

ROCKLEDGE BOROUGH COUNCIL
COMMITTEE MEETING MINUTES
OF
February 23, 2009

The Rockledge Borough Council met at 7:30 p.m. on February 23, 2009 at the Rockledge Borough Hall. After the prayer and the Pledge of Allegiance were recited, the roll was called as follows: Mr. Caffrey, Mr. Casey, Mr. Denelsbeck, Mrs. Kain, Mrs. Kehoe, Mr. Beady, Mr. Kelleher and Mayor Praediger.

Additions: None.

Before the council meeting, there is going to be a hearing to adopt Ordinance 611 regarding a Zoning Text Change to Ordinance 558, 27-1103 of the Codified Ordinance, reducing the required buffer for Cemeteries and burial grounds located in the institutional zoning district; leaving the remainder of the ordinance in full force and effect; effective upon adoption.

Mark Manjardi, court reporter was present.

Mr. Bresnan stated that we are here for an amendment to the zoning ordinance pursuant to an ad that was published and which will be admitted and made part of the record as Exhibit 1 proof of publication of the intended adoption of the ordinance and will admit as Exhibit 2, a letter from the Borough Planning Commission which states its agreement with the proposed ordinance change and also note for the record that the manager did transmit to the County Planning Commission the proposed change and no response was received within the requisite 30 day period called by the municipalities planning code.

The proposed ordinance change simply amends the institutional zoning district ordinance by changing the buffer zone where cemeteries are involved. The existing buffer strip from a property line to a burial site is 40 feet. Under the proposed change, it is still 40 feet if there is a structure such as a mausoleum, but if there is only a headstone, the buffer strip is reduced to 15 feet and within that 15 feet it can only be for walkways. It applies to any cemetery that is located anywhere in the Borough and among other things, allows one of the cemeteries to continue operations on one edge of their property where the Loney Street Trail is intended to go in. This does not work any kind of a hardship to any other property in the Borough.

Mr. Bresnan asked if there were any questions from the public regarding this change. There were none.

Council voted on this ordinance change. Roll call was taken and the vote was 7:0. Ordinance 611 is adopted.

Mr. Denelsbeck motioned to close the zoning hearing. All were in favor.

Mr. Caffrey advised that there was an executive session after the February 9, 2009 meeting and that there was an executive session meeting before the February 23, 2009 council meeting.

Law and Planning: Mr. Beady advised of adopting Ordinance 612 an ordinance of the Borough of Rockledge adding a new Section to Chapter 5, Part 2 of the Rockledge Codified Ordinances (Adopting Boca National Property Maintenance Code) to allow for the placement of a Portable on Demand Storage Unit on a property temporarily and subject to the limitations stated herein: Effective upon Adoption.

Mr. Caffrey stated that we do not have a permit cost for this. Mr. Bresnan advised the easiest way to do this is to vote to set the amount tonight for the permit fee and he will add a sentence to the Ordinance that has that amount. The way Mr. Bresnan did the new permit fee Ordinance says that when you go to amend an amount later you can do by resolution, but when you establish one for the first time, it has to be by Ordinance. Since the PODS Ordinance and the Dumpster Ordinance are advertised for adoption tonight, we could just add a sentence to those setting the fee. If it is done the other way, we would have to advertise the fee ordinance separately and come back again.

Council set the permit fee for PODS: On the street, \$35.00 and off street (on property) \$10.00. All were in favor.

A motion was made to adopt Ordinance 612. Roll was taken. Vote being 6:1. Mr. Denelsbeck voted no. He thinks that the Ordinances for the PODS and Dumpsters were inconsistent with the number of days they can be placed on street or off street. Ordinance 612 is adopted.

Mr. Beady advised of adopting Ordinance 613 an ordinance of the Borough of Rockledge adding a new section to Chapter 5, Part 2 of the Borough Codified Ordinances (Adopting Boca National Property Maintenance Code) regulating the placement of construction dumpsters on or near properties; Effective upon Adoption.

Council set the permit fee for Dumpsters: On the street, \$35.00 and off street (on property) \$10.00. All were in favor.

A motion was made to adopt Ordinance 613. Roll was taken. Vote being 6:1. Mr. Denelsbeck voted no. He thinks that the Ordinance for PODS and Dumpsters were inconsistent with the number of days they can be placed on street or off street. Ordinance 613 is adopted.

Mr. Kirby had a question. What if someone has a dumpster, the dumpster company removes the dumpster and drops a lot of trash where the dumpster was, who is responsible for cleaning up the mess? Mr. Caffrey advised him that it is the homeowner's responsibility to clean the trash up. He also brought up the issue of the paint on Blake Avenue. Mr. Caffrey advised him that we will see what can be done in the spring.

Mr. Beady advised of Resolution 2009-03 accepting the responsibilities set forth in Montgomery County Resolution 09-C.45, Approving a Grant for the Loney Street Multi-Purpose Trail.

