

MINUTES  
WEST YORK BOROUGH COUNCIL - MONDAY, APRIL 7, 2008

THE MEETING WAS CALLED TO ORDER AT 7:00 P.M. BY PRESIDENT MAUCK FOLLOWED BY PRAYER AND PLEDGE TO THE FLAG. MEMBERS PRESENT WERE MR. MAUCK, MR. WILSON, MR. HUNTER, MR. LARKIN, MRS. LAIRD, MR. MUMMERT AND MS. METZLER. ALSO PRESENT WAS SOLICITOR MacNEAL AND MAYOR FIRESTONE.

ORDINANCE VETO

MAYOR FIRESTONE ANNOUNCED THAT HE VETOED ORDINANCES #494 (CURFEW, ADOPTED MARCH 17, 2008) AND #411 (SKATEBOARDING, ADOPTED MARCH 17, 2008) AND READ HIS OBJECTIONS ON EACH, WRITTEN OBJECTIONS ATTACHED AND BOTH BECOME A PART OF THESE MINUTES. THE MAYOR NOTED THAT HIS OBJECTIONS ARE NOT POLITICAL BUT RATHER FOR FRUGAL REASONS.

AFTER THE MAYOR READ HIS OBJECTIONS TO #494, MR. MAUCK SHARED WITH COUNCIL VARIOUS POSITIVE STATISTICS ON DAYTIME CURFEW. MRS. LAIRD NOTED THAT THE STATISTICS WERE FROM LARGE CITIES AND SHE DID NOT FEEL THAT THEY WOULD APPLY IN OUR SMALL BOROUGH. SHE ALSO FELT THAT OUR POLICE HAVE MORE IMPORTANT THINGS TO DO OTHER THAN CHECKING FOR DAYTIME CURFEW VIOLATORS. ON MOTION BY MR. MAUCK SECONDED BY MR. WILSON AND AGREED, THE VETO ON ORDINANCE #494 WAS OVERRIDDEN AND THE ORDINANCE STANDS AS ADOPTED. MR. HUNTER AND MRS. LAIRD VOTED NO.

AFTER THE MAYOR READ HIS OBJECTIONS TO #411, MR. WILSON STATED THAT HE WANTED THE PENALTIES STRONGER IN THE NEW ORDINANCE TO DETER CHILDREN FROM RIDING SKATEBOARDS IN THE STREETS DUE TO THE DANGERS INVOLVED. MS. METZLER RECALLED OBSERVING OFFICERS STOPPING KIDS ON SKATEBOARDS ON HER STREET AND STATED THAT AFTER THE POLICE LEAVE, THE KIDS JUST LAUGH AND CONTINUE SKATING. SHE EXPRESSED HER FAVOR ON THE STRICTER PENALTIES. ON MOTION BY MR. MAUCK SECONDED BY MS. METZLER AND AGREED, THE VETO ON ORDINANCE #411 WAS OVERRIDDEN AND THE ORDINANCE STANDS AS ADOPTED. MR. HUNTER AND MRS. LAIRD VOTED NO.

PUBLIC COMMENT PERIOD

CHARLES SLENKER, 12 S. CLINTON STREET WAS PRESENT TO CONGRATULATE MAYOR FIRESTONE FOR BEING APPOINTED AS A MEMBER OF THE PSAB BOARD OF DIRECTORS WHICH ACCORDING TO MR. SLENKER IS A PRESTIGIOUS APPOINTMENT AND MAYOR FIRESTONE EARNED IT DUE TO HIS VALOR AND HONOR. MR. SLENKER ASKED THAT COUNCIL JOIN HIM IN CONGRATULATING MAYOR FIRESTONE.

MONA WILSON, 1202 W. PRINCESS STREET WAS PRESENT AND RELAYED AN INCIDENT IN WHICH SHE ALMOST HIT A SKATEBOARDER WITH HER CAR. IT OCCURRED IN FRONT

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OF HER HOME. SHE STATED THAT AFTER THIS OCCURRENCE, NINETY MINUTES LATER SHE RETURNED TO HER CAR AND IN LEAVING, THE SAME BOY ON THE SKATEBOARD CAME OUT OF AN ALLEY NEAR HER HOME AND SHE ALMOST HIT HIM AGAIN. AT THIS POINT THE BOY'S MOTHER WAS SUMMONED WHO ADVISED MRS. WILSON THAT HER SON WAS ALREADY HIT BY A CAR ON HIS SKATEBOARD ON KING STREET RECENTLY. MRS. WILSON EXPRESSED HER SUPPORT OF THE SKATEBOARD ORDINANCE.

