

NEW FREEDOM BOROUGH COUNCIL MEETING

Aug. 8, 2005

Meeting called to order by President Terrell at 1900 hrs. Present were:

J. Blum – Vice president
D. Sarpén – Councilman
W. Burgess – Councilman
W. Cerkan - Councilman
C. Herrmann – Councilman
G. Andrews - Councilman
J. Joy - Mayor
S. Hovis - Solicitor
T.L. Crawford -Borough Secretary

Also Present: Reporter Krebs, and others (see attached list).

ANNOUNCEMENTS:

President Terrell noted the New Freedom Heritage Group is sponsoring a festival and movie on 8/20/05 downtown. President Terrell also read a letter from the Girl Scout Association noted Nicole Morris of McCurdy Drive has obtained the Gold Award, which is the highest achievement a girl scout can obtain. Council extended congratulations to Ms. Morris, noting it is refreshing to know that there are individuals among our youth that to strive to meet the goals they establish.

DISBURSEMENTS:

GEN (001): Total \$ 122,912.26 Motion by J. Blum, seconded by D. Sarpén to approve. Motion carried.
WATER (006): Total \$ 29,942.87 Motion by D. Sarpén, seconded by J. Blum to approve. Motion carried.
SEW (008): Total \$ 25,255.96 Motion by W. Burgess, seconded by J. Blum to approve. Motion carried.
REC (009): Total \$ 2,204.05 Motion by J. Blum, seconded by G. Andrews to approve. Motion carried.
CC (099): Total \$ 881.18 Motion by C. Herrmann, seconded by D. Sarpén to approve. Motion carried.

MINUTES:

Motion by D. Sarpén, seconded by J. Blum to approve the minutes of 7/11/05. Motion carried.

REPORTS:

Mayor – Mayor Joy read the July emergency services report. Mayor Joy also noted the Rose Fire Co. will sponsor a car/cycle/truck show and concert on 8/27/05 at the Marge Goodfellow Playground. He noted Carol Childs, Asst. EMA Director has accepted a new position at MOH and is concerned about being able to be readily available in an emergency. John Fornadale, former fire Chief of Shrewsbury has agreed to become involved with NF EMA, and is available during all hours, and has years of experience which will be a benefit to NF. Mayor Joy noted the numerous problems with Met Ed and the ongoing power outages from a County employee point of few. He noted of all the public utilities in York County, Met Ed is the least cooperative, regardless of incident. J. Blum and G. Andrews questioned Mayor Joy on the lack of actions of the PUC, noting it gives the appearance that Met Ed is unaccountable to anyone. D. Sarpén recommended the office send a letter to State Representative Miller, Senator Waugh and the York County Builders Association noting the ongoing problems with Met Ed. It is D. Sarpén's intent to advise the Builders Assoc. the Borough will not keep approving subdivisions for new homes, if uncertain that Met Ed can provide adequate electricity, same as the Borough must insure water and sewer capacity. This should motivate the Builders Assoc. to put pressure on Met Ed. J. Blum also requested the office invite a representative from Met Ed to attend a future Borough Council meeting. J. Joy advised this is unlikely, since they will not attend a County meeting.

Water - D. Sarpén advised he would be attending an upcoming seminar on new limits and requirements from WWTPs.

Web Site - W. Burgess noted the web site is constantly being updated for residents.

Rec. – J. Blum noted the Summer Play Program made a profit of \$ 190. and commended Marge Goodfellow for running a successful program.

Police – W. Cerkan advised the police dept. has applied for a grant for a speed trailer. He also noted Shrewsbury Borough has written a false alarm/ alarm registration Ordinance. This was due to the high number of alarms received from Shrewsbury Borough. W. Cerkan also noted a \$ 12,000. grant for the DARE program was approved for this year.

Parade – W. Cerkan thanked all volunteers that assisted with the 2005 parade, noting it was the largest attendance to date. Based on entries, prizes and cost, a net profit was made of \$ 2198.97, which will be applied towards the 2006 parade.

Solicitor – S. Hovis reviewed an indemnification agreement between Shrewsbury Borough & Shrewsbury Twp. concerning sewer capacity. S. Hovis noted he sees no advantage to the Borough to become a party to this type of agreement since the capacity was sold from Shrewsbury Borough to the Twp. Council declined to be part of the agreement, and S. Hovis will notify the Shrewsbury Borough Solicitor.

Police Chief - Chief Childs extended his gratitude to the Rose fire dept. and ambulance personnel for their assistance during the power outage. He also extended his appreciation to Wade Portner and T.L. Crawford for responding to the Borough office and staying during the incident. He also commented on the vandalism problem, noting residents must call when they witness unusual activity. Chief Childs advised Council the dept. is working short handed, and officer is off with an injury. He requested Council consider meters for the tennis courts and basketball courts. The juveniles are hanging at the locations since the lights are on till midnight. He explained the procedure at Springettsbury Twp. is a pay per play method for the lights, which has curtailed any loitering at the facility. J. Blum advised Rec. Council has discussed this previously yet a decision has not been made. Council will have maintenance set the timer at the tennis courts to turn the lights off at 2300 hrs. J. Blum will request Rec. Council make a decision on the meters.

