

BOROUGH OF AKRON COUNCIL MEETING- JULY 22, 2019

Council Members present- Justin Gehman, Council Pro-Tem; Nathan Imhoff, Monica Hersh, Keith Landis, Darryl Witmer. (John Williamson and Thomas J. Murray, Sr. not present)

Others present- Mayor John McBeth, Susan Davidson, Borough Manager; Kenelm L. Shirk III, Solicitor; Erik Kaylor, Hanover Engineering; Tim & Tracy Zimmerman, Brenda E. Royer, Marc Andes, Sondra Schlott, Ken Asper, Debbie & Doug Weidman, Paul Swangren, Dick Wanner, Ephrata Review; Chris Martin, David York, Peter Beard, John Taylor, Aaron Murray, George D. Wolf, Erin Hershey, Tom Murray, Jr.

Meeting opened at 6:30 p.m.

Walnut Street

Eric Kaylor from Hanover Engineering distributed a copy of an updated report for Walnut Street.

Justin Gehman mentioned that he does not have an answer on the sidewalk modifications at this time.

Chris Martin from CD Martin Concrete LLC mentioned that he has already made modifications and it should not be his financial responsibility for something that was signed off on by the previous engineers. Chris also mentioned that the driveways on the other side of the street has a higher grade and the other side of the street has a lower grade. Chris Martin mentioned that Hanover Engineer is now inspecting and unless there are concerns he is retrofitting to the best of his ability.

Kenelm L. Shirk III, Akron Borough Solicitor sent a letter to Arro Consultants and will not have information and can't give an opinion until he hears back from Arro but this should not hold up the project. Shirk mentioned that Council is not in a position to say whose responsibility it is and hopefully we can have an answer from Arro in two weeks.

Keith Landis mentioned that there are a wide variances in concrete work. Chris Martin mentioned that his projects did not fluctuate that much. Chris Martin also mentioned that he had to do what he needed to do to get the retrofit done. Martin also mentioned that the it has been extremely difficult because of all the rain last fall and this spring and weather has been the biggest impact.

Nathan Imhoff mentioned to Chris Martin that he is doing a great job. Justin Gehman asked Chris Martin for a timeline to get sidewalk and curb finished and Chris Martin said three weeks to finish.

All handicap ramps are Akron Borough's responsibility and it was mentioned that the Borough attorney should reach out to MacMor (contractor who installed handicap ramps).

George Wolf, 116 Miller Road Akron and who owns property at 933 Walnut Street asked when the Borough switched from Arro Consultants to Hanover Engineering. Council mentioned it was about six

weeks ago. George Wolf asked why did the Borough switch engineers. Nathan Imhoff answered there were to many issues over the years with Arro and Walnut Street was the nail in the coffin.

Peter Beard asked who was responsible for the storm water design. Council mentioned it was Arro Consultants. Beard mentioned the 30 ft span with the handicap ramp and that reveal, and a lower driveway is going to be an issue. Peter Beard mentioned there should be another inlet in front of his property.

Chris Martin mentioned at 924 Walnut Street there an inlet that was put in and it is beside the driveway and tried to raise the reveal to get enough clearance but its too close to the driveway at a 19 degree slope. Marc Andes who owns 924 Walnut Street mentioned to Council you are not going through this and his money is going into this. Andes mentioned the drain was not put in ADA compliant and it should have been surveyed before hand and this was poor planning.

Council apologized and Justin Gehman mentioned he does not want it to come back on the homeowners.

Nathan Imhoff mentioned Akron has had a history of problems with Arro and mentioned that Chris Martin is doing a good job.

It was mentioned that PennDot signed off on the handicap ramps.

Sondra Schlott had a complaint of kids running around and riding bikes without helmets and who is responsible?

Chris Martin mentioned he is concerned about making sure everything can go forward. Kenelm Shirk mentioned to move forward with completing the work.

Monica Hersh asked with the changes that need to be done how much are you out? Chris mentioned he was not sure. Sue Davidson mentioned about \$10,000.00. Chris Martin also mentioned that weather has been a nightmare, and most changes have been made.

Peter Beard mentioned he signed a contact to get his sidewalk done on August 22, 2018 and no work has been done yet.

Dick Wanner asked Chris Martin if his specialty is municipal sidewalks? Martin mentioned that he does all kinds of concrete work but very familiar with this type of work.

Mayor McBeth mentioned that he will follow up with the police in regard to the kids that don't wear helmets when riding their bikes.

Peter Beard asked to be notified when Council hears back from Arro Consultants.

The Borough Solicitor asked Chris Martin to keep track of what this is going to cost you and if everybody would start keeping track.

Eric Kaylor from Hanover Engineering and the Borough manager will discuss issues in regard to stormwater.

Justin Gehman thanked everyone for their input and thanked Chris Martin and Eric Kaylor from Hanover Engineering and will keep communication open.

Eric Kaylor mentioned that Walnut Street issues could have been avoided if a site survey and elevation study would have been done.

George Wolf thanked Council and Mayor for their concerns.

Warwick to Ephrata Rail Trail Event Application

Keith Landis made a motion to approve the updated Warwick to Ephrata Rail Trail Event Application.

Daryll Witmer seconded the motion. Motion carried.

Sue Davidson will contact Dan Zimmerman from Warwick Twp and let him know the application has been approved.

Proposed Mailing Policy

Distributed a copy of the proposed Mailing Policy for Council's review and will be on the August 12, 2019 Council meeting agenda.

Enterprise-Rent-A-Car

The Borough filed a civil complaint against Brian Ehrhart, Enterprise-Rent-A-Car and PanRac LLC for failure to comply with a Notice of Violation to remove vehicles that were owned and operated by Enterprise-Rent-A-Car or its employees/customers that were parked on a public street. Hearings have been scheduled for August 20, 2019 for both Brian Ehrhart and PenRac LLC.

Comcast

Sue Davidson will set up a meeting with Todd Eachus from Comcast and Keith Landis to discuss right-a-ways.

Proposed Video Gaming Resolution

Distributed copies of a proposed Video Gaming Resolution. This item will be on the August 12, 2019 Council Meeting agenda.

New/Unfinished Business

Colonial Park- No Mow Areas

Nathan Imhoff mentioned to mow down the small no mow area at Colonial Park and keep the tulip poplar and put a ring of mulch around it. The other no mow area remove what is not viable and Nathan will meet with Public Works to see what plants need to be shifted and then put down mulch and plant wildflowers in the openings.

Bus Shelter

Sue Davidson contacted Ten Thousand Villages about placing a bus shelter on their property on S. Seventh Street. Ten Thousand Villages is okay with the idea and will forward a letter to the Borough Manager agreeing to this.

Nathan Imhoff made a motion to adjourn the meeting. Keith Landis seconded the motion. Motion carried.

Respectfully submitted,

Susan Davidson
Borough Manager/Secretary

SD