

Council Chamber, December 28, 2011

Hanover Borough Council met in public session, Wednesday Evening, December 28, 2011, 7:30 PM, in the Hanover Municipal Building, 44 Frederick Street, Hanover, Pennsylvania as advertised.

The meeting began with the Pledge of Allegiance to the Flag of the United States of America, followed by a moment of silence.

On roll call the following Council Members answered as present: Mr. Delzingaro, Mr. Dennin, Mr. Eline, Mr. Funke, Mr. Gerken, Ms. Hormel, Mr. Hufnagle, Mr. McLin and Mrs. Yingling; Mayor Adams; Solicitor Yingst; Manager Krebs; Secretary Miller and Junior Councilperson Ms. Bowersox. Councilperson Ms. Griffin was absent.

It was moved by Mr. Delzingaro, seconded by Mr. Dennin to approve the minutes of the following Council Meetings:

- (a) November 9, 2011
- (b) December 14, 2011

Motion carried.

It was moved by Mr. Funke, seconded by Mr. Hufnagle to authorize payment of the bills and approve the reports of the following Borough Officials: Mayor; Fire Chief; Borough Manager; Supervisor of Public Works;; Superintendent of the Water Department; and Borough Engineer. Motion carried.

Hearing of Citizens with Items of Business to be Brought Before the Borough

Ms. Melodi Arnold was present to request permission to hold a sleep out in Wirt Park as a fundraiser for the Homeless Shelter. The only children present for the event would be her son and daughter and Ms. Arnold will chaperone them the entire night.

After some discussion, it was moved by Mr. Delzingaro, seconded by Mr. Dennin to approve the request of Ms. Melodi Arnold to hold a sleep-out as a fundraiser for the Homeless Shelter of Hanover to be held Saturday, January 21, 2012 with an inclement weather date of Saturday, January 28, 2012 from 9:00 PM to 6:00 AM with the following conditions attached: Ms. Arnold will chaperone her son and daughter the entire night; all park rules are followed during the event; a certificate of insurance is submitted naming The Borough of Hanover as an additional insured for the event; and the park is policed for litter following the event. Motion carried.

President Gerken thanked Ms. Arnold for her request this evening and wished her and her family good weather for a successful event.

REPORTS OF THE STANDING COMMITTEES

Finance & Personnel Committee – Mr. McLin

It was moved by Mr. McLin, seconded by Mr. Dennin to adopt Resolution No. 980 adopting budgets for fiscal year 2012 for all Hanover Borough accounts. Ms. Hormel commented to Council her desire for Council to reconsider the purchase of the recycling truck and funds allocated to construct paint bays and washing bays, but voted in favor of the motion. Motion carried.

It was moved by Mr. McLin, seconded by Mr. Dennin to adopt Ordinance No. 2182 entitled “**AN ORDINANCE LEVYING TAXES FOR THE FISCAL YEAR 2012 IN THE BOROUGH OF HANOVER AND FIXING COLLECTION RATES THEREON**” at a rate of 3.99 mills on each dollar of taxable real property and fixing compensation payable to the Tax Collector for collection of same. On roll call, the following voted in favor of the motion: Mr. Delzingaro, Mr. Dennin, Mr. Eline, Mr. Funke, Mr. Gerken, Ms. Hormel, Mr. Hufnagle, Mr. McLin and Mrs. Yingling. Motion carried.

REPORTS OF THE STANDING COMMITTEES

Finance & Personnel Committee – Mr. McLin

It was moved by Mr. McLin, seconded by Mr. Delzingaro to adopt Resolution No. 981 fixing salaries for the position of Chief of the Hanover Borough Police Department effective January 1, 2012. Motion carried.

It was moved by Mr. McLin, seconded by Mr. Hufnagle to adopt Resolution No. 982 fixing pay of special policemen, laborers, and certain supervisory employees effective January 1, 2012. Motion carried.

It was moved by Mr. McLin, seconded by Mr. Delzingaro to adopt Resolution No. 983 fixing salaries for staff personnel in the Recreation Department of The Borough of Hanover effective January 1, 2012. Motion carried.

It was moved by Mr. McLin, seconded by Mr. Hufnagle to adopt Resolution No. 984 fixing salaries for certain salaried personnel and officers of The Borough of Hanover effective January 1, 2012. Ms. Hormel commented she would like to have the duties of the new positions clarified before voting in favor of the salaries. Ms. Hormel voted in opposition to the motion. The motion passed 8 – 1. Motion carried.

