

January 12, 2015

The January 12th meeting of Denver Borough Council was called to order at 7:00 p.m. with the following Councilmembers present: Cohick, Gensemer, Flory, South, Stover, Daub, and Mayor Redcay. The invocation was given by Mayor Redcay, which was followed by the Pledge of Allegiance to the Flag.

Citizen's Concerns

There were no citizens' concerns.

Meeting Minutes

Councilman Gensemer made a motion, seconded by Councilman Flory, to approve the December 8, 2014 and December 29, 2014 meeting minutes. Motion carried unanimously 6 to 0.

Borough Council President

Councilman Daub reported that last week he was part of a group from the Borough who toured the former Weave Building located at 119 North 3rd Street, Denver.

Mayor

Mayor Redcay reported that on December 9th he attended the Planning Commission meeting; on December 23rd he attended the Police Advisory Board meeting, on January 5th he attended the Weaver Road Bridge Committee meeting; and, on January 8th he attended the Street Light Committee meeting.

Borough Manager

Borough Manager Michael Hession reported that the Denver Fire Company invited the members of Borough Council and their spouses to their Annual Family Night Dinner on January 17th at Weaver Markets.

Police Advisory Board

Councilman Gensemer reported that the Police Advisory Board (PAB) is considering postponing the January Police Advisory Board meeting until after the next Regional Leaders meeting. There are some issues that the PAB members would like the municipal officials to try to resolve at the Regional Leaders meeting before the PAB will meet.

Borough Council Comments

There were no Borough Council comments.

Discussion Items

Borough Council discussed the request from Fred Wagaman, 109 Main Street, for Borough Council to appeal the decision of the Zoning Hearing Board concerning the Joseph R. Valent and Mary Ellen Valent Application for variances and a special exception for the property located at 119 North 3rd Street. Mr. Hession reported that Fred Wagaman is in attendance tonight along with Joseph Valent and his attorney Dick Young who represented him at the Zoning Hearing Board meeting. Mr. Hession reported that the realtor took a group from the Borough which included himself, Councilmen Cohick and Daub, Gary Read from the Zoning Hearing Board, and George Whetsel Director of Public Works on a tour through building last Thursday.

Borough Council also reviewed comments from the Borough Solicitor regarding the appeal issue. Councilman Daub stated that in his opinion the property doesn't look blighted, but when you are looking at the building for potential commercial use there is one loading dock, which is not the easiest to access, and, in the larger part of the building the floor cannot handle the weight of a forklift so using it for commercial use may not be ideal. Discussion followed regarding the condition of the building, the marketing of the building, the expanded commercial and industrial uses permitted by right in the district, the future of the property, and the future of the Borough. Following the discussion, Councilman Flory made a motion, seconded by Councilman Gensemer, to appeal the decision of the Zoning Hearing Board for the property located at 119 North 3rd Street, Denver, PA, for all approved variances and special exceptions. Motion carried 5 to 1 with Councilman Cohick voting no. Mr. Hession reported that he will notify the Borough Solicitor concerning Borough Council's action.

Borough Council discussed the request from the Denver Post Office for a study to consider the installation of a three-way stop sign at the intersection of Snyder Street/Monroe Street/Denver Road. Borough Council reviewed the summary of calls for service at that intersection for the last two (2) years provided by Chief George Beever which included 11 crashes, all not reportable (no injuries). Discussion followed and Borough Council decided that they do not want to request from PennDOT a study to consider installing a three (3) way stop sign at the intersection of Snyder Street/Monroe Street/Denver Road and instead, directed the Borough Manager to contact PennDOT to see if they can do anything to address the slick roadway surface at the intersection.

Action Items

Councilman Stover made a motion, seconded by Councilman Gensemer, to approve the December, 2014 Treasurer's Report. Motion carried unanimously 6 to 0.

