

*East Prospect Borough Council Meeting*  
Community Hall, East Prospect, PA  
September 9, 2019 @ 7:00 p.m.

On Monday, September 9, 2019 at 7:00 p.m. the East Prospect Borough Council was called to order by President Don Barshinger, and opened with the pledge to the American flag.

Present: Don Barshinger, Victor Dodson, Mick Regel, Jerry Hanson, and Ed Gobat. Others in attendance: Mayor Matt Mann, Treasurer Marian Hunter, Secretary Mindy Bartender, Atty. Dave Jones and Engineer Dave Lipinski.

Minutes of the August 6, 2019 meeting were approved on a motion made by Jerry Hanson, seconded by Ed Gobat. Motion carried.

Payment of bills: Motion by Mick Regel, seconded by Ed Gobat, to approve and pay the general account bills and accept the treasurer's report as presented. Motion carried.

**Patrons: Steve Olkowski, Atty. Stacey MacNeal and Scott Naylor**

**Atty. MacNeal spoke on behalf of Mr. Olkowski regarding some issues with the proposed Junkyard Ordinance:**

- Item #1 – the keeping of paperwork on site
- Item #2 – Limitation to 100 cars
- Item #3 – no stacking of vehicles-vehicles will be racked not stacked
- Item #4 – storage of waste oil-used for heating
- Item #5 – Fence provisions-current ordinance limits fence height to 6" – Mr. Olkowski would like to put 8' fences around the property.

**Atty. Jones commented for the Borough:**

- Item #1 – does not see a problem with this – as long as Red Lion Salvage issues the paperwork for a particular item, if requested.
- Item #2 – all Council members were in agreement to put a clarifier in the ordinance increasing the amount of cars allowed in the impound lot to 500, instead of 100.
- Item #3 – Mr. Olkowski said there will be no stacking of cars; now racking the cars. A clarifier will be put in the ordinance stating that no more than (3) cars can be racked. All Council members were in agreement.
- Item #4 – since the waste oil is used for heating, a clarifier will be put in the ordinance stating this is permissible.
- Item #5- Atty. Jones commented that the zoning ordinance would be modified to state that Council would have discretion as to the height of fences....after all the required permits are acquired, Council said it would be okay to put up an 8' fence around the property.

Atty. Jones suggested that a 15 foot perimeter, around the inside the fence, might be something to think about. Jerry Hanson also asked Mr. Olkowski to provide a fire lane in the impound lot.

Ed Gobat made a motion, seconded by Jerry Hanson, to amend the Junkyard Ordinance for Council's consideration at the October meeting. Motion carried.

Scott Naylor – Dave Lipinski passed out new plans for the (10) units to be built on Riverview Drive. Dave recommended that the bond stay in place (see attached). Ed Gobat made a motion, seconded by Victor Dodson, to reduce the price of the bond by \$ 9,944.00. Motion carried.

Jerry Hanson made a motion, seconded by Victor Dodson, authorizing Don Barshinger, to sign the Sewage Planning Module for the (10) units to be built on Riverview Drive. Motion carried.

Mick Regel made a motion, seconded by Jerry Hanson, to conditionally approve the plans for Riverview Drive, based on the engineer's and attorney's comments, and approval, from DEP, for the Sewage Planning Module. Motion carried.

Mr. Naylor asked about putting the final top on the road on Creekside Drive..... All units must be built before the final top is done on Creekside Drive and Riverview Drive. Also, Mr. Naylor was told that all rec fees must be paid before the building plans are recorded.

Dave Lipinski said he contacted (5) different contractors in regards to filling in around the inlets in Maple Ridge. Fitz & Smith (the only ones who responded) said they will try to have the job done by the end of October. If the work is not done by the end of October, we cannot use Liquid Fuel money to pay for the project. The worst inlets are to be done first....Ed Gobat made a motion, seconded by Victor Dodson, increasing the dollar amount, for the job from \$ 5,000, not to exceed \$ 10,000.00. Motion carried. Dave will contact Mick when the work is to begin.

Dave contacted Tony DeLuca, at York Water Company, to see what dollar amount they are going to give the Borough to pave Riverview Drive. Tony told Dave that the authorization was given to pay the fee, in lieu of....no dollar amount was given.... Dave will come up with an estimate and tell YWC a dollar amount to see if they agree with it.

