

## Borough of Akron Council Meeting – October 10, 2016

**Council Members present** - John Williamson, President; Justin Gehman, Vice-President; Perry Lorah, Earl Shirk, Tammy Ruth, Nathan Imhoff, Thomas Murray

**Others present** - John McBeth, Mayor; Kenelm L. Shirk III, Solicitor; Chief Thomas Zell, Robin Seidel, Kyle Robinson, Brian Boyer, Tom Bender, Barb McMinn, Jeff Shirk, Scott Ruth, Haithey Imhoff, Hope Stayer, Thomas Murray Jr., Jim Summers, Nancy Slink, Sean Molchany, K. McElhenny, Glen Beiler, Bruce Rhine, Dick Wanner.

John Williamson called the meeting to order at 7 PM and led the Pledge of Allegiance.

### **Approval of Minutes**

Earl Shirk made a motion to approve the September 12, 2016 Borough of Akron Council Meeting minutes. Perry Lorah seconded the motion. Motion carried.

### **Visitors**

James Summers from the Ephrata Recreation Center made a presentation to Council. The Ephrata Recreation Center requested \$6,080 for 2017. Council thanked Mr. Summers for his presentation.

Barb McMinn, chair of the Shoe In Committee, invited everyone to attend the first Shoe In Committee meeting being held October 12, 2016 at 7 PM in the Council room.

Bruce Rhine, 34 Third Street, wanted to get an update on what may or may not be occurring with storm water runoff and erosion at the Rail Trail. Recent article in the paper discussed State and Federal government will be looking at boroughs and townships and how they are or are not handling storm water runoff. He has not seen anything in the newsletter. Will there be impact fees, retaining ponds or ? Is this something Council will be addressing later in the meeting?

Brian Boyer, Westview Drive

- Cost of the Front Street project – in the paper it said \$16,000 plus the cost of the blacktop – total of \$27,000. What / How can projects be run that are over by 10-20 thousand dollars? How do you prepare a budget when projects run 20 to 30 thousand over? John Williamson replied that Council could not answer his question now as we are transitioning between Borough Managers now. He will take on the concern and pass it along to Sue Davidson.
- Brian said it probably cost between \$5,000 and \$7,000 to move the stone pile from Roland Park. Where is that money coming from? John Williamson replied it is coming from our funds.
- Earl Shirk questioned Brian's numbers for the Water Street project. Earl does not believe we are \$20,000 over budget. Brian explained how he arrived at his cost figures.

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- Brian questioned the condition of Main Street near Rothsville Road. We paid to have that cutout and repaved. It is again just like a washboard.

Glen Bieler on behalf of the Republican Committee of Akron recommends Nathan Imhoff be appointed to Akron Borough Council to fill the vacancy.

John Williamson explained with last month's resignation Council is required to appoint a new member of Council.

Earl Shirk made a motion to nominate Nathan Imhoff to Akron Borough Council. Motion seconded by Tom Murray. Motion amended to include "vacancy ending January 1, 2018." Amendment seconded by Tom Murray. No Discussion. Motion carried.

John Williamson asked the Mayor if he would administer the oath of office. Mayor McBeth swore in Nathan Imhoff as Borough of Akron Council. Nathan Imhoff then took a seat at the Council table.

### **Mayor Report-** Mayor John McBeth

Mayor McBeth had nothing else to report at this time.

### **Police Report-** Chief Zell

Are there any questions concerning the September 2016 report?

### **Administration & Finance Committee-** Tom Murray

Tom Murray made a motion to pay the bills as reviewed by the Finance Committee at its 6:30 meeting. Earl Shirk seconded the motion. Motion carried.

Tom Murray made a motion to donate to the Akron Volunteer Fire Company \$13,250, the remainder of the 2016 budgeted amount. Earl Shirk seconded the motion. Motion carried. Justin Gehman abstained.

Tom Murray made a motion to donate to the Ephrata Public Library \$6,250, the remainder of the 2016 budgeted amount. Earl Shirk seconded the motion. Motion carried.

In the bills that we just approved is a check to the Akron Volunteer Fire Company Relief Association for \$23,154.50. We received a check from the State of Pennsylvania in that amount.

