

DILLSBURG BOROUGH COUNCIL MEETING
FEBRUARY 12, 2013 – MINUTES
7:00 PM

The Dillsburg Borough Council held their monthly business meeting at the Dillsburg Area Authority Building on the above-mentioned date. Council Members attending were: President Jeff Griffin, Hal Anderson, Dave Baldwin, Matt Fawber, John Richardson and Yvonne Laukemann and Junior Council Member John Zook. Also present were the following: Mayor Henry Snyder, Borough Manager Karen Deibler and Borough Secretary Debbi Beitzel. Vice President Holly Kelley, Junior Council Members T.J. Peters, Borough Engineer Tim Knoebel and Borough Solicitor Mark Allshouse weren't present.

The following visitors were present: Chief Kapfhammer from the Carroll Township Police Department, Edward McCoy and Scott McClintock from Citizens' Hose Fire Company #1, YCBA and COG Representative Mark Ryder, Logan Park Authority Representative Terri Hildebrand, DAA Representative Brian Radcliffe, Mary Lou Bytof from the Dillsburg Banner, Lauren McLane from the York Daily Record, Tricia Kline from the Patriot News, Eric Eshbach, Bud Lake, Tom Taylor, Deb Boyer, Dave Reeder and Charles Comrey from the Northern York County School District and Dillsburg Borough Residents Jeff Walters, and Ben Martin.

The meeting was called to order by Council President Griffin at 7:00 PM followed by the Pledge of Allegiance to the flag and the invocation.

APPROVAL of the AGENDA

President Griffin called for an executive session to discuss possible litigation and personnel issues and indicated there would be no reason to reconvene. Council Member Richardson moved to approve the agenda as amended. Motion was seconded by Council Member Laukemann. – Motion carried.

APPROVAL of the MINUTES

January 2, 2013 Committee Meeting – Council Member Baldwin moved to approve the Committee Meeting minutes of January 2, 2013 as presented. Motion was seconded by Council Member Richardson. – Motion carried.

January 8, 2013 Council Meeting – Council Member Fawber moved to approve the Council Meeting minutes of January 8, 2013 as presented. Motion was seconded by Council Member Laukemann. – Motion carried.

NORTHERN YORK COUNTY SCHOOL DISTRICT PRESENTATION

Mr. Bud Lake and Dr. Eric Eshbach provided a power point presentation to Borough Council, Mayor, Staff and guests.

DEPARTMENT REPORTS

Police Department Report

Chief Kapfhammer reviewed the January 2013 Dillsburg Borough Police Report with Council and Mayor. The report listed the numbers and types of offenses and traffic incidents. The report also supplied the Council and Mayor with a “crimes clear rate” and a breakdown of hours worked. The incidents reported on the crime report filed for 2012 there were 10 and for 2013 year-to-date there were six. The total incidents reports filed for 2012 were 97 and for 2013 year-to-date there were 69. There were 26 traffic citations issued in 2012 and in 2013 year-to-date there were 52.

Part I offenses for 2012 there were three and in 2013 year-to-date there were three with one cleared by arrest for a 33% clearance rate.

Part II offenses for 2012 there were seven with all seven being cleared by arrest for a clearance rate of 100% and in 2013 year-to-date there were three with two being cleared by an arrest for a clearance rate of 66%. The overall clearance rate for 2012 was 70% and the overall clearance rate for 2013 year-to-date was 50%.

Chief Kapfhammer stated the contracted hours were 251 hours and 37 minutes; the actual hours worked were 251 hours and 37 minutes. The breakdown of hours was as follows: Patrol-174 hours and 18 minutes; Foot Patrol-34 hours and 34 minutes; Complaints-29 hours and 47 minutes; Investigations-2 hours and 45 minutes; Paper Work-8 hours and 48 minutes; and District Court- 1 hour and 25 minutes.

