

NEW FREEDOM BOROUGH COUNCIL MEETING

Sept. 12, 2005

Meeting called to order by President Terrell at 1850 hrs. following budget work session: Present were:

J. Blum – Vice president
D. Sarpen – Councilman
W. Burgess – Councilman (1925 hrs)
W. Cerkan – Councilman (1900 hrs)
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 9/24/05 downtown. President Terrell also reminded Council the dedication of Veterans Memorial Park is on 9/17/05 at 1300 hrs. Programs for the dedication are available in the lobby, as well as numerous public places in the Borough.

DISBURSEMENTS:

GEN (001): Total \$ 41,528.32 Motion by J. Blum, seconded by D. Sarpen to approve. Motion carried.
WATER (006): Total \$ 10,860.20 Motion by D. Sarpen, seconded by J. Blum to approve. Motion carried.
SEW (008): Total \$ 12,090.82 Motion by D. Sarpen, seconded by J. Blum to approve. Motion carried.
REC (009): Total \$ 635.48 Motion by J. Blum, seconded by G. Andrews to approve. Motion carried.
CC (099): Total \$ 413.34 Motion by C. Herrmann, seconded by G. Andrews to approve. Motion carried.

MINUTES:

Motion by D. Sarpen, seconded by J. Blum to approve the minutes of the August meetings. Motion carried.

REPORTS:

Mayor – Mayor Joy read the Aug. emergency services report. Mayor Joy also noted an arrest has been made in the cemetery vandalism case of 4/04. The arrest was 4 juveniles. The SRPC has a draft budget, which indicates NF portion may decrease, however this is a preliminary draft.

Water - D. Sarpen noted the water use has increased in Aug. D. Sarpen also explained the outcome of the informal meeting with representatives of Met Ed. Met Ed explained there were 3 separate problems, not just 1 major incident that caused the outages. The capacity is available in the area, but some upgrades are necessary. D. Sarpen explained a scoring system used by the PUC to gauge utility companies. The maximum amount of points is 130; Met Ed obtained 166 due to this recent problem in NF. Met Ed advised they will be sending a letter to all users in the Borough explaining the problem, and will start working on the improvements and upgrades to prevent any future incidents of this magnitude.

Programs - C. Herrmann discussed the upcoming festival and the request to close Front St. from 0900 hrs. to 1700 hrs. Motion by C. Herrmann, seconded by J. Blum to authorize the closing with the Penn Dot approval being obtained, and the barricades and signs provided by the Heritage group. Motion carried. J. Joy noted a traffic study would be needed in the future for High & Broad St. concerning the stop sign, once the proposed development is underway.

Police – W. Cerkan advised Mr. Reedy is out of the hospital, and Joe Brockmeyer remains in Hershey medical center. The labor attorney for the SRPC has sent a letter to the PLRB requesting to remove Lt. Boddington from the bargaining unit, and to ascertain which bargaining unit is actually recognized by the PLRB. A citizens assistance speed awareness programs is being tried in Shrewsbury in the next few months. The program was explained and how the cooperation of the citizens and the dept. may reduce the speeding complaints. The police dept. has applied for a grant for a motorcycle. He also noted due to the rising cost of fuel, the dept. is

taking steps to reduce fuel consumption. The dept. will hold a bike rally on 9/24 in conjunction with the NF festival. W. Cerkan noted the police are gathering items for the parishes in LA devastated by Katrina. W. Cerkan also noted the Commission discussed the request of NF to have additional manpower on the street, several options are being looked at.

BUSINESS:

Ordinance 2005-9 (Veterans Drive) – Pres. Terrell read the preamble changing the name of Coop Road to Veterans Drive. Motion by J. Blum, seconded by W. Cerkan to adopt Ordinance 2005-9 as presented. Motion carried.