Sue Davidson and Tom Murray have been working on the 2017 Budget. We will discuss that budget in detail at the October 24, 2016 committee meeting. Please come prepared. Also please get to Tom Murray any capital projects Council would like to have included in the 2017 Budget.

Tom Murray read into the minutes the September 2016 month-end consolidated balances.

General Fund	\$231,326.00
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Water Fund	\$72,153.66
Sewer Fund	\$33,467.33
Highway Aid Fund	\$122,631.36
General Reserves	\$133,552.45
Water Reserves	\$114,279.60
Sewer Reserves	\$196,872.70
Capital Projects	\$1.13
Community Fund	\$3,814.10
Total	\$908,098.33
Escrow	\$60,183.03

Tom Murray reviewed the September 2016 Revenues and Expenditures Report. Budgeted Revenues and Expenditures should be approximately 75%. General Fund revenue YTD is \$1,432,744 – 11% ahead of budget. General Fund expenses YTD are \$1,161,418 – 5% below budget. Water Fund revenue YTD is \$370,008 – 4% below budget. Water Fund expenses YTD are \$297,854 – 18% below budget. Sewer Fund revenue YTD is \$436,992 – 4% below budget. Sewer Fund expenses YTD are \$403,525 – 10% below budget.

Highway Aid – Bill was received from Stewart and Tate, but several items missing from the packet therefore we did not approve payment at this meeting.

### ***Streets & Sewer Committee*** – Justin Gehman

Bill was received from Stewart and Tate, but several items missing from the packet therefore we did not approve payment.

Second street sweeping will occur November 9 & 10. Notification will go out over SwiftReach.

Notification received from the State for liquid fuels (\$107,816.10) and turn back (\$9800.)

Sue Davidson and Justin Gehman are working on production of a new 5 year plan for streets.

Brain Boyer questioned what is going to be done to correct the washboard on Main Street near Rothsville Road. Justin Gehman replied that right now nothing will be done. The contract states we have a year to throw complaints to Stewart & Tate. Justin will keep his eyes on Main Street. Sean Molchany asked if the Borough has considered not micropaving any of its streets in the future. Micropaving is a visual band aid and it's a huge concern to the taxpayers. Mayor McBeth asked if the Borough Engineer was involved in the project. John Williamson replied in the micropaving projects the Engineer is not involved. Nathan Imhoff commented that a steel wheeled tractor was allowed to drive on the micropaved street before it was hardened.

### ***Personnel & Public Safety Committee***- Earl Shirk

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Committee will be working with Sue Davidson and Tom Murray on outsourcing some duties of the combined Borough Manager / Secretary position.

### **Water Committee-** Nathan Imhoff

Average daily flow was 230,000 gallons.

Tom Murray presented three quotes for replacement of the Water plant windows. Smucker & Sons - \$9,724, Eby Exteriors - \$8,830, C. S. Stauffer - \$7,081.

Tom Murray made a motion to accept the quote from C. S. Stauffer to replace the windows at the Water Plant for \$7,081. Earl Shirk seconded. Discussion - To be done this year. Motion carried.

### **Parks, Property & Planning Committee-** Tammy Ruth

Sue Davidson to restart the process to get the Rail Trail access trail completed at Colonial Park.

Tree planting at Colonial Park – Mayor McBeth, Sue Davidson and Tammy Ruth met with Tim Seifelds with Earthbound Artisan. They discussed putting shade trees along Colonial Park and the Rail Trail. Two main options came up – some of them this fall, but also in the discussion a vision of trees on one side, on the Colonial Park side planting trees and natural areas. Do we want to spend money on a few shade trees or do we want to go for the whole thing? Cost of shade trees - \$3,915. Nathan Imhoff has connections in landscaping and knowledge of varieties not to use. Sean Molchany asked if any consideration had been given to root structure, leaf drop, etc. Shade trees does not really tell us much. It appears not much thought has been given to what is to be done. John Williamson asked Nathan to work with Sue Davidson and Tammy Ruth on trees to be selected.

Kay McEllhenny asked how much money is to be put in the budget for work that needs to be done at Roland Park? We need to take care of what we have before we start new projects. The house needs to be painted along with the pavilions. The trail needs to be coated. How much money will be spent at Roland Park?

