

**Dallastown Borough  
175 E. Broad Street  
Dallastown, PA 17313  
February 8, 2010 – 7PM  
Meeting Minutes**

**CALL TO ORDER**

The February 8<sup>th</sup> Council Meeting was called to order by Council Vice President Richard Bogart, followed by prayer, the pledge to the flag and roll call.

**MEMBERS PRESENT**

Richard Bogart – Vice President  
David Simpson – President Protem  
R. Jean Capatch  
Gregory Kline  
Bernell Kohler  
Quay Markel

**ALSO PRESENT**

Beverly Scott - Mayor  
Connie Stokes – Borough Manager  
Bruce Bankenstein - Solicitor  
Steve Malesker – Engineer, C.S. Davidson

**ABSENT**

Ronald Smith due to a personal commitment

**VISITORS**

Darryl Ehrhart – Fire Chief  
Connie Werner – EMA  
Fred Shilke – EMA  
Bonnie Shilke – EMA  
Joe Joines – Maintenance

James E. Bays – 14 S. Park St.  
Tiffany Bays – 16 S. Park St.  
Margy & Matthew Rhodes – 113 S. Walnut St.  
Joshua Zimmerman – 245 S. Walnut St.  
Michael Brown – 241 S. Walnut St.  
Joe Szmajda – 18 S. Park St.  
Dean Stauffer – 15 N. Pleasant Ave.  
Glen Vaughn – York

**ANNOUNCEMENTS**

February 15<sup>th</sup> - President's Day – Office is closed  
February 22<sup>nd</sup> – Benchmark will be present at the Council Meeting to discuss energy.  
March 12<sup>th</sup> – Deadline for Spring Newsletter submissions  
April 3<sup>rd</sup> – Easter Egg Hunt in Community Park  
April 22-25<sup>th</sup> – Annual Conference in Pittsburgh

**APPROVAL OF 1/25/10 MEETING MINUTES**

**Motion:** Mr. Markel moved and was seconded by Mr. Kohler to approve the Council Meeting Minutes as presented.

**Motion carried 6-0.**

**APPROVAL FOR PAYMENT OF BILLS**

**Motion:** Mr. Simpson moved and was seconded by Mr. Kline to approve the payment of bills as presented.

**Motion carried 6-0.**

## APPROVAL OF FINANCIAL STATEMENTS

**Motion:** Mr. Kohler moved and was seconded by Mr. Kline to approve the financial statements as presented.

**Motion carried 6-0.**

## SNOW EMERGENCY REPORT

- Ms. Stokes, Borough Manager, gave a Snow Emergency report from the week-end storm. Maintenance started plowing Friday evening along with the contractor, C. Joseph Deller. Deller was doing the main plowing and the Borough trucks followed up behind. The complaints were minimal. Now, the Borough plows are trying to push the snow back a little closer to the curbs and pull back the intersections.
- Dean Stauffer of 15 N. Pleasant Ave. was present to discuss snow removal at the end of E. Park Lane & N. Fern. That area had not been cleaned by the Borough and the residents ended up clearing it. Ms. Stokes explained that it is very difficult to turn the plow trucks into that area, but she would pass the complaint along to the Maintenance Dept. and they would do their best to correct the problem.

## FIRE COMPANY REPORT

Chief Darryl Ehrhart was present representing Rescue Fire Company.

- In adding to the Snow Emergency report, Chief Ehrhart stated that fire hydrants are a big issue. If the Borough would get calls or know of a hydrant on the property of an elderly or handicapped individual who is unable to clear the area around the hydrant, the fire company would be willing to go clear out those particular hydrants.
- Chief Ehrhart stated that the latest damage estimate from the fire at Gerhardt's is at \$8,450,000.00 and that it will be approximately 1 year until they are able to resume business at that location.
- With a fire such as Gerhardt's, where they deal with hazardous chemicals, there is damage and/or loss to equipment. Some municipalities have resolutions which recognize the authority of the volunteer fire companies to seek reimbursement for hazardous abatement material, environmental incidents and fire and safety and rescue responses. Chief Ehrhart supplied Council with sample copies of North Hopewell Twp & Winterstown Borough's resolution in hopes that Dallastown Borough would do the same.

**Motion:** Mr. Simpson moved and was seconded by Mr. Markel to authorize Attorney Bankenstein to prepare such a resolution allowing the fire company to seek reimbursement for damaged equipment.

**Motion carried 6-0.**

- Chief Ehrhart did not have a copy of his monthly report with him, but would see that Ms. Stokes receives a copy.

## EMA

- The EMA Coordinator position was still on the agenda from the previous Council meeting. Connie Werner & Bernell Kohler are both interested in the position. Council weighed the pros & cons of each applicant. A question was asked of the two applicants whether they would be able to work together if one was Coordinator and the other Deputy and they agreed they could.

**Motion:** Mr. Kline moved and Mr. Simpson seconded the appointment of Connie Werner as EMA coordinator and Bernell Kohler as deputy.