Chandler Plan – J. Holley present to request a waiver of a full-scale land development plan for the property at 22 East Main St. The property owner wants to have a flower shop on the bottom level, and an apartment on the second floor. Both uses are permitted in the CBD, however the SDLP mandates any changes require a full-scale LD plan. They will be adding 4 parking spaces, and 1-handicapped spaces to the rear of the property. J. Holley request a waiver of the full-scale plan requirements, and his client is permit to work with the Zoning Officer on a modified plan and permit procedure. Motion by C. Herrmann, seconded by J. Blum to waive the full-scale LD plan and authorize all plans and permits to meet the satisfaction of the Zoning Officer. Motion carried.

Masimore Road Agreement – President Terrell reviewed the agreement between Shrewsbury Twp. and NF concerning Masimore Rd. The office was notified that the Twp. approved, and is waiting for NF to sign to. The agreement was drawn u7p by S. Hovis and is consistent with the Front St. agreement. Motion by J. Blum, seconded by G. Andrews to sign the agreement and forward to Shrewsbury Twp. for original signatures. Motion carried.

CITIZENS FORUM:

Al Smith present again this month to discuss the unpleasant smell of hard-shell crabs in the area of LaMottes during hot weather. A. Smith request Council forces the owner to address the problem. Council explained the business has 2 commercial refuse pick-ups per week, and this is on a voluntary basis. If an Ordinance were passed to force more frequent pick-ups it would effect all food/beverage establishments, regardless of size or the type of product served. President Terrell explained the business has complied with all former requests; this request is unreasonable, noting the problem is only temporary in hot humid weather. President Terrell also reminded Council that LaMottes was a business long before a rail-trail was in place. President Terrell also noted to A. Smith the problems the residents of the area faced with diesel soot, train whistles, noise etc. when an entertainment train was on the rail line. A. Smith disagreed with the nuisances being similar. J. Blum noted depending on the wind the smell of PH Glatfelter Pulp Wood Co. is in the Borough, as well as other unpleasant smells such as farm fields etc. J. Blum also noted some conditions were in existence prior to any County rail-trail park, such as LaMottes and storm water run-off, and the Borough can not center everything downtown around the rail-trail.

Police Request – R. Goodfellow present to discuss York County aerial photo program that is becoming available to all municipalities. T. L. Crawford advised NF did pay for the first set of photos, and never received them. J. Joy advised he did pick up the program, however it does not work. R. Goodfellow noted the benefits of the program, and the cost would be \$ 380. per photo sector, and NF has 4 sectors. The County needs a letter of interest by 10/15/05 if interested in participating. President Terrell noted currently Buchar Horn is looking into a similar program they are doing for Derry Twp. that also includes water, sewer and storm sewer. Council will table any decision until Buchar Horn provides more information on their program.

Jr. Council Member – President Terrell advised he met with Christine Marsteller concerning the position, and she is very interested. Motion by J. Blum, seconded by W. Cerkan to appoint Christine Marsteller as Jr. Council Member. Motion carried.

Frank Rayne – President of the Trails at New Freedom HOA extended his gratitude to the SRPD for the apprehension of the juveniles doing vandalism in the development.

Hurricane Katrina – J. Blum request Council approve a donation to the Red Cross or Salvation Army to assist the area in recovery. Motion by J. Blum, to donate \$ 10,000. to the Red Cross. W. Burgess noted his opposition to the Red Cross noting they have not had a stellar track record since 9/11. J. Blum rescinded the motion.

Motion by J. Blum, seconded by W. Cerkan to donate \$ 5000. to the Red Cross, and \$5000. to the Salvation Army. Amendment to the motion by W. Burgess, seconded by D. Sarpen to donate \$ 10,000. to the Salvation Army. Motion carried unanimously.

EXECUTIVE SESSION:

Council convened to executive session a to discuss personnel matters at 2100 hrs, reconvened to the regular meeting at 2115 hrs.

ADJORNMENT:

Motion by J. Blum, seconded by G. Andrews to adjourn at 2120 hrs. Motion carried.