AFTER AN INQUIRY FROM MRS. WILSON REFERENCE THE STATUS OF THE APRIL 8 TOWN MEETING, MAYOR FIRESTONE STATED THAT IT WAS CANCELLED DUE TO A CONFLICT.

MR. WILSON REQUESTED THAT ALL COUNCIL MEMBERS GO TO THE COMMITTEE CHAIRMEN OR SECOND (IF CHAIRMAN NOT AVAILABLE) WHEN REQUESTING THINGS FROM ANY DEPARTMENT AND TO KEEP THINGS CIVIL AT THE COUNCIL TABLE.

MINUTES OF THE PREVIOUS MEETING

ON MOTION BY MS. METZLER SECONDED BY MR. WILSON AND AGREED, THE MINUTES OF THE PREVIOUS MEETING (3/17/08) WERE APPROVED AS PRESENTED.

SOLICITOR'S REPORT

THE SOLICITOR REQUESTED AN EXECUTIVE SESSION ON THE ACQUISITION OF REAL ESTATE AT 1135-37 W. KING STREET, AFTER WHICH THE MEETING WILL NEED TO RECONVENE.

SOLICITOR MacNEAL REPORTED THAT LETTERS HAVE BEEN FORWARDED TO LANDLORDS WHO HAD NOT RESPONDED TO THEIR INSPECTION NOTICE(S).

POLICE AND PUBLIC SAFETY

ON MOTION BY MR. MAUCK SECONDED BY MS. METZLER AND AGREED, IT WILL BE OPENED UP TO THE WEST YORK BOROUGH SCHOOL DISTRICT GRAPHIC ARTS STUDENTS, A CHANCE TO EXPRESS THEIR TALENTS IN SUBMITTING IDEAS FOR LOGOS TO BE USED ON THE NEW POLICE CRUISERS. MR. MAUCK REPORTED THAT HE HAS CONTACTED PENNY HORNOCK AND DR. LONARDI WHO WERE BOTH VERY SUPPORTIVE OF THE IDEA. MR. HUNTER SUGGESTED THAT THE STUDENTS INVOLVED BE PRESENTED WITH A PLAQUE OR LETTER ACKNOWLEDGING THEIR INPUT AND IDEAS. MR. MAUCK FELT THAT THIS WAS A GOOD IDEA.

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MR. MAUCK REPORTED THAT THE EASTER EGG HUNT AND BUNNY RIDE WERE SUCCESSFUL AND TWELVE NEW INDIVIDUALS HAVE SIGNED UP TO BE CAPTAINS AND/OR VOLUNTEERS. MR. MAUCK IS VERY PROUD OF WHAT IS GOING ON, AND THE COMMITTEE IS MAKING EVERY ATTEMPT TO RECONNECT WITH THE COMMUNITY. A LIST OF DATES AND MEETINGS WILL BE AVAILABLE FOR BLOCKWATCH MEETINGS AND ACTIVITIES FOR THE REST OF THE YEAR.

MRS. LAIRD STATED THAT SHE HEARD THE EGG HUNT WAS SUCCESSFUL AND SHE IS GLAD. MRS. LAIRD STATED THAT SHE HAS NEVER HAD HER CHARACTER JUDGED BEFORE FOR TRUTHFULNESS AND NEVER SAID SHE DID NOT WANT AN EGG HUNT, NEVER SAID SHE WANTED TO BE MR. RABBIT AND ADVISED MS. METZLER THAT SHE (LAIRD) APOLOGIZED TO HER (METZLER) ABOUT THE ARGUMENT THAT TOOK PLACE LAST MONTH AND NEVER MEANT ANYTHING PERSONAL AGAINST HER. MRS. LAIRD AGAIN STATED THAT THIS IS NOT HER CHARACTER AND DOES NOT LIKE WHEN SHE IS TOLD THAT SHE SAID SOMETHING WHICH SHE DID NOT SAY.

DUE TO AN INTERRUPTION OF WHAT WAS BEING SAID AT THIS POINT BETWEEN MRS. LAIRD AND MR. MAUCK, MRS. LAIRD REFERRED TO THE SOLICITOR FOR WHAT CAN AND CAN NOT BE SAID DURING PUBLIC COMMENT PERIOD BY PUBLIC OFFICIALS.

