

## MINUTES

WEST YORK BOROUGH COUNCIL - MONDAY, JANUARY 28, 2008

THE MEETING WAS CALLED TO ORDER AT 7:00 P.M. BY PRESIDENT MAUCK FOLLOWED BY A MOMENT OF SILENCE AND PLEDGE TO THE FLAG. MEMBERS PRESENT WERE MR. MAUCK, MR. MUMMERT, MS. METZLER, MRS. LAIRD, MR. WILSON AND MR. HUNTER. MR LARKIN WAS ABSENT. ALSO PRESENT WAS SOLICITOR MILLER, ENGINEER TREGLIA AND MAYOR FIRESTONE.

### PUBLIC COMMENT PERIOD

SCOTT OBERLANDER AND DOUGLAS ORTH, PROPERTY OWNERS OF 119 S. CLINTON AND 1201 POPLAR STREET WERE PRESENT AND HAD VARIOUS QUESTIONS ABOUT THE CODE INSPECTION PROGRAM. DEB ANDERSON, 1514 W. MARKET STREET (OWNER OF OTHER PROPERTIES ALSO) HAD SOME CONCERNS AS WELL.

MR. MAUCK STATED THAT THE CODES COMMITTEE WILL BE MEETING WITH COMMONWEALTH CODE INSPECTION ON 2/4/08 PRIOR TO THE COUNCIL MEETING. ANY CONCERNS FROM PROPERTY OWNERS WHO ARE INVOLVED IN THE PROGRAM SHOULD BE SUBMITTED IN WRITING TO THE BOROUGH OFFICE PRIOR TO CLOSING ON 2/4/08. THE CONCERNS WILL BE DISCUSSED DURING THE COMMITTEE MEETING.

### MINUTES OF THE PREVIOUS MEETING

MRS. LAIRD WISHED TO CHANGE HER VOTE ON THE MOTION FROM THE MEETING OF 2/7/08 TO HAVE THE TEAMSTERS ACT AS THE BARGAINING AGENT FOR THE POLICE DEPARTMENT. SHE CHANGED HER VOTE FROM YES TO NO.

ON MOTION BY MR. MAUCK SECONDED BY MR. WILSON AND AGREED, THE MINUTES OF THE PREVIOUS MEETING (2/7/08) WERE APPROVED.

### ENGINEER'S REPORT

THE ENGINEER'S REPORT IS ATTACHED AND BECOMES A PART OF THESE MINUTES.

ON MOTION BY MR. WILSON SECONDED BY MR. MAUCK AND AGREED, THE ENGINEER WAS GIVEN AUTHORIZATION TO PROCEED WITH ADVERTISING FOR BIDS FOR THE 2008-2011 SEWER SERVICE MAINTENANCE PROGRAM. THE CONTRACT WILL INCLUDE A LIQUIDATED

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DAMAGE CLAUSE FOR UNSATISFACTORY WORK BY THE CONTRACTOR. MR. MAUCK INQUIRED OF THE ENGINEER IF THE COUNTY HAS ANY GRANTS AVAILABLE FOR SEWER MAINTENANCE. THIS WAS UNKNOWN.

THE MAYOR INQUIRED IF THE SEWER MAINTENANCE WILL BE PERFORMED PRIOR TO THE PENNDOT STREET WORK. THE ENGINEER STATED THAT THE MAINTENANCE SHOULD BE COMPLETED PRIOR TO STATE ROAD WORK.

MR. MAUCK INQUIRED OF THE ENGINEER IF HE HAD ANY INFORMATION ON THE 2003 FEASIBILITY STUDY FOR THE YORK HANOVER TROLLEY LINE. ENGINEER TREGLIA WILL CHECK ON THIS.

SOLICITOR'S REPORT

ON MOTION BY MR. MAUCK SECONDED BY MR. WILSON AND AGREED, A RESOLUTION WAS ADOPTED ESTABLISHING A BOROUGH MUNICIPAL FEE FOR AN APPEAL TO THE UCC BOARD OF APPEALS (COUNTY AND BOROUGH AGREEMENT) AT \$400.

THE SOLICITOR REQUESTED AN EXECUTIVE SESSION ON A COLLECTIVE BARGAINING MATTER TO FOLLOW THE REGULAR MEETING.

SECRETARY'S REPORT

ON MOTION BY MS. METZLER SECONDED BY MRS. LAIRD AND AGREED, APPROVAL WAS GIVEN FOR 596 2007 PER CAPITA EXONERATIONS AND TO TURN OVER TO STATEWIDE TAX RECOVERY 891 DELINQUENT 2007 PER CAPITA TAXES.

