

MINUTES OF THE CORNWALL BOROUGH COUNCIL
MEETING HELD ON MONDAY, FEBRUARY 13, 2012 AT
7:00 P.M. IN THE CORNWALL BOROUGH OFFICE

The meeting was called to order at 7:00 p.m. by Council President Joe Keaney.

PLEDGE OF ALLEGIANCE

PRESENT

Joe Keaney, Beth Yocum, Gerald Boughter, Rob Koehler, Mike Thomas, Bob Thomas, John Karinch and Mayor Mark Thomas.

PUBLIC

Meeting attendance sheet is attached hereto.

APPROVAL OF MINUTES

JANUARY 9, 2012

Gerald Boughter made the motion, seconded by John Karinch to approve the minutes from the January 9, 2012 meeting. Motion passed.

JANUARY 23, 2012

A motion was made by Gerald Boughter, seconded by John Karinch to approve the minute from the January 23, 2012 meeting. Motion passed.

PUBLIC COMMENT

None

REPORTS

SECRETARY

Gerald Boughter made the motion, seconded by Mike Thomas to approve the Secretary's Report. Motion passed.

TREASURER

A motion was made by Gerald Boughter, seconded by John Karinch to approve the report of the Treasurer. Motion passed.

HIGHWAY DEPARTMENT

Gerald Boughter made the motion, seconded by Bob Thomas to approve the Highway Department Report. Motion passed.

WATER/SEWER DEPARTMENT

A motion was made by Bob Thomas, seconded by Gerald Boughter to approve the Water/Sewer Department Reports. Motion passed.

CORNWALL COMMUNITY FIRE COMPANY

Gerald Boughter made the motion, seconded by Beth Yocum to approve the report of the Cornwall Community Fire Company. Motion passed.

MAYOR

A motion was made by Gerald Boughter, seconded by John Karinch to approve the report of the Mayor. Motion passed.

CORNWALL BOROUGH PLANNING & ZONING COMMISSION

Gerald Boughter made the motion, seconded by Mike Thomas to approve the report of the Cornwall Borough Planning & Zoning Commission. Motion passed.

BUILDING PERMIT REPORT

A motion was made by Gerald Boughter, seconded by John Karinch to approve the Building Permit Report. Motion passed.

RECREATION

Bob Thomas made the motion, seconded by Beth Yocum to approve the Recreation Committee Report. Motion passed.

EMPLOYEE SAFETY COMMITTEE

A motion was made by Beth Yocum, seconded by Gerald Boughter to approve the report of the Employee Safety Committee. Motion passed.

COMMUNITY SAFETY/BOARD OF HEALTH

Beth Yocum made the motion, seconded by Gerald Boughter to approve the Community Safety/Board of Health Report. Motion passed.

OLD BUSINESS

ROB KOEHLER – COMPREHENSIVE PLAN UPDATE

Rob Koehler informed there will be a Comprehensive Plan update on Thursday, February 16, 2012, 6:00 P.M. in the South Lebanon Elementary School.

HIGHWAY COMMITTEE – RECOMMENDATION – LOADER – BACKHOE PURCHASE

JACKSON TOWNSHIP – 1998 JOHN DEERE TC-544H LOADER

Gerald Boughter made the motion, seconded by Rob Koehler to authorize the purchase from Jackson Township, a 1998 John Deere TC-544H Loader for the net amount of \$52,000.00. The purchase will be accomplished with a Borough check for \$45,000.00 and a note promising to pay Jackson Township the balance of \$7,000.00 prior to the end of this calendar year. The \$45,000.00 will come from the Motor License Fund and the note for the No Interest Balance. Motion passed.

JOHN DEERE 2012 MODEL 310SJ – BACKHOE LOADER

A motion was made by Rob Koehler, seconded by Gerald Boughter to authorize and empower the Borough to enter into and perform its obligations under the Master Lease/Purchase Agreement (the "Lease") with Deere Credit, Inc. ("Lessor") with respect to the acquisition of a 2012 John Deere Model 310SJ Backhoe Loader (the "Equipment") under 2420-02 Pennsylvania State Contract for a total sales price of \$51,576.00 after acceptance of the trade-in of current Borough equipment and to authorize Steve Danz, Borough Manager and Borough Secretary, to execute and/or deliver to Lessor, or its designee, the Lease and all related amendments, schedules and documentation, including but not limited to IRS Forms, sales tax exemptions, Uniform Commercial Code Financing Statements, delivery and acceptance certificates, and proof of physical damage/liability insurance, in connection with the acquisition of the equipment. The Borough Manager/Secretary may, if he desires to do so, obtain legal

advice from the Borough Solicitor and shall not be required to execute and deliver the Lease and any related documentation until all legal concerns have been addressed to his satisfaction. Any and all action previously taken concerning the equipment is here by ratified and confirmed. The initial payment will be made from the Capital Project Fund with – the remaining balance from the Motor License Fund. Motion passed.

NEW BUSINESS

RESOLUTION 1-2012 – MS4

John Karinch made the motion, seconded by Beth Yocum to adopt Resolution 1-2012. Motion passed.

JOHN KARINCH – RECYCLING – NORTH CORNWALL TOWNSHIP

John Karinch informed Council about the recycling plan which is available to our residents in North Cornwall Township. Mr. Karinch informed that when your population reaches 5,000 you are mandated to open a recycling center if we would join up with North Cornwall we would save the expense when we reach the 5,000 population level. It was decided to contact Jean Long at North Cornwall and obtain information for the next Council Meeting.

WEST CORNWALL TOWNSHIP – MT. GREтна BOROUGH – POLICE SERVICES

Bob Thomas made the motion, seconded by Mike Thomas to increase West Cornwall's Police Service Contract by 6% and Mt Gretna's Contract by 5%. This will bring West Cornwall amount due to \$157,940.00 and Mt Gretna Boroughs amount to \$35,700.00. Motion passed.

CITIZENS COMPLAINT LETTERS

CORNWALL HILLS – GROUP HOME COMPLAINT

Referred to Josele Cleary

ANDY ARNOLD

Referred to Josele Cleary

TOM LEHMAN – CARPORT

John Karinch made the motion, seconded by Mike Thomas to notify the Lebanon County Planning Department to affirm the Original Building Permit #5311 and to allow the carport roof to remain at its current pitch. Motion passed.

BETH YOCUM – REPORT ON TRAINING

Beth Yocum informed that she and Joe Keaney attended a two day seminar in Harrisburg for Newly Elected Officials.

PA DEPARTMENT OF TRANSPORTATION – 419 DRAINAGE PIPE – RAILS TO TRAILS

Joe Keaney informed that a response was received back from PennDOT concerning the broken pipe along Rte 419 and Rails to Trails. After a discussion it was decided to hold a meeting with representatives from the County, Cornwall Manor, Borough and Rails to Trails.

CORNWALL MANOR CONDITIONAL USE – 60 DAY EXTENSION

John Karinch made the motion, seconded by Rob Koehler to accept Cornwall Manor's 60 day extension of time regarding Cornwall Manor's Woodside Apartment Conditional use Application. Motion passed.

DER LETTER HILLSIDE STREET – FLOODING

Joe Keane informed that a letter was sent to Jason Shirey, DER concerning the clean up of the Snitz Creek Tributary which runs behind the homes on Hillside Street in Karinchville.

ADJOURNMENT

Gerald Boughter made the motion, seconded by John Karinch to adjourn the meeting. Motion passed.

Sincerely,

Steven N. Danz
Secretary