Jeff Shirk commented there was never any discussion on replacing the trees that were removed. He supports Mac's position on upgrading Roland Park.

Mayor McBeth has noticed that the center of the trail is wearing out. It is worse in Ephrata. Is there something we can do to prevent or correct this issue. Ephrata thinks it may be snow removal.

A large dead Maple at Main & Front Street needs to be removed. Estimated cost is \$650 dollars. This is an operational issue and should be turned back to the Borough Manager. Justin Gehman recommended getting two more quotes to ensure we get the best price.

### **Borough Manager-**Sue Davidson

September 2016 report is in the book.

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### ***Borough Solicitor***- Ken Shirk

No report.

### ***Fire Chief***

September 2016 report is in the book.

### ***Public Hearing***

A motion to convene a hearing to discuss the proposed Zoning Ordinance and the proposed Temporary Sign Ordinance was made by Earl Shirk. Justin Gehman seconded. Motion carried.

Minutes of the Hearing are attached as an addendum to these minutes.

A brief discussion was held in which Ken Shirk explained to Council that in his opinion, Council could adopt the proposed Zoning Ordinance and the proposed Temporary Sign Ordinance even though there were minor errors in the advertised versions. Council determined it was in the best interest to the Borough to return both ordinances to the Planning Commission along with the Hearing minutes.

### ***Planning Commission***

Handi\*Vangelism has been rescheduled until the November 14 council meeting.

### ***Zoning Hearing***

Nothing to report.

### ***Tax Collector***

Distributed September 2016 report

County Real Estate Taxes collected September 2016     \$1,558.77

Borough Real Estate Taxes collected September 2016     \$1,147.70

### ***Borough Secretary***

Distributed September 2016 Call Log

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Council Members and Mayor McBeth received the 2017 Uniform & Non-Uniform MMO's before September 30, 2016.

- 2017 Non-Uniform MMO amount-\$19,670.00 - Motion by Tom Murray to approve the Non-Uniform MMO amount of \$19,670. Seconded by Justin Gehman. No discussion. Motion carried.
- 2017 Uniform MMO amount- \$80,532.00 - Motion by Tom Murray to approve the Uniform MMO amount of \$80,532. Seconded by Earl Shirk. No discussion. Motion carried.

Akron Comprehensive Plan Steering Committee meeting will be held on Thursday, October 27 at 6:30 PM. Council members are invited to attend. Location to be announced. Could be at the Fire Hall.

### ***Borough Treasurer***

No report.

### ***Unfinished Business***

Nothing to report.

### ***New Business***

Nothing to report.

### ***Committee Meetings-*** Monday, October 24, 2016

2017 Administration / Finance - 6:30 p.m. Review 2017 Proposed Budget

Motion by Tom Murray to schedule and advertise a special council meeting for 6:30 PM on Monday, November 7, 2016 to review and approval of the 2017 Preliminary Budget. Seconded by Earl Shirk. No discussion. Motion carried.

Mayor McBeth brought to Council's attention that a letter from the Mennonite Central Committee was skipped over during the Secretaries report. Mennonite Central Committee gave \$7,200 to Akron Borough in lieu of taxes. The Mayor recommends a letter be sent to the Mennonite Central Committee thanking them for the donation. The Borough Secretary is directed to send a letter.

Bruce Rhine during public comment questioned what was being done about storm water runoff and the recent article in the Lancaster Sunday News. Mayor questioned if we have provisions for car wash fund raisers. Mr. Shirk replied the borough ordinance does not have that restriction. Mr. Shirk also stated when our MPDS permit is renewed we will probably be required to bring our Storm Water ordinance up to date.

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Brian Boyer questioned if an ordinance could be passed to prohibit blowing grass clippings out into the street. Mr. Shirk replied that such an ordinance already exists. Brian then questioned if the ordinance was being enforced. Chief Zell replied that many warnings were issued this past summer by the Police Department.

Earl Shirk made a motion to adjourn the meeting. Justin Gehman seconded the motion. Motion carried. Meeting adjourned.

Respectfully submitted,

Thomas Murray

Councilman