

**NEW FREEDOM BOROUGH COUNCIL MEETING**  
**October 16, 2006**

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

J. Blum – Vice President  
D. Sarpin – Councilman  
G. Andrews – Councilman  
W. Burgess – Councilman  
J. Joy – Mayor  
T.L. Crawford -Borough Secretary  
D. Jones - Solicitor

Also Present: others (see attached list).

**ANNOUNCEMENTS:**

President Terrell advised Council of a Thank You cards received from the Heritage Assoc., Rose Fire Co. and Susquehanna Animal Rescue. He noted "Trick or Treat" is Oct. 31 1800 hrs. – 2000 hrs. He also reminded Council the next budget work session is 11/13/06 at 1830 hrs.

**DISBURSEMENTS:**

GEN (001): Total \$ 115,932.55 Motion by J. Blum, seconded by D. Sarpin to approve. Motion carried.

WAT (006): Total \$ 21,055.87 Motion by D. Sarpin, seconded by J. Blum to approve. Motion carried.

SEW (008): Total \$ 36,733.16 Motion by W. Burgess, seconded by D. Sarpin to approve. Motion carried.

REC (009): Total \$ 576.74 Motion by W. Blum, seconded by W. Burgess to approve. Motion carried.

CC (099): Total \$ 2,450.02 Motion by J. Blum, seconded by D. Sarpin to approve. Motion carried.

**MINUTES:**

Motion by D. Sarpin, seconded by J. Blum to approve the 9/11/06 minutes. Motion carried.

**EXECUTIVE SESSION:**

Council convened to executive session at 1920 hrs. to discuss litigation of a zoning issue. Council reconvened to a regular meeting at 1947 hrs.

**BUSINESS:**

Keystone Homes – Council advised their correspondence was only received today, and was not distributed until now. Council requires all matters to go before them to be received no later than the Friday before a meeting to allow sufficient time for review. Motion by J. Blum, seconded by D. Sarpin to table the issue until the Nov. meeting. Motion carried.

200 East Main (Rose Fire Co.) – J. Holley reviewed the minor subdivision noting the purpose of the subdivision is to allow the Borough to donate the land to the Rose Fire Dept. This will allow the fire dept. to own property that can be used as collateral for future financial projects. J. Holley also noted a land development will be forthcoming. J. Holley requested a waiver for SLDO 4.22.1 (contours). Motion by J. Blum, seconded by W. Burgess to grant the waiver as requested. Motion carried, with D. Sarpin abstaining. Holley advised Council the LD plan will show all improvements and existing conditions. Motion by J. Blum, seconded by W. Burgess to approve the subdivision plan as presented, motion carried with D. Sarpin abstaining.

Refuse Contract Extension – Pres. Terrell explained the current contract permits a “renewal” clause that can be utilized for the 07 contract. He explained that the Borough is satisfied with the service, and this should be a cost savings to utilize this clause and go out for bids for 08. Motion by J. Blum, seconded by D. Sarpen to authorize the Borough Administrator and Solicitor to meet with Penn Waste to extend the contract. Motion carried.

Bean Flusher & Tanker – T.L. Crawford explained the wwtp has not used this equipment in several years, since acquiring newer more efficient equipment. The value is not worthy of bidding, but could be of use to a small wwtp. Motion by J. Blum, seconded by D. Sarpen to try to locate a small municipal wwtp and donate the equipment for their use. Motion carried.

### **CITIZENS FORUM:**

Linda Reed of 121 E. High St. present to discuss her request to move the stop sign at the intersection of Charles and High Streets. She requested the stop sign be relocated so she may plant bushes on a retaining wall she had built in the ROW. Council explained the stop sign will not be relocated however; her construction of a masonry wall in the ROW of both streets is a problem and an Ordinance violation. She explained she hired a local landscaper to do the construction and he advised her she did not need a permit, subsequently inspections were not done. Council explained landscaping does not require a permit; however no objects may be placed in the ROW except a mailbox. Solicitor Jones also advised L. Reed the subdivision plan for her property has a note on the plan that objects can not be placed in the ROW or clear sight triangle. Council discussed the Ordinance violation, problems, liabilities etc. of items placed in the ROW. Council reviewed the possibility of an agreement that would be recorded against the property holding the Borough and any other party harmless, except the property owner for any damages from the wall and authorizing the Borough to remove the structure at any time. Council also noted the agreement should be drafted by the Borough Solicitor and the cost is the responsibility of Linda Reed. Motion by D. Sarpen, seconded by J. Blum to authorize the wall to stay contingent upon an agreement is drafted and recorded and the cost associated with the agreement is paid by Linda Reed. Motion carried.

### **REPORTS:**

Mayor – Mayor Joy read the emergency services reports for Sept. He also noted the Rose Fire Co. has received a grant in the amount of \$ 280,000. towards the purchase of a new truck. He also noted the SWRPC is working on the budget.

Solicitor – D. Jones advised Council he has not received a response from Betty Mitchell concerning the water problem at the apartments on Rutledge Rd. D. Bortner and K. Dickmyer present to explain the problems with the water lines at the apartments. Council briefly discussed the issue and tabled any action until a later meeting.

Water – D. Sarpen noted he received a quote from Buchart Horn concerning the water/well evaluation in the amount of \$ 9958. Motion by J. Blum, seconded by D. Sarpen to accept the proposal as presented. Motion carried. D. Sarpen also advised Council he briefly discussed the Main St. water line project with Paul Gross and the water dept. The project will be early 07, prior tot the Penn Dot improvements to main St.

Rose Fire Co.- Company President K. Dickmyer provided a brief presentation on the planned addition, noting more information will be included with the land development plan next month. He inquired if the fire company may have the necessary tress removed after the property transfer is complete. Council authorized the removal of the necessary trees.

### **ADJOURNMENT:**

Motion by J. Blum, seconded by D. Sarpen to adjourn at 2117 hrs. Motion carried.