Councilman Flory made a motion, seconded by Councilman South, to appoint Mindi Stoner, Christina Stover, and John Wentz each to a three (3) year term on the Denver Borough Recreation Board, which terms shall expire on December 31, 2017. Motion carried 5 to 0 with Councilman Stover abstaining from the vote.

Councilman Stover made a motion, seconded by Councilman Flory, to appoint Stephen Bonner to a four (4) year term on the Denver Planning Commission, which term shall expire on December 31, 2018. Motion carried unanimously 6 to 0.

Councilman South made a motion, seconded by Councilman Gensemer, to appoint Fred Wagaman to a three (3) year term on the Denver Planning Commission, which term shall expire on December 31, 2017. Motion carried unanimously 6 to 0.

Councilman Flory made a motion, seconded by Councilman Gensemer, to appoint Randolph Meckley to a two (2) year term on the Denver Planning Commission, which term shall expire on December 31, 2016. Motion carried unanimously 6 to 0.

Councilman Stover made a motion, seconded by Councilman Flory, to appoint Leann Williams to a one (1) year term on the Denver Planning Commission, which term shall expire on December 31, 2015. Motion carried unanimously 6 to 0.

Councilman Cohick made a motion, seconded by Councilman South, to adopt Resolution No. 799 – A Resolution of the Borough Council of the Borough of Denver, Lancaster County, Pennsylvania, Approving the Denver Fire Company Activities – Workers' Compensation Insurance. Motion carried unanimously 6 to 0.

Councilman Cohick made a motion, seconded by Councilman Flory, to adopt Resolution No. 800 – A Resolution Re-appointing Gary Read to a Three (3) Year Term on the Denver Zoning Hearing Board. Motion carried unanimously 6 to 0.

Councilman Flory made a motion, seconded by Councilman South, to adopt Resolution No. 801 - A Resolution of the Borough Council of the Borough of Denver, Lancaster County, Pennsylvania, Authorizing the Volunteer Fire Police of the Borough of Denver To Participate In Non-Emergency Events During the Calendar Year of 2015. Motion carried unanimously 6 to 0.

Councilman Gensemer made a motion, seconded by Councilman South, to authorize the President of Borough Council to execute the 2014 Lancaster County Tax Claim Bureau Certification of Uncollected Real Estate Taxes Report submitted by the Denver Borough Tax Collector. Motion carried unanimously 6 to 0.

Councilman Cohick made a motion, seconded by Councilman Flory, to approve the request from C. Michael Roney, Pastor, Trinity United Methodist Church, for authorization to hold a yard sale on the second Friday and Saturday of every month, from February, 2015 through February, 2016, from 8:00 a.m. to 12:00 p.m., to raise funds to assist with community outreach. Motion carried unanimously 6 to 0.

Councilman South made a motion, seconded by Councilman Cohick, to donate a print of the Old Denver Fire Hall to the Cocalico Education Foundation for their annual Iron Chef Cocalico Fundraiser. Motion carried unanimously 6 to 0.

Unfinished Business

There was no unfinished business to discuss.

Adjournment

Councilman Gensemer made a motion, seconded by Councilman Stover, to adjourn the meeting at 7:50 p.m. Motion carried unanimously 6 to 0.

Michael Hession
Borough Manager/Secretary

Action Items:

- Motion to approve the December 8, 2014 and December 29, 2014 meeting minutes. Motion carried unanimously 6 to 0.
- Motion to appeal the decision of the Zoning Hearing Board for the property located at 119 North 3rd Street, Denver, PA, for all approved variances and special exceptions. Motion carried 5 to 1 with Councilman Cohick voting no.
- Motion to approve the December, 2014 Treasurer's Report. Motion carried unanimously 6 to 0.
- Motion to appoint Mindi Stoner, Christina Stover, and John Wentz each to a three (3) year term on the Denver Borough Recreation Board, which terms shall expire on December 31, 2017. Motion carried 5 to 0 with Councilman Stover abstaining from the vote.
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