Council Member Baldwin asked if the overtime could be shown on the monthly report. Chief Kapfhammer stated that was done before he was hired and he does send in a spreadsheet each month explaining what the overtime was for. Council Member Baldwin asked if the overtime hours are included in the contracted hours. Chief Kapfhammer stated no. Council Member Baldwin asked how far in advance the officer’s schedules are made up. Chief Kapfhammer indicated about a month ahead of time.

Mr. Mark Ryder asked if the foot patrol hours included the Auxiliary police officers. Chief Kapfhammer stated no.

Ambulance Service Report

There was no representative present but a report for the month of January 2013 was provided to the Council and Mayor.

Fire Company Report

Citizens’ Hose Fire Company #1 – Ed McCoy provided a year-end report for 2012 and a report for the month of January 2013 to Council and Mayor. He indicated there were 99 calls for Dillsburg Borough in 2012, which represented 25% of all calls. The year-end report included the incident types, personnel responses and the training hours. He indicated for the month of January there were 45 incidents; 11 were in Dillsburg Borough. The firefighter’s average per call was 3.6 and the fire police’s average per call was 1.4.

Ed McCoy introduced Scott McClintock as the new Fire Chief for 2013 for Citizens’ Hose.

Manager Deibler asked why most of the calls were medical assists. Mr. McCoy stated if the ambulance is already out on another call, the fire company goes out to provide care to the patient until the next ambulance shows up. Manager Deibler indicated there were 11 personnel went out on

one medical assist call. Mr. McCoy stated 11 personnel responded to the station, but not necessarily went out on the call.

Franklinton Fire Company – Michael Whitzel had provided a report for January 2013 to Council and Mayor at the February Committee Meeting.

Treasurer's Report

The Unpaid Bills Detail and a list of Additional Expenditures were given to each Council Member and Mayor in their packet of information. The total General Fund expenditures for January were \$54,715.68. The Profit & Loss Budget vs. Actual Detail Report and a Cash Flow Report were also given to each Council Member and Mayor. Council Member Baldwin moved to approve the payment of all bills as presented. Motion was seconded by Council Member Fawber. Council Members Richardson and Baldwin abstained. - Motion carried.

Planning Commission Report

Planning Commission didn't meet in January 2013.

Dillsburg Area Authority

Brian Radcliffe reported on the January 15th Board Meeting. The first order of business was the reorganization and election of officers. The composition of officers was: Randy Jackson-Chairman, Jim Shaffer-Vice Chairman, Lou Albert-Secretary, Ted Pesarchick-Vice Secretary, and Lynn Potts-Treasurer.

He stated most of the other items were routine maintenance issues. There were three residential water and three residential sewer permits issued for connection.

Mr. Radcliffe indicated the flex-net meter first phase upgrade project has been completed.

Community Groups

Terri Hildebrand representing Logan Park Authority thanked Council for inviting her. She stated their contribution from Carroll Township is being reduced from \$6,000 to \$3,500; therefore they had to reprioritize some long range plan projects. Some of the projects include: replacement of some picnic tables, area to post the park's rules and regulations, Christmas trees to chip up, and repairs to the restrooms and to the tot lot.

She asked who the contact person regarding the park being a staging area for the sewer line going through the park would be. Brian Radcliffe indicated the contact person at this time would be Sheldon Williams.

Mrs. Hildebrand stated they were contacted by York County Parks and Recreation in regards to a project they are doing call "Go Dig It Up", a program in cooperation with the York County Library Systems. It's a summer reading club and encourages physical activity and reading.

President Griffin asked if the LPA looked into finding an agreement between the Borough and Carroll Township as to how the donations are to be divided; 2/3 Carroll Township and 1/3 Borough (based on population). Mrs. Hildebrand indicated she isn't aware of such agreement, but will look into this.

YCBA & COG

COG – Mr. Ryder indicated he and Vice President Kelly attended the meeting held on January 21st at the West Shore Country Club. The regular meetings will resume on Monday, February 18, 2013 at Hampden Township. They held their annual installation of officers at the meeting on January 21st.