THE SECRETARY REPORTED THAT OUR INSURANCE CARRIER IS REQUIRING THE BOROUGH TO HAVE AN EMPLOYEE EVALUATION PROGRAM IN ORDER TO CONTINUE COVERAGE. THE SECRETARY PASSED AROUND A PROPOSED EVALUATION FORM FOR USE. THE MATTER WILL BE SUBMITTED TO THE UNION FOR REVIEW.

POLICE AND PUBLIC SAFETY

MR. MAUCK THANKED THE POLICE OFFICERS WHO VOLUNTEERED THEIR TIME AS WELL AS MS. METZLER FOR PAINTING THE POLICE OFFICE THIS PAST WEEKEND.

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MRS. LAIRD INQUIRED AS TO WHO IS RESPONSIBLE FOR THE NEW LOOK IN THE COUNCIL CHAMBERS. MR. MAUCK STATED THAT HE AND MR. WILSON DID THE CLEANUP. MRS. LAIRD STATED THAT IT LOOKS LOVELY HOWEVER COUNCIL IS A GROUP AND EVERYONE SHOULD HAVE BEEN INVOLVED.

MR. MAUCK WISHED TO ACKNOWLEDGE AND THANK EVERYONE WHO WAS INVOLVED IN THE SHOP WITH A COP PROGRAM. THOSE IN THE AUDIENCE AS WELL AS MS. METZLER AND MAYOR FIRESTONE WERE RECOGNIZED AND APPLAUDED.

MR. MAUCK REFERRED TO A LETTER FROM OFFICER MICHAEL MENDEZ ON A BICYCLE PATROL. MR. MAUCK STATED THAT THIS WOULD BE A GREAT OPPORTUNITY FOR COMMUNITY POLICING. A LOCAL BUSINESS, ADVENTURE CYCLE AND FITNESS HAS OFFERED THE DEPARTMENT A BIKE FOR \$494.99, TO MAKE PATROL READY, \$828.88. TO INCLUDE A BIKE RACK, THE TOTAL WOULD BE \$913.88. MR. MAUCK STATED THAT ADVENTURE HAS OFFERED TO DONATE TIME TO MAKE A BIKE WE ALREADY HAVE "STREET READY" AT NO COST OTHER THAN THE BAGS AND LIGHTS.

MRS. LAIRD FELT THAT THIS PROJECT APPEARED PREPLANNED AND MORE DISCUSSION SHOULD TAKE PLACE BEFORE APPROVAL. IT WAS NOTED THAT THE BIKE PATROL CAME TO THE TABLE (MS. METZLER AND MAYOR FIRESTONE) LAST YEAR AND THE MATTER WAS DELAYED. MR. MAUCK MADE A MOTION TO APPROVE THE BIKE PATROL, SECONDED BY MR. WILSON AND AGREED. MRS. LAIRD VOTED NO.

MR. MAUCK REPORTED THAT HE HAS AN OPPORTUNITY TO WORK WITH REPRESENTATIVE DePASQUALE'S OFFICE TO OBTAIN GRANTS FOR POLICE VEHICLES. MR. MAUCK MADE A MOTION TO EXAMINE THE PURCHASE OF NEW VEHICLES OR LEASE OF NEW POLICE VEHICLES AND TO APPLY TO THE STATE FOR GRANT MONEY (DCED THROUGH DePASQUALE'S OFFICE) AND THE PURCHASE WOULD BE CONTINGENT UPON AVAILABLE BOROUGH CAPITAL AND THE APPROVAL OF GRANTS. THE MOTION WAS SECONDED BY MR. MUMMERT AND AGREED. MR. MAUCK STATED THAT THE PROS AND CONS OF THE MAKE OF THE VEHICLES WILL BE BROUGHT TO THE TABLE FOR DISCUSSION AND ANOTHER MOTION FOR APPROVAL.

MR. MAUCK STATED THAT THE POLICE DEPARTMENT IS IN NEED OF A

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RECHARGEABLE BATTERY FOR THE SPEEDCHEK. MRS. METZLER HAS RECHARGEABLE BATTERIES AT HER HOME WHICH SHE WILL GIVE TO THE DEPARTMENT TO SEE IF THEY ARE COMPATIBLE.

MS. METZLER REPORTED THAT THE CIVIL SERVICE TESTING WAS HELD AND OF EIGHT OFFICERS, SEVEN PASSED THE WRITTEN AND SIX PASSED THE ORAL TEST. THE BACKGROUND CHECKS ARE CURRENTLY BEING PERFORMED. MS. METZLER MADE A MOTION TO GIVE THE THREE MEMBERS OF THE BOARD WHO DONATED TIME TO GIVE THE ORAL TESTING EACH A \$50 GIFT CARD, AS THEY VOLUNTEERED PREVIOUSLY IN THE FIRST TESTING PHASE. THE MOTION WAS SECONDED BY MR. MAUCK AND AGREED. MRS. LAIRD VOTED NO.

