

**PAXTANG BOROUGH**  
**Regular Business Meeting**  
**3423 Derry Street**  
**February 18, 2020**

President Bloss called to order the monthly meeting of the Paxtang Borough Council at 7:00 p.m. with the Pledge of Allegiance led by Vice-President Spackman.

**COUNCIL MEMBERS PRESENT**

Council President	Kathleen Bloss
Council Vice-President	Christopher Spackman
Council Pro-Tempore	Jack Thomas

**COUNCIL MEMBERS**

Joshua Eisner  
David Gui  
Angel Gonzalez  
Thomas Wingert

Mayor Sheilah Borne Fuller – **Absent**

**BOROUGH OFFICIALS**

<b>Borough Manager</b>	Keldeen Stambaugh
<b>Borough Solicitor</b>	J. Stephen Feinour
<b>Borough Engineer</b>	Jeremy Smith
<b>Borough Fire Chief</b>	John Tinari

**AUDIENCE PARTICIPATION**

President Bloss announced that anyone partaking in audience participation be limited to Borough residents, Borough business owners, and tax paying citizens of the Borough of Paxtang. Participants would be permitted three minutes to speak. Participants were asked to approach the microphone in front of the auditorium, address Borough Council, and provide their name and address.

**Mr. James Capp, resident of 515 Park Terrace** addressed Council with his views on the pending amendment to the Zoning Ordinance and encouraged Council to adopt the proposed changes.

**Ms. Lynn Kipp resident of 218 North Paxtang Avenue** addressed Council with her views on the pending amendment to the Zoning Ordinance and encouraged Council to adopt the proposed changes.

**(Inaudible) resident of 3104 Derry Street** addressed Council with her views on the pending amendment to the Zoning Ordinance suggesting Council research the matter before making a decision on the proposed changes.

**Ms. Bonnie Pugliese, resident of 215 North Paxtang Avenue** addressed Council with her views on the pending amendment to the Zoning Ordinance suggesting Council determine how they envision representation in the Downtown District.

**Ms. Kasey Keene, resident 3623 Brisban Street**, addressed Council with her views on the pending amendment to the Zoning Ordinance and encouraged Council to adopt the proposed changes.

**Ms. Elizabeth Marx, resident of 3617 Brisban Street**, addressed Council with her views on the pending amendment to the Zoning Ordinance and encouraged Council to pass the pending Ordinance.

**Ms. Adrienne Bowman, resident of 2902 Brisban Street**, addressed Council with her views on the pending amendment to the Zoning Ordinance encouraging Council to determine how they envision the Downtown District.

**Mr. Douglas Reynolds, resident of 3111 Derry Street**, addressed Council with his views on the pending amendment to the Zoning Ordinance and encouraged Council to adopt the proposed changes.

**Ms. Becky Kasperek, resident of 3629 Brisban Street**, addressed Council with her views on the pending amendment to the Zoning Ordinance and encouraged Council to vote in favor of the Ordinance.

#### **MUNICIPAL SEPARATE STORMWATER SEWER SYSTEM PROGRAM (MS-4)**

President Bloss asked if anyone had questions or concerns with regard to the MS-4 program. Hearing none, President Bloss proceeded with the Regular Business Meeting.

President Bloss stated Council held an Executive Session prior to the beginning of this Council meeting to seek legal advice from the Borough Solicitor.

#### **CONSIDERATION OF AMENDMENT TO THE PAXTANG BOROUGH ZONING ORDINANCE**

President Bloss turned the meeting over to Solicitor Feinour for an opening statement with regard to consideration of an amendment to the Paxtang Borough Zoning Ordinance Chapter 425 Sections 10 and 14.

Solicitor Feinour stated the ordinance amending Chapter 425, Sections 10 and 14 of the Zoning Ordinance was on the agenda for consideration by Council. The ordinance was duly advertised, and comments were received from the Dauphin County Planning Commission staff on January 17 of 2020. A public hearing was held on January 21 of 2020 and then on February 3 the official letter of recommendation was received from the Dauphin County Planning Commission. The letter recommended approval of the ordinance but also suggested certain provisions or changes. Council is within their prerogative to accept some of, all of, or non of the suggested changes.

