

Vice President Hormel convened the public meeting of the Hanover Borough Council, 7:30 PM, in the Hanover Municipal Building, 44 Frederick Street, Hanover, Pennsylvania as advertised.

The meeting started 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 answered as present: Mr. Delzingaro, Mr. Eline, Mr. Funke, Ms. Hormel, Mr. Leppo, Mr. Hufnagle, Mr. McLin and Mrs. Yingling; Mayor Adams; Solicitor McKonly; Assistant Manager Krebs and Secretary Miller. Absent were Council Members Mr. Gerken and Mrs. Griffin.

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

- a) May 26, 2010
- b) June 9, 2010

Motion carried.

It was moved by Mr. Leppo, seconded by Mr. Funke to accept the reports of the Fire Commissioner, the Mayor, and the Borough Manager for filing. Motion carried.

**CITIZENS WITH ITEMS TO BE BROUGHT BEFORE BOROUGH COUNCIL**

None was presented.

**BID OPENING: Railroad Street to Carlisle Street Curbing CDBG #45591266**

- ◇ Two (2) bids were received. *(See bid tabulation sheet attached).*

**REPORTS OF THE STANDING COMMITTEES**

**Finance & Personnel Committee – Mr. McLin**

It was moved by Mr. McLin, seconded by Mr. Leppo to authorize 2010 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>
4/27/2010	\$ 996.98	2009
4/27/2010	\$ 1,242.38	2010

Motion carried.

It was moved by Mr. McLin, seconded by Mr. Leppo to authorize 2010 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>
4/10/2010	\$ 157.95	2009
4/27/2010	\$ 1,621.09	2010

Motion carried.

## REPORTS OF THE STANDING COMMITTEES

### Finance & Personnel Committee – Mr. McLin

It was moved by Mr. McLin, seconded by Mr. Hufnagle to approve a write-off of the following checks and their filing with the District Attorney's Office for collection:

<u>Name</u>	<u>Check #</u>	<u>Amount</u>
Roland & Shirley Thomas	650	\$ 84.09
Mark & Vicki Lynn Brown	4165	\$ 74.42
Teresa & Roland Barnes	1126	\$ 150.78
Earl C. West	1787	\$ 129.51
		\$ 438.80

Motion carried.

It was moved by Mr. McLin, seconded by Mr. Delzingaro to authorize the proper officers of The Borough of Hanover to enter into an agreement with Synagro for sludge disposal 2010, 2011, 2012, 2013 and 2014. Motion carried.

It was moved by Mr. McLin, seconded by Mr. Hufnagle to authorize the proper officers of The Borough of Hanover to enter into a revised agreement with ADP for Cobra Serve notices 2010 – 2011. Motion carried.

It was moved by Mr. McLin, seconded by Mr. Funke to approve the purchase of a ¾ ton cargo van under COSTARS for \$21,588.89. *(This will replace the water van, 3 years old, that has mechanical problems.)* Motion carried.

It was moved by Mr. McLin, seconded by Mr. Leppo to approve the purchase of a Ford 2011 F250 HD for \$35,850.85 under the Equipment Fund. *(Replaces the 1980 welding truck.)* Motion carried.

It was moved by Mr. McLin, seconded by Mr. Leppo to accept with regret, the resignation of Library Director Roberta Greene effective August 6, 2010. Mr. Delzingaro voted in opposition to the motion. Motion carried.

### Planning & Traffic Committee – Mr. Leppo

It was moved by Mr. Leppo, seconded by Mr. Hufnagle to approve the Final Subdivision Plan for William A. Prin Property, Dart Drive & Primrose Lane, Borough of Hanover, York County, Pennsylvania as drawn by Professional Land Surveyor Douglas Stambaugh, Group Hanover Engineers, 213 Carlisle Street, Hanover, Pennsylvania, bearing the date May 7, 2010. Mr. Funke recused himself from voting on the motion. Motion carried.

It was moved by Mr. Leppo, to award bid for the Railroad Street to Carlisle Street Curbing Community Development Block Grant #45591266 to A. Restuccia, Inc., low bidder, in the amount of \$12,880.00 \_\_\_\_\_, contingent upon proof the contractor is not excluded, debarred, suspended or proposed for debarment from participating in federally funded contracts and thereby approved by the York County Planning Commission. Motion carried.

