

## **NEW FREEDOM BOROUGH COUNCIL MEETING**

**June 9, 2008**

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

E. Myers - Councilman

E. Molinsky – Councilman

D. Sarpen – Councilman

E. Paules – Councilman

J. Joy - Mayor

T.L. Crawford □ Borough Secretary

S. Hovis - Solicitor

C. Geary – Police Sergeant

### **ANNOUNCEMENTS:**

President Terrell reminded Council the parade is July 5, and the carnival is June 28 – July 5.

### **DISBURSEMENTS:**

General Fund - \$ 85,023.10. Motion by E. Paules, seconded by E. Molinsky to approve. Motion carried.

Water Fund - \$ 50,597.55. Motion by D. Sarpen, seconded by E. Molinsky to approve. Motion carried.

Sewer Fund - \$ 69,110.17. Motion by D. Sarpen, seconded by E. Paules to approve. Motion carried.

Rec. Fund - \$ 788.29 Motion by E. Molinsky, seconded by D. Sarpen to approve. Motion carried.

Com. Ctr. - \$ 2,982.96. Motion by E. Molinsky, seconded by D. Sarpen to approve. Motion carried.

### **MINUTES:**

Motion by E. Myers, seconded by D. Sarpen to approve the minutes of 5/12/08. Motion carried.

## **ROAD BIDS:**

President Terrell read the road bids as follows:

Fitz & Smith Inc. - \$ 275,441.05

Stewart & Tate, Inc. - \$ 278,291.25

Highland Contractors, Inc. - \$ 313,882.50

Kinsley Construction, Inc. - \$ 307,250.00

Motion by E. Myers, seconded by D. Sarpen to award to Fitz & Smith, Inc. contingent upon the Solicitors approval of all required documentation. Motion carried.

## **REPORTS:**

Police – Sergeant Geary discussed the laws concerning Pennsylvania vehicle operator's licenses, vehicle inspections and registration for new residents. He explained the time frames set forth to change from another state to Pennsylvania. The Police are noticing some residents are not changing their registrations or licenses as the law requires. He also explained the law concerning vehicles that are part of a fleet from an out of state company, even though the driver resides in PA. Sergeant Geary also reminded residents if they have questions concerning these issues they may contact Penn Dot or Southern regional Police. He also reminded everyone to use 911, not just for emergencies, but for all types of police contacts, since it is the only number staffed 24 & 7.

Mayor – Mayor Joy read the emergency services report. He also noted an offer of employment was made to an individual contingent upon a satisfactory back ground investigation, with the swearing in scheduled for June 18. He also reported the new radio and pager system does not require an audible fire siren. The County of York will not contract for the maintenance of the siren after the end of 2008. Mayor Joy requested Council continue the siren at an approximate cost of \$ 2000. to renew the contract. He explained municipalities are split, some will retain, some will not. Council will take the matter under consideration until a later date.

Police - President Terrell questioned E. Molinsky on the status of the large camper type vehicle and ambulance in the parking lot. He expressed concern over the lack of parking, and if a permanent location has been found for the units. E. Molinsky noted it is not an RV but a type of emergency vehicle. President Terrell also inquired about a rumor he heard on the possibility of another dog. President Terrell reminded Police Commission members that NF Council had gone on record noting 1 dog was sufficient for the dept., and would not support another being utilized. He explained even if the dog is free, the cost of training, overtime, vet bills etc. are not cost effective in a dept. this size. President Terrell questioned E. Molinsky and Mayor Joy on the total costs for the dog in the dept., and a history of the various dogs, noting it should show in the budget each year. A request for another dog and should include all cost, particularly officer costs and justification on calls. Mayor Joy and E. Molinsky will check on the costs and report back. Council members noted the increase in utilities, gas etc. and the state of the economy will impact all budgets, and any issues such as an additional dog must be justified.

Roads – E. Myer and President Terrell volunteered to perform the traffic count study for pedestrian signs and crosswalks the third weekend in June. Council requested a letter be sent to the residents of Freedom Ave. advising them up the upcoming road work. Council determined the residents need notification since in past years project was tabled.

Water – D. Sarpen advised he will be meeting with Buchar Horn and a representative from DEP concerning new well locations, and will report back to Council.