YCBA – Mr. Mark Ryder indicated he attended the executive board meeting in January. The first quarterly meeting of the year will be held on March 21st in Red Lion; date has been changed due Easter week.

Mr. Ryder stated Hershey will be hosting the annual PSAB convention from May 5-7, 2013 at the Hershey Motor Lodge.

Solicitor's Report

Solicitor Allshouse provided the Council and Mayor with a written report for work performed in January 2013 but wasn't present.

Engineer's Report

Engineer Knoebel provided the Council and Mayor with a written report for work performed in January 2013 but wasn't present.

Tax Collector

Debbi Beitzel provided the Council and Mayor with a written report for taxes collected and paid in January 2013. She also provided a listing of the 2012 uncollected per capita and occupation taxes which were turned over to the York Adams Tax Bureau.

Borough Staff Report

Borough Manager Deibler provided the Council and Mayor with a written report for January 2013.

PUBLIC COMMENT

Deb Boyer, 31 Belair Drive, indicated she drives bus for Northern. She stated she has been parking her school bus at her home for eight years and recently received a letter indicating school bus drivers aren't allowed to park at their home anymore. Council Member Baldwin stated technically they shouldn't be using those roads. Our roads have weight restrictions on them and fines could be imposed unless students are being picked up or being dropped off or deliveries are being made. The police can stop any overweight vehicles using the roads. Ms. Boyer stated she had four officers tell her they didn't see any problems with her being on the restricted road because it wasn't causing any type of hazard. Council Member Baldwin stated the officers are then not enforcing Borough ordinances that are put in place. Ms. Boyer feels if the bus drivers aren't allowed to use the weight restricted roads then they should be allowed to pick up students on those roads. Council Member Baldwin stated the drivers are allowed to use those roads to pick up and drop off students; they aren't allowed to use those roads as a thorough fare to go to another school. President Griffin asked if parking the bus at the house was more of a convenience for her rather than parking it elsewhere. Ms. Boyer stated it is saving the school district money by her parking at her home because she is now traveling farther which is costing the company more gas and costing the school

to pay her for more time. Manager Deibler asked Ms. Boyer if the school pays her going to and from work. Ms. Boyer stated when she does a shuttle; she gets done with her run at 7:30 am and has to be at South Mountain at 8:15am. It is too much for her to go home, so the school is paying her to sit and wait at the school for 45 minutes. Manager Deibler asked if she clocked out previously when you took the bus home. Ms. Boyer stated yes. Ms. Boyer stated she doesn't understand after eight years this has become an issue. Council Member Baldwin stated personally he wasn't aware of it. Last spring a resident brought it to the attention of the Borough staff and letters were sent out in July. The buses were still being parked and Council therefore asked the police to enforce the Borough ordinance. Council Member Baldwin stated the Borough can't single out people; it has to be enforced across the board. Council Member Baldwin stated again if the buses cross those streets loaded or unloaded and are not picking up or dropping off students; the drivers can be cited. Ms. Boyer indicated if she goes to the school district and tells them they are no longer allowed to go from South Mountain to Dillsburg using those roads; they are going to have to re-route out to Warrington or use Route 15 and use Harrisburg Pike. Ms. Boyer indicated this was going to cost the school district more money for gas. Manager Deibler stated this will be something the School Board and the Borough Council needs to discuss. Manager Deibler stated the real issue was for Ms. Boyer to be allowed to park in front of her house. Ms. Boyer stated yes that is correct; but her questions are those roads allowed to be used for school purposes; so if she does a shuttle that is for school purposes. Council Member Baldwin stated, Council didn't say for school purposes, Council said to pick up or drop off students on those streets; anyone else is illegal.

CORRESPONDENCE

There was none.

MAYOR'S REPORT

Mayor Snyder had nothing to report.