BUSINESS:

Ordinance 2005-8 (YAEIT) – Pres. Terrell read the preamble. S. Hovis explained this policy on collecting earned income tax has been in effect, however the County is requesting all Ordinances be uniform. Motion by J. Blum, seconded by D. Sarpen to adopt Ordinance 2005-8 as presented. Motion carried.

Ordinance 2005-9 (YAEIT Fees) – Pres. Terrell read the preamble.. S. Hovis explained this policy on collecting earned income tax and the effect it has on employers has been in effect, however the County is requesting all Ordinances be uniform. Motion by J. Blum, seconded by W. Burgess to adopt Ordinance 2005-9 as presented. Motion carried.

Ordinance 2005-10 (Sewer System Fees) – Pres. Terrell read the preamble, noting state law required the study for fees that Buchart Horn prepared. The fee for sewer system development was increased by \$ 144. This will increase the system development fee to \$ 1759., from \$ 1615. S. Hovis commented that most fees have decreased throughout the County, NF is fortunate to see an increase. Motion by D. Sarpen, seconded by J. Blum to adopt Ordinance 2005-10 as presented. Motion carried.

Resolution 2005-1 – Pres. Terrell read the resolution acknowledging the study prepared by Buchart Horn and accepting the fee. The study will be provided to any developer or builder required to pay the fee. Motion by J. Blum, seconded by D. Sarpen to adopt resolution 2005-1 as presented. Motion carried.

Rutters Final LD Plan – Eric Thomas of LSC presented the final land development plan of Rutters, Inc. He reviewed all comments from PC, noting all items have been addressed to meet their request. The only issue outstanding is the Penn Dot HOP. He advised they would work with the Borough to extend the underground storm sewer system in the vicinity. Motion by J. Blum, seconded by W. Cerkan to grant conditional approval upon receipt of the Penn Dot HOP. Motion carried.

CITIZENS FORUM:

Al Smith present again this month to discuss storm water runoff that has a detrimental effect to the York County Rail Trail. He requested the Borough pay ½ of the cost to make improvements to the storm water problems, and seek a remedy that can satisfy both the County and the Borough. He noted a major part of the problem is the

inadequate storm drain on Franklin St. President Terrell advised A. Smith he attended a meeting with County, Borough & State officials to address these problems with the trail. The County is contemplating a pipe project of 300-500 ft., which would cost in excess of \$ 100,000. President Terrell also noted the Borough has invested in excess of \$ 90,000. in the trail and train station, and is now providing 2 parks and parking lots to assist trail users with no help from the County. D. Sarpen also noted had the County planned the trail project properly in the beginning, these types of problems would not exist. Council will look at the storm drain for any maintenance issues, but is not willing to fund a County project.

OTHER:

Hemler AC Contract 2006 – President Terrell noted the contract is the same with the exception of an increase for gas, and an increase in RT) fees (return to owner). This should offset any increase the Borough may see. Motion by J. Blum, seconded by C. Herrmann to authorize the contract be signed for 2006, and note the Borough will continue to utilize Animal Control & Rescue of red Lion as its housing facility. Motion carried.

HOPE Request – Hope submitted a written request to rent the former “Puppet Factory” room to be utilized as a storage facility for equipment. They are willing to renovate the room at their expenses in exchange for use through the end of 2005 at no fee. In 2006 Council will review the situation to determine a reasonable rent for use of the room.

AT&T Lease – S. Hovis reviewed the letter received from AT&T/Cingular Phone. They are requesting to amend the lease with 2 options that would benefit them, and could affect the Borough in a detrimental way. S. Hovis explained the option of a lump payment, or increased rent monthly, however both options add more power and use of the facility to AT&T/Cingular. S. Hovis believes the lease as it exists is in the best interest of the Borough and should not be amended. Council decided to allow the lease to remain as originally written. S. Hovis will notify AT&T/Cingluar.

Veterans Memorial Park – President Terrell advised progress is being made on the park. It is the Boroughs hope that a dedication can be scheduled for Sept. 10. the office is contacting the state representatives to see if the date is agreeable to them, and will decide if Sept. 10 or Sept. 17 is suitable.

EXECUTIVE SESSION:

Council convened to executive session a to discuss personnel matters at 2113 hrs.. Council reconvened to the regular meeting at 2035 hrs.

CONTINUATION:

Motion by J. Blum, seconded by D. Sarpen to continue the meeting until 8/22/05 . Motion carried.