councilman Scritchfield seconded the motion. All in favor.

The motion passed with a unanimous vote, 5-0.

- Councilman Scritchfield explained that the Borough owned Front Street property cost money to maintain and suggested that the Borough either sell or donate the property. He suggested that if the Borough was to donate the property to an organization such as Habitat for Humanity, then perhaps a property would be built on the land thus providing the Borough with additional Real Estate tax revenue. It was decided that the Solicitor would look into the possible options of donating the land or putting it up for sale.

Public Works:

Councilman Nelson gave the Street Department report, which consisted of:

- Cleaning of inlets
- Grading of stone roads
- Low limbs inventory
- Meeting with school regarding boundary lines and responsibilities
- Refuse collection at school, parks and river
- SVCC banner placement
- Clean up of high water debris
- Digging of test pits at North 4th and Cherry Streets
- Landscaping

- Training part time employee
- Barricades and no parking signs for Museum Day
- Vehicle and equipment maintenance

Councilman Nelson made a motion to close South Alley from 9th Street to the property line between Royal Farms and Sunoco during construction.

Councilman Scritchfield seconded the motion. All in favor.

Motion passed with a unanimous vote, 5-0.

Discussion ensued in regards to a possible traffic study to be done at 4th Street and Walnut Street due to the dangerousness of the intersection.

Councilwoman Bolton made a motion to have a traffic study conducted at 4th Street and Walnut Street.

Councilman Sipes seconded the motion. All in favor.

Motion passed with a unanimous vote, 5-0.

Public Safety:

Councilman Scritchfield provided those in attendance with the Fire Department report which consisted of the following:

113 Total responses

Hellam Township: 57

Wrightsville Borough: 37

Hallam Borough: 6

Columbia Borough: 0

Lower Windsor Township: 4

Manchester Borough: 0

Springettsbury: 2

East Donegal Township: 4

York Township: 0

East Manchester Township: 0

Spring Garden Township: 1

Medical Assists: 19

Vehicle Accidents: 10 (1 with entrapment)

Structure Fires: 10 (5 were working fires)

Brush Fires: 1

Automatic Fire Alarms: 9

Standby Transfers: 5

Fire Police: 2

Co Alarms: 1

Vehicle Fires: 1

Investigations Outside: 4

Pedestrian Struck: 1

Public Service: 35 (trees/ wires down)

Debris Removal: 3
Water Rescues: 10
Average Crew Size: 15 PERSONNEL
Average Fire/Rescue Response Time: 45 seconds
Average QRS Response Time: 1 minute 5 Seconds

Councilman Scritchfield explained to those in attendance that the Fire Department is under strict regulations in regards to how the money they receive is spent. At this time, the Fire Department is not incurring costs for the Right to Know litigation because it is pro bono.

Councilman Scritchfield made a motion to approve the hiring of Part time Police Officer Michael Eavenson.

Councilwoman Bolton seconded the motion. All in favor.
Motion passed with a unanimous vote, 5-0.

Councilman Scritchfield made a motion to approve entering into a contract with M&T Minsel for the replacement of a furnace at the Police Department.

Councilman Sipes seconded the motion. All in favor.
Motion passed with a unanimous vote, 5-0.

Community & Economic Development:

Councilman Sipes made a motion to approve Resolution 2011-21 adopting the updated Comprehensive Plan.

Councilman Scritchfield seconded the motion. All in favor.
Motion passed with a unanimous vote, 5-0.

Trick or Treat Night – Monday, October 31, 2011

Parks & Recreation:

- Discussion in regards to the Recreation Board using the ball fields at the school.
- Pancake Breakfast at the Masonic Hall on February 18, 2012.
- Car Wash on April 21, 2012
- Senior Center sub and sandwich sale with orders due by October 11, 2011. Delivery to be October 19th.
- Museum Day was canceled.
- Civil War 150th Celebration will be hosted by Historic Wrightsville, Inc on June 28th, June 29th and June 30th of 2013.

Personnel Committee: No report

Additional Business:

The governing body broke for an Executive Session at 8:26pm and reconvened at 9:41pm. It was stated that the reason for the Executive Session was to discuss personnel matters and a legal issue with no action being taken.

Councilman Sipes made a motion to adjourn the meeting.
Councilman Scritchfield seconded the motion. All in favor.
Motion passed with a unanimous vote, 5-0.

The Monday, October 3, 2011 Regular Borough Council Meeting was recessed at 9:42pm.

Respectfully Submitted,

Melissa B Wirls
Borough Secretary