It was moved by Mr. McLin, seconded by Mr. Hufnagle to adopt Ordinance No. 2183 entitled: **AN ORDINANCE AMENDING ORDINANCE NO. 601 ENTITLED “AN ORDINANCE FIXING SALARIES, COMPENSATION, BONDS, AND CERTAIN DUTIES OF BOROUGH OFFICIALS.”** On roll call, the following voted in favor of the motion: Mr. Delzingaro, Mr. Dennin, Mr. Eline, Mr. Funke, Mr. Gerken, Ms. Hormel, Mr. Hufnagle, Mr. McLin and Mrs. Yingling. Motion carried.

It was moved by Mr. McLin, seconded by Mr. Hufnagle to adopt Ordinance No. 2179 entitled: **AN ORDINANCE AMENDING ORDINANCE NO. 1935 (AS PREVIOUSLY AMENDED) ADOPTING BASE RATES AND CONSUMPTION CHARGES FOR PURCHASE OF WATER FROM THE HANOVER MUNICIPAL WATER SYSTEM FOR PROPERTIES/CUSTOMERS LOCATED WITHIN THE MUNICIPAL BOUNDARIES OF THE BOROUGH OF HANOVER AND PROVIDING FOR BASE CHARGES FOR TEMPORARY DISCONNECTIONS FROM SAID SYSTEM.** On roll call, the following voted in favor of the motion: Mr. Delzingaro, Mr. Dennin, Mr. Eline, Mr. Funke, Mr. Gerken, Ms. Hormel, Mr. Hufnagle, Mr. McLin and Mrs. Yingling. Motion carried.

It was moved by Mr. McLin, seconded by Mr. Hufnagle to adopt Ordinance No. 2180 entitled: **AN ORDINANCE OF THE BOROUGH OF HANOVER AMENDING ORDINANCE NOS. 2086, 2096, 2113 AND 2132 BY MANDATING THAT ALL PROPERTY OWNERS IN THE BOROUGH PARTICIPATE IN THE COLLECTION OF MUNICIPAL WASTE AND RECYCLABLES BY THE BOROUGH, UNLESS A PROPERTY OWNER RECEIVES APPROVAL BY THE BOROUGH FOR COLLECTION AND DISPOSAL SERVICES TO BE PROVIDED BY OTHERS WHICH CANNOT BE PROVIDED BY THE BOROUGH; BY PROVIDING FOR THE IMPOSITION BY THE BOROUGH OF FEES FOR THE COLLECTION AND DISPOSAL OF MUNICIPAL WASTE AND RECYCLABLES, TIPPING FEES FOR DISPOSAL OF WASTE AT THE BOROUGH TRANSFER STATION AND FEES FOR SPECIAL PICK-UPS AT INDIVIDUAL PROPERTIES AT RATES TO BE ESTABLISHED BY RESOLUTIONS TO BE PASSED FROM TIME TO TIME BY THE BOROUGH COUNCIL; BY MANDATING THAT REFUSE CONTAINERS BE PLACED FOR COLLECTION AT CERTAIN LOCATIONS NO MORE THAN 24 HOURS PRIOR TO THE TIME OF COLLECTION; BY PROVIDING THAT THE SIZE AND NUMBER OF MUNICIPAL WASTE CONTAINERS PLACED FOR PICK-UP, THE FREQUENCY OF COLLECTIONS THEREOF AND THE MATERIALS TO BE RECYCLED BY THE BOROUGH UNDER ITS RECYCLABLES COLLECTION PROGRAM SHALL BE ESTABLISHED BY RESOLUTIONS ADOPTED FROM TIME TO TIME BY THE BOROUGH COUNCIL; AND BY PRESCRIBING PENALTIES FOR VIOLATIONS OF ITS PROVISIONS.**

REPORTS OF THE STANDING COMMITTEES

Finance & Personnel Committee – Mr. McLin

On roll call, the following voted in favor of the motion: Mr. Delzingaro, Mr. Dennin, Mr. Eline, Mr. Funke, Mr. Gerken, Ms. Hormel, Mr. Hufnagle, Mr. McLin and Mrs. Yingling. Motion carried.

It was moved by Mr. McLin, seconded by Mr. Hufnagle to adopt Resolution No. 985 establishing fees for residential and commercial refuse collection rates. Ms. Hormel voted in opposition to the motion. Motion passed 8-1. Motion carried.

