

President Gerken convened the public meeting of Hanover Borough Council Wednesday Evening September 9, 2009 at 7:30 PM in the Hanover Municipal Building, 44 Frederick Street, Hanover, Pennsylvania, as advertised.

The meeting started with the Pledge of Allegiance followed by a moment of silent prayer.

On roll call the following Council Members answered as present: Mr. McLin, Mr. Delzingaro, Mr. Leppo, Mrs. Griffin, Mrs. Stonesifer, Mr. Funk, Mrs. Hoff, Ms. Hormel, Mr. Eline, Mr. Gerken, Solicitor McKonly, Manager Rebert and Secretary Miller. Absent was Mayor Brown.

**Underwriter's Report:** Mr. William Carlin from PNC Financial Services was present along with Mr. Dick Wood from Rhoads & Sinon to present a proposal to refinance outstanding debt from 2002, 2003 and 2004 bond issues combining them into one general obligation bond. Mr. Carlin explained approximately \$229,000 will be saved with the refinancing, with an anticipated effective date of November 15, 2009. A motion was made by Mrs. Stonesifer, seconded by Mr. Delzingaro to direct Mr. Carlin and Mr. Wood to prepare the purchase contract for presentation to Council.

Mr. Gerken thanked Mr. Carlin and Mr. Wood for their presentation this evening.

**Citizens with items of Business:** None were present.

**REPORTS OF THE STANDING COMMITTEES**

**Finance Committee – Mr. McLin**

It was moved by Mr. McLin, seconded by Mr. Eline to ratify the action of the Borough Officers in making the following investments with PNC Bank for a period of 30 days from August 31, 2009 to September 30, 2009 at an interest rate of .70%:

<u>Funds</u>	<u>Investments</u>
General Fund	\$1,348,636.99
Bicentennial Fund	\$1,363.01
Library Grant Fund	\$500,000.00
Sewer Fund	\$350,000.00
Bucks for Books Fund	\$9,000.00
Regional Wastewater Treatment Fund	\$307,000.00
Market House Fund	\$5,000.00
Liquid Fuels Fund	\$75,000.00
Equipment Fund	540,000.00
Local Services Tax Fund	\$72,000.00
Business Privilege Tax Fund	\$76,500.00
Brier Memorial Fund	\$11,350.00
Leisure Services Fund	\$39,000.00
Sewer Projects Fund	\$0.00
Old Hanover Videos Fund	\$970.00
Library Projects Fund	\$196,000.00

**REPORTS OF THE STANDING COMMITTEES**

**Finance Committee – Mr. McLin**

<u>Funds</u>	<u>Investments</u>
Hanover Recreation Endowment Fund	\$310,000.00
Water Revenue Fund	\$1,750,000.00
Water Projects Fund	\$410,000.00
Market House Reserve Fund	\$10,223.00
Hanover Recreation Reserve Fund	\$12,515.14
Library Endowment Fund	\$596,240.05
Sewer Reserve Fund	\$0.00
Total	<u>\$6,620,798.19</u>

Motion carried.

It was moved by Mr. McLin, seconded by Mr. Leppo to charge 2009 Real Estate Tax Collector Leroy Wentz, 217 Frederick Street, Hanover, Pennsylvania with the collection of additional Real Estate tax per the York County Tax Assessment Office report dated as follows:

<u>Date</u>	<u>Additional Tax</u>	<u>Tax Year</u>
8/4/2009	\$138.89	2009

Motion carried.

It was moved by Mr. McLin, seconded by Ms. Hormel to approve Resolution No. 919 entitled "A RESOLUTION OF THE BOROUGH OF HANOVER, YORK, COUNTY, PENNSYLVANIA, DECLARING ITS INTENT TO FOLLOW THE SCHEDULES AND PROCEDURES FOR DISPOSITION OF RECORDS AS SET FORTH IN THE MUNICIPAL RECORDS MANUAL APPROVED ON DECEMBER 16, 2008" for the following:

<u>Tax Collection Records</u>	<u>Date</u>
Changes of Address Records	2006 and Prior
Monthly Remittance Reports To the Borough of Hanover	2001 and Prior
Tax Collector Copies of Paid Receipts	2006 and Prior
Exoneration Requests Filed by Taxpayers	2006 and Prior
Per Capita & Real Estate Tax Duplicates	2006 and Prior
Tax Certifications on Real Estate	2006 and Prior
Bank Statements, Cancelled Checks, Check Registers and Deposit Slips	2001 and Prior

Motion carried.

