

Minutes – May 9, 2018

McSherrystown, Pennsylvania

Council of the Borough of McSherrystown met at 7:00 p.m. on Wednesday, May 9, 2018 in the Municipal Building, 338 Main Street, McSherrystown, Pennsylvania with Patricia McKim-Bortner presiding.

President McKim-Bortner led the Pledge of Allegiance to the Flag of the United States of America and the Invocation for Divine Guidance.

Present on roll call were the following members of council constituting a quorum: Patricia D. McKim-Bortner, Joseph E. VonSas, Michael J. Calderone, Steven E. Clingan; James A. Forbes, Robert D. Niedererr and Stephen J. Pascoe. Other Borough Officials in attendance included Mayor Anthony J. Weaver; Robert Campbell, Esq. Solicitor; Scott J. Cook, Manager and Luanne M. Boring, Secretary/Treasurer. Michael F. Woods, Chief of Police was absent.

Closing of Bids for Contract 2018-2 – Refuse/Recycling Collection was approved on a motion moved by Councilmember Forbes, seconded by Councilmember Calderone. Motion carries.

President McKim-Bortner called for Opening of Bids for Contract 2018-2 Refuse/Recycling Collection.

The secretary noted that there are three sealed bids received this date. Penn Waste, York Waste aka Republic Services and Neiderer Sanitation. She opened the sealed bids in that order as follows:

	Penn Waste	Republic Services	Neiderer Sanitation
<u>Residential Qtrly. Alt.#1</u>			
Curbside (No large items and Borough to supply 32 gallon recycling containers			
Per unit price	\$57.48	\$52.05	\$44.00
Total 971 units x cost x4 qtrs.			
Yearly total	\$223,252.32	\$202,162.20	\$170,896.

<u>Residential Qtrly. Alt.#2</u>			
Curbside (one large item weekly and bidder to supply 32 gallon recycling containers as need to replace any damaged during contract period			
Per unit price	\$59.25	\$52.50	\$45.00
Total 971 units x cost x 4 qtrs.			
Yearly total	\$230,127.	\$203,910.	\$174,780.

Minutes – May 9, 2018

Commercial dumpster collection (all sizes). To include one six yard dumpster and misc. recycling containers collected weekly free of charge at Borough Public Works Dept. – Oak Lane. To also include one (1) recycling dumpster or toters at various accounts.

	Penn Waste	Republic Services	Neiderer Sanitation
Commercial – Item#2			
Price per cubic yard	\$7.95	\$8.35	\$ 6.90
3,692 cu.yds. per quarter x4			
Yearly total	\$117,405.60	\$123,312.80	\$101,899.20
Item#2A			
Price per cu.yd. for additional Cardboard dumpster collection (if needed)	\$5.95	\$8.35	\$5.00

The bid documents were handed to Solicitor Campbell for his review of the bid bond. He acknowledged that all was in order.

Councilmember Calderone moved to accept the lowest bid price for residential collection Alternate #2 to include one large item per week and successful bidder replacing recycling bins during the term of the contract. The bid price of Neiderer Sanitation LLC was accepted for their price of \$45 per unit for 971 units totaling \$174,780 per year. Councilmember Clingan seconded the motion. Motion carries.

Councilmember Calderone moved a motion to accept the lowest bid price for commercial collection as Item #2 & #2A for Neiderer Sanitation LLC price of \$6.90 per cubic yard for the commercial 3,692 cubic yards per quarter with a yearly total of \$101,899.20 with \$5.00 pricing per cubic yard for additional cardboard dumpster collection if needed. Councilmember Clingan seconded the motion. Motion carries.

Minutes of the regular meeting held April 11, 2018 were approved on a motion moved by Councilmember Calderone, seconded by Councilmember VonSas. Motion carries.

The Financial Review and Budget Analysis reports were presented by the treasurer. There were no questions of those reports.

Communications noted included the following:  
4/23/18 Karen Walter Bowling, President, McSherrystown Heritage Day Association requests to put up display of flags in the park as done last year. They provided the 2018 schedule for displays.

The efforts of the Heritage Day Association is appreciated as the display of the flags beautifies the town on these special occasions.

## Minutes – May 9, 2018

Councilmember Calderone moved a motion to approve the flag displays in the Main Street Park as presented. Councilmember Clingan seconded the motion. Motion carries.

5/3/18 DCHS Music Association, via Troy Martz, Carnival Co-Chairman, submitted their annual application for the event to be held June 11<sup>th</sup> through the 16<sup>th</sup> (Monday thru Saturday). Required certificates of insurance have been submitted as well as the \$25 application fee.

Mayor Weaver acknowledged that there will be no Saturday afternoon event there and that security has been arranged.