It was moved by Mr. McLin, seconded by Mr. Dennin to adopt Ordinance No. 2181 entitled: **AN ORDINANCE OF THE BOROUGH OF HANOVER AMENDING ORDINANCE NO. 897 (AS PREVIOUSLY AMENDED) BY IMPOSING SEWER RENTALS OR CHARGES FOR THE USE OF THE SANITARY SEWERS AND SEWER SYSTEM UPON THE OWNERS OF PROPERTIES SERVED, OR TO BE SERVED, BY SUCH SANITARY SEWERS AND SEWER SYSTEM, LOCATED IN THE BOROUGH OF HANOVER AND OUTSIDE THE BOROUGH OF HANOVER IN PENN TOWNSHIP, TO BE ESTABLISHED BY RESOLUTION TO BE PASSED FROM TIME TO TIME BY THE HANOVER BOROUGH COUNCIL.** On roll call, the following voted in favor of the motion: Mr. Delzingaro, Mr. Dennin, Mr. Eline, Mr. Funke, Mr. Gerken, Ms. Hormel, Mr. Hufnagle, Mr. McLin and Mrs. Yingling. Motion carried.

It was moved by Mr. McLin, seconded by Mr. Hufnagle to adopt Resolution No. 986 establishing fees for sanitary sewer rentals or charges in the Borough of Hanover upon the owners of property served, or to be served by such sewers and sewer system, as may be set from time to time. Motion carried.

It was moved by Mr. McLin, seconded by Mr. Dennin to adopt Resolution No. 987 establishing fees for sanitary sewer rentals or charges outside the Borough of Hanover in Penn Township using the Blettner Avenue Transmission Mains to the Hanover Regional Wastewater Treatment Plant upon the owners of property served, or to be served by such sewers and sewer system, as may be set from time to time. Motion carried.

It was moved by Mr. McLin, seconded by Mr. Dennin to declare the following bad checks uncollectable, and directing staff to file with the York County District Attorney's Office for collection of the monies involved:

	<u>Name/Address</u>	<u>Amount</u>
a.	AVC Inc., 1446 Baltimore St – Unit A, Hanover, PA	\$ 126.99
b.	Joyce A. Chesney, 10 Meadow Lane, Hanover, PA	\$ 48.73
c.	Heidi Perez, 630 Broadway – 1 st Floor, Hanover, PA	\$ 83.00
d.	Nikole E. Bull, 38 ½ Ridge Avenue, Hanover, PA	\$ 132.17
e.	Dorian L. Pyles, 361 Clover Lane, Hanover, PA	\$ 49.87
		<u>\$ 440.76</u>

Motion carried.

It was moved by Mr. McLin, seconded by Mr. Funke to authorize the Borough Treasurer to give a one time credit to the following accounts for sewer use due to leaks that have since been repaired:

	<u>Name</u>	<u>Account #</u>	<u>Location</u>	<u>Amount</u>
a.	Karen Hutcheon	51-0231300-1	131 Carlisle St	\$781.50
b.	Ginny L. Reichart Realty	53-0611370-1	444-446 Carlisle St	\$637.80
c.	Jeffrey & Christina Krug	53-0661660-0	403 Pine St	\$ 40.60
d.	Charles Knox	51-0260455-2	442 Parkview Ln	\$138.40

Motion carried.

REPORTS OF THE STANDING COMMITTEES

Finance & Personnel Committee – Mr. McLin

It was moved by Mr. McLin, seconded by Mr. Dennin to authorize 2011 Real Estate Tax Collector Leroy Wentz, 217 Frederick Street, Hanover, PA to credit the following amounts of miscellaneous corrections per the York County Tax Assessment Office report dated as follows:

<u>Date</u>	<u>Credit</u>	<u>Tax Year</u>
10/31/2011	\$ 19.45	2010
11/1/2011	\$116.71	2011

Motion carried.

It was moved by Mr. McLin, seconded by Mr. Dennin to authorize 2011 Real Estate Tax Collector Leroy Wentz, 217 Frederick Street, Hanover, PA 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>
11/1/2011	\$634.55	2011

Motion carried.

It was moved by Mr. McLin, seconded by Mr. Hufnagle to approve the application for a six (6') foot fence and waiving the fee for the Zoning/Building Application for Hanover Public School District for a permit to install a fence along Fame Avenue. Motion carried.

