

## **MINUTES**

The regular monthly meeting of Dover Borough Council was held at Borough Hall, 46 Butter Road on Monday, August 1, 2011 at 7:00 pm. All members were present. President Sabold called the meeting to order. A moment of silent prayer followed.

The July minutes were reviewed. Mrs. Shirey made a spelling correction on page one, Manager's Report, in the second line. An 'e' is missing in Englen. It should be spelled Engelen. There were no other additions or corrections. Mr. Seidel made a motion to approve the July minutes, as corrected. Mr. Dentler seconded the motion. Six were in favor. Mr. Eisenhart abstained.

## **PUBLIC COMMENT**

There was no public comment.

The fire company calendar of activities for August was reviewed. Mr. Seidel made a motion to approve the fire company August calendar of activities. Ms. Bishop seconded the motion and it carried.

## **SEWER**

### *Manager's Report*

- The pump has been reinstalled in the Delwood lift station and there have been no further problems with the pumps. The issue of payment for the pump repair has not been resolved. The Council was in agreement that this should be resolved between I. B. Abel and Conewago Enterprises.
- Mr. Lentz, Mr. Wallace and Mr. Grim did a walk-through at the plant to review the list of unresolved items from the upgrade.
- The lateral replacement at Dover Intermediate School is proceeding slowly. The contractor hit rock which has slowed the work. Today they found an unmarked fiber optic line. Mr. Sabold suggested this should be documented on the Borough's drawings for future reference.
- Mr. Lentz discovered the heater in the influent chamber was running all the time. The malfunction was caused by the flooding in the chamber. The thermostat was dismantled and cleaned and it is working correctly. Mr. Sabold asked if the breaker was GFI protected. Mr. Lentz stated he could not find a breaker for it. While looking for the breaker, he found wires which are not labeled correctly. He will follow up on this with I. B. Abel.

### *Engineer's Report*

- Mr. Clark reported Mr. Rehab is tentatively scheduled to slip-line the sewer main, between manholes 81 and 83, on August 18. The contract stipulated this must be done before the beginning of school. He thinks Mr. Rehab is also doing the lateral repair under the football field at the high school.
- Mr. Clark stated he looked at the blacktop damage at the plant today. H & H felt some of the damage was caused by oil. Mr. Clark did not agree with this, and noted even the pick-up trucks turning around is causing damage. Scuffing would be normal, but the surface is tearing.
- He feels the blacktop should be tested. He is going to have several people check it and feels he may be able to get the testing done for nothing.

*Solicitor's Report* – Nothing to report.

*Old Business* – Mr. Eisenhart asked if the screw pump replacement had been put out for bids yet. Mr. Lentz stated it had not. Mr. Eisenhart made a motion to authorize the Borough Manager to advertise the screw pumps for bids. Mr.

Seidel seconded the motion. All were in favor. Mr. Lentz suggested the bid opening could be held before the next meeting, and the bid could be awarded at the September meeting.

*New Business – None.*

## **WATER**

### *Manager's Report*

- Mr. Eisenhart asked Mr. Lentz to begin including the gallons per day (GPD) of water that the Borough is purchasing from Dover Township in the monthly Manager's Report. The total purchased for the month is listed, but he would also like to know the GPD. He noted the agreement with the Township is for a minimum of 35,000 GPD. The total from July equated to 76,903 GPD. Mr. Lentz noted more water than usual is being used because the influent is using about 20,000 GPD until Conewago Enterprises replaces the pressure switch to control the pumps. He will follow up on this.
- A small concrete area was installed below the yard hydrant at well # 6 to eliminate erosion caused when the hydrant is used.

*Engineer's Report – Mr. Clark had nothing to report for water.*

*Solicitor's Report – Mr. Herrold had nothing to report.*

### *Old Business*

- Mr. Eisenhart stated he felt Rutter's insurance should be paying the extra expenses caused by well #4 being out of service. It has been almost a year and the Borough has not received any reimbursement. He asked if the Borough should pursue legal action against Rutter's. Mr. Herrold explained there is a fund, which was established under state law, the Underground Storage Tank Indemnification Fund (USTIF), to help cover the cost of leaks from gasoline or other types of hazardous material storage tanks. Mr. Lentz reported Chad Kehew submitted the first reimbursement request to USTIF within the past several weeks. Mr. Kehew told him that once the initial request is submitted, the Borough could submit any additional reimbursement requests.
- Mr. Seidel asked if the location of any new well sites had been identified. Mr. Lentz stated he gave Holley's office some areas to check. He noted United Environmental Services is still gathering data from test wells to determine the extent of contamination. Mr. Eisenhart recalled Chet Downs offered to sell a well to the Borough years ago. This was in the area of the pipeline at the north end of the Borough.
- Mr. Sabold asked Mr. Lentz if one day per week could be set aside to catch up on work orders for water meters. Currently there are 20 work orders.

*New Business – None.*

## **BOROUGH**

### *Manager's Report*

- Mr. Lentz reported the elbow was installed on the yard hydrant in Ketterman Park.
- The mowing contractor informed him they would be edging the walking path in the park.
- Mr. Eisenhart reported he has been raising seedling trees for the park. Since some dead trees were cut down last month, he thought some of these seedlings might be used to replace the dead ones.