President Bloss stated the Planning Commission suggested adding the definition of Electronic Cigarette. An electronic cigarette is an electronic oral device such as one composed of a heating element and battery or electronic circuit or both which provides a vapor of nicotine or any other substance and the use of inhalation of which simulates smoking. The term includes a device as described in paragraph one not withstanding whether the device was manufactured, distributed, marketed, or sold as an E Cigarette, E Cigar, an E Pipe or under any other product name or description. These terms were recommendations from the Dauphin County Planning Commission. President Bloss stated after discussion there was thought to delete the word "morals" from the fifth "Where As".

\*1) Councilman Wingert made a motion to revise the Zoning Ordinance Chapter 425 Section 10 and 14 in accordance with the recommendations of the Dauphin County Planning Commission and submit to the Commission with the following changes and allow the Solicitor to schedule another Public Hearing.

1. The deletion of the word "morals" from the fifth "Where As" 2. Add the definition of Electronic Cigarette. 1. An electronic oral device such as one composed of a heating element, battery, electronic circuit or both which provides a vapor of nicotine or any other substance or used for inhalation of which simulates smoking. 2. The term includes a device as described in paragraph one not withstanding whether the device is manufactured, distributed, marketed, or sold as an E Cigarette, E Cigar, E Pipe, or any other product name or description. Motion seconded by Councilman Eisner. Motion carried. 5 Aye 1 Nay vote from Councilman Jack Thomas.

#### **MINUTES – REGULAR BUSINESS MEETING JANUARY 21, 2020**

\*2) Councilman Thomas made a motion to dispense with the reading of the Minutes from the January 21, 2020 Council Meeting and to approve the same. Motion seconded by Vice-President Spackman. Motion carried.

#### **MINUTES – WORKSHOP FEBRUARY 4, 2020**

Councilman Gui asked that the Workshop Minutes reflect the following correction: the name of Bonnie Pugliese be changed to read Angel Gonzalez.

\*3) Councilman Thomas made a motion to dispense with the reading of the Minutes from the February 4, 2020 Workshop and to approve the edited Minutes as presented. Motion seconded by Councilman Gonzalez. Motion carried.

#### **TREASURER'S REPORT**

Secretary Clark read the Treasurer's Report for the month of January 2020 as follows:

<b>GENERAL FUND</b>	\$170,923.94
<b>SEWER ACCOUNT</b>	\$638,626.11
<b>LIQUID FUELS</b>	\$ 4,457.38
<b>SOLID WASTE</b>	\$ 20,848.70
<b>CAPITAL RESERVE</b>	\$332,699.44

\*4) Councilman Eisner made a motion to accept the January 2020 Treasurer’s Report. Motion seconded by Councilman Wingert. Motion carried.

**REPORT OF THE POLICE**

**Swatara Township Lieutenant Dennis Krahling** introduced Billy Bonifant of Boy Scout Troop 200 out of Hershey PA who was attending for the purpose of observing procedures of a municipal Council meeting. Lt. Krahling stated 66 calls for service were placed for Paxtang. Three traffic citations and 16 parking violations were issued. Officers conducted 4 foot patrols in the Borough.

**COMMUNITY SERVICE**

Several officers participated in providing back packs for students at Tri Community Elementary School. One high school student and one college student participated in an internship, both receiving appropriate credits for their time given to the Department. Officers continue to carry Narcan or Naloxone for the treatment of opioid overdosing. Paxtang residents may drop off unused medical prescriptions at the Swatara Township drug drop off box located at 599 Eisenhower Blvd. Three child safety vehicle seats were installed by officers and a blood drive was conducted. Ten Cadets are enrolled in the Citizens Police Academy. The academy focuses on aspects of policing including traffic enforcement, forensics, the PA Court System, Community Services, investigations, and administration, as well as participating in field trips to various places relating to law enforcement. Canine Officer Kix had a total of 6 usages and Canine Officer J.T. had a total of 13 usages.

**REPORT OF THE FIRE CHIEF**

Paxtang Fire Chief John Tinari reported 27 calls for service were placed, 5 being in the Borough for a total manpower of 96 with an average crew of 3 with a time in service of 15 hours and 17 minutes. The Engine ran 11 calls, Rescue 17, Utility 0, Office in Charge 1 and Fire Police 2. Calls in the Borough were 2 EMS, OIC, auto accident, and carbon monoxide alarm. The OIC call was for a pilot light out. There were 6 answered calls. The company held 2 trainings with a total of 7 in manpower and 21 hours in training. Training consisted of a Maintenance Night and an Officers Meeting. Top five responders were Firefighter Schaeffer at 17, Chief Tinari, at 15, Firefighter Frankenfield at 12, Captain Lemmon at 11, and Firefighter Clark at 10.