Old Business:

Street signs – Mick said he is working on them

Crosswalk painting at cemetery – Mick said he will get it done

Plumbing work in kitchen – completed



**Mayor's report –**

**Matt & Mick met with Sande Cunningham (LWT manager) and one township supervisor. Cost for LWTPD to cover EP Borough - \$ 192,468.22, with the cost increasing every year.**

**Matt contacted Hellam Township Police Department – they are not interested in policing the Borough.**

**Matt will contact York Area Regional Police Department to see if they would have any interest in policing the Borough.**

**Don will try to get more information about a Tactical Enforcement Unit (special police force) who can issue tickets for speeding.**

**The possibility of holding a Town Hall Meeting was discussed to let the residents know about the police issue. Also, the possibility of putting something on the ballot, in the spring, was discussed.**

**Matt also asked for any events till the end of the year, so they can be put in the newsletter.**

**Don asked Matt to contact Kevin Eck (Stan Saylor's office) to see if he could put some pressure on PSP to set up speed traps.....**

**New Business:**

**Ed Gobat made a motion, seconded by Jerry Hanson, to adopt Ordinance # 2019-1- An Ordinance of the Borough of East Prospect, York County, Pennsylvania, amending sections 203, 506, 702, 707, and 708 of the Zoning Ordinance to Refer Separately to Zoning & Building Permits in Compliance with the Pennsylvania Uniform Construction Code. Motion carried.**

**Ed Gobat made a motion, seconded by Mick Regel, to adopt Ordinance # 2019-2 – An Ordinance of East Prospect Borough Regulating and Prohibiting Certain Nuisances, Setting Forth Notice and Enforcement Procedures and Adopting Penalties for Violation of Such Ordinance. Motion carried.**

**Something to consider – changing the date/time of Council meeting, once a quarter, so that Atty. Jones can attend – he is available the first Monday, the first Wednesday, or the second Monday of the month.**

**Atty. Jones commented that the Borough's Zoning Ordinance needs to be looked at and revised.....**

## **Report of Committees:**

Hall Committee – LED bulbs are now being used in the hall – cost \$ 30.00 a piece.

Street Committee – Mick will call Keith Flaharty regarding cinders/salt for winter... speed sign info passed out and sent to PSP. Don encouraged Council members to call PSP when speeding is witnessed.

Parks & Recreation Committee – painting under the grandstand is complete....still have some patching to complete where ruts were.....bleachers are to be stained

Ordinance Committee – Jerry Hanson made a motion, seconded by Victor Dodson, to adopt Resolution # 2019-4 – regarding the opposition to the privatization of 911. Motion carried.

Victor Dodson made a motion, seconded by Mick Regel, to adopt Resolution # 2019-5 – A Resolution Opposing the Proposed Amendment to the Municipalities Planning Code Under House Bill 103. Motion carried.

Community Pride Committee – Cost to advertise the chili cook-off on a billboard is \$ 510.00. Community Pride will pay half the cost - \$ 255.00.....Ed has concerns about advertising this big....running out of chili....short of help to serve.....no entries submitted as of this date..... Ed did state that whoever is back, in the kitchen, filing the chili samples, is not allowed to go out and tell whose chili is whose... if found out, that person cannot have anything to do with future chili cook-offs....after much discussion about who is going to pay for the other half (\$255.00) of the billboard ad, Mick said he would pay the other half (\$255.00). Matt said he might be able to get music for this event.

Movie nights – September 14<sup>th</sup> and October 5<sup>th</sup>.....Chil Cook-off – November 2<sup>nd</sup>....Breakfast with Santa – December 7<sup>th</sup>....Bingo and Pot Luck events being discussed. Also, bags of peanuts are being sold at the refreshment stand for \$ 5.00...you get a free appetizer voucher from Texas Road House with purchase of bag of peanuts.....all money goes to support the fire company.

Human Resource's Committee – Nothing to report

**Chair's Report** – Don said that (2) persons contacted him abut doing community service..... Wanda will be in charge of these persons when working.....

Don suggested that the building committee hold a meeting to make plans for what needs to be done, next year, at the pole building.

Don stated that whoever has bills to submit, they are to be given to Mindy first....she, in turn, will give them to Marian for payment.



Don submitted the project amount for mulching at the playground to Kevin Eck for the Project Planning Project – it was rejected.....suggested something put together for next year and resubmit again.....also, we can use the money for street repair work...

Don asked Mindy to contact Atty. Jones and ask who he would recommend for the zoning board attorney.....also, start looking into a new 3<sup>rd</sup> party zoning officer.....

Secretary's Report – thank you note received from Bessie Fink, Marvin Fink's wife, thanking Council for the floral arrangement sent for Marvin's funeral.....

\$ 50.00 fines were sent to Jack Henry, Jr. and Riverside Investments, LLC, for second offense of weed ordinance.....also, letter about trees hanging over Lemon Avenue sent to K. Franklin Kiehner, was returned UNCLAIMED....Victor will give Don the phone number of someone who trims trees and have the trees trimmed back....the bill will be sent to the property owner....if they do not respond, a lien will be placed on the property. The ordinance says that trees/brush must be 14' off avenues and 8' off sidewalks.....

Motion made by Victor Dodson, seconded by Jerry Hanson, to adjourn the meeting. Motion carried. Meeting adjourned at 9:19 pm.

*The next scheduled meeting is Tuesday, October 1, 2019 at 7:00 p.m.*

Respectfully submitted,

Mindy K. Barshinger  
Boro Secretary