### *Engineer's Report*

- Mr. Clark reevaluated the drainage problem in the walking path, in the area of the tot lot, in Ketterman Park. He looked at Mr. Sabold's suggestion of raising the path and feels this is probably the most practical solution. The slope created in the path will be minimal.

- Mr. Clark gave an update on the swale beside well #4. The PA DEP has been unyielding in their requirement that the swale must be redesigned to meander, and must be six inches higher than the existing stream. Holley's office felt this was a complicated, expensive solution to a simple problem. They went over DEP's head to the Army Corps of Engineers, and they agreed with the assessment provided by Holley's office.

#### *Solicitor's Report*

- Mr. Herrold reviewed a PUC notice Mrs. Shirey had provided. No action is required.
- A new stormwater ordinance must be enacted by October 12. York County provided a model ordinance which will work for each municipality with minimal modifications. Mr. Herrold will advertise it for adoption at the October meeting.
- He reviewed a letter the Borough received from Federal Court of the Southern District of New York regarding a class-action lawsuit against Morgan-Stanley and other brokerage firms. It involves anti-trust litigation against municipal derivative trading. This was notice of a proposed settlement. He does not know if the Borough has any claim. The Borough could opt out, but he advised against this until the Borough can verify whether or not they have a claim.
- He had not been in contact with Comcast, so there was no update on the contract.

*Police Report* – The Mayor reported the July activity report was not available yet. Officer Groff is doing well, and the doctors project he will be able to return to work after six months.

Stephanie Delp arrived at the meeting to provide a report on the Relay For Life held on June 4. She estimated 200 people attended. She thanked the Borough Council for their support of the event. Over \$18,000 was raised, while their goal had been \$6,000. The schools have expressed a desire to do it again next year. The tentative date would be the first Saturday in June, although a scheduling conflict may necessitate it being moved to the second Saturday. The organizers are checking with the other groups involved for feedback on the event. Mr. Sabold noted one parking lot reserved for handicapped parking was empty. Perhaps next year this parking lot could be used for normal parking. Mrs. Delp reported the York County Cancer Society raised \$241,000.

*Ambulance Club Report* – There was no meeting.

#### *Recreation Board Report*

- Mr. Dentler reported Sundaes in the Park was a success! He will have a profit and loss report from the event at the next meeting. Both bands did an excellent job.
- They will begin planning for National Night Out 2012 in January.
- The Mayor prepared the Highway Occupancy Permit for PennDOT to allow the square to be closed during the tree lighting ceremony in November. Permission was obtained from Dover Township to use their streets for detours. Mr. Seidel made a motion to close the Dover Borough square from 7 to 8 p.m. on Friday, November 25, 2011 during the annual tree lighting ceremony. Mr. Eisenhart seconded the motion and all were in favor. Mr. Dentler announced volunteers will be needed to make cookies.

*Treasurer's Report* – Mrs. Shirey had one bill to add to the General Fund bill list. Sam Herman submitted a bill for the annual PA State Tax Collectors Association dues for \$20. Mr. Seidel made a motion to approve payment of the bills, as corrected. Mr. Eisenhart seconded the motion and it carried unanimously.

*Old Business* – Mr. Eisenhart reported the York Adams Tax Bureau is within the budgeted amounts for the year-to-date. They are working on by-laws for the new committee which will run the bureau due to the changes from Act 32. The bureau board is still debating the issue of the tax bureau paying rent for the use of equipment, software and the building, which was purchased with money from the municipalities which participate in the YATB. He noted Adams County was not part of the purchase of the building, so they would receive nothing.

#### *New Business*

- A Request for Exoneration from Payment of Per Capita was submitted by Sam Herman for Brian Kearse. He meets the criteria for exoneration. Mr. Eisenhart made a motion to approve the per capita tax exoneration request from Brian Kearse. Mr. Hess seconded the motion. The motion passed.
- The issue of painting crosswalks versus the torch applied lines was debated. The borough employees paint crosswalk lines in August so they are visible before school starts. The torch applied lines last longer and are more durable, but cost more and are applied by a contractor. This was not budgeted for this year. Mr. Lentz was asked to get a price quote prior to the budget meetings so it could be considered for next year.
- Mr. Sabold asked about the status of zoning violations at 89 North Main Street. Mr. Lentz reported the pool has been emptied and will be taken down.
- Mr. Lentz reported the owner of the property at 58 Amberview Drive, Michael Mengelkamp, is still fighting with his insurance company to get them to pay for the repairs. The insurance company made an offer, but he rejected it. The Council was concerned that the property had been sitting vacant for a year.
- Mrs. Shirey asked for permission to have Rebecca Hartzler return to do the water, sewer and trash billing. Karen Sipe has not been working the budgeted number of hours, so there is enough money in the budget to pay Mrs. Hartzler to do this. There were no objections, as long as there is sufficient money in the budget.

With no further business before them, Mr. Hess made a motion to adjourn and was seconded by Mr. Eisenhart. All were in favor. The meeting adjourned at 8:38 p.m.

Respectfully submitted,

Janet T. Shirey  
Secretary/Treasurer