

President Neil Ecker called the February 7, 2023 regular council meeting of the Biglerville Borough Council to order at 7:00 p.m.

The following council members were present: Neil Ecker, John Angstadt, Robert Pantaleo, Janet L. Gliem, Melinda Warren Elnaggar, Robert E. Guise, Robert Smith, and Mayor Phil Wagner.

Guests: Craig Zach, KPI; Bernie Yannetti, Solicitor; Tom and Lisa Newberry, Citizen; Ken Scott, Beyond All Boundaries, Inc.; Randall Hodges, Citizen; Elvia and Rigoberto Alvarez, Citizen; Doug Hays, Water Operator; Kelly Shaffer, Office Assistant.

Authority Members: Nicole Redden, Chair; Richard Mountfort, Michael Landis; Erik Vranich; Phil Wagner.

ANGSTADT MADE A MOTION TO APPROVE THE REGULAR MEETING MINUTES FOR JANUARY 3, 2023 MINUTES AND ELNAGGAR SECONDED THE MOTION. MOTION CARRIED UNANIMOUSLY.

AGENDA ADDITIONS: Chapter 94 Report added under Sewer Committee.

AUTHORITY: Redden asked the Authority to make a motion to accept the PennVest loan.

AN AUTHORITY MOTION WAS MADE BY WAGNER AND SECONDED BY VRANICH TO APPROVE THE PENNVEST LOAN FOR APPROXIMATELY TWO MILLION AT 1.79% FOR THE FIRST FIVE YEARS AND OVER 2% FOR THE INTEREST OVER FROM SIX TO TWENTY YEARS. MOTION CARRIED UNANIMOUSLY.

A COUNCIL MOTION WAS MADE BY SMITH AND SECONDED BY PANTALEO TO APPROVE THE PENNVEST LOAN FOR APPROXIMATELY TWO MILLION AT 1.79% FOR THE FIRST FIVE YEARS AND OVER 2% FOR THE INTEREST OVER FROM SIX TO TWENTY YEARS. MOTION CARRIED UNANIMOUSLY.

Craig Zack provided a briefing on the railroad contract. Discussion on railroad regulations and the office is working on the insurance requirement for this agreement. Zack suggests not signing the agreement until we have the insurance quote. At the March meeting, the Authority will need to vote on the contract and make a motion to sign it.

Zack gave an update on the timing of the E York St project. Zack spoke to PennVest and discussed the grant award determinations; DCED is estimated to award the grants in July. The estimated date for advertisement for this project is in June. Zack commented that L/B Water expects the pipe to arrive in April and they will hold the pipe for the borough. Gleim asked when the bill for the pipe to L/B will be due. Zack

commented it will need to be paid when we take responsibility for the pipe, and it delivered to the borough. There was conversation about where to stage the pipe. Hays mentioned about two different locations. The best location would be along East York Street where Keystone Lumber was located. Hays mentioned he would contact the current owner of the property to get approval for staging the pipe. Council and Authority concurred to authorize KPI to get started on the bid documents but not to advertise them until we get closer to the DCED grant awards.

Dick Mountfort, Erik Vranich, Michael Landis, Nicole Redden left the meeting at this time.

OPPORTUNITY FOR CITIZENS TO BE HEARD: Lisa Newberry advised that she owns 15 South Main Street and it's currently vacant. There is a food truck business, Pretzel Stuff Cafe is looking to bring their business to Biglerville. They have been in business for five years. They will operate out of the two food trucks and use the store front for a couple seats and grab n go. Due to the change of use for zoning, the parking plan requires 13 parking spots in Biglerville. She submitted a parking plan prior to the meeting and was not approved by the Code and Zoning Enforcement Officer. Ecker commented that this was the first time to see this design. Newberry mentioned they could reduce the number of chairs. Ecker advised that Wayne and KPI will need to review the parking plan. Discussion with Hays on "street parking" in that area of South Main Street.

Lisa and Tom Newberry exited the meeting at this time.

Randall Hodges asked if the borough could put speed bumps on Fourth Street. He mentioned a lot of vehicles that travel the road are going over the speed limit . Hartley commented that they do have a place that they sit on Fourth St and the citations have been written and he stated that they will make more of a presence on that street.

Alvarez-Ponce left the meeting at this time.

PLANNING COMMITTEE: John Angstadt discussed the request from Beyond All Boundaries, Inc.to vacate the alleys mentioned on the subdivision plan.

A MOTION WAS MADE BY ANGSTADT AND SECONDED BY ELNAGGAR TO PREPARE AN ORDINANCE AND ADVERTISE IT FOR THE VACATED AND UNOPENED ALLEYS AND TO GRANT THE PETITION THAT WAS SUBMITTED. MOTION CARRIED UNANIMOUSLY.