**Motion carried 4-2.** Mr. Markel & Mr. Kohler opposed.

- Fred Shilke addressed Council concerning procedures to get EMA equipment back from the previous coordinator. Some of the radios were returned to Ms. Stokes at the Borough Office, but there is still additional equipment in the previous coordinator's possession. Attorney Bankenstein was given the information and it will require some legal action.
- Mr. Shilke, who currently is the EMA Deputy asked where he stands since Connie Werner is the new coordinator and Bernell Kohler is the new deputy. It was his understanding that the coordinator appoints the deputy. He was told that Jeff Joy, York County EMA Planner, should be contacted concerning chain of command.

### **RECREATION REPORT**

- No report at this time. The last meeting concentrated on the Carnival.

### **VISITORS/PUBLIC COMMENT**

- Some of the S. Park Street residents/homeowners were present concerning the possible elimination of parking on S. Park St. between Main & Cherry. The main concern was visibility when turning onto Park from Cherry. Attorney Vaughn spoke for Ed Creelman, owner of the apartment building at 370 E. Main Street. He explained that the building has two off street parking places in the back, but with 3 units the tenants have no where else to park. Plus the lack of parking would be a detriment to the property itself. Dan Deller, owner of the apartment building at 400 E. Main Street had suggested the possible elimination of 2 parking spaces going south on Park from Cherry instead. Another traffic study would have to be done, because the study that was already done only goes from Main to Cherry. Plus that would take away parking spaces of the residents in that block of S. Park. Joe Szmajda, resident of 18 S. Park St., submitted a letter to Council that there have been no problems with the Cherry/Park intersection. He also submitted a letter from York Area Regional Police stating that there have been no reportable accidents at that intersection. Jean Capatch, Councilwoman, stated that Cherry Lane is heavily traveled because it is the only straight through street south of Main. Mayor Scott also stated that she uses Cherry quite a bit and has never had a problem with that intersection.

**Motion:** Mr. Markel moved and was seconded by Mr. Kohler to not eliminate any parking on S. Park St.

**Motion carried 6-0.**

- Some of the S. Walnut Street residents were present inquiring if there were any updates concerning the S. Walnut Street Project. Ms. Stokes stated that in her last conversation with Columbia Gas, they were very non-committal and spoke about using the shoulder of the street. Mr. Brown of 241 S. Walnut St., read a letter to Council requesting a 2 year delay to the start of the project. The Borough will not make a decision before hearing from York County Planning. Mrs. Rhodes of 113 S. Walnut St., said she spoke with York County Planning and was told that S. Walnut St. is not on the short list and can't see that it will be until 2013. She also said that there are alternative grants available for non-profit groups. Ms. Stokes said she would like to start the water replacement portion of the project in the spring, but will not proceed without first hearing from York County Planning. The residents questioned whether the water line replacement would require the road to be milled or if it could just be patched. Per Council, this was not an option.

## **MAYOR'S REPORT**

- The Fire Company Oaths of Office were done on January 12<sup>th</sup>.
- She attended the Fire Company's Appreciation Dinner on January 16<sup>th</sup>. The food was fabulous as always and the speaker was a firefighter from Alexandria, VA who responded to the 9/11 attack on the Pentagon.
- Thursday, May 6<sup>th</sup> is National Day of Prayer at 7:00 pm in the square at H&H Lighting. Mr. Kohler was asked if Fire Police would be able to help.
- Officer Montgomery of the YARPD would like some dates to set up informational public forums on identity theft, internet safety & senior crime prevention. Ms. Stokes & Mayor Scott will organize dates.

## **SOLICITOR'S REPORT**

- Concerning the adoption of the street in Cedar Heights, Ms. Stokes hand delivered a very informative letter on February 4<sup>th</sup>. Waiting to hear a response from the residents.
- Resolution #2010-2, appointing Kochenour, Earnest, Smyser & Burg as the independent auditor was prepared by Attorney Bankenstein.  
**Motion:** Mr. Markel moved and was seconded by Mr. Kline to adopt Resolution 2010-2.  
**Motion carried 6-0.**

## **ENGINEER'S REPORT**

- TRG was contacted to inform them that the signalization change on S. Walnut at Main was not being pursued.
- The HOP (Highway Occupancy Permit) paperwork was started for the inlet on S. Pleasant Ave. Actual work to start in the spring.
- Mr. Malesker recently spent some time with Joe Joines reviewing the 2010 Street Projects.

## **BUSINESS FOR ACTION**

- New EMA Coordinator to update the manuel.

## **BUSINESS FOR DISCUSSION/INFORMATION**

- At the next Council meeting on February 22<sup>nd</sup>, Benchmark Energy Solutions will be present to offer information and entertain any questions concerning the upcoming energy increases. Other neighboring municipalities were invited to attend. The regular Council meeting will be kept brief.

## **REPORTS**

- Police Report
- Yoe Ambulance Report & Annual Report
- Red Lion Ambulance Report
- Animal Control Officer Report

## **ADJOURNMENT**

**Motion:** Mr. Simpson moved and was seconded by Mr. Markel to adjourn.

**Motion carried 6-0. 9:15PM**

Respectfully Submitted,  
Susan A. Wertz