Mr. Bresnan stated that the county approved the grant and they are basically asking the Borough to turn around and adopt a resolution stating that we acknowledge their resolution that we will agree with their terms and conditions, the matching requirement and following through on construction of the trail consistent with the county trails plan.

Mr. Caffrey read the resolution stating that Rockledge Borough does resolve as follows:

1. Rockledge recognizes its matching obligation of \$56,200.00
2. Rockledge will abide by the general guidelines of the Green Fields/Green Towns program.
3. Rockledge will abide by each and all of conditions "1" through "6" in the County's resolution.
4. Rockledge will take all actions necessary to carry out the completion of the Loney Street Trail, contingent only upon receipt of the funding set forth in the County's resolution.

Mr. Kelleher made a motion to adopt Resolution 2009-03. All were in favor.

Finance: Mr. Casey advised that we will be choosing a few businesses for audits of the Mercantile Tax.

Mr. Caffrey advised that the last time we had an audit was in 1996. We will take a small business, a medium business and a large business. Mr. Caffrey advised that we hire a company to do the audit. Mr. Denelsbeck stated that we would use our audit firm, but he does not know if we will get three audits done. Our budget is for \$1,000 and they cost about \$1,000 each. Mr. Denelsbeck asked Mr. Bresnan if we still have the right under the Mercantile Ordinance to do an audit. Mr. Bresnan will check into and let Mrs. Metzinger know. Council will discuss at next council meeting.

Public Service: Mrs. Kain had nothing at this time.

Public Safety: Mr. Denelsbeck had nothing at this time.

Mayor Praediger had nothing at this time.

Chief Leary had nothing at this time.

Streets, Lights, and Sewers: Mr. Kelleher asked Mrs. Metzinger if the check was mailed to Mr. & Mrs. Wrigley. We have not heard anything from the Wrigley's.

Mr. Kelleher advised that he had a meeting with Clint Snyder and Mrs. Metzinger last week. We went over a bunch of things. Updates:

He told Clint to order the high visibility hoodies.

He told Clint to order 10 plastic barricades. Mr. Caffrey wants the price before a decision is made. Mr.

Kelleher stated that we will try to get the best price but he told Clint to order them.

500 Recycling buckets have been ordered.

The work is being continued on the men's bathroom and the tax collector's office. There was a lot of mold growing in the walls. Clint is looking to get prices for a new counter top, stalls and possibly a new window. We had tiles left over from the borough hall remodel and will be using them in the bathroom. We did budget for work to be done in the borough hall bathrooms.

140 North Sylvania: ServPro did what we hired them to do and in the event of a sewer backup, we will still use them as our cleaning company.

Mr. Kelleher asked Mrs. Metzinger that the next time Pipe Services comes out to camera again; he would like them to go down Sylvania Avenue again to see if there are any problems there.

Mr. Kelleher advised that we received a price for the paving of our end of Church Road. We budgeted for \$25,000 and their price came in at \$70,000. If the price of asphalt is correct, we won't be doing any paving.

Mr. Denelsbeck stated that Abington does their own paving, so he doesn't think that we would get a cheaper price if were to contract that out. Mr. Denelsbeck does not think we should dismiss Abington. He thinks maybe we should look into the fund balance to get the paving done. He asked if there was a possibility of examining while they are over there for them to mill and finish Loney Street so that whole side would be done and adding that to the price to get it done. We might consider looking into using some of the fund balance to finish that off, or taking a loan to finish it off.

Mr. Kelleher stated that we would be looking into another \$75,000 above the \$25,000 budget. Mr. Denelsbeck stated yes, but we borrowed to pave everything else.

Mr. Denelsbeck does not think it would hurt to ask them to come back out to spec Loney Street while the equipment will already be here to do those two blocks.

Mrs. Metzinger will call Abington to see if they can come back out to give a price.

Mr. Caffrey thinks we should hold on to the fund balance. He knows that the paving needs to be completed, but he wants to hold off. He doesn't mind getting the cost for this, but would like to hold off. Mr. Kelleher stated that we will get the cost and will discuss at the next council meeting.

Recreation: Mrs. Kehoe had nothing at this time.

Property: Mr. Beady had nothing at this time.

Personnel: Mr. Casey had nothing at this time.

Managers Report: Mrs. Metzinger had nothing at this time.

Public Comment: There were no comments from the public.

Mr. Denelsbeck wanted to know who is watching Phase 3 of the revitalization for Huntingdon Pike. He was given a copy of the plans and he has a few questions:

1. On the plans, there is no continuation of the red brick.
2. On the plans, there is pedestrian street lighting.
3. On the plans, there are crosswalks.

Before this continues, someone needs to look at this.

Motion was made to adjourn. All were in favor.

Respectfully submitted,
Joyce Hines
Borough Clerk