ACCORDING TO MRS. WILSON IN THE AUDIENCE, DEROGATORY COMMENTS WERE BEING SAID FROM THE AUDIENCE AREA AND REQUESTED THAT MR. MAUCK ADDRESS IT.

MR. MAUCK STATED THAT IF ANYONE IN THE GALLERY DISRUPTS THE MEETING AND WON'T REFRAIN FROM DOING SO, THERE ARE TWO OFFICERS IN THE BACK OF THE ROOM WHO WILL ESCORT YOU OUT. HE NOTED THAT ANYONE IS ENTITLED TO SAY THINGS THAT ARE RELEVANT TO THE MEETING, HOWEVER IF YOU COME HERE TO MAKE A MOCKERY OF THE TABLE, MR. MAUCK WOULD ASK THAT YOU DO NOT DO SO.

ON MOTION BY MR. MAUCK SECONDED BY MR. WILSON AND AGREED, A PROCLAMATION BY WEST YORK BOROUGH WAS ADOPTED, RECOGNIZING THAT APRIL IS NATIONAL ALCOHOL AWARENESS MONTH.

MR. MAUCK REPORTED THAT POLICE DEPARTMENT HAS THE SPEEDCHEK UP AND RUNNING.

FIRE, CODE ENFORCEMENT AND HIGHWAY

MR. WILSON REPORTED THAT THEY ARE WORKING ON A SMOKE DETECTOR PROGRAM AND MORE DETAILS WILL BE AVAILABLE SOON.

MR. WILSON REQUESTED AN EXECUTIVE SESSION ON A PERSONNEL MATTER.

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AT THIS TIME MR. WILSON TURNED THE FLOOR OVER TO CHIEF FEESER TO DISCUSS A GRANT WHICH CHIEF FEESER FILED.

CHIEF FEESER REPORTED THAT HE HAS FILED FOR A FEDERAL GRANT FOR A FIRE TRUCK TO REPLACE THE 1990 TRUCK. MR. WILSON STATED THAT HE APPRECIATED CHIEF FEESER AND THE VOLUNTEERS WORKING TOGETHER.

THE HORN ON THE LADDER TRUCK HAS BEEN REPAIRED ACCORDING TO MR. WILSON AND CHIEF FEESER ATTENDED THE WEST METRO FIRE COOP

WHICH IS COMPRISED OF FIRE DEPARTMENTS FROM WEST YORK, WEST MANCHESTER AND DOVER. CHIEF FEESER STATED THAT THE COOP AND THE MUTUAL AID AGREEMENT WAS DESIGNED IN ORDER FOR THE DEPARTMENTS TO WORK TOGETHER.

MR. WILSON REPORTED THAT THE FIREHALL HAS BEEN RESERVED FOR APRIL 24, 2008 (7PM) FOR A CODE ENFORCEMENT MEETING, OPEN TO ANY RESIDENTS, LANDLORDS, BUSINESS OWNERS, ETC. TO DISCUSS THE CODE ENFORCEMENT PROGRAM. MR. WILSON WILL INVITE COMMONWEALTH CODE INSPECTION SERVICE REPRESENTATIVES TO ATTEND.

#### PARKS/RECREATION, ZONING, BUILDINGS AND GROUNDS

ON MOTION BY MR. WILSON SECONDED BY MR. MUMMERT AND AGREED, A PRICE WILL BE OBTAINED ON MULCH FOR THE PARKS AFTER WHICH IT WILL BE ORDERED.

MR. MAUCK REPORTED THAT THE ELM STREET GRANT CONTRACT WAS RECEIVED TODAY FOR EXECUTION (\$22,500 FOR A FIVE YEAR STRATEGIC DEVELOPMENT PLAN) AND COUNCIL WILL BE COPIED.

#### HUMAN RELATIONS AND ADMINISTRATION

ON MOTION BY MR. WILSON SECONDED BY MS. METZLER AND AGREED, A HANDICAPPED SPACE WAS APPROVED FOR 1645 W. PHILADELPHIA STREET.

MR. WILSON REPORTED THAT HE DID RESEARCH ON THE REQUEST FOR "BLIND CHILD AT PLAY" SIGNS AND AFTER REVIEWING THE DISABILITY LAW(S) FOUND THAT THE REQUEST SHOULD BE APPROVED. ON MOTION BY MR. WILSON SECONDED BY MS. METZLER AND AGREED, TWO "BLIND CHILD AT PLAY" SIGNS WERE APPROVED FOR 151 S. HIGHLAND AVENUE, \$25 EACH TO BE PAID BY THE PARTY REQUESTING THE SIGNS.