After further discussion, Ken Scott from Beyond All Boundaries requested an extension to the subdivision plan until May 2nd. He will provide this request in writing.

A MOTION WAS MADE BY ANGSTADT, SECONDED BY SMITH TO EXTEND THE BENNETT SUBDIVISION PLAN UNTIL MAY 2, 2022. MOTION CARRIED UNANIMOUSLY.

Yannetti left the meeting at this time.

Ridge Rentals have submitted a storm water plan for the property along Hanover Street and it was reviewed by Knoebel at KPI regarding the storage rentals. No action is needed by the council at this time until the Land Development Plan is received.

WATER COMMITTEE: Smith read the water report.

In January, our water system pumped a total of 3,387,000 gallons averaging 109,258 gal/day. That's an 22.8 % increase from December 2022 and a 5 % increase from January 2022.

January's bacteria samples were taken on the 1st at 110 South Main Street (7-11 store), 33 Musselman Ave. (boro office), 374 Heidlersburg Road (G.V.M.)

In January, we had two final water meter readings at 24 West Hanover Street and 10 Beecherstown Road

On February 25th Doug completed and submitted the 2022 Chapter 110 water report to D.E.P. (annual water report)

On February 2nd S.R.B.C. had a hearing for Well #7 permit renewal. (See attached email)

On January 20th, Chamberlin & Wingert repaired a leaking water service lateral in the middle of the street at 126 -128 West York Street.

Water /Wastewater Operator
Doug Hays

Discussion with Craig Zack on grants and the timeline is for us to be billed from L/B Water and Zack estimated it to be May.

Shaffer reviewed with the council the next phase to be sent the Backflow Prevention letters. Council concurred to get the Phase 1 section done first and decided to give an extension date from 2/28/23 to 5/31/23.

A MOTION WAS MADE BY SMITH AND SECONDED BY PANTALEO TO RESEND THE BACKFLOW PREVENTION LETTERS TO PHASE ONE WITH AN EXTENSION DATE OF MAY 31, 2023. MOTION CARRIED UNANIMOUSLY.

Hodges left the meeting at this time.

SEWER COMMITTEE: Gliem read the sewer report.

- Treated total 7,111,000 gallons
- Average per day 229,000 gallons
- Weekly BOD, CBOD, Phosphorus, Ammonia Nitrogen, TSS, & Fecal Coliform samples
- Weekly nitrate-nitrite & total nitrogen samples
- Monthly Copper & Final Hardness samples
- We had the Chamberlain & Wingert guys here twice this month to help with the UV system at the STP. We replaced bulbs, sleeves, wire plugs, and ballasts.
- Envirep was here this month to do the annual maintenance for the raw pumps.
- We had an Intensity probe go bad for the UV system this month. We had a spare here to put back in & get back online. We got a quote from Trojan for a spare probe, but also got a quote for what we normally order every year. The quote is included, and I'm asking council's permission to order everything on the quote to save on shipping down the road, and the possibility of a price increase. This is a budgeted item.
- Run press 12 days

Kevin Bollinger

Water/Sewer Operator

A MOTION WAS MADE BY GLIEM AND SECONDED BY SMITH TO APPROVE PURCHASE AT \$13,736.50 FOR UV LIGHTS AND SENSOR FOR UV LIGHTS PLUS COST OF FREIGHT. MOTION CARRIED UNANIMOUSLY.

Zack reported on the sinkhole for West York Street that Justice has decreased the size of the pipe due to the shallow position of it. Zack has asked for a start date from Justice.

Gliem stated that the council will need to make a motion to get the Chapter 94 report prepared from KPI.

A MOTION WAS MADE BY GLIEM AND SECONDED BY ELNAGAR TO HAVE KPI PREPARE THE CHAPTER 94 REPORT. MOTION CARRIED UNANIMOUSLY.

President Ecker called an executive session regarding Personnel at 8:02 p.m. and returned to the regular meeting at 8:32 p.m.

A MOTION WAS MADE BY ECKER, AS CHAIR OF FINANCE AND PERSONNEL, AND SECONDED BY GLIEM TO CHANGE THE PROBATIONARY PERIOD TO SIX (6) MONTHS IN THE PERSONNEL POLICY. MOTION CARRIED UNANIMOUSLY.

A MOTION WAS MADE BY ECKER, AS CHAIR OF FINANCE AND PERSONNEL, AND SECONDED BY ELNAGGAR TO HIRE ERIC BAKER AT \$15 PER HOUR AND PART TIME NOT TO EXCEED 40 HOURS BI-WEEKLY WORK WEEK. MOTION CARRIED UNANIMOUSLY.