MR. MAUCK STATED THAT THE YORK COUNTY YOUTH AID PANEL IS INTERESTED IN USING THE BOROUGH HALL FOR THEIR BIMONTHLY MEETINGS. THE COUNTY OFFICIAL WOULD HAVE THE KEY AND BE HELD ACCOUNTABLE FOR THE SECURING OF THE BUILDING ETC. THE SOLICITOR SUGGESTED THAT THE COUNTY SUPPLY THE BOROUGH WITH A CERTIFICATE OF INSURANCE WITH THE BOROUGH THE NAMED INSURED. ON MOTION BY MR. MAUCK SECONDED BY MR. WILSON AND AGREED APPROVED WAS THE USE OF THE BOROUGH BUILDING FOR BIMONTHLY MEETINGS FOR THE YORK COUNTY YOUTH AID PANEL, COUNTY OFFICIAL TO HAVE AND BE RESPONSIBLE FOR THE DOOR KEY AND OVERALL SECURING OF THE BUILDING AS WELL AS A CERTIFICATE OF LIABILITY INSURANCE FROM THE COUNTY WITH THE BOROUGH AS NAMED INSURED.

FIRE, CODE ENFORCEMENT AND HIGHWAY

MR. WILSON REPORTED THAT THE FIRE DEPARTMENT IS A VERY HARD WORKING GROUP AND THEY HAVE JUMPED INTO GRANT WRITING, INCLUDING SHANE, ED AND DUSTIN WERNER. THEY WILL BE VOLUNTEERING THEIR TIME TO PAINT AND MR. WILSON WELCOMED ANYONE TO ASSIST IN VOLUNTEERING TIME AND/OR CASH TOWARDS THE PAINTING AND BLINDS, ETC.

MR. WILSON COPIED COUNCIL ON THE FIRE CHIEF'S REPORT AND COMMENDED HIM AS HE IS VERY PROACTIVE AS A CHIEF. HE WAS QUOTED \$900 FOR A REPLACEMENT LIGHT FOR TRUCK ONE FROM THE DISTRIBUTOR GUARDIAN FIRE EQUIPMENT. HE THEN CALLED MOUL ENTERPRISES AND FOUND A REPLACEMENT FOR \$220 WHICH HE AND FIRE ENGINEER HELTEBRIDLE INSTALLED WHILE ON DUTY.

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STU FREY IS CHECKING ON PRICES TO REPAIR THE ENTRANCE DOOR, THE FUNDS WILL BE TAKEN FROM THE \$3000 BUDGETED FOR MAINTENANCE AND REPAIR.

THE DEPARTMENT PURCHASED MATTRESSES AS BUDGETED AND THE COST SAVINGS WAS \$700 WHICH HOPEFULLY CAN BE USED TOWARDS SHEETS AND BLANKETS.

THE DEPARTMENT IS WORKING ON A SMOKE DETECTOR PROGRAM AND MR. WILSON ADDED THAT HE IS AN ADVOCATE FOR CARBON MONOXIDE DETECTORS AS WELL.

MS. METZLER COMMENDED THE FIRE DEPARTMENT FOR THE RAPID RESPONSE TO HER HOME LAST WEEK FOR AN ELECTRICAL FIRE.

MR. WILSON COMMENDED THE HIGHWAY DEPARTMENT AND STATED THEY WERE VERY COOPERATIVE IN RELOCATING THE PARKING METER PARTS AND REPAIR EQUIPMENT DOWN TO THEIR BUILDING.

MR. WILSON STATED THAT HE IS NOT SATISFIED WITH THE COLLECTION PRACTICES OF PENN WASTE. MR. MAUCK SUGGESTED THAT THEY CONTACT A REPRESENTATIVE OF THE COMPANY AS THEY MAY NOT BE AWARE OF THE PROBLEM. MR. WILSON WILL DO SO.

HUMAN RELATIONS AND ADMINISTRATION

ON MOTION BY MR. WILSON SECONDED BY MR. MUMMERT AND AGREED, A HANDICAPPED SPACE WAS APPROVED FOR 1806 MONROE STREET.

MR. MAUCK STATED THAT HE WOULD LIKE TO SEE A MEMBER OF THIS COMMITTEE GET INVOLVED WITH YCAR (YORK COUNTY AGAINST RACISM).

MAYOR'S REPORT

MAYOR FIRESTONE REPORTED THAT THERE WAS A MOTOR VEHICLE ACCIDENT INVOLVING ONE OF OUR POLICE CRUISERS AND WILL BE WORKING ON GETTING IT BACK IN SHAPE.

