

May 12, 2014

The May 12th meeting of Denver Borough Council was called to order at 7:00 p.m. with the following Councilmembers present: Jr. Councilperson Shupp, Cohick, Fink, Gensemer, Flory, South, Stover, and Mayor Redcay. The invocation was given by Mayor Redcay, which was followed by the Pledge of Allegiance to the Flag. In the absence of Council President Daub, Vice President Gensemer ran the meeting.

Citizen's Concerns

Gary Read reported that at the intersection of North 8th Street and Main Street, the shrubs are full grown in front of the Borough's Water Treatment Plant making it difficult to see when pulling out onto Main Street. Borough Manager Michael Hession reported that he will have the Public Works Department address this concern.

Mayor Redcay inquired if the woody yard waste pile at the Borough Lot will be cleaned up for Memorial Day. Mr. Hession reported the Borough is waiting for a confirmation from Zeager Brothers concerning their schedule to chip the woody yard waste. Discussion followed concerning the Borough Lot and the status of the repairs to the Borough Lot gate.

Donald Wenger reported that by the railroad tracks on Main Street some of the blacktop is missing and has been replaced by stone. Mr. Wenger wanted to know who is required to fix the blacktop. Mr. Hession responded that the Borough will investigate the concern.

Meeting Minutes

Councilman South made a motion, seconded by Councilman Stover, to approve the April 14, 2014 and April 28, 2014 meeting minutes. Motion carried unanimously 6 to 0.

Borough Council President

Councilman Daub was not in attendance.

Mayor

Mayor Redcay reported that on April 26th he attended the Arbor Day Celebration.

Junior Councilperson

Jr. Councilperson Shupp reported that the Cocalico High School Track team had their league meet this past weekend. The District Meet will be at Shippensburg University this weekend. Mr. Shupp also reported that the High School Talent Show was held this past weekend; the Prom is scheduled for this Saturday at Willow Valley followed by the Post Prom at the High School from 11:00 p.m. to 4:00 a.m.; and 8th grade orientation was held this past Wednesday. Mr. Shupp also reported that he will be graduating on June 6th and will be starting college August 22nd at Bridgewater College.

Borough Manager

Mr. Hession reported that the Borough received a call last night about a possible sinkhole on Fausnacht Drive. The area was excavated today, however, the Department did not find a sinkhole. The area was backfilled with stone and will be paved.

Mr. Hession reported that the former Weave property on North 2nd Street is under agreement with a new buyer and there is a tentative agreement for the former Weave property on North 3rd Street. Today a representative from PNC Bank inquired about splitting the parking lot

on North 3rd Street between both properties which would require a Minor Subdivision Plan. The Zoning Officer first will have to confirm that by splitting the lot into two (2) lots, both of the new lots meet the minimum lot area required by the Zoning Ordinance. Discussion followed regarding another pizza shop opening at 336 Main Street and the status of the property at 339 Main Street which recently sold at a public auction.

Mr. Hession reported that Denver Borough and nine (9) other municipalities are working together to partner with the Cocalico Creek Watershed Association and LandStudies to complete the Cocalico Creek Baseline Study for the required Chesapeake Bay Pollution Reduction Plan. The grant application that was submitted was not approved, however, with 10 municipalities working together, the cost for the project will be shared equally. The Cocalico Creek Baseline Study is being prepared to develop a baseline so when the new MS4 requirements are implemented, the Borough can measure the impact that these programs are having on nitrogen, phosphorous, and sediment load levels that are being deposited into the Chesapeake Bay.

Mr. Hession reported that the Acts of Love Summer Lunch Program will start on Monday, June 9th. The program will provide free lunches on Mondays, Wednesdays, and Thursdays to eligible kids and families and is sponsored by the Cocalico Ministerium. The lunches will be located at the Denver Park in Pavilion #3. Information about this will be sent home with students at the school and is posted on the Borough's Website.

Borough Council Comments

Councilman Stover reported that the baseball field at the 4th Street Playground has a lot of clumps of grass in the outfield and suggested that the grass be bagged at this site after it is mowed. Discussion followed.

Councilman Gensemer inquired about the property maintenance issues at 10 North 6th Street and 633 North 6th Street. Mr. Hession reported that he sent a letter to the property owner at 633 North 6th Street and a letter was mailed to the property owner and he was able to speak with the property owner on Friday about the appliances stored on the front porch. The property owner indicated that he is replacing the stove, he will be re-installing the dishwasher back in the kitchen, and he has been using the gas grill for cooking until the new oven arrives. The property owner agreed to remove the appliances from the front porch.

In regard to 10 North 6th Street, Mr. Hession reported that the property owner called the Municipal Building today, however, he has not picked up his Construction Code Permit. The hearing in front of the District Justice Nancy Hamill concerning this violation is scheduled for Thursday, May 15th at 11:30 a.m. Discussion followed regarding that property and other properties in the Borough with maintenance issues.

Councilman Gensemer inquired if any Councilmembers are going to walk in the Memorial Day Parade. Discussion followed.

Discussion Items

Borough Council discussed choosing a date to hold a joint meeting with elected officials from Adamstown Borough, East Cocalico Township, and West Cocalico Township, between June 16th and July 2nd, to discuss the bids for the property at 1975 North Reading Road. Mr. Hession reported that June 24th works for Adamstown Borough, and June 23rd and June 24th also works for West Cocalico Township. Mr. Hession stated that June 24th is an open meeting night for Borough Council as well. Discussion followed and Borough Council agreed to meet on

Tuesday, June 24m, 2014, at 7:00 p.m. at the East Cocalico Township Municipal Building to discuss the bid results for the sale of the property at 1975 North Reading Road.