Discussion of NAREMA Truck purchase. Discussion on storage of the truck and if other municipalities are joining in on the purchase. Unknown on which municipalities are going together to pay for the truck and maintenance costs. This is tabled because they are waiting for more information from NAREMA.

Ecker discussed the need to have Smith, Elliott, and Kern (SEK) in Hanover PA to do work for the corrected 941 from 2021 and 2022 due to Medicare reimbursement, as reported to council earlier this year. The council made a straw vote which needs to be verified by a motion of the council on this issue.

A MOTION WAS MADE BY ECKER, AS CHAIR OF FINANCE AND PERSONNEL AND SECONDED BY ELNAGGAR TO VERIFY AND APPROVE THE STRAW VOTE FOR THE CORRECTED 941 WORK TO BE DONE BY SEK IN HANOVER PA. MOTION CARRIED UNANIMOUSLY.

A MOTION WAS MADE BY ECKER, AS CHAIR OF FINANCE AND PERSONNEL AND SECONDED BY SMITH TO EXONERATE BETH CORSON, TAX COLLECTOR, FOR A TOTAL OF \$5,394.19 FOR REAL ESTATE, OCCUPANCY AND PER CAPITA TAXES. MOTION CARRIED UNANIMOUSLY.

PROPERTY/HIGHWAY COMMITTEE: Guise reported to the council that this is the time of year to get quotes for Street Cleaning.

A MOTION WAS MADE BY GUISE AND SECONDED BY PANTALEO TO GET QUOTES FOR THE STREET CLEANING. MOTION CARRIED UNANIMOUSLY.

SAFETY COMMITTEE: Pantaleo had no questions for the Police Report.

Discussion on school bomb threat.

Chief Hartley reported that the stray cat's citation court hearing won at the magistrate office; however, an appeal may be upcoming. Request for further information on the animal ordinance definitions.

ORDINANCE COMMITTEE: Elnaggar will report back on the outstanding item for this committee.

CODE ENFORCEMENT REPORT: Report attached.

MAYOR: Had nothing to report

OLD BUSINESS: YATB Meeting – nothing to report.

NAREMA Deputy – nothing to report.

NEW BUSINESS: President Ecker announced to the council on the sunroom office that the ACNB Bank donated the table and chairs to the borough office. The red chairs were purchased at \$10 per chair by REMAX in Hanover. The TV, paint, IT rewire, LED lights, Ceiling fan and Air Conditioner were purchased by the borough.

Shaffer announced the following: 1) The office staff gave a thanks to President Ecker for painting the sunroom office and purchasing and delivery of office items. 2) Adams County Borough's Association to be held on March 20. 3) PSAB announced a change in bid thresholds amounts. 4) U.S. Board on Geographic Names gave a new name for creek behind the school which is now called Kitty Payne Creek. 5) Biglerville Historical and Preservation Society are looking for volunteers.

INVESTIGATIONS/INSPECTIONS

NAME	ADDRESS	REASON	DATE	OUTCOME
	63 Fourth St	Junk and debris 63 Fourth St notices for junk and debris Third Street notices for junk and debris and junk vehicles		Sent Notices to: 63 Fourth St Growers Property on Third St Guise Property on Third Street (See Note:)
	36 N Main St	Condemned building		Filed citation (See Note)
	301 E York St	Vacant Building Registering Violation		Filing citations
	142 W Hanover St	Vacant Building Registering Violation		Filing citations
	112 S Main St	Two Junk Vehicles	10/13	Sending notices
	112 S Main St	Junk mowers behind garage	10/13	Sending notices
	7/15 S Main Street	Request for new business.		Reviewed the new business. (See Note)

63 Fourth Street:

Note: By request, I met owner representative on site. Issued opinion on the cleanup.

#1 The Fourth Street property must be cleaned up entirely.

#2. The Third Street properties (both Growers and Guise property must be cleanup of all junk and debris and junk vehicles.

#3. It is my opinion that both Third Street properties which are in the Industrial Zone would be permitted to use the properties for the barrel business and the equipment business with the tractor trailers as long as both properties were cleaned up off all junk and debris.

Industrial: Assembly, fabrication or compounding of products from previously processed materials.

36 North Street:

Note: Because of the ongoing situation at 36 N Main St., this situation has continued from the previous owner without any progress in fixing the existing dangerous building. Currently I filled one citation in December. I will file another citation for January and will fill citations every two weeks in February. And if continues, I will file weekly citations in March.

7/15 South Main Street:

Note: Reviewed request for new business. Requested a parking plan because of the new use / business.

I rejected all three plans submitted because they did not comply with the current boroughs design plans requirements.

They also did not address any ADA compliance requirements regulated by Labor and Industry

It would be my suggestion that the parking plans be reviewed by KPI for compliance.