**Planning & Traffic Committee – Ms. Hormel**

It was moved by Ms. Hormel, seconded by Mr. Delzingaro to adopt Ordinance No. 2152A entitled **AN ORDINANCE AMENDING ORDINANCE NUMBER 1110 ENTITLED "AN ORDINANCE**

## REPORTS OF THE STANDING COMMITTEES

### Planning & Traffic Committee – Ms. Hormel

REGULATING AND RESTRICTING THE HEIGHT, NUMBER OF STORIES AND SIZE OF BUILDINGS AND THEIR STRUCTURES, THEIR CONSTRUCTION, ALTERATION, TIES AND SERVICES IN OR ABOUT SUCH BUILDINGS AND STRUCTURES, THE PERCENTAGE OF LOT THAT MAY BE OCCUPIED, THE SIZE OF YARDS, COURTS AND OTHER OPEN SPACES, THE DENSITY OF POPULATION, THE LOCATION AND USE OF BUILDINGS, STRUCTURES, AND LANDS FOR TRADE, INDUSTRY, RESIDENCE, OR OTHER PURPOSES; ESTABLISHING AND MAINTAINING BUILDING LINES AND SET-BACK LINES UPON ALL STREETS, PUBLIC ROADS, OR HIGHWAYS; ESTABLISHING DISTRICTS AND BOUNDARIES THEREOF FOR SAID PURPOSES WITHIN THE BOROUGH OF HANOVER; PROVIDING FOR THE APPOINTMENT OF A ZONING HEARING BOARD AND SETTING FORTH THE DUTIES AND FUNCTIONS OF SAID BOARD; AND PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THIS ORDINANCE AND PENALTIES FOR THE VIOLATION THEREOF". Motion carried.

It was moved by Ms. Hormel, seconded by Mr. Funk to approve the decision on approval of grading changes to Cherry Tree Development Phases I and II as proposed by Ryan Homes on plans dated August 7, 2009, originally approved by Borough Council on June 14, 2006, plans drawn by Morris & Ritchie Associates, Inc., numbered 15308/16400.

There was discussion on this matter between Council Members, Engineer Orndorff and Mr. Joshua George who was present from Morrison Ritchey Associates, who submitted revised plans to Engineer Orndorff late today.

An amended motion was then offered by Mrs. Hoff, seconded by Mrs. Stonesifer to table the decision on approval of grading changes to Cherry Tree Development Phases I and II as proposed by Ryan Homes on plans dated August 7, 2009, originally approved by Borough Council on June 14, 2006, plans drawn by Morris & Ritchie Associates, Inc., numbered 15308/16400, until September 16, 2009, to allow the Borough Engineer adequate time to review the revisions to the plans. Mr. Delzingaro voted in opposition to the motion. Motion carried.

### Public Service Committee – Mrs. Hoff

It was moved by Mrs. Hoff, seconded by Mr. Funk to approve the request of the Visiting Nurse Association of Hanover & Spring Grove to erect a banner for "Hospice Pizza Sunday" at Maple Avenue and Carlisle Street from October 9, 2009 to November 3, 2009, provided a copy of the certificate of insurance is submitted listing The Borough of Hanover as additional insured, and this approval is not to be shared with any other organization. Motion carried.

It was moved by Mrs. Hoff, seconded by Mrs. Stonesifer to approve Ordinance No. 2153 entitled **AN ORDINANCE AMENDING ORDINANCE NO. 1348 ENTITLED "AN ORDINANCE APPROVING REGULATIONS GOVERNING THE LIMITATION OF PLACES LICENSED TO DISPENSE FOOD AND BEVERAGES AS ESTABLISHED BY THE BOARD OF HEALTH OF THE BOROUGH OF HANOVER"**. The ordinance amendment regulates the following:

1. Food Sources
2. Specifications for Reviewing Original Containers and Records
3. Preventing Contamination by Employees
4. Preventing Food and Ingredient Contamination
5. Preventing Contamination from Equipment, Utensils and Linens
6. Preventing Contamination from the Premises
7. Preventing Contamination by Consumers
8. Destruction of Organisms of Public Health Concern
9. Temperature and Time Control for Limitation of Growth of Organisms of Public Health Concerns
10. Specifying Process Method
11. Food Identify Presentation and on Premises Labeling
12. Unsafe, Adulterated or Contaminated Food
13. Special Requirements for Highly Susceptible Populations

Motion carried.

**OTHER MATTERS**

**MAYOR'S REPORT**

No report.

**VIDEO PROGRESS REPORT**

Mr. Rebert reviewed Spike Rorrer's video presentation of the following areas of interest: Third Street construction; Cherry Tree development construction; National Guard Homecoming; Center Street upcoming construction; Alex's Pizza outdoor tables; Chili Cookoff; swearing in of Fire Captain Clouser at previous meeting and retirement of Fire Captain Houck.

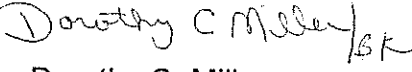
**COMMUNICATIONS**

President Gerken thanked Council, staff and citizens for their attendance this evening and for the flowers on the Council table.

**ADJOURNMENT**

It was moved by Mr. Funk, seconded by Mr. Eline to adjourn the meeting at 8:43 PM to a closed caucus session on various issues including Borough property, Union negotiations, legal issues and PUC filings.

Respectfully submitted,

  
Dorothy C. Miller  
Borough Secretary