

BOROUGH OF AKRON COUNCIL MEETING- MARCH 14, 2016

Council Members present- John Williamson, President; Justin Gehman, Vice-President; Perry Lorah, Philip Benigno, Dan McCormac. (Thomas Murray and Earl Shirk not present)

Others present- Mayor John McBeth, Dan Guers, Borough Manager; Susan Davidson, Borough Secretary; Police Chief Zell, Sam Baughman, Jeff Shirk, Kay McEllhenney, Don Reese, Brian Boyer, Tammy Ruth, Robin Seidel, George Wolf, Barb McMinn, Joshua Dube, Dick Wanner, Ephrata Review.

Council President, John Williamson asked Dan Guers, Borough Manager to lead everyone in the Pledge of Allegiance.

Approval of Minutes

Perry Lorah made a motion to approve the February 8, 2016 Borough of Akron Council Meeting minutes. Justin Gehman seconded the motion. Motion carried.

Visitors

Josh Dube- 310 Broad Street, Akron PA

Dick Wanner- Ephrata Review

Barb McMinn- 130 Broad Street, Akron mentioned a Shoe-In meeting is scheduled for tomorrow, March 15, 2016 at 7:00 p.m. at the Borough Hall.

George Wolf- 16 Miller Road

Robin Seidel- Westview Golf Course

Jeff Shirk, 307 Main Street, Akron – will replace trees and prune trees at the Roland Park this Wednesday. Jeff also mentioned that Akron Day will take place this year on June 11, 2016.

Brian Boyer, Westview Drive, Akron mentioned the Borough should hire part-time employees for summer mowing to save money. John Williamson thanked Brian for trying to save money but Council is going to stay with the Borough Manager plan for mowing.

Don Reese distributed information on \$100,000.00 grant available for sediment programs. The porta-potty for the Rail Trail will be assigned to the Parks Committee for discussion.

Flood Plain Ordinance

A Public Hearing was convened for the adoption of the Zoning Amendment for the Akron Flood Plain Ordinance.

Kenelm L. Shirk III, mentioned there is Proof of Publication for the advertisement of the Flood Plain Ordinance along with a certificate of mailing, the perimeter was posted with notices and posted at the Borough building, comments received from the Lancaster County Planning Commission and the Borough of Akron Planning Commission. Kenelm L. Shirk mentioned FEMA and PEMA remapped the floodplain

(small area around the Heritage and Westbrook Developments in Akron Borough). This will go into effect April 5, 2016.

A resident asked about flood insurance. Mr. Shirk mentioned if the Borough does not change the ordinance residents will not be able to get flood insurance.

Hearing closed.

Perry Lorah made a motion to adopt Ordinance #00087 and direct it to be sent to the applicable authorities. Philip Benigno seconded the motion. Motion carried.

Justin Gehman made a motion to adopt Resolution #00187 for a fee schedule for the Floodplain Ordinance. Perry Lorah seconded the motion. Motion carried.

Mayor Report- Mayor John McBeth

Mayor McBeth mentioned a meeting will be held at the Donegal High School to raise public awareness on the heroin issue. Mayor McBeth and Mayor Mowen are planning a meeting for early this summer to discuss the heroin issue.

Mayor McBeth mentioned the Borough made their annual payment to the Lancaster County Drug Task Force in the amount of \$3,876.00. The Mayor also reviewed the quarterly report from the Drug Task Force.

Police Report- Chief Zell

Distributed report

Chief Zell mentioned the new police car should be arriving this month.

An arrest will be made for the burglaries that took place last year in the Roland Park.

On February 4, the Chief and Mayor McBeth attended a tribute to first responders at OMPH.

Jeff Shirk asked if the police department is aware of the large farm tractors pulling heavy loads and oblivious to speed limits as they drive down West Main Street. Chief Zell mentioned he notices vehicles will stop or slow down at the risers on Main Street. Chief Zell also mentioned without radar it is really difficult to enforce speeding. The Mayor's Association is discussing the radar issue at the next meeting in Harrisburg.

The Civil Service have scheduled polygraph tests this Saturday, March 19th for police applicants.

Don Reese mentioned the flasher on Main Street was not working on Saturday. Dan Guers mentioned there is a conference call scheduled tomorrow with the cross alert company and Scott Judkins. Mayor McBeth mentioned we should ask for a refund. Kenelm L. Shirk II had looked into this issue a few months ago and will e-mail this information to Council.

Committee Reports

Administration and Finance Committee- Thomas Murray (not present)

Perry Lorah made a motion to pay the bill as reviewed by the Finance Committee. Philip Benigno seconded the motion. Motion carried.

Perry Lorah read into the minutes the February 2016 month-end balances.

General Fund	\$ 58,601.98
Water Fund	\$ 86,730.53
Sewer Fund	\$ 24, 443.89
Highway Aid Fund	\$ 7,386.91
General Reserves	\$ 52,648.84
Water Reserves	\$ 11,455.42
Sewer Reserves	\$157,482.01
Rail Trail Const	\$115,971.57
Bldg Repairs	\$ 36,521.68
Community Fund	\$ 3,808.53
Total	\$555,051.36
Escrow	\$ 60,012.98

Council will wait until the next committee meeting to discuss the approval of Capital Projects.

Streets and Sewer Committee-Justin Gehman

2016 Annual Turnback Maintenance payment from PennDot is \$9,800 and Liquid Fuels is \$105,239.34. Amounts were deposited in the Highway Fund on March 1, 2016.

