

East Greenville, PA
July 6, 2009

Council President, Douglas G. Bricker called the regular July 6, 2009 meeting of East Greenville Borough Council to order at 7:30p.m. The meeting was opened with the Pledge of Allegiance. Answering the roll call were: Mayor Ryan J. Sloyer, Douglas G. Bricker, Jennifer Boyer, John Naylor, Josiah Pierson, and Marita Thomson. Also present were: Donald W. Huff, James Fry, Atty. Tomlinson, 2 visitors, and 1 member of the press.

The minutes of the regular meeting of June 1, 2009, having been circulated and a copy made available to the public, were presented for Councils approval. There being no additions or corrections, Pres. Bricker declared the minutes approved as presented.

VISITORS:

Pres. Bricker recognized Mike Schwenk of Jefferson Street, who informed Council that he is opposed to the proposed Burning Ordinance. He stated that the 10' distance from property lines is too much and will prevent a lot of residents from using fire pits and other devices. Mr. Fry explained that the ordinance is so we can control what is used and what is burned in the device. Mayor Sloyer noted that some people burn trash. Pres. Bricker stated we need some form of an ordinance. Fire company personnel cannot cite people that burn things outside. Mr. Fry said we could reduce the distance to 5' from the property line. Mr. Schwenk was told that the ordinance is only in a draft form and that we will be reviewing the ordinance and consider his comments and suggestions.

POLICE COMMISSION:

Mayor Sloyer reported that the allocation for July will be \$ 38,006.17. The commission has started contract talks with the officers.

SOLICITOR ITEMS:

Atty. Tomlinson presented Council with **ORDINANCE 2009-04**. **ORDINANCE 2009-04** authorizes the Borough of East Greenville to join with other Local Government units as a settler of the Pennsylvania Local Government Investment Trust for the purpose of purchasing shares of the trust. On a motion by Ms. Thomson and a second by Ms. Boyer, which passed, Council adopted **ORDINANCE 2009-04**.

On the Life Span Day Care Conditional Use Hearing, Atty. Tomlinson issued the following: 1. The applicant, Life Span Day Car, obtained a Variance from the Zoning Hearing Board of the Borough of East Greenville from the provisions of SECTION 95-142 D, of the Borough Zoning Ordinance, which limits the physical expansion of a nonconforming building or building housing a nonconforming use to a one time limit of 25% percent of the gross floor area of the existing building

2. Outside lighting to be shielded onto the property to the satisfaction of the Borough of East Greenville. Outside lighting shall be limited to business hours only, with business hours being hereby defined as 6:00a.m. to 7:00p.m. with afterhours lighting to be security lights only.

3. Use of the property is for childcare only; and if elder care is considered in the future, permission must be obtained through proper Borough channels.
4. Said day care center shall be closed on Sunday.

Applicant is advised that its intended conversion is a land development which must be reviewed by the Planning Commission and approved by the Borough Council prior to the issuance of building permits. On a motion by Ms. Boyer and a second by Ms. Thomson, which passed, Council approved the decision.

Atty. Tomlinson has prepared an amendment to Chapter 95 of the Code of the Borough of East Greenville that will have Conditional Use applicants heard before the Planning Commission and then directed to the Zoning Hearing Board for a Special Exemption Hearing. On a motion by Mr. Pierson and a second by Mr. Naylor, which passed, Council approved advertising the ordinance for adoption.

WATER COMMITTEE:

Mr. Fry reported that the SCADA upgrade is in progress. He also reported that the low quote to do our cryptosporidium testing is Analytical Services, Inc. located in Vermont. Their testing fees would be \$9,000.00 per year for a 2 year period. On a motion by Mr. Pierson and a second by Mr. Naylor, which passed, Council approved using Analytical Services, Inc for the cryptosporidium testing. (Note: Cryptosporidium is a protozoan(one cell) parasite).

There was nothing to report on the Growing Green Plus Grant.