**REPORT OF EMERGENCY MEDICAL SERVICES (STEMS)**

**Chief Matthew Bailey, Executive Director/Chief with Susquehanna Township EMS** reported 8 medical emergencies and 3 non urgent requests for service in the Borough for a total of 6.85 hours of patient care.

**REPORT OF THE MANAGER**

**ROBERT RUDDY SCHOLARSHIP FUND**

Manager Stambaugh stated a past inquiry had been placed with the Pennsylvania Treasury Department Unclaimed Property Division. It was the decision of Council to keep the account inactive and distribute the \$303.00 in the fund to the Paxtang Elementary School. To be addressed under New Business.

**CYBERSECURITY TRAINING**

Manager Stambaugh recently attended a Cyber Security training session and would offer more information at a later date.

**REPORT OF CODES AND ZONING**

The following permits were issued for the month of December: 1 building permit, 1 sewer permit, 2 sidewalk permits. The following permits were issued for the month of January: 1 building permit, 1 sewer permit

## **REPORT OF THE MAYOR**

No Report due to the absence of Mayor Borne Fuller

## **REPORT OF THE SOLICITOR**

No Report from Solicitor Feinour

## **REPORT OF THE ENGINEER**

### **29<sup>th</sup> STREET AND DERRY STREET SANITARY SEWER REPLACEMENT**

Engineer Smith reported he is waiting for a response from the contractor, Ankiewicz Enterprises as to whether they will address the seeding and soil issues for a final time.

## **STREET OPENING PERMIT**

Engineer Smith and Borough staff worked on preparing an updated Street Opening permit to be consistent with the newly adopted amendment to the Street Opening Ordinance. The permit includes procedures, fees, and other information for the applicant.

## **COMMITTEE APPOINTMENTS FOR 2020**

The following appointments for 2020 were read by President Bloss:

*Administration* – Joshua Eisner, Chair along with Chris Spackman and Tom Wingert

*Highway* – Tom Wingert, Chair along with David Gui and Jack Thomas

*Property and Recreation* – Chris Spackman, Chair along with Angel Gonzalez and David Gui

*Public Relations* – Angel Gonzalez, Chair, along with Jack Thomas and Joshua Eisner

*Public Safety* – David Gui, Chair along with Chris Spackman and Tom Wingert

*Health and Sanitation* – Jack Thomas, Chair along with Angel Gonzalez and Joshua Eisner

## **REPORT OF COMMITTEES**

*Administration* – No Report from Councilman Eisner

*Highway* – No Report from Councilman Wingert

*Property and Recreation* – No Report from Vice-President Spackman

*Public Relations* – No Report from Councilman Gonzalez

*Public Safety* – No Report from Councilman Gui

*Health and Sanitation* -No Report from Councilman Thomas

## **NEW BUSINESS**

### **PURCHASE 2020 CHEVROLET 4 WHEEL DRIVE CREW CAB**

President Bloss thanked Borough staff for their diligence in soliciting multiple quotes, estimates, and finding an option that will best satisfy the needs of the Public Works Department while keeping the Borough's financial interests in mind. An existing Ford 350 truck will be used as a trade in.

\*5) Councilman Thomas made a motion to purchase a 2020 Chevrolet Silverado 3500 HD 4 Wheel Drive Crew Cab Work Truck and trade in the existing truck with plow and spreader. Motion seconded by Vice-President Spackman. Discussion was held that a plow and spreader would be purchased for the new vehicle and that the truck was obtained through the Pennsylvania Cooperative Purchasing Program known as Co-Stars. After discussion, motion carried. Vehicle to be purchased from Bob Fisher Chevy 4111 Pottsville Pike, Reading, PA.

## **STREET CUT PERMIT AND FEE STRUCTURE**

\*6) Vice-President Spackman made a motion to update the street cut permit form and fee structure with an application fee of \$150.00 for the first 100 square feet of disturbed area plus \$50.00 for each additional 100 square foot or portion thereof as well as a degradation fee of \$10.00 per square foot for streets paved within five years or less of the permit application, \$5.00 per square foot for streets paved more than 5 years from the permit application. Motion seconded by Councilman Thomas. Motion carried.