Planning & Traffic Committee – Ms. Hormel

It was moved by Ms. Hormel, seconded by Mr. Hufnagle to enter into agreements with the County of York for the following Community Development Block Grant Agreements:

- a. Market House Roof & Ventilation Improvements
 - i. \$ 62,571.60
- b. Library Intersection Pedestrian Improvements
 - i. \$ 40,000.00 (2006)
 - ii. \$100,000.00 (2007)
- c. Joint Comprehensive Plan
 - i. \$ 80,000.00 (2010)
 - ii. \$ 20,000.00 (2011)

Motion carried.

Public Service Committee – Mr. Eline

It was moved by Mr. Eline, seconded by Mr. Hufnagle to approve Resolution No. 988 giving permission to Radio Hanover, Inc. to erect one (1) banner at 212-213 Carlisle Street from September 10, 2012 to October 8, 2012 for the 2012 Women's Show provided a certificate of insurance is submitted naming The Borough of Hanover as an additional insured and this approval is not shared with any other organization. After some discussion, it was noted that it was not indicated on the application that this organization is non-profit and the application notes only a portion of proceeds are being donated to a charitable organization. Council agreed to ask the applicant for more clarification on the proceeds from the event, before considering approval of the banner. On roll call the following voted in favor of the motion: Mr. McLin and Mrs. Yingling; voting in opposition to the motion were Mr. Delzingaro, Mr. Dennin, Mr. Eline, Mr. Funke, Mr. Gerken, Ms. Hormel and Mr. Hufnagle. The motion was therefore denied 7-2. Motion carried.

REPORTS OF THE STANDING COMMITTEES

Public Service Committee – Mr. Eline

It was moved by Mr. Eline, seconded by Mr. Funke to authorize the proper officers of The Borough of Hanover to enter into an agreement with the Hanover Public School District for use of the Hanover Street School Gymnasium for Zumba Classes, Tuesday and Thursday evenings 6:45 PM to 8:15 PM from January 4, 2012 to May 30, 2012, with the exception of school closure dates. Motion carried.

It was moved by Mr. Eline, seconded by Ms. Hormel to approve the request of Caroline Gould, 18 West Hanover Street, Hanover, PA to hold a 5K race on Saturday, January 14, 2012, 10:00 AM, proceeds to benefit a local cancer patient, based on the following conditions:

- a. The race route will follow the map that was submitted beginning on Moul Avenue and circling through Penn Township back to the place of beginning;
- b. Approval for the event and race route are granted from Penn Township;
- c. A certificate of insurance is submitted naming The Borough of Hanover as additional insured for the event;
- d. Applicant agrees to cancel the event if there is inclement weather.

Motion carried.

VIDEO REPORT – PROGRESS

No report was presented.

MAYOR'S REPORT

Mayor Adams reported his attendance at the 4th Annual Teddy Bear Toss at the Hanover High School on December 22nd where he read a proclamation for Ashley Rhodes, the student coordinator of the event; noting 2011 was a great year, he attended many events and read numerous proclamations in the community, and thanked Borough staff, all Departments and Borough Council for all they do to contribute to the community.

OTHER MATTERS

Communications

President Gerken reminded all in attendance that Tuesday, January 3, 2012 at 5:30 PM the Hanover Borough Council Reorganization meeting will be held in the Municipal Building, 44 Frederick Street, Hanover, PA.

Mr. Eline asked about Assistant Manager Edward Reed and his recuperation; Mrs. Krebs replied he is recovering and healing well and is anxious to get back to work.

Mrs. Krebs thanked Staff and Council for all their support in 2011, and looks forward to working with all in the future.

OTHER MATTERS

Unfinished Business

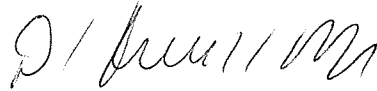
President Gerken thanked Mr. Dennin for all his many years of service and presented him with a certificate of appreciation; and an honorary "cheesehead" for his shared support of the Green Bay Packers. Mr. Dennin thanked Council for all their support during his term.

President Gerken thanked Junior Councilperson Bowersox for her attendance this evening, and wished all a Happy New Year.

ADJOURNMENT

It was moved by Mr. Funke, seconded by Mr. Hufnagle to adjourn the meeting at 8:05 PM. Motion carried.

Respectfully submitted,



Dorothy C. Miller
Borough Secretary