Borough Council discussed the request for a member of Borough Council to serve on the Denver Boy Scout Cabin Development Committee. A committee of people in the community and Brian Shober is being formed to design and develop a plan to build, locate, and fund a new scout cabin in the Denver Memorial Park and Playground. Discussion followed and it was decided that Councilman Cohick, the Chairperson of the Recreation Committee, will represent Borough Council on that Committee.

Borough Council discussed the 2014 Street Improvement Program Bids submitted for Contract #1 – Jefferson Avenue Reclamation Project and Contract #2 – Fausnacht Drive Mill and Overlay Project. Mr. Hession reported that two (2) bids were received for both projects and all the bids came in much higher than what was projected for these two (2) projects. Borough Council discussed the bid results and the Borough's budgeted funds for 2014. The low bid for the Jefferson Avenue Reclamation Project was submitted by Martin Limestone at a cost of \$195,807.50. The Borough budgeted \$151,000.00 in the 2014 budget so the Borough will need to use approximately \$45,000.00 from the Borough reserves to pay for this project. In regard to Contract #2 – Fausnacht Drive Mill and Overlay Project, the low bid for the base bid and the alternate bid for this project also were submitted by Martin Limestone with \$41,065.50 as the base bid price and \$43,072.50 as the alternate bid price. Discussion followed. Councilman Fink made a motion, seconded by Councilman Stover, to award the contract for the 2014 Jefferson Avenue Reclamation Project to Martin Limestone at a total cost of \$195,807.50. Motion carried unanimously 6 to 0.

Councilman Stover made a motion, seconded by Councilman Fink, to reject the base bids and the alternate bids submitted for Contract #2 – Fausnacht Drive Mill and Overlay Project. Motion carried unanimously 6 to 0. Borough Council also discussed having the Street Committee revisit the Fausnacht Drive Paving Project later in 2014.

Action Items

Councilman Fink made a motion, seconded by Councilman Flory, to approve the April, 2014 Treasurer's Report. Motion carried unanimously 6 to 0.

Councilman Stover made a motion, seconded by Councilman Flory, to adopt Ordinance No. 620 – An Ordinance to Amend the Code of Ordinance of the Borough of Denver To Establish A Handicapped Parking Regulation Within The Borough. Motion carried unanimously 6 to 0.

Councilman Fink made a motion, seconded by Councilman South, to adopt Resolution No. 787 – A Resolution of the Borough of Denver, Lancaster County, Pennsylvania, Authorizing the Borough of Denver To Submit a Grant Application for a PA Small Water and Sewer Program Grant from the Commonwealth Financing Authority. Motion carried unanimously 6 to 0.

Councilman Flory made a motion, seconded by Councilman Fink, to adopt Resolution No. 788 - A Resolution of the Borough Council of the Borough of Denver, Lancaster County, Pennsylvania, Authorizing the Denver Borough Tax Collector To Charge the Following Fees in the Administration of the Duties of the Tax Collector for the Borough of Denver. Motion carried unanimously 6 to 0.

Executive Session

Councilman Fink made a motion, seconded by Councilman Stover, to recess into an Executive Session at 7:55 p.m. to discuss personnel issues. Motion carried unanimously 6 to 0.

Councilman Fink made a motion, seconded by Councilman Stover, to reconvene into Regular Session at 7:58 p.m. Motion carried unanimously 6 to 0.

Unfinished Business

Borough Council discussed the status of the property at 1975 North Reading Road and the upcoming site visit for prospective buyers.

Adjournment

Councilman Fink made a motion, seconded by Councilman Stover, to adjourn the meeting at 8:01 p.m. Motion carried unanimously 6 to 0.

Michael Hession
Borough Manager/Secretary

Action Items:

- Motion to approve the April 14, 2014 and April 28, 2014 meeting minutes. Motion carried unanimously 6 to 0.
- Motion to award the contract for the 2014 Jefferson Avenue Reclamation Project to Martin Limestone at a total cost of \$195,807.50. Motion carried unanimously 6 to 0.
- Motion to reject the base bids and the alternate bids submitted for Contract #2 – Fausnacht Drive Mill and Overlay Project. Motion carried unanimously 6 to 0.
- Motion to award the contract for the 2014 Reclamation Project for Jefferson Avenue to Martin Limestone at a total cost of \$195,807.50. Motion carried unanimously 6 to 0.
- Motion to reject the base bid and alternate bid submitted for the 2014 Fausnacht Drive Mill and Overlay Project. Motion carried unanimously 6 to 0.
- Motion to approve the April, 2014 Treasurer’s Report. Motion carried 6 to 0.
- Motion to adopt Ordinance No. 620 – An Ordinance to Amend the Code of Ordinance of the Borough of Denver To Establish A Handicapped Parking Regulation Within The Borough. Motion carried 6 to 0.
- Motion to adopt Resolution No. 787 – A Resolution of the Borough of Denver, Lancaster County, Pennsylvania, Authorizing the Borough of Denver To Submit a Grant Application for a PA Small Water and Sewer Program Grant from the Commonwealth Financing Authority. Motion carried 6 to 0.
- Motion to adopt Resolution No. 788 - A Resolution of the Borough Council of the Borough of Denver, Lancaster County, Pennsylvania, Authorizing the Denver Borough Tax Collector To Charge the Following Fees in the Administration of the Duties of the Tax Collector for the Borough of Denver. Motion carried 6 to 0.
- Motion to recess into an Executive Session at 7:55 p.m. to discuss personnel issues. Motion carried unanimously 6 to 0.
- Motion to reconvene into Regular Session at 7:58 p.m. Motion carried unanimously 6 to 0.
- Motion to adjourn the meeting at 8:01 p.m. Motion carried unanimously 6 to 0.