Signed By:

Wayne Smith
Zoning/Code Enforcement Officer

**BIGLERVILLE POLICE DEPARTMENT
MONTHLY ACTIVITIES REPORT FOR JANUARY 2023**

38	COMPLAINTS OR SERVICE CALLS			53	TRAFFIC STOPS
48	TOTAL ARREST	47	TRAFFIC	1	CRIMINAL
4	INVESTIGATIONS	22	WARNINGS	4	PSP HANDLED CALLS
1,517	TOTAL MILES TRAVELED		309.5	TOTAL HOURS WORKED	
167.5	Hartley	24	Coffey	118	David

COMPLAINTS / SERVICE CALLS	TRAFFIC ARREST	CRIMINAL ARREST
9 – Follow up Calls	28 – Max Speed	1 – Disorderly Conduct
4 – Information	7 – Expired Inspection	
2 – Civil Issues	6 – Expired Registration	
2 – Assist EMS	3 – Suspended License	
2 – Crim Mischief – Non Active	1 – Required Financial Responsibility	
2 – Court Appearance	1 – Fraudulent Use of Registration	
2 – House Check	1 – Period for Required Lights/Lamps	
2 – Reportable Crash’s		
2 – Theft Non Active		
2 – Assist Police Department		
1 – Assist Other Agency		
1 – Noise Disturbance		
1 – Fraud Identity Theft		
1 – Megans Law Notification		
1 – Harassment Non Active		
1 – Building Check		
1 – Disabled Vehicle in Traffic		
1- Pedestrian Struck. Bendersville		
1 – Warrant Service		

TYPE OF INVESTIGATIONS:

2	Disorderly Conduct
1	Criminal Mischief
1	Hit & run
1	Trespass by Motor vehicle
1	Boro ATV Ordinance

STATUS OF INVESTIGATIONS (JANUARY) 2023:

<u>0</u>	CLOSED UNSOLVED
<u>0</u>	UNFOUNDED
<u>1</u>	UNDER INVESTIGATION
<u>3</u>	CLEARED = Arrest, Closed in House, Victim Refused to Cooperate

STATUS OF INVESTIGATIONS YEAR TO DATE 2023

<u>0</u>	CLOSED UNSOLVED
<u>0</u>	UNFOUNDED
<u>1</u>	UNDER INVESTIGATION
<u>3</u>	CLEARED = Arrest, Closed in House, Victim Refused to Cooperate

REPORTING OFFICER: CHIEF Craig A. Hartley

A MOTION WAS MADE BY GUISE AND SECONDED BY PANTALEO TO PAY THE BILLS AND ADJOURN THE MEETING AT 8:52 P.M. MOTION CARRIED UNANIMOUSLY.

PLGIT/ACNB BANK STATEMENT RECONCILIATIONS:

ACCOUNT TITLE:	GENERAL ACNB FUND with PLGIT	SEWER ACNB FUND with PLGIT	WATER ACNB FUND with PLGIT
BAL BRO FWD	\$103,058.14	\$86,600.72	\$21,962.30
RECEIPTS	\$65,135.47	\$40,096.11	\$76,113.93
SUB TOTALS	\$168,193.61	\$126,696.83	\$98,076.23
BILLS	\$74,212.03	\$39,088.41	\$40,888.88
TOTALS	\$93,981,.58	\$87,608.42	\$57,187.35
PLGIT TRUST BALANCES TITLE:	\$779,379.20	\$395,623.82	\$80,515.98
	SPECIAL PLGIT HIGHWAY FUND	CAPITAL RESERVE PLGIT TRUST FUND	PUBLIC SAFETY POLICE PLGIT
BAL BRO FWD	\$76,482.27	\$226,739.49	\$242.65
RECEIPTS	\$282.65	\$873.65	\$.86
SUB TOTALS	\$76,764.92	\$227,613.14	\$243.51
BILLS	\$3120.00	\$0	\$0
TOTAL TRUST (ONLY PLGIT) ACCOUNT TITLE:	\$73,644.92	\$227,613.14	\$243.51
	PAYROLL ACNB FUND (No PLGIT)	AUTHORITY ACNB FUND (No PLGIT)	AUTHORITY #2 STP PROJECT 2017- ACNB FUND (No PLGIT)
BAL BRO FWD	\$3,178.21	\$7,836.35	\$4,806.23
RECEIPTS	\$44,971.86	\$5,542.05	\$3,521.31
SUB TOTAL	\$48,150.07	\$13,378.40	\$8,327.54
BILLS	\$46,122.04	\$5,645.28	\$3,521.31
TOTALS	\$2,028.03	\$7,733.42	\$4,806.23

Signed,

Sandra L. Vazquez
Secretary/Treasurer