Justin Gehman made a motion to approve the payment application to Abel Construction in the amount of \$30,119.27 for the Crestview Drive Sewer Improvements. Dan McCormac seconded the motion. Motion carried.

Justin requested committee time to discuss parking ordinances etc.

The Borough is in the penalty phase for sewer flows and Tom Murray, Jr. is identifying the concerns.

A quote from Mid-Atlantic Pump in the amount of \$23,910.00 for the replacement of the control panel at the Golf Station pump house. This will be discussed at committee meeting.

Dan Guers mentioned the signs for the “No Rail Trail Parking” on Front Street will be posted by the next committee meeting.

Personnel & Public Safety Committee- Earl Shirk (not present)

Earl Shirk had submitted a letter to Council members (could not be here this evening) to recommend the re-appointment of Shirk & Mejia as the Borough Solicitor for Akron Borough. No action is needed because a motion was made earlier in the year.

No employment attorney appointment at this time.

Water Committee- Philip Benigno

Philip Benigno asked Dan Guers about the response letter to SRBC. The three recommendations to SRBC is 1) find a well 2) talk to West Earl Water Authority about supplying water 3) talk to EAJA about supplying water. Another water source for the Borough must be completed by 2019. John Williamson mentioned we need to get moving on this.

Mayor McBeth's questions will be discussed at the next committee meeting.

An SRBC Workshop on Developing Aquifer Testing Plans and Groundwater Withdrawal is scheduled for May 17th in Harrisburg.

Parks, Property and Planning Committee- Dan McCormac

Dan McCormac made a motion to accept the bid from Harlan Zimmerman for the gas and diesel tanks and pump removal in the amount of \$1,175.00. The bid was properly advertised and posted. The Borough Solicitor recommended taking pictures before the removal. Perry Lorah seconded the motion. Motion carried.

Dan McCormac made a motion to approve Resolution #00188 for grant from DCNR for restroom facilities at Colonial Park for approximately \$60,000.00. Perry Lorah seconded the motion. Dan Guers will add the access walkway from Colonial Park in the grant application. Motion carried.

Council discussed having volunteers through Probation and Parole do work in the Borough parks.

Dan McCormac said he would donate through his company for a porta-potty for the Rail Trail.

Community Relations & Special Projects- Perry Lorah

Perry Lorah will contact the Ephrata Chamber of Commerce and ask them to attend a committee meeting.

Akron Night at the Barnstormers is Friday, June 24. More information to come.

Justin Gehman will look into the suggestion of tug of war with the AVFC and other fire companies.

Borough Manager- Dan Guers

Distributed report

Dan Guers met with Arro Engineers to look at alternatives for the storm water creek restoration behind Bomberger Road properties along the Rail Trail. Letters will be sent to property owners to invite them to the next committee meeting when Arro Engineers will discuss their recommendation.

Dan Guers mentioned the town clock will be looked at in two weeks by Robert Desrocher's Clock Repair, Lititz PA.

Dan Guers mentioned the riser on N. 11th Street has been ordered. The two storm drains at Wolf and Bomberger Roads have been scheduled for repair and Dan Guers will send the status to Council members.

Justin Gehman mentioned the creek bed at the Roland Park at the pump house is eroding.

Borough Solicitor

Nothing to report

Fire Chief

Distributed February 2016 report

Planning Commission

Sam Baughman, Chairperson of the Akron Borough Planning Commission reviewed the Zoning Ordinance modifications.

Justin Gehman made a motion to have Akron Borough Council to forward the proposed Zoning Ordinance modifications to the Lancaster County Planning Commission for comments as recommended by the Akron Borough Planning Commission. Philip Benigno seconded the motion. The Akron Borough Planning should be commended for their good work on the zoning ordinance. The zoning ordinance draft will be placed on the Borough webpage. Motion carried.

Zoning Hearing Board

Nothing scheduled at this time

Tax Collector

Distributed February 2016 report

County Real Estate Taxes collected February 2016- \$82,629.54

Borough Real Estate Taxes collected February 2016- \$60,838.74

George Wolf 16 Miller Road, Akron mentioned to Council his thoughts on tax exempt properties and the "horse trading" in regards to taxes. Mr. Wolf has no objections to Handi-Vangelism and their proposed plan for the Westview Golf Course but please consider the effects of tax exemptions.

Borough Secretary

Distributed February 2016 Call Log. Perry Lorah asked about the property at 318 S. 10th Street. Dan Guers mentioned he and Scott Judkins looked at the curbing.

Sue Davidson mentioned thank you letters were sent from Akron Elementary students thanking the Borough for plowing snow during the blizzard.

Borough Treasurer

Nothing to report

Unfinished Business

John Williamson is working on the Proposed Rules of Council.

New Business

Ordinance Codification will be discussed at committee meeting.

Committee Meeting- Monday, March 28, 2016

Bomberger Residents storm creek restoration- 6:30 a.m.

Streets Committee- 7:00 p.m.

Water Committee- 7:30 p.m.

Administration & Finance Committee- 8:00 p.m.

Community Relations & Special Projects- 8:30 p.m.

Justin Gehman made a motion to adjourn the meeting. Philip Benigno seconded the motion. Motion carried. Meeting adjourned.

Respectfully submitted,

Susan Davidson
Borough Secretary

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