

President Gerken convened the meeting of Hanover Borough Council on Wednesday Evening, January 28, 2015, 7:00 PM, in the Hanover Municipal Building, 44 Frederick Street, Hanover, Pennsylvania as advertised.

PRELIMINARY MATTERS AND OFFICERS' REPORTS

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 answered as present: Mr. Eline, Mr. Gerken, Mr. Funke, Mrs. Griffin, Mr. Marcoccio, Mr. Morris, Mr. Roth and Mrs. Yingling; Mayor Adams; Solicitor Yingst; Manager Krebs and Secretary Miller. Mr. McLin and Mr. Reichart were absent.

It was moved by Mr. Eline, seconded by Mrs. Yingling to approve the minutes of Hanover Borough Council from December 23, 2014 as presented. Motion carried.

It was moved by Mr. Funke, seconded by Mrs. Yingling to approve the bills, the report of the Mayor and the report of the Fire Chief. Motion carried.

It was moved by Mr. Morris, seconded by Mrs. Yingling to approve the reports of the following Borough Administrators:

- a.) Borough Manager
- b.) Supervisor of Public Works
- c.) Superintendent of Wastewater Treatment
- d.) Supervisor of Water Treatment Plant
- e.) Supervisor of Water Distribution
- f.) Supervisor of Water Meter Department
- g.) Engineering Department
- h.) Library Co-Directors

Motion carried.

CITIZENS WITH ITEMS OF BUSINESS TO BE BROUGHT BEFORE COUNCIL

Mr. Fred Laurence, 223 Highland Avenue was present with neighbors from the area surrounding the hospital to distribute copies of a petition to Hanover Hospital to ban hospital employees' use of public streets as employee parking areas. Reasons include reduction of parking availability for residents and property owners; and excessive cigarette smoking/littering by employees in the area due to the Hospital's smoking ban on their property. Mr. Laurence and his neighbors have contacted the Hospital to no avail, and wish to make Hanover Borough Council aware of this problem, and to offer any assistance.

Mr. Eline asked if there is a follow-up meeting with the Hospital administration.

Hanover Hospital Vice-President of Operations Mr. Mike Hockenberry replied there was a meeting on Thursday January 22nd with management team and residents to implement solutions. Additional parking has been approved for two (2) additional parking lots. Mr. Hockenberry wants to meet again with residents regarding the situation.

Mr. Morris asked if non-smoking would be implemented on the new parking lots, and Mr. Hockenberry stated he is investigating this.

Mr. Chris Fertaw, 83 George Street requested the Hospital make it a part of their Good Neighbor Policy and Code of Employee Conduct that everyone signs, to utilize the employee parking, and not park in the public streets, noting that York Hospital currently has such a plan.

Ms. Christy Hughes, Westminster, Maryland, and 1997 graduate of Hanover High School, along with Casey Smith, 504 McCosh Street, Hanover, PA were present to request approval for the Race for Lori 5K run/walk on Saturday, March 21st. The reason for the March date is the anniversary of Lori Clegg's death. It is a charity event in her honor; Ms. Clegg was a graduate of Hanover High School. This is the third year for the 5K run, and she asked about the possibility of rail trail access as an alternative, if the streets are not an option.

CITIZENS WITH ITEMS OF BUSINESS TO BE BROUGHT BEFORE COUNCIL

Mrs. Griffin asked whether they have utilized the Rail Trail for this event in the past.

Manager Krebs replied they have not.

Mr. Eline stated that a Public Service Committee meeting is scheduled for Wednesday, February 18th and the issue will be further addressed at this meeting. There is already another 5K run scheduled in March at this time, and Council feels use of the Police force and Borough personnel for two (2) such events in one month is excessive.

Ms. Hughes stated this would not give adequate time to plan and promote this event in time for the March event date.

Mr. Robert Bittinger, 235 Highland Avenue asked Council for a letter of support to move the hospital employees off the street and onto their parking lots.

Ms. Anne Wilkinson, 234 Highland Avenue asked if Council could issue permitted parking for residents in the area.

