

**Mercersburg Borough Council**  
Borough Hall, Mercersburg, PA  
September 12, 2011  
7:00 p.m.

**Attending:** President McClintick, Mayor-Jim Zeger, Vice-President-Joshua Meyers, Betty Stenger, John Freeland, Tom Suddeth, Donald Stoner Jr., Solicitor-Sam Wisner, Engineer-Lance Kegerreis, Borough Manager-Tammy Oberholzer, Assistant Borough Manager-Dawn Scheller, Police Chief-John Zechman

**Absent-** Chris Frisby

**Press:** Gina Hall – The Mercersburg Journal

**Guests:** None

President McClintick called the meeting to order at 7:00 p.m.

Mayor Zeger led the Pledge of Allegiance.

President McClintick welcomed John Freeland. Mayor Zeger swore in John Freeland before he took his seat at the Council Table.

President McClintick asked for a motion to approve the meeting Minutes.

**MOTION: to approve the meeting minutes from August 22, 2011 was made by Josh Meyers, second by Betty Stenger, President McClintick asked for any corrections/suggestions, Tom Suddeth asked that a correction be made to show Josh Meyers opposing the Rental Maintenance Ordinance Motion on page three of the minutes, Josh and Betty amended the motion to include that correction, all ayes, motion carried.**

President McClintick asked for a motion on the Treasurer's Report for the month ending August 31, 2011.

**MOTION: to approve the Treasurer's Report for the month ending August 31, 2011 was made by Josh Meyers, and John Freeland, all ayes, motion carried.**

Sam Wisner Entered the meeting at 7:05 p.m.

President McClintick asked for a motion to approve the Bills Payable list for the month ending August 2011.

**MOTION: to approve the Bills Payable list for the month ending August 2011 was made by Tom Suddeth, second by Josh Meyers, all ayes, motion carried.**

President McClintick asked for the Mayor's Report.

Mayor Zeger spoke to Council about the September 11, 2011 events that he attended. He stated that he went to two events one in Mercersburg and the second in Chambersburg. Mayor Zeger stated that a piece of the World Trade Center will be placed at Letterkenny in remembrance of 9/11/01. Mayor stated that everyone should do what they can to be an active member. Mayor stated that both the Water and Sewer Authorities have openings on them. He encouraged the Council Members to assist in finding Residents who would be interested in filling the vacant positions.

Donald Stoner arrived at the meeting at 7:10 p.m.

President McClintick asked for the Police Report:

Chief Zechman presented the Police Report. The Mercersburg Police Department responded to 135 Complaints and Service calls, 6 Borough Ordinance Violations, 24 Criminal Investigations, 13 Arrests, 4 Accident Investigations, 35 Citations Issued, and 44 Parking Tickets Issued. Chief Zechman reported that the Grant Funds for the Computer Grant have been spent and final project report is due

no later than October 5, 2011. Chief Zechman discussed that he would be posting the available Part-Time Police Officer position opening on web sites and that he would research the price of Rain Coats for the Department.

President McClintick asked if Sam Wiser had anything. Sam Wiser stated that the Borough is still in the process of trying to resolve the issues with Gannett Fleming.

President McClintick asked for an update from the Engineer. Lance stated that they will be rescheduling the final walkthrough for the Grain Alley project due to the weather. Lance stated that he had received information regarding the items still needing completion and will be verifying that everything is completed.

President McClintick asked for the Borough Manager's Report.

Tammy Oberholzer stated that GANOE was contacted and should begin the work on Church Street. She would keep Borough Council informed of the project. Tammy stated that the council room air conditioning unit would not turn on. Larry Nair looked at the 8+ year old air conditioner and determined that it needed a new control panel. The panel would have to be purchased in a kit and would cost over \$200.00. After discussion, it was determined that purchasing a new air conditioner was a better choice rather than purchasing the replacement parts. Tammy Oberholzer presented a letter from a resident regarding the Trash Ordinance. The Resident asked that they be exempt from having to participate in the program. After discussion, Borough Council instructed Tammy to regretfully respond to the residents request and state that Borough Council would not make an exception. Tammy Oberholzer provided the Council Members with updated information regarding the Water Line Replacement on Bennett Ave. Tammy Oberholzer stated that they were awaiting information from First National Bank of Mercersburg regarding the Curb/Sidewalk Loan Program.