PRESIDENT'S REPORT

Community Events – President Griffin announced the following events: February 14 – The library will hold a book discussion on “The Shoemaker’s Wife” beginning at 6:30pm and the library is in need of volunteers, for more information contact the library 432-5613; February 18 – The Borough office will be closed in observance of President’s Day; February 23 – NYCHAPS is sponsoring an All-you-can-eat pancake breakfast from 8 – 11 am at the Maple Shade Barn. The cost is \$7.00 for adults, \$6.00 for Tavern Keepers, and \$4.50 for children 5-12 years old. Founders are free. No tickets will be sold; RSVP a few days in advance and walk-in are welcomed. For more information call 717-502-1440 and leave a message; The High School Musical, “Hello Dolly” performances are March 1 & 2 at 7 pm and March 3 at 3 pm; tickets are \$7.00 and can be purchased Monday through Thursday evenings from 6-8 pm in the auditorium and on Saturday mornings from 10 am to noon.

President Griffin stated Pickle Fest and Pickle Drop are two community events that residents of the area look forward to and enjoy attending. In order to make sure these two events and possibly some new ones take place, Dillsburg Borough Council has authorized the formation of a Community Events Committee. All community organizations and area residents are encouraged to help with and

participate in these events, as well as any future events. Please call the Dillsburg Borough office at 432-9969 if you would be interested in serving on the committee and /or participating in the events.

President Griffin announced starting January 24th, residents are no longer allowed to put out computers, monitors and computer equipment for recycling in Pennsylvania. Such items may be taken to York County Solid Waste Authority on Flour Mill Road or to Warrington Township, which is a satellite collection site; for operating hours call 432-9082. Retailers such as Best Buy will also accept unwanted electronic items for recycling.

President Griffin thanked everyone who contributed to the Borough in 2012; the service organizations for their hard work, Citizens' Hose Co #1 and Franklinton Community Fire Company and to the Dillsburg EMS for the services they provide to the citizens of the Borough, Carroll Township Police for protecting the citizens of the Borough. He thanked the citizens of the Borough who represent the Borough on various boards, commissions and authorities for the job they do for the Borough. He thanked the Borough staff for their hard work keeping the Council informed and the town business running smoothly. He thanked the Engineer, Solicitor and Codes Enforcement officer for their advice they give to the Borough. He thanked the Mayor, Members of Council and Junior Council Members for the dedication they show to the Borough. He thanked the residents of the Borough for showing their pride in the Borough.

COMITTEE REPORTS

Public Works Committee

- A. Discuss Take Action – Resolution 2013-2 – Authorizing the Submission of an Application for Funding to York County Solid Waste Authority - Council Member Fawber stated Dillsburg Borough Council would like to authorize the submission of an application for funding for 32 Gallon Recycling Bin Containers to York County Solid Waste Authority (YCSWA). Council Member Fawber moved to approve Resolution 2013-2, authorizing the submission of an application for funding for 32 Gallon Recycling Bin Containers to York County Solid Waste Authority (YCSWA). Council Member Fawber also moved to authorize Manager Deibler to sign all necessary grant applications for the recycling container funding. Motion was seconded by Council Member Anderson. – Motion carried.
- B. Discuss/Take Action – Street Repair Bids – Council Member Anderson stated on February 5, 2013, at the regularly scheduled Committee meeting, Council reviewed a list of potential repairs provided by Public Works Supervisor Brian Gayman. Items on the list consisted of completing some repairs to Greenbrier Lane from Harrisburg Pike to Clemens Drive, Welty Avenue from Baltimore Street to Second Street, Second Street and Bomar Alley from Church Street north. Repairs are estimated to cost \$75,000.00 and bids must be obtained. Council Member Anderson moved to approve the above mentioned repairs and authorize Capital Region Council of Governments to compile the information, create a bid item document and advertise the project for bid in regards to the Borough's 2013 street repairs. Motion was seconded by Council Member Fawber. – Motion carried.