Mr. Timothy Seitz, 230 Primrose Lane thanked Council and the Borough Manager for the opportunity for serving on the Hanover Borough Planning Commission. The request for construction of a communications tower recently was presented to the Planning Commission, and Mr. Seitz has questions on the proposal. He noted that there are no ordinances addressing communications towers currently in place, and this is true in many municipalities. Mr. Seitz requested the Borough to implement a zoning ordinance for communications towers as soon as possible. The Governor's Center for Local Government Services has a brochure that has a model ordinance for same. Mr. Seitz asked if the Borough would have use of the tower, can the height or number of towers be changed at this location, and can the lighting could be altered.

President Gerken thanked Mr. Seitz for his comments regarding the communications tower.

President Gerken asked the citizens opposing the on-street parking of Hospital employees how the Borough would potentially enforce same since they are public streets? Manager Krebs added you cannot force employees to park in parking lots, even though they are required to provide adequate parking areas under the Zoning Ordinance. Mr. Hockenberry stated the Hospital administration will address this issue with their employees to find a balance with the residents and meet the standards of the Board of Directors. Mr. Morris asked what punishment is in place currently for smoking on-campus, and Mr. Hockenberry replied there is a disciplinary policy in place.

President Gerken suggested placing the issue on the agenda of the Hanover Borough Street Committee for further discussion.

President Gerken thanked all citizens for their concerns, noting all issues may not be able to be resolved this evening, but will be addressed.

Since there were no further comments, President Gerken stated we will now proceed to the regular business of this evening's meeting, and no further public comment will be taken until the end of the meeting.

REPORTS OF THE STANDING COMMITTEES

Finance & Personnel Committee – Mr. Roth

It was moved by Mr. Roth, seconded by Mr. Funke to ratify the action of the Borough Officers in making the following investments with ACNB for a period of 31 days, from December 30, 2014 to January 30, 2015 at an interest rate of 0.31%:

<u>Funds</u>	<u>Investments</u>
General Fund	\$2,442,498.61
Bicentennial Fund	\$1,381.39
Sewer Fund	\$1,200,000.00

REPORTS OF THE STANDING COMMITTEES

Finance & Personnel Committee – Mr. Roth

<u>Funds</u>	<u>Investments</u>
Guthrie Memorial Library Fund	\$0.00
Regional Wastewater Treatment Fund	\$0.00
Market House Fund	\$9,900.00
Liquid Fuels Fund	\$0.00
Equipment Fund	\$18,000.00
Local Services Tax Fund	\$381,700.00
Business Privilege Tax Fund	\$136,800.00
Brier Memorial Fund (Library)	\$11,500.00
Leisure Services Fund	\$45,700.00
Old Hanover Videos Fund (Library)	\$980.00
Sewer Projects Fund	\$0.00
Library Projects Fund	\$35,100.00
Hanover Recreation Endowment Fund	\$294,400.00
Water Revenue Fund	\$1,400,000.00
Water Projects Fund	\$186,500.00
Market House Reserve Fund	\$5,662.20
Hanover Recreation Reserve Fund	\$12,687.49
Library Endowment Fund	\$848,376.06
Library Endowment Additional Interest	\$17,500.00
2010 Water Bonds	\$90,000.00
2013 Water Bonds	\$6,640,000.00
2013 Sewer Bonds	\$120,000.00
2013 General Bonds	\$170,000.00
Total	<u>\$14,068,685.75</u>

Motion carried.

It was moved by Mr. Roth, seconded by Mr. Funke to ratify the action of the proper officers of The Borough in approving the following Real Estate Tax Lien Filings by the Hanover Borough Tax Collector and exonerating the Tax Collector from further efforts to collect the aforesaid taxes:

- a. The Real Estate Taxes listed on the "Return of Uncollected Real Estate Taxes for the Year 2013" including 4 bills totaling \$277.66.
- b. The Real Estate Taxes listed on the "Return of Uncollected Real Estate Taxes for the Year 2014" including 344 bills totaling \$97,371.67.

REPORTS OF THE STANDING COMMITTEES

Finance & Personnel Committee – Mr. Roth

Motion carried.

