

NEW FREEDOM BOROUGH COUNCIL MEETING

December 12, 2005

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

J. Blum – Vice President
D. Sarpen – Councilman
W. Burgess - Councilman
C. Herrmann – Councilman
C. Mastlar – Jr. Council member
J. Joy - Mayor
T.L. Crawford -Borough Secretary
S. Hovis - Solicitor

Also Present: (see attached list).

ANNOUNCEMENTS:

President Terrell noted the date for the reorganization meeting is 1/3/06 at 1900 hrs. President Terrell reviewed the presentation that was given by the individuals from Louisiana. The Fire Chief and the 3 Sheriffs were from the areas hardest hit. They gave a power point presentation and expressed their gratitude for the items we supplied, noting it helped numerous communities. They advised the equipment was what was needed, not want monetary aid. President Terrell noted these individuals spent 4 days seeing York County and meeting with Police and Fire Depts. Assisting in the aid. President Terrell also advised a resignation has been received from S. DePoe as consultant for the WWTP effective 12/31/05. S. DePoe advised he could be contacted if needed in the future. This arrangement has benefited both parties over the past 2 years.

DISBURSEMENTS:

GEN (001): Total \$ 52,169.51 Motion by J. Blum, seconded by D. Sarpen to approve. Motion carried.
WAT (006): Total \$ 19,977.93 Motion by D. Sarpen, seconded by J. Blum to approve. Motion carried.
SEW (008): Total \$ 70,978.18 Motion by W. Burgess, seconded by D. Sarpen to approve. Motion carried.
REC (009): Total \$ 1,035.62 Motion by W. Blum, seconded by D. Sarpen to approve. Motion carried.
CC (099): Total \$ 2,339.90 Motion by D. Sarpen, seconded by J. Blum to approve. Motion carried.

MINUTES:

Motion by J. Blum, seconded by C. Herrmann to approve the minutes of 9/12/05. Motion carried.

REPORTS:

Mayor – Mayor Joy read the emergency services reports for Oct. & Nov. Mayor Joy noted the County of York is soliciting hazard mitigation projects from municipalities that could be handled under a combination Federal & State grant program. The Borough does not have any major flood prone areas, but could consider some storm water projects if they affect a large enough area, and any chemical storage projects at the WWTP. The office will look into some possible projects and advise Mayor Joy.

Web Site – W. Burgess requested any information be e-mailed to him for updating the site.

Rec. – J. Blum noted the Rec. Council is going to be considering some new programs for 2006. They are investigating a possible bus trip and will provide information when available.

Sewer – D. Sarpen noted that he would be attending a meeting on 12/14/05 with Buchart Horn and Borough personnel to discuss possible changes and limitations that will affect the WWTP. D. Sarpen noted the issue of the Chesapeake Bay could have a major impact on the sewer plants in PA.

Solicitor – S. Hovis reviewed the reassessment procedure in relationship to Act 91 and the real estate tax rate. The law does not permit more than 10% increase on tax revenue during a reassessment year. The formula is difficult and the County only provided a base number. If the .83 tax rate needs to be reduced another Council meeting must be held prior to 1/1/06. S. Hovis and T.L. Crawford will work on the figures and determine what

the rate should be to comply. Council continued the meeting until 12/29/05 at 1000 hrs. S. Hovis does not have a copy of the Yard Sale Ordinance Amendment for adoption tonight; it will be tabled for adoption on 12/29/05.

BUSINESS:

PES (Trails at NF) LOC – PES requested release of the 18-month warranty LOC. An inspection was done; all improvements are intact and satisfactory. Motion by J. Blum, seconded by W. Burgess to release the LOC. Motion carried.

Rezoning Request – President Terrell reviewed the request submitted by James Holley on behalf of First Capital (Silbaugh/former Columbia Forest Products). The request is to rezone 2 parcels from light industrial to CBD. Council briefly noted the lack of industrial use Ordinance, noting the desire to retain industrial land. The request will be forwarded to YCP and our PC, and public hearing scheduled.

Summit Grove Campground – T.L. Crawford advised Council of a request by the Camp Director to deviate from their schedule for utility hookups. Due to Kohler Point a new water line and meter pit must be installed, the cost will be several thousand dollars. They request an extension for the 05 utility connections to be done in 06. Motion by J. Blum, seconded D. Sarpen to approve a six month extension for the utility hookup, noting 05 and 06 scheduled connections must be completed in 06, and an amendment to the agreement be drafted by the Solicitor. Motion carried.

Maintenance Building Addition - T.L. Crawford advised Council of the drawings and cost estimate submitted by Kinsley Construction. Council requested to see the drawing on 12/29/05 and review and make a decision on the project.

Vactor – T.L. Crawford advised Council of the state contract of a new vactor in the amount of \$ 228,982. This would replace the old vactor being sold to Glen Rock. The payment can come from the line of credit at Peoples Bank, noting if it is not drawn on by 3/31/05 it will expire. Solicitor Hovis noted the Peoples Bank loan was to fund any major water or sewer improvements, and this expenditure would meet the requirements. Motion by J. Blum, seconded by C. Herrmann to approve the vactor purchase contingent upon the vactor being able to clean the new bay saver inlets.

Personnel – T.L. Crawford requested Council permit an additional 2 weeks vacation or vacation pay buyout be granted for T. Calaman. She noted the additional work and hours that have been performed over the past 10 weeks with utilities since J. Goodling is still off on disability. Council noted the decision to take vacation days when possible or buyout is the employee's discretion. Motion by J. Blum, seconded by C. Herrmann to authorize the additional time at the employees choosing, if vacation when the time frame does not force a hardship on the existing staff. Motion carried.

CITIZENS FORUM:

T.L. Crawford reviewed a recent incident on Smith Mill road concerning an irate resident and a snowplow operator. The incident resulted in the police responding to talk with the individual. Council advised altercations with plow operators and the public will not be tolerated and will result in police involvement and/or charges.

EXECUTIVE SESSION:

Council convened to executive session at 2105 hours to discuss a possible litigation issue. Council reconvened to the regular meeting at 2017 hours.

REGULAR MEETING:

Meeting recessed until 12/29/05 at 1000 hours.