### Public Service Committee – Mr. Eline

It was moved by Mr. Eline, seconded by Mr. Leppo to grant the request of the Hanover Community Progress Council/Hanover Juntos the use of Wirt Park to hold the Hanover Hispanic Fiesta on September 18, 2010 from 8:00 AM to 6:00 PM, provided the organization supplies bathroom facilities, there is proper health licensing for all food vendors and the park is policed for litter immediately following the event. Motion carried.

## **REPORTS OF THE STANDING COMMITTEES**

### **Public Service Committee – Mr. Eline**

It was moved by Mr. Eline, seconded by Mr. Funke to grant the request of the Hanover Area Council of Churches to erect a banner from September 20, 2010 to October 18, 2010 at 136 Carlisle Street for the annual "CROP Walk", provided a certificate of insurance is submitted listing The Borough of Hanover as an additional insured and this approval is not shared with any other organization. Motion carried.

It was moved by Mr. Eline, seconded by Mr. Hufnagle to approve the request of Edward Jones, 208 Broadway, Hanover to hold an Ice Cream Social July 13, 2010 7:00 PM to 9:00 PM in the Myers Arboretum provided the park is policed for litter and a certificate of insurance is issued naming The Borough of Hanover as a co-insured for the event, with a rain date of July 14, 2010. Motion carried.

An amended motion was made by Mr. Leppo, seconded by Mr. Funke to approve the request of Edward Jones, 208 Broadway, Hanover to hold an Ice Cream Social July 13, 2010 6:00 PM to 8:00 PM in the Myers Arboretum provided the park is policed for litter and a certificate of insurance is issued naming The Borough of Hanover as a co-insured for the event, with a rain date of July 14, 2010. The time change was approved due to the lack of lighting in the arboretum. Motion carried.

It was moved by Mr. Eline, seconded by Mr. Funke to grant the request of Robin Spory to use Good Field on Saturday, July 10, 2010 4:00 PM until dusk for a 40<sup>th</sup> birthday celebration along with use of the restrooms provided the restrooms are cleaned after use and the area is policed for litter following the event, and that a security deposit is provided prior to the event guaranteeing the cleaning of the restrooms. *(The fee will be refunded following the event if the restrooms have been cleaned.)* Motion carried.

### **Water Committee – Mr. Funke**

A motion was made by Mr. Funke, seconded by Mr. Mr. Leppo to authorize the proper officers of The Borough of Hanover to enter in a Consumer Deposit Agreement with Trone Rental Properties, LLC, 350 Third Street, Hanover, for installation of approximately 155' of 4" water main on Krug Avenue from Fifth Street corner; including one (1) single and one (1) double ¾" service laterals in the amount of \$14,700.00. Motion carried.

A motion was made by Mr. Funke, seconded by Mr. Eline to accept the withdrawal of the J & W, North Carolina bid for painting the Terrace Avenue Tank due to the death of the operating partner. Motion carried.

A motion was made by Mr. Funke, seconded by Mr. Eline to award the bid to repaint the Terrace Avenue Water Tank to M K Painting, Inc., 12875 Chippewa Drive, Grand Ledge, Michigan, 48837 for the price of \$525,500.00. *(This is the third lowest bidder, 1 & 2 having withdrawn. See bid tabulation sheet attached.)* Motion carried.

### **Public Safety Committee – Mr. Delzingaro**

It was moved by Mr. Delzingaro, seconded by Mr. Leppo, to accept with regret, the resignation of Firefighter Spielman November 1, 2010. Motion carried.

It was moved by Mr. Delzingaro, seconded by Mr. Hufnagle to authorize the Fire Commissioner to conduct background checks on positions 2 – 6 on the Civil Service eligibility list dated 12/24/2009. Motion carried.