It was moved by Mr. Roth, seconded by Mrs. Yingling to exonerate Per Capita Tax Collector Leroy Wentz, 207 Third Street, Hanover, PA from the collection of the following uncollected Per Capita Taxes listed on the reports dated January 7, 2014:

	<u>No. Bills</u>	<u>Amount</u>
a. 2014 Full Per Capita Taxes	2,821	\$14,105.00
b. 2014 Interim Per Capita Taxes	32	\$ 160.00
c. 2013 Interim Per Capita Taxes	713	\$ 3,565.00

Motion carried.

It was moved by Mr. Roth, seconded by Mr. Funke to charge Delinquent Hanover Borough Tax Collector York Adams Tax Bureau, York, Pennsylvania with the collection of the following uncollected Per Capita Taxes listed on the report dated January 7, 2015 from Hanover Borough Tax Collector Leroy Wentz for all persons who have been given more than the legal time limit for payment of Per Capita Taxes but have failed to do so:

	<u>No. Bills</u>	<u>Amount</u>
a. 2014 Full and Interim Per Capita Taxes	2,331	\$ 12,820.50
b. 2013 Interim Per Capita Taxes	426	\$ 2,343.00

Motion carried.

It was moved by Mr. Roth, seconded by Mr. Funke to charge 2015 Real Estate Tax Collector Leroy Wentz, 207 Third Street, Hanover, PA with the collection of 2015 Real Estate Tax in the amount of \$5,505,441.88 and authorizing the issuance of Tax Warrants for same with the payment of ninety five hundredths (0.95%) percent commission on the collection of each tax bill collected. Motion carried.

It was moved by Mr. Roth, seconded by Mr. Funke to charge 2015 Per Capita Tax Collector, Leroy Wentz, 207 Third Street, Hanover, PA with the collection of Per Capita Tax in the amount of \$50,380.00 and authorizing the issuance of Tax Warrants for same with the payment of 25¢ commission on the collection of each tax bill collected. Motion carried.

It was moved by Mr. Roth, seconded by Mr. Funke to authorize the proper officers of The Borough of Hanover to enter into agreements for rental of stalls at the Hanover Market House:

<u>Name</u>	<u># Stalls</u>	<u>Term</u>	<u>Description</u>
a) Moses Family Jerky	3 Stalls	1 Year	Jerky and related items
b) Two Bean Coffee Co.	3 Stalls	1 Year	Coffee and related items
c) Robin Deitch	1 Stall	1 Year	Packaged baked goods
d) Karen Jeffers	1 Stall	1 Year	Organic cleaners & soaps

Motion carried.

It was moved by Mr. Roth, seconded by Mr. Funke to approve Resolution No. 1093 entitled "A RESOLUTION OF THE HANOVER BOROUGH COUNCIL SUPPORTING A REDEVELOPMENT ASSISTANCE CAPITAL PROGRAM GRANT OF UP TO THREE MILLION TWO HUNDRED THOUSAND DOLLARS (\$3,200,000.00) FOR THE PLANNING, DESIGN, DEMOLITION, RENOVATION AND CONSTRUCTION OF THE HANOVER HOSPITAL CARDIAC CATHETERIZATION SUITE PROJECT ." Mr. Roth commented that there has been cooperation between the Hospital and the Borough since 1969 and he is proud this relationship continues. Motion carried.

It was moved by Mr. Roth, seconded by Mr. Funke to approve Resolution No. 1094 to adopt post-issuance compliance procedures in relation to Hanover Borough Bond Issues in order to maintain proper documentation with the Securities and Exchange Commission regulations, as recommended by Bond Counsel. Motion carried.

It was moved by Mr. Roth, seconded by Mr. Funke to authorize the Fire Chief to hire one (1) probationary firefighter for The Hanover Borough Fire Department, in lieu of the recent resignation of Firefighter McKay. Motion carried.