ZONING-PLANNING COMMITTEE:

Ms. Boyer reported that the Code Officers report is on file for Councils review. The Regional Planning Ordinance is being updated and will be reviewed by our Planning Commission at their next meeting. The Regional Planning Commission had a presentation by Sandra Cassel, U.P. School District Business Administrator on the new EIT collection program the state is going to begin. Ms. Boyer will get information to the Borough.

The proposed Noise Ordinance is still being reviewed. The ordinance needs a purpose statement to help people understand why it was needed. Mayor Sloyer wants the police department to enforce such an ordinance.

ROADS COMMITTEE:

Mr. Fry asked for a motion to advertise for bids for the overlay on Washington Street using Highway Aid Funds. On a motion by Ms. Boyer and a second by Ms. Thomson, which passed, Council approved the advertising for bids. The NO PARKING areas will be determined late this year when the construction at the Middle School is completed.

PROPERTY COMMITTEE:

Mr. Naylor reported that after talking to the Mayor he has change the Holiday Lights that we will be ordering. He will order more lights and LED bulbs to get the cost

closer to the grant amount. On a motion by Mr. Naylor and a second by Ms. Boyer, which passed, Council approved the revised Holiday Lights order.

WASTE MGMT COMMITTEE:

Mr. Pierson reported that the recycling report is on file for Councils review. Trash bag sales were \$10,340.00 in June. On the Phase III Revitalization Project there is 1 item remaining to complete and McCarthy is working on it. The Revitalization Plan rewrite is in progress. On a motion by Mr. Pierson and a second by Ms. Boyer, which passed, Council approved advertising Phase IV (Bank Street to Fourth Street) for bids.

Ms. Boyer reported that the State Recycling Money has been disbursed to the 6 municipalities involved. There is one more year that we are waiting for. Upper Hanover Township has made a \$1,000.00 donation to U.P. Downtown.

PERSONNEL COMMITTEE:

Mr. Fry reported that there is still a little work to be done on the Job Descriptions. Mr. Fry will be doing a background check on an applicant for a Crossing Guard. The Office Procedures are ready for signature. On a motion by Ms. Thomson and a second by Mr. Pierson, which passed, the Office Procedures were approved.

FINANCE COMMITTEE:

Ms. Thomson reported that all is in order except for a check to URDC which has a wrong amount. On a motion by Ms. Thomson and a second by Mr. Pierson, which passed, Council approved the bills for July including a corrected check to URDC and the Treasurers report for June

Ms. Thomson asked Council if anyone objected to having all Borough Payroll check paid through Direct Deposit. No one objected. On a motion by Ms. Thomson and a second by Mr. Pierson, which passed, Council having payroll check paid through direct deposit.

MAYOR'S REPORT:

Mayor Sloyer reported that Community Day is September 12th with a rain date of September 13th. The Mayor asked for a motion to approve the banner for Community Day. On a motion by Ms. Boyer and a second by Mr. Pierson, which passed, Council approved the banner from August 24th to September 13th.

Mayor Sloyer received a letter requesting supplier from YFS. As Borough funds are very tight this year nothing can be donated this year, but Council will consider something next year.

CORRESPONDENCE:

EGFC request to close Washington Street from July 8th thru July 11th from 5:00p.m. to 11:00p.m. On a motion by Mr. Pierson and a second by Mr. Naylor, which passed, Council approved the road closure.

U.P.V. Chamber of Commerce Perk Up Partnership is asking the Borough to Sign a Memorandum of Understanding; The memorandum is an agreement to support the goals in whatever way the Borough can. On a motion by Ms. Boyer and a second by Mr. Pierson, which passed, Council approved signing the Memorandum of Understanding.

Brent Weaver is requesting to be able to have a car that is not registered on the property at 17 Long Alley until the end of July. The vehicle, a BMW, is otherwise in working order. On a motion by Mr. Pierson and a second by Mr. Naylor, which passed, Council granted permission for the vehicle to remain on the property until July 31, 2009. Mr. Fry will check to see that it has been removed on that date.

There being no further business, Pres. Bricker declared the meeting adjourned at 8:35p.m.