## OTHER MATTERS

### VIDEO REPORT

Richard "Spike" Rorrer presented the following video report on areas of interest: new construction of Graystone Bank at Carlisle Street & Dart Drive; Krug Avenue site of proposed townhouses; Gateway construction; sewer interceptor project & restoration of Kindig Lane now in stone – to be changed to grass; Mr. McLin's photographs of downtown flowers and fountain; Public Works mulching & weeding downtown; Good Field willow trees; Morning League baseball; plaque on rock at Good Field which was vandalized; creek at Good Field; line painting at crosswalks & intersections by Public Works Department; RH Sheppard Gay Street addition; school lights – Moul Avenue; shed being painted behind old Eagle Fire Company; past season's accumulation of snow from winter snowstorm.

### MAYOR'S REPORT

Mayor Adams reported he attended the Freedom Salute Ceremony on Sunday June 13<sup>th</sup> at the Nation Guard Armory which was also attended by Congressman Platts, Congressman Tallman & Councilwoman Yingling. Mayor Adams was presented with a beautiful collage of intricate photos of our soldiers in the shape of the American flag which he placed on the easel in the Council Chamber for all to view.

### COMMUNICATIONS

Mr. Eline reported he, along with Manager Rebert and Fire Commissioner Roth attended the meeting of the Public Safety Committee at the Penn Township Municipal Building this evening to discuss the proposed merger of fire departments between the municipalities.

Mr. Eline read the following statement outlining his opposition to the Pennsylvania Department of Environmental Protection's requirement for upgrading the dam crest and spillway at the Sheppard Myers Dam:

*"Let me begin by saying I'm Dam mad. During a recent review of water projects, it was determined that the Pennsylvania Department of Environmental Protection is still demanding we upgrade the dam crest and spillway at Sheppard Myers Dam. This upgrade is based on the requirement to address the Probable Maximum Flood criteria as determined by the EPA. These upgrades are based on the eventuality of 42" of rain during a 72 hour period. To equate this to snowfall... this would be 420" of snow in three days. If it's a dry, fluffy snow it could be up to 1,260" of the white stuff. This Probable Maximum Flood formula is going to cost the taxpayers an estimated \$3.75 million. Despite the absurdity of this situation, we will undoubtedly be forced to comply. Also adding insult to injury, the Borough's request for funding will not be fulfilled because, and I quote the Governor's office this morning, 'This project did not rank high enough to receive funding'. They were also kind enough to point out the Great Smethport, PA Rain of 1942. My research shows that Chris Burt in his book 'Extreme Weather' says... 'Perhaps the most extraordinary rainfall ever measured in the world. All told 34.50" fell in an 18-hour period, of which... 30.70" in 4 hours, 30 minutes. No such rain intensity has ever been recorded anywhere else in the world.' This dam was built in 1932 and in 78 years the spillway has never been breached. Even during the state's worst disaster, Hurricane Agnes, the dam showed no ill effects. If indeed we do ever see the Probable Maximum Flood, the Sheppard Myers Dam will probably not be at the top of the list of our worries. Perhaps the \$3.75 million should go towards building an Ark that holds 15,000 citizens. Based on the current economic climate and the demographics of the citizens of the Borough, we cannot and should not raise taxes. This type of inane burden on the taxpayers is completely unacceptable. But there is no recourse and all I can say is... 'I'm Dam mad.'"*

## OTHER MATTERS

### COMMUNICATIONS

Vice President Hormel asked Engineer Orndorff to briefly discuss his knowledge of this requirement. Engineer Orndorff noted this requirement was initiated by DEP in 2002. He further noted the Borough of Hanover is not being singled out and ultimately must comply, as do other municipalities or water systems in the state. Another acceptable option would be to build a new spillway to handle the proposed flow, but still a costly measure. Unfortunately there is no recourse at this time.

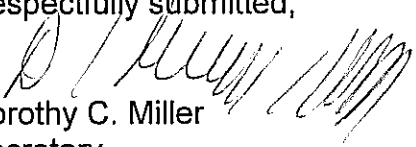
Vice President Hormel thanked Engineer Orndorff for his information and insight.

Vice President Hormel thanked Councilman and staff for their attendance this evening and for the flowers on the Council table.

### ADJOURNMENT

It was moved by Mr. Eline, seconded by Mr. Leppo to adjourn the meeting at 8:16 PM. Motion carried.

Respectfully submitted,

  
Dorothy C. Miller  
Secretary