

**Felton Borough, York County ~ Council Meeting
Monday, May 6 2024**

Meeting Date and Time: Monday, May 6, 2024 6:30 pm at the Felton Borough Office located at 88 Main Street, Felton Pa.

Council Members present: Mary Lader, James Vergos, Sherry Arnold, Zac Klock, and Mayor Bryan McManus

Council Members Absent: Gary Martin, John Trout and Mike McPherson

Other present: Tracy Halbleib, Chad Arnold of Alliance Fire and Rescue, Ryan and Ed Cuthie and Secretary Joy Flinchbaugh.

Mary Lader opened the meeting with the pledge allegiance to the flag at 6:33 pm.

Approval of Minutes: A motion to approve the April 1st meeting minutes was made by James and 2nd by Zac. The motion passed without opposition.

Approval of Treasurer's Report: A motion to approve the treasurer's report with the following additions: GF: Sharon Wolfe \$1818.63, Gordon Brown \$216, \$147.50, \$1609.34, \$762.91 and State Fund: Met-Ed Street lights \$607.93 was made by James and 2nd by Sherry. The motion passed without opposition.

Called to be on agenda: No one called to be on the agenda.

Public Comment: Tracy H is here to discuss one of the Codes Enforcement issues. Ryan and Ed Cuthie were here to observe the meeting.

Alliance Fire and Rescue – Chad Arnold

- There was a total of 79 calls in April of which 1 was in the borough
- Craft show will be held on September 14th
- Gun raffle tickets are now available and will be held on September 21st. They are looking for more sponsors of the guns to help offset the expenses. They currently have 11 sponsored.
- Fire company will be doing fire truck rides and pit beef for Celebrate Felton as well as helping with parking and traffic control.

Solicitor – Jeff Rehmeyer of CGA Law Firm, Memo

- **Gemcraft Matters** - It is our understanding that the stormwater facilities installed on lots 7 and 8 are in place and functioning. Additionally, the facility that was moved at 46 Sechrist Flat Road appears to be functioning as well. Therefore, all the public improvements secured by the Letter of Credit that was provided by Cornerstone at Concord Commons, LP have been installed and confirmed to be acceptable by your Engineer. Counsel for Cornerstone at Concord Common, LP has requested that the Letter of Credit be released. I suggest that it be released. It would take a motion, second and formal vote by Council. The release is appropriate in accordance with the Municipalities Planning Code if all improvements for which the Letter of Credit acted as surety are installed. A motion to release the Letter of Credit for Concord Commons was made by Zach and 2nd by Sherry. The motion passed without opposition.
- **Burn Ban Ordinance** - If the Borough wants to empower the Fire Company with enforcement of this Ordinance it can per Section 10A07 of the Borough Code, allowing the mayor to enforce ordinances and regulations and Section 1202 of the Borough Code authorizing the Borough to provide for enforcement and penalties for violation of ordinances, but there should be language

to that effect specified in the Ordinance. Additionally, the Borough should determine who from the Fire Company is willing and able to carry out these enforcement duties. For example, would it be the Chief or some others in leadership positions. Would it be the highest-ranking individual who might be on site if there is a burn issue? And who would that person be (by title). If you can offer more, I can assist with the continued development of this Ordinance. There was much discussion on the issue from the council and Chad the representative from the fire company and have a few questions to take back to Jeff for clarification. Does the Mayor and or council have to be named in the ordinance to do enforcement? They would prefer that not be include3d in the ordinance. It was also discussed about having a line officer / senior firefighter on the scene have the authority to enforce the ordinance. Joy will pass along the questions to Jeff.

- **Franchise Agreement with Comcast** – Jeff’s review will be done soon.
- **Collection Report** – the council reviewed the report.
- **Air B&B’s** – Jeff provided information from Shrewsbury Borough on an amendment they did to their zoning ordinance to address Air B&B’s. The council can review for next month’s meeting.

Engineer – Byron Trout of Gordon Brown

- **CDBG Grant** – the contract has been signed and York Excavating will begin soon.
- **Penn Dot Multimodal Grant Award – Water Street & Moore Lane** – Bid opening was on May 2nd and we received no bids. Byron would like to know how to proceed. Rebid the project as a whole or break it into some projects that some smaller companies can bid on. Byron does have 2 companies that said they would bid on the project. A motion to rebid the project as a whole was made by Zack and 2nd by James. The motion passed without opposition.
- **Covid 19 ARPA Grant – Red Lion Ave Stormwater** – Going out for bid this month to be ready for June.
 - Local Share Account Statewide Grant for Church Lane – The Contract signed and the survey is complete but there are issues with matching up property lines. Byron will discuss with Jeff and start to move forward on it.
- 297 Main Street impervious area added – Nothing more has been done yet

Code Enforcement – Wayne Smith

- **3 Main Street** – porch has been completed.
- **47 Main Street** – nothing more has been done yet.
- **42 Beaver Street** – the dog had been removed but then came back. As per Michelle Klugh the dog stays at the home until the dangerous dog charges goes to a hearing.
- **39 Main Street**- Wayne had been out and spoke with Tracy and got some more pictures. After discussion on the issue, it was decided that Wayne so start enforcement on all the ordinances that this property is in violation of.

SEO – Adam Anderson of Design Concepts

- There was no activity in March or April

Old Business:

- Open Burn Ordinance revisions – was discussed earlier.
- Banners – the new banners here and ready to put up. Joy will be contacting Keith to get that scheduled.
- Electric service at pavilion Quotes are as follows:
 - Dorn Electric for \$6552
 - Bradley Myline for \$8745

After discussion on the funds for this project a motion to award the work to Dorn Electric for \$6552 was made by James and 2nd by Zac. The motion passed without opposition.

- Gazebo – power washing has been completed by Bryan.
- Felton's 125th anniversary - June 21-23rd
 - Fireworks are scheduled
 - Portable Restrooms are ordered
 - Mulch on the playgrounds has been completed
 - Entertainment – Shane Fregm
 - Need volunteers for manning the bounce houses so we do not need to pay \$80 per hour per person for 3 Monkey's to do it.

New Business:

- **Ambulance report** – nothing to report
- **Inlet on Main Street and Charles Street** – this inlet was completely covered by debris. Joy had Pennell Services come out and clean it out.
- **Tree in Pine Run Creek at Main Street bridge** – Joy has asked Pennell Services to remove this tree from the creek
- **Stone in holes on Water Street and paving patch at bridge** – the pot holes on Water Street in front of the sewer plant and at the bridge are getting bad and it will be a while until we get to construction on this project. It was suggested to contact some other municipalities about purchasing some of the bags of cold patch. A motion to have Pennell Services do the work with a not to exceed of \$1200 was made by Zac and Sherry. The motion passed without opposition.
- **Fire Police request for Dallastown Borough** for the Budweiser Clydesdale Horses parade. A motion to approve was made by James and 2nd by Zac. The motion passed without opposition.

Comments from Council –

- Mary mentioned street mowing on Charles Street needs to be done.

Secretary:

- Statement of Financial Interest Forms – Need 2 more.
- Dirt & Gravel Road re-certification – there is a class available on August 14 & 15th. Joy will have to check my schedule register for that.

Adjournment:

A motion to adjourn was made by James and 2nd by Zac and 7:58 pm. The motion passed without opposition.

Borough Secretary ~ Joy Flinchbaugh