#### **PARKING RESTRICTION TIME CHANGE – MONTOUR STREET – PAXTANG ELEMENTARY SCHOOL**

President Bloss presented a request to change the existing no parking restrictions on Montour Street in the vicinity of the Paxtang Elementary School. Currently parking is prohibited between 7:30 a.m. and 4:30 p.m. Previous discussion was found to be acceptable by Swatara Township Police officers, school officials, and residents to reduce the time frame to that of drop off and pick up of school students.

\*7) Councilman Thomas made a motion to accept the request for a time change to parking restrictions on Montour Street due to school busses parking on Montour Street. Motion seconded by Councilman Gonzalez. Vice-President Spackman asked for clarification on what time frame was being considered. Manager Stambaugh said the times would be 8:30 a.m. to 9:15 a.m. and 3:30 p.m. to 4:15 p.m. Motion carried after discussion.

#### **PREPARE PROPOSAL FOR A STORMWATER AUTHORITY**

\*8) Councilman Wingert made a motion authorizing the Borough Solicitor and Borough Engineer to take the opportunity to establish a Stormwater Authority. Motion seconded by Councilman Eisner. Vice-President Spackman asked if the motion was for establishing a Stormwater Authority. Solicitor Feinour stated he would be preparing a proposal for the establishment of an Authority. After discussion, motion carried.

#### **ROBERT RUDDY SCHOLARSHIP FUND**

With regard to the distribution of funds from the Robert Ruddy Scholarship Fund, President Bloss stated Paxtang Elementary School Principal Robert Stewart presented ideas for a book program, a laminator, or puzzles for students.

\*9) Councilman Eisner made a motion to approve the Robert Ruddy Scholarship in the amount of \$303.00 to be used at the discretion of the Paxtang Elementary School for one of or any combination of ideas submitted by Principal Stewart. Motion seconded by Councilman Gonzalez. Motion carried.

#### **OLD BUSINESS**

##### **RESOLUTION 2020-04 – AUDITOR – PHILLIP FICARRA**

\*10) Councilman Thomas made a motion to accept **Resolution 2020-04**, accepting the appointment of Phillip Ficarra to the position of Auditor with a termination date of January 4, 2022. Motion seconded by Councilman Wingert. Motion carried.

##### **OATH OF OFFICE – WILLIAM SKINNER – DEPUTY FIRE CHIEF**

President Bloss acknowledged that the Oath of Office was given to Mr. William Skinner by Mayor Borne Fuller earlier this evening.

##### **OATH OF OFFICE – PHILLIP FICARRA – AUDITOR**

President Bloss acknowledged that the Oath of Office was given to Mr. Phillip Ficarra by Mayor Borne Fuller earlier this evening.

#### **AUDIENCE PARTICIPATION**

**Mr. James Capp, resident of 515 Park Terrace** thanked Borough Council for their time, effort and energy.

**Ms. Bonnie Pugliese, resident of 215 Paxtang Avenue** asked if the amendment to the Zoning Ordinance would need to be readvertised, if another hearing would be offered before a vote, and if an establishment in the Borough would continue to operate without a license. Solicitor Feinour said this would need to be resubmitted to the Dauphin County Planning Commission, a hearing would be scheduled, and that he would not comment on the last remark.

#### **COMMUNICATIONS**

No communications were brought forth

#### **PRESENTATION OF THE BILLS**

\*11) Vice-President Spackman made a motion that Council pay their just and lawful debt. Motion seconded by Councilman Thomas. Motion carried.

**ADJOURNMENT**

\*12) Councilman Thomas made a motion to adjourn the Regular Business Meeting. Motion seconded by Vice-President Spackman. Motion carried. Meeting adjourned at 8:03 p.m.

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Secretary

- 1.Zoning Ordinance – Revise - 5 Aye 1 Nay voiced by Councilman Jack Thomas
- 2.Minutes – Regular Business Meeting January
- 3.Minutes - Workshop February
- 4.Treasurer’s Report
- 5.Purchase 2020 Chevrolet Silverado Truck – Public Works
- 6.Revise Street Cut Permit and Fee Structure
- 7.Parking Restrictions – Montour Street – Paxtang Elementary School
- 8.Prepare Proposal – Stormwater Authority
- 9.Robert Ruddy Scholarship Fund – Distribute to Paxtang Elementary School
- 10.Resolution 2020 -04 – Auditor Phillip Ficarra
- 11.Pay Bills
- 12.Adjourn