REPORTS OF THE STANDING COMMITTEES

Finance & Personnel Committee – Mr. Roth

It was moved by Mr. Roth, seconded by Mr. Funke to approve the following agreements with instructors to teach the Spring 2015 Leisure Council adult education classes, provided the classes receive adequate attendance to fund the classes:

<u>Name</u>	<u>Address</u>	<u>Rate</u>
a.) Henry Hartman Small Engine Repair	2300 Black Rock Road Hanover, PA 17331	\$20.00/hour
b.) Karen Paust Knitting/Crocheting/Beads	60 New York Rd. Dover, PA 17315	\$25.00/hour
c.) Charles McClintock Wine Appreciation	3376 Smoketown Road Spring Grove, PA 17362	\$35.00/hour
d.) Jane M. Danner Sewing	551 Beck Mill Road Hanover, PA 17331	\$20.00/hour
e.) Jeffrey Thomas Computers/handheld devices	710 Pine Grove Road Hanover, PA 17331	\$25.00/hour
f.) Misty Stillman Yoga	262 York Street Hanover, PA 17331	\$20.00/hour

Motion carried.

Planning & Traffic Committee – Mr. Morris

It was moved by Mr. Morris, seconded by Mr. Roth to approve the Final Land Development Plan for North Ridge Associates, LP. (Owner) and Cellco Partnership d/b/a Verizon Wireless (Lessee) to construct a one hundred fifty (150') foot tall cellular communications tower in a Limited Manufacturing district on Parcel # 0056Z along Wilson Avenue, to the rear of the Holiday Inn Express. Plans sealed by Kenneth V Farrall, Professional Land Surveyor, and Thomas J Stepanski, Professional Engineer, with CMC Engineering, bearing project number 1004-13-426-PA, and dated 12/4/2014. Motion carried.

It was moved by Mr. Morris, seconded by Mr. Roth to approve the Final Subdivision and Land Development Plan for Andrew Bealing, to subdivide the lot located at 662 East Walnut Street (Parcel #0056A), in the R-3 district, into three (3) separate lots and construct a single family townhome on each lot. Plans sealed by Reginald F Baugher, Professional Land Surveyor with Hanover Land Services, Inc., bearing file number E-5762, and dated 12/19/2014. Motion carried.

It was moved by Mr. Morris, seconded by Mr. Roth to approve the installation of a sign overhanging the public right-of-way at 16 ½ Baltimore Street for About it All, LLC. Motion carried.

Water & Sewer Committee – Mrs. Yingling

It was moved by Mrs. Yingling, seconded by Mr. Funke to authorize the Borough Manager in coordination with Gannett Fleming Engineering to perform the Lawrence Baker Sheppard Dam Spillway Evaluation and Inspection upon receipt of the 2015 Bond Funds, and to prepare a full report to be submitted to the Pennsylvania Department of Environmental Protection, as per their directive. Mr. Eline asked the cost of the proposal. Manager Krebs stated approximately \$300,000.00. Mr. Eline voted in opposition to the motion. Motion carried.

It was moved by Mrs. Yingling, seconded by Mrs. Griffin to deny the request of Larry Redding, 234 Grant Drive, Hanover, PA to reduce the Equivalency Dwelling Unit (EDU) to forty-one (41) gallons per day from the ninety (90) gallons per day requirement in Act 57 regarding the sewer connection fee calculation for his proposed Planned Unit Development, "Peach Tree Terrace" on George Street which includes four (4) adjacent lots located along the east side of George Street across from Wilson Avenue for a forty-two (42) unit apartment development on 4.512 acres. Mr. Funke recused himself from voting on the motion. Motion carried.

REPORTS OF THE STANDING COMMITTEES

Water & Sewer Committee – Mrs. Yingling

It was moved by Mrs. Yingling, seconded by Mr. Roth to approve the amended request of Mr. Larry Redding, 234 Grant Drive, Hanover, PA for the reduction of occupants when calculating sewer tap-in fees which reduces the ratio of average gallons per day to .90 resulting in average flow of 180 gallons per day per unit for treatment at the Regional Wastewater Treatment Facility. This reduction is a result of the decision of the Hanover Borough Zoning Hearing Board on June 16, 2014 to allow only two (2) occupants for each of the forty-two (42) units at the Planned Unit Development, "Peach Tree Terrace" on George Street that consists of approximately 4.512 acres. Mr. Funke recused himself from voting on the motion. Motion carried.