THE MAYOR REPORTED THAT THE CHIEF HAS REQUESTED APPROVAL TO REINSTATE CHARLES SNYDER AS A PARTTIME POLICE

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OFFICER. AS HE WAS FORMERLY EMPLOYED HERE IN THIS POSITION, THE SOLICITOR SUGGESTED THAT THE SPECIFICS BE FORWARDED TO STACEY MacNEAL FOR REVIEW.

THE MAYOR STATED THAT THE CHIEF WOULD LIKE TO OBTAIN DATES TO INTERVIEW PARTTIMERS.

THE MAYOR REQUESTED A SHORT EXECUTIVE SESSION ON A PERSONNEL MATTER.

NEW/UNFINISHED BUSINESS

MS. METZLER INQUIRED WHAT IS REQUIRED TO USE A MOVING POD. THE SECRETARY STATED THAT IF THEY ARE IN A LEGAL PARKING SPACE AND NO SITE PROBLEM OR NO PARKING AREAS EXIST, THEY ARE ALLOWABLE.

MS. METZLER REQUESTED PERMISSION TO SERVE AS THE BOROUGH'S REPRESENTATIVE FOR THE ECRIN OUTREACH PROGRAM. THIS WAS APPROVED BY CONSENSUS. MR. MAUCK ASKED MS. METZLER TO CHECK TO SEE IF THE COST OF PRINTING FORMS (\$800) COULD BE REIMBURSED OR A PORTION REIMBURSED TO THE BOROUGH.

MR. MAUCK INQUIRED OF THE MAYOR WHO IS SERVING AS OFFICERS ON THE BLOCKWATCH COMMITTEE. THE MAYOR STATED THAT CONNIE LEEDY IS VICE PRESIDENT AND TIFFANY HUNTER IS TREASURER. MR. MAUCK REQUESTED THAT COPIES OF THE MINUTES AND FINANCIAL REPORT BE FILED AT THE OFFICE. THE MAYOR STATED THAT A TREASURER'S REPORT WILL BE AVAILABLE ON THURSDAY. MR. MAUCK REQUESTED THAT HE WOULD LIKE A FULL REPORT FROM THE BLOCK WATCH COMMITTEE FOR THE FEBRUARY 4 MEETING AS TO WHO IS DOING WHAT AND WHAT PROJECTS ARE BEING CONSIDERED. MR. MAUCK INQUIRED IF HE CAN SIT IN ON THE NEXT MEETING, THE MAYOR STATED THIS WAS NO PROBLEM.

MR. MAUCK STATED THAT THERE IS A VACANCY ON THE ZONING BOARD AND WE ARE ACCEPTING APPLICATIONS.

MR. WILSON HAS RECEIVED COMPLAINTS FROM SOMEONE WHO REPORTED THAT A CAR IS PARKING IN THE BOROUGH RENTAL LOT, IN

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ADDITION TO THE CAR WHO PAID FOR A PERMIT. MR. WILSON WILL RELAY THE INFORMATION TO MR. MAUCK VIA EMAIL SO IT CAN BE FORWARDED TO THE POLICE DEPARTMENT.

MR. MAUCK RECEIVED A WRITTEN REQUEST THAT A VEST BE PURCHASED FOR PARTTIME OFFICER SCOTT MUSSELMAN, HE REQUESTED THAT THE MAYOR CHECK INTO THIS WITH THE POLICE CHIEF.

THE DEPARTMENT WOULD LIKED TO HAVE OFFICER WOOD RECEIVE HIS DUTY WEAPON FOR HIS RETIREMENT. ON MOTION BY MS. METZLER SECONDED BY MR. MAUCK AND AGREED, THE DUTY WEAPON WILL BE GIVEN TO SCOTT WOOD AFTER THE BOROUGH RECEIVED PAPERWORK THAT IT IS NO LONGER REGISTERED TO THE BOROUGH AND THE BOROUGH IS NOT LIABLE. MR. MAUCK STATED THAT THIS TYPE OF REQUEST WILL HAVE TO BE CONSIDERED OFFICER BY OFFICER TO MAKE SURE THAT THEY ARE IN GOOD STANDING, ETC.

INVOICES FOR PAYMENT

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

GENERAL FUND \$103,089.77

ADJOURNMENT

THE MEETING WAS ADJOURNED AT 8:43 P.M. (TO BE FOLLOWED BY EXECUTIVE SESSION) UNTIL MONDAY, FEBRUARY 4, 2008 AT 7:00 P.M.

RESPECTFULLY SUBMITTED,

KATHY L. ALTLAND, SECRETARY  
WEST YORK BOROUGH COUNCIL  
MONDAY, JANUARY 28, 2008