President McClintick asked for the Secretary's Report.

Dawn Scheller stated that she included in the Council Packets copies of Ordinance Violation letters that have been sent. Dawn stated that 3 Land Use Permits were issued during the month of August. Dawn Scheller stated that the office has not received any information regarding the Franklin County Long Term Transportation Plan. Dawn Scheller provided an update on the Street Sign Replacement Requirements. She explained that legislators are looking to adjust the requirements eliminating the time restrictions on replacing the signs. If passed the signs would need to be replaced on an as needed basis. Dawn Scheller stated that the Trash RFP was advertised according to the requirements and the Bids are due on September 23, 2011 by noon. Dawn Scheller stated that she will forward the information to the Trash Committee Members for review. The Bids would be announced and a recommendation from the Committee would be provided at the Borough Council meeting scheduled for October 10, 2011.

President McClintick stated that the Public Works Department Report was included in the Packet for review.

President McClintick asked for the Committee Reports.

Betty Stenger reviewed information regarding an upcoming project. Betty Stenger stated that the Library is raising funds by selling engraved bricks to be placed in the Library's front sidewalk. She asked for Borough Council's support by allowing the Public Works Department to assist in removing the existing sidewalk. Betty stated that the project would begin in the fall of 2011. Sam Wiser was asked for his opinion on the use of Borough Employees for such work. Sam Wiser stated that Council should be aware of the liability concerns with a project like this and also the precedent set by allowing the employees to complete this work. Sam Wiser stated that the decision is Borough Councils' to decide. Council Members made suggestions to Betty Stenger regarding this project. No motions were made to allow for further discussions.

Betty Stenger presented the information regarding the HARB Committee Meeting. Dawn Scheller stated that she would forward the pictures to Borough Council Regarding the application that was discussed. Betty described the project and presented the recommendation to Council. HARB's recommendation was to approve application COA: 11-09-01 contingent upon two items; first, Mr. Cordell would choose the approved 5v5 Fabral Roofing Material and second Mr. Cordell would bring a sample of the material to the Borough Office for confirmation.

**MOTION: to approved Application COA: 11-09-01 contingent upon Mr. Cordell using the HARB approved 5v5 Fabral Roofing Material and a sample be brought into the Borough Office for confirmation was made by Josh Meyers, second by Betty Stenger, all ayes, motion carried.**

The Property Committee met on September 7, 2011. Minutes from this meeting was included in the packets. The Property Committee shared that the contract with CCIS is on the Agenda for services needed regarding Ordinance 6-11. The Property Committee asked that the Nominating Committee work on finding members for the Appeals Board required for Ordinance 6-11.

**MOTION: to authorize the Agreement with CCIS for services of a qualified code enforcement officer and inspectors to assist the Borough of Mercersburg in inspections and enforcing the codes in Ordinance 6-11 was made by Donald Stoner, second by Josh Meyers, Tom Suddeth opposed, remaining ayes, motion carried.**

President McClintick reviewed the correspondence included in the packets.

A discussion about Findlay Park and the status of an initially proposed Tot Lot by the developer occurred. After discussion it was stated that there was no record of a Tot Lot in the Final Approved Plans.

President McClintick asked for any additional items.

Tammy Oberholzer stated that there was one additional item. She presented information regarding a renewal of the 2012 Membership for the Central Westmoreland C.O.G. The membership cost is \$175.00.

**MOTION: to approve the renewal of the 2012 Central Westmoreland C.O.G. membership at the cost of \$175.00 was made by Josh Meyers, second by John Freeland, all ayes, motion carried.**

President McClintick reviewed the calendar. President McClintick asked that the Streets Committee, Personnel Committee, and the Property Committee meet on the scheduled dates.

No other business was discussed.

**MOTION: to adjourn at 8:10 p.m. was made by Donald Stoner, second by Josh Meyers, all ayes, motion carried.**

*These minutes transcribed by the Borough Secretary, Dawn L. Scheller, from her notes and a recording of the meeting. Respectfully submitted by Borough Secretary, Dawn L. Scheller*

Date Approved: 10/10/11      Motion made by: Betty Stenger      Second made by: Tom Suddeth