MR. WILSON STATED THAT WE WANT TO FIND A WAY TO ENERGY SAVING AND BECOMING MORE GREEN WITHIN THE BOROUGH BUILDINGS. MR. MAUCK RECOMMENDED COMMITTEE HEARINGS WHICH WILL BE TAKEN CARE OF BY MR. WILSON.

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MAYOR'S REPORT

MAYOR FIRESTONE READ THE POLICE REPORT FOR MARCH.

THE MAYOR REPORTED THAT OFFICER MENDEZ HAS COMPLETED HIS BIKE PATROL TRAINING AND WILL BE UTILIZING THE BIKE AS WEATHER PERMITS.

NEW/UNFINISHED BUSINESS

ON MOTION BY MR. MAUCK SECONDED BY MR. LARKIN AND AGREED, THE BOROUGH WILL PURCHASE A BRICK , A \$100 DONATION, TO SUPPORT THE VIETNAM MEMORIAL THROUGH THE YORK COUNTY VIETNAM MEMORIAL COMMITTEE.

ON MOTION BY MS. METZLER SECONDED BY MR. MUMMERT AND AGREED, THE ENGINEER WAS AUTHORIZED TO ADVERTISE FOR BIDS FOR THE SEWER REPAIRS TO BE DONE IN CONJUNCTION (PRIOR TO) THE STATE STREET IMPROVEMENTS.

ON MOTION BY MR. MAUCK SECONDED BY MR. WILSON AND AGREED, THE BOROUGH WILL PARTICIPATE IN THE CELEBRATION OF EARTH DAY, APRIL 22, BY PLANTING TWO TO FIVE TREES AT SLAGLE PARK.

MR. MAUCK RECEIVED AN EMAIL FROM ENGINEER TREGLIA WHO WOULD LIKE COUNCIL'S INPUT ON CDBG PROJECTS. MR. MAUCK WOULD LIKE TO PURSUE REPLACING CROSSWALKS WITH COBBLESTONE PAINTED CROSSWALKS AS THEY ARE IN DIRE NEED OF REPAIR. COUNCIL SHOULD HAVE THEIR SUGGESTIONS READY FOR THE ENGINEER AT THE APRIL 21 MEETING.

MR. HUNTER REPORTED THAT HE RECEIVED AN INQUIRY FROM A RESIDENT AS TO HAVING PARKING LINES PAINTED, THIS REQUEST PERTAINING TO THE 1400 BLOCK OF W. KING STREET DUE TO VERY TIGHT PARKING QUARTERS. HE WAS THINKING THAT POSSIBLY COMMUNITY SERVICE WORKERS COULD DO THIS, HOWEVER WANTED TO CHECK WITH THE TABLE ON THE PAINTING ITSELF. MR. MAUCK SUGGESTED THAT MR.

WILSON CHECK WITH RESIDENTS OF KING STREET IN OTHER BLOCKS TO GET THEIR INPUT ON THIS MATTER.

INVOICES FOR PAYMENT

ON MOTION BY MS. METZLER SECONDED BY MS. LAIRD AND AGREED, THE FOLLOWING INVOICES WERE APPROVED FOR PAYMENT:

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GENERAL FUND \$123,886.52  
SEWER \$ 1,818.42  
HIGHWAY \$852.44

EXECUTIVE SESSION

THE MEETING WAS ADJOURNED AT 8:02 P.M. FOR EXECUTIVE SESSIONS ON ACQUISITION OF REAL ESTATE AND PERSONNEL MATTERS. THE MEETING RECONVENED AT 8:43 P.M.

ON MOTION BY MR. MAUCK SECONDED BY MS. METZLER AND AGREED, A RESOLUTION WAS ADOPTED AUTHORIZING THE COOPERATION WITH HOUSING INITIATIVES COMMUNITY DEVELOPMENT CORPORATION TO PURCHASE PROPERTY AND CREATE AND MAINTAIN A PARK AT 1135-37 W. KING STREET.

ADJOURNMENT

THE MEETING WAS ADJOURNED AT 8:48 P.M., UNTIL MONDAY, APRIL 21, 2008 AT 7:00 P.M.

RESPECTFULLY SUBMITTED,

KATHY L. ALTLAND, SECRETARY

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