Approval for the carnival permit as per stipulations provided in their application letter was given on a motion moved by Councilmember Forbes, seconded by Councilmember Niedererr. Motion carries.

5/3/18 ACBA meeting will be held Monday, May 21<sup>st</sup> at 6:15 p.m. at The Pike. Guest speaker is Raymond Gouker, founder of Adams Community TV, now Community Media. Councilmembers Calderone and Niedererr will be attending.

### PUBLIC PARTICIPATION - none

At this time Councilmember Clingan spoke of the Moose Park lease agreement and the club wanting to terminate the agreement with the Borough so that they can utilize the area for parking, a pavilion placement and to relocate the playground equipment.

There was discussion that this was previously brought up and understood but that there should be new playground equipment put there as the existing is outdated.

Councilmember VonSas moved a motion that the Council is in agreement to terminate the lease agreement and that the Moose should begin with legal proceeding. Councilmember Pascoe seconded the motion. Motion carries.

### REPORTS

Mayor Weaver reported that the police department will be providing security for the carnival and will be reimbursed for their overtime.

The safety committee met here earlier today. He says that SAVES has reported an increase of 25% more EMT calls. Chief Woods has asked that a motion light be installed at the garage entrance door so that they can get to and from the cars safe.

In Police Chief Woods' absence the mayor acknowledged that his report for the month of April was distributed. The report for included 106 calls for police services. There were 6 criminal arrests, 38 summary arrests and 8 parking tickets issued (one regular and seven street sweeping). Patrols traveled 3,787.6 miles, using 450.0 gallons of fuel and averaging 8.4 mpg.

## Minutes – May 9, 2018

Manager Cook's report for the month of April included repairing storm water pipe in D Street alley and dug out and installed new sewer tap on N. Fourth St. for ACNB. The E-cycling event was overseen and items collected and hauled to Penn Township. Leaves and debris was cleaned up at all park areas. The lawn roller was prepped and painted. All ball diamonds were prepped and sand was added as needed and base lines repaired. The no parking signs were set out and street sweeping began along with weed control spraying. Trash containers were emptied at the parks and Borough offices. Daily maintenance and repairs was performed on police vehicles and borough vehicles and equipment. Mowed and maintained all recreation areas as needed. All ball diamonds were dragged and lined as needed. Gasoline usage totaled 164.8 gallons, diesel usage was 152.2 gallons and SAVES used 320.5 gallons of diesel.

Cook reported attending the joint YATB tax meeting, saying the York Office is looking for bullet proof counter security for their public office area. A price was recently obtained for \$63,404. They are looking into whether or not they are part of COSTARS if not if it will be put out to bid. They reported that their collection percentage rate is down to 1.371% for the municipalities and school districts.

Solicitor Campbell reported that he was contacted by the Borough Secretary to look into the agreement with an employee. He has done so and will need to have an executive personnel session.

Solicitor Campbell announced that effective June 1<sup>st</sup> they are merging with the law firm of Salzmann Hughes P.C. with offices in Chambersburg, Carlisle, Harrisburg and now Gettysburg. They would now be able to expand and offer services for consulting for grants and municipal litigations. They will change their sign, invoices and letterhead. Campbell says he will remain there as well as his staff. He presented a letter to the Borough with information pertaining to that merger.

### OLD BUSINESS

Councilmember Calderone inquired about plans to put up pavilion at the walk track, saying it is an improvement greatly needed there.

Manager Cook related that we did receive a \$2,000 donation from the Home Association and that there are funds in the separate recreation fund paid by developers which needs to be spent soon. It is in the budget this year and he will have something to present next meeting.

### NEW BUSINESS

Councilmember VonSas related that he received a call today from residents about noise coming from Ratts Bar and that they are trying to work with the owners.

Mayor Weaver says the police chief has been working with everyone involved to resolve issues. They intend to get inside the house to see if the police department can hear noise. Ratts has moved the juke box to the other side in the back. They have documented all measures to accommodate the neighbors. It was noted that the bar is located in a

Minutes – May 9, 2018

commercial district.

The mayor acknowledged that the police have investigated there multiple times and it has not been overly loud. Two complaints this past weekend but the others have been over the past months.

Approval to pay expenditures as listed was given on a motion moved by Councilmember VonSas, seconded by Councilmember Calderone. Motion carries.

A recess was declared at 7:40 p.m. on a motion moved by Councilmember Niedererr, seconded by Councilmember Pascoe. Motion carries.

President McKim-Bortner called the meeting back to order in an executive personnel session at 7:42 p.m.

The regular meeting was called back to order at 7:54 p.m. by President McKim-Bortner.

Adjournment was declared at 7:55 p.m. on a motion moved by Councilmember Calderone, seconded by Councilmember Pascoe. Motion carries.

Luanne M. Boring  
Borough Secretary