Rec. – E. Molinsky reported the Rec. Council did not meet due to lack of a quorum. A work session was held by 2 members to discuss possible activities. E. Paules inquired if the Rec. Council or Borough Council has considered selling any of the extra park property. He noted some properties are not utilized, and this could help the Rec. Council in their financial needs.

Parade – P. Herrmann questioned how many Council members will be riding in the parade. She also requested President Terrell be the Grand Marshall for the 2008 parade.

Sewer – D. Sarpen noted the ongoing search for I & I, and the televising being done by the wwtp staff.

Solicitor – S. Hovis reviewed the recent court decision concerning roadway milling and repair and prevailing wage rates. Solicitor Hovis also reviewed the recently signed Acts 7, 8, & 9 concerning emergency services and how they spend their funds. The law requires a meeting and report of how funds of the agencies are spent, since some of their funds are from local government tax payers.

### **CITIZENS FORUM:**

Phil Robinson was present to present additional information on the transportation plan he presented last month. He explained he has received a favorable response to the proposal, but would still like to see New Freedom send a letter of support. E. Myers noted he does support an improved transportation system in southern York County; however he does not support this particular plan. Council briefly discussed the numerous transportation problems in the area, noting there does not appear to be just one remedy to the problem. Council requested the office provide a letter stating Council supports a study of the transportation problems in the area, but does not support any particular plan.

Sam Beal of 120 Highland Ave. was to request Council waive the submittal of a full land development plan for his 120 square foot addition to his body shop. The Zoning Officer, Wade

Portner had provided Council a memo outlining the issue within the ZO noting "any" change in lot coverage of a business establishment is required a land development plan. S. Beal requested he be authorized to work with the Zoning Officer on the addition and will abide by all setbacks, building coverage etc. E. Paules indicated he had spoken with the Zoning Officer and the Ordinance is difficult for small business and somewhat costly. Motion by D. Sarpen, seconded by E. Molinsky to waive the submittal for a land development plan, and require S. Beal to work with the Zoning Officer on the basics such as setbacks, lot coverage etc. Motion carried.

### **OLD BUSINESS:**

Zoning Ordinance - E. Paules discussed some problems with the ZO, including the requirements for land development. He advised Council he discussed some concerns with the Zoning Officer, and was advised that these issues had been forwarded to PC previously with no response. E. Paules briefly reviewed some of the issues such as definitions, conflicts with the Ordinance etc. Motion by E. Paules, seconded by E. Myers to forward the list to PC for comments back to Council within 60 days. Motion carried.

### **NEW BUSINESS:**

Shrewsbury Township Request – A letter was received from the township concerning the road agreement in place for Masimore Road. The letter is requesting the agreement be changed to read Hunt Run Drive since the road was relocated and the name changed when Summers Glen was constructed. They have sent an agreement with the name change in place and request the Borough sign the agreement. Motion by E. Molinsky, seconded by E. Myers to sign the agreement, noting everything is the same except the name. Motion carried.

Utility Memo – T.L. Crawford requested Council review the memo concerning the increase in utilities such as York Water and Met Ed. She noted these facts will have an impact on the Borough finances and 2009 budget. President Terrell advised how the Met Ed increase has impacted the Lions Club. He explained the higher monthly bills, and how the new tariff permits them to charge 50% of the highest bill monthly, regardless of use. He requested Council consider how this can be addressed in the future with the Goodfellow Park property. He requested Council consider the monthly bill going to the Borough, and the users of the electric make an annual donation, or change the electric service. The office will have Brockmyer look at the feasibility of changing the service.

## **EXECUTIVE SESSION:**

Council convened to an executive session for a personnel matter at 2102 hrs, and reconvened to the regular meeting at 2114 hrs.

Fire Codes Inspector – T.L. Crawford explained the need for a certified inspector for fire codes. She advised Council the building inspector is not certified in fire codes and with all his current certifications and update classes do not have time for this additional class since the use would be sporadic. Council discussed the liability issue with using an individual from the fire dept., as opposed to a third party agency such as Mid-Atlantic or Commonwealth. S. Hovis noted he is familiar with both agencies and has some municipalities utilizing these companies and they are happy with the service. He also noted they are available as needed and do not need to be under a lengthy contract. Motion by E. Molinsky, seconded by D. Sarpen to authorize a third party agency is contracted as needed. Motion carried.

## **ADJOURNMENT:**

Motion by D. Sarpen, seconded by E. Myers to adjourn at 2143 hrs. Motion carried