Public Safety Committee

- A. Discuss Take Action – 2013 Fire Police - Council Member Richardson stated Fire Police have been selected by the Dillsburg Fire Police organization and the Citizens' Hose

Company #1. Dean Trump, Fire Police Captain, has forwarded the list of appointments for Fire Police for 2013 to the Borough for approval: Dean Trump, Jan Trump, John Zimmerman, Arlene Zimmerman, Richard Wirt, Butch Starner, Leon Trump, Brad Lavalle, Bob Tabler, Bill Feist, Carlos Trump, Alex McCoy and Carol Lynn Radich. Council Member Richardson moved to appoint Fire Police Officers, as previously selected by the Dillsburg Fire Police Organization and Citizen's Hose Company No. 1 and listed by Fire Police Captain, Dean Trump, for 2013. All Officers must be properly trained and/or certified in order to perform Fire Police duties. Any new Officers appointed who have not previously taken the oath of office should contact the Mayor or District Judge in order to be sworn in as required. Motion was seconded by Council Member Baldwin. – Motion carried.

Administration Committee

- A. Discuss Take Action – Tax Exoneration Request - Council Member Laukemann stated the Borough has received a Tax Exoneration request for 2013 Per Capita and Occupation Taxes from Tax Case #2013-1. The request has been reviewed by the Council, as well as by the Borough Manager and the Tax Collector, who concur that the applicant has met the requirements for tax exoneration. Council Member Laukemann moved to grant the request for 2013 Per Capita and Occupation Tax exoneration for Tax Case #2013-1 as submitted. Motion was seconded by Council Member Fawber. – Motion carried.
- B. Discuss/Take Action – Resolution 2013-1 – To petition for a local option referendum on the question of granting liquor licenses for the sale and consumption of liquor at the May 21, 2013 municipal primary election. - Council Member Laukemann stated the retail sale of alcoholic beverages intended for consumption either on or off the premises is currently not permitted in the Borough of Dillsburg, even though 2 zoning areas (Mixed Use Center and Commercial Highway) specifically allow for it. Over the past few years, Dillsburg Borough Council and Staff have received many complaints about and requests to change the restriction. Dillsburg Borough Residents that are registered voters in the Borough would need to approve this change through a referendum in a primary election. Council is supporting getting the question on the ballot so the residents may be heard. Council has respectfully petitioned the members of the Board of Elections, County of York, Pennsylvania, for a local option referendum on the question of granting liquor licenses for the sale of liquor in the Borough of Dillsburg, York County, Pennsylvania, on the May 21, 2013 Municipal Primary Election as provided in the Liquor Code Section 472; 47 P.S. section 4-472. 292 Dillsburg residents that are registered voters in the Borough must sign a petition between February 19, 2013 and March 11, 2013 in order to get the question: DO YOU FAVOR THE GRANTING OF LIQUOR LICENSES FOR THE SALE OF LIQUOR IN THE BOROUGH OF DILLSBURG; even on the May 21, 2013 Municipal Primary Election Ballot. Once on the ballot, registered Dillsburg Borough voters may vote to keep the restriction or change it. Motion was seconded by Council Member Fawber. Council Member Anderson opposed. – Motion carried (5-1 vote). Mayor Snyder vetoed the motion. Council Member Richardson made a motion to override the Mayor's veto. Motion was seconded by Council Member Fawber. Council Member Anderson opposed. – Motion carried (5-1 vote). At the March 12, 2013 Council Meeting Mayor Henry Snyder recanted his veto.

Mr. Ryder asked if there is a group of people heading up the petition to get 292 signatures. President Griffin stated no. President Griffin indicated the petitions will be around the Borough; only Dillsburg Borough residents can sign them and they can only be in places of business where there is a Borough resident at all times.

OLD BUSINESS

There was none.

NEW BUSINESS

There was none.

ADJOURNMENT

Since there was no further business, Council Member Richardson moved to adjourn the regular meeting. Motion was seconded by Council Member Baldwin. – Motion carried. The regular meeting was adjourned at 8:27 pm.

Respectfully Submitted,

Debbi L. Beitzel

Debbi Beitzel
Borough Secretary

cc: Borough Council Members
Mayor Snyder
Tim Knoebel
Mark Allshouse