It was moved by Mrs. Yingling, seconded by Mr. Roth to approve Resolution No. 1095 authorizing sewer tap-ins for the Peach Tree Terrace Planned Unit Development. Motion carried.

It was moved by Mrs. Yingling, seconded by Mr. Funke to approve the Sewage Facilities Planning Module for The Township of Penn for upgrades to the Mullertown Pumping Station. Motion carried.

Public Service Committee – Mr. Eline

It was moved by Mr. Eline, seconded by Mrs. Yingling to approve the request of The Allied Veterans Council of Hanover to hold the Annual Memorial Day Parade Monday, May 25, 2015, formation 7:30 AM; parade start 8:30 AM; parking restricted the entire parade route; street reopening 10:30 AM. Motion carried.

It was moved by Mr. Eline, seconded by Mrs. Griffin to approve the request submitted by the YWCA of Hanover to hold their 5K Race Against Racism and Kids Day celebration on Saturday, April 25, 2015 from 6:00 AM to 2:00 PM on the Hanover Rail trail and Moul Field Recreational Complex with access to bathrooms and electricity, as per their special event permit application, payment of \$500 for the event, certificate of insurance, the area is policed for litter following the event, and bathrooms are cleaned before and after the event. Motion carried.

It was moved by Mr. Eline, seconded by Mr. Funke to approve the request of the Hanover YWCA to hold their third annual "Walk a Mile in Her Shoes" event on August 14, 2015 from 5:00 to 8:00 PM beginning at the Warehime-Myers Mansion on Baltimore Street which requires no Borough services, provided all walk participants and volunteers obey all pedestrian and traffic regulations. Motion carried.

It was moved by Mr. Eline, seconded by Mr. Funke to approve the request of Hanover Honda, 1226 Carlisle Street, Hanover to hold their 8th Annual Easter Egg Hunt on Saturday, April 4, 2015 from 11:00 AM to 5:00 PM at O'Brien Field with use of bathrooms and electricity as per their special event application received January 23, 2014, provided any children in the neighborhood are invited to participate in the event, the area and bathrooms are cleaned and policed for litter following the event, and a certificate of insurance is submitted naming The Borough of Hanover as additional insured for the event. Motion carried.

It was moved by Mr. Eline, seconded by Mrs. Yingling to approve the request of PA Blaze Girls Fastpitch to use O'Brien Field at the Moul Field Recreational Complex and Good Field from mid-March 2015 until July 31, 2015, provided the fields are maintained, bathrooms are cleaned and areas are policed for litter and a certificate of insurance is submitted naming The Borough of Hanover as additional insured. Motion carried.

MAYOR'S REPORT

Mayor Adams summarized the year 2014, welcoming Mr. Roth, Mr. Marcoccio and Mr. Reichart to Council. He is proud of the strides taken by the Main Street Hanover program to improve the downtown area in conjunction with the Hanover Area Chamber of Commerce, with the addition of several new businesses including two (2) microbreweries. Mayor Adams participated in the annual Hanover Dutch Festival and the Chili Cookoff. He thanked all Borough departments for their hard work and dedication, and is proud to be the Mayor of our community.

OTHER MATTERS

Communications

President Gerken reminded Council members of the upcoming Joint Bid Opening meeting to be held Wednesday, February 4th, 2015 at 5:00 PM, noting a quorum is needed, so please plan to attend.

New Business

It was moved by Mr. Roth, seconded by Mr. Morris to approve the following re-appointments to the Library of Governors:

Jane Miller	Mayor's Appointee for a 3 year term to expire January 31, 2018
Barbara Carbaugh	Library Association for a 3 year term to expire January 31, 2018
Stephen Sherman	Financial Commission Appointee (<i>People's Bank representative</i>)

Motion carried.

President Gerken thanked Council and staff for their attendance at this evening's meeting.

Adjournment: It was moved by Mr. Funke, seconded by Mr. Eline to adjourn the meeting at 8:03 PM. Motion carried.

Respectfully submitted,



Dorothy C. Miller
Borough Secretary