

NEW FREEDOM BOROUGH COUNCIL MEETING
November 10, 2008

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

W. Cerkan – Councilman
E. Myers – Councilman
E. Molinsky – Councilman
D. Sarpen – Councilman
E. Paules – Councilman
J. Joy - Mayor
T.L. Crawford -Borough Secretary

Also Present: (see attached list).

ANNOUNCEMENTS:

President Terrell advised Council of the following upcoming events; The Christmas Tree lighting will be Nov. 29 at 6:00 pm at Freedom Green, and YCED will hold a work session on Nov. 20 at the Shrewsbury Township building at 5:30 pm.

DISBURSEMENTS:

General Fund - \$ 77,390.78. Motion by E. Molinsky, seconded by E. Paules to approve. Motion carried.
Water Fund - \$ 19,169.54. Motion by D. Sarpen, seconded by W. Cerkan to approve. Motion carried.
Sewer Fund - \$ 63,669.97. Motion by D. Sarpen, seconded by E.Molinsky to approve. Motion carried.
Rec. Fund - \$ 1,936.93 Motion by E. Molinsky, seconded by E. Paules to approve. Motion carried.
Com. Ctr. - \$ 1,527.50. Motion by E. Molinsky, seconded by W. Cerkan to approve. Motion carried.
Liquid Fuels: - \$ 180,000. Motion by E. Paules, seconded by E. Molinsky to approve. Motion carried.

MINUTES:

Motion by W. Cerkan, seconded by E. Molinsky to approve the minutes of Oct. 2008. Motion carried.

REPORTS:

Mayor – Mayor Joy read the emergency services report. He advised Council that Peer to Peer Study request was voted on at the recent SRPC meeting. Shrewsbury Borough is opposed to the study, however GR & NF voted in favor, so it should be done in 2009.

Police – No officer present.

Solicitor – D. Jones advised Council is working on a manual for the new Right to Know laws that began in Jan. He explained the Commonwealth was to prepare a template and guidelines; however they seem to be running behind schedule, since nothing is available yet. D. Jones also explained the changes with the new Earned Income Tax Collection legislation. He explained York County has had one agency collect for the entire County, which is not the case with other Counties where several collectors do a County. The only difference York County will see is fund distribution will be monthly.

Water – D. Sarpen advised he received a copy of the letter from DEP for authorization for the test wells. He noted he had a conversation with P. Gross at Buchart Horn who explained another client drilled 2 wells until they were successful. D. Sarpen will continue to be in contact with Buchart Horn for scheduling, costs etc. He also noted DEP has declared a drought watch for some counties, but York is not included.

Web Site – E. Paules advised Council the web site is in service; however the office can not access it. The office will contact a technician for a service call so the office can access and make changes.

Rec. – A. Bobby noted the SYC is on their next meetings agenda. President Terrell advised A. Bobby he received a flyer at his house concerning a recreation survey and Ernst Park. He advised that Council should review any flyers or booklet prior to distribution, noting the liability is on Council. He expressed concern that the flyer for Ernst Park noted changes in wet lands, and changes to the trails.

NF Heritage – Brain Kopp extended his appreciation to Council and the Borough office for getting heat to the building in an expeditious manner.

CITIZENS FORUM:

No one present.

BUSINESS:

ZO Amendments – T. Ruby advised Council the PC has reviewed the recommended amendments and agrees with the changes. The remaining items are geothermal wells and outdoor furnaces. She advised she would like to do more research on these issues prior to making a recommendation. E. Molinsky questioned the changes to moving/programmable advertising signs, he does not believe the Ordinance should too restrictive, as to hinder a business. E. Paules inquired about windmills and solar panels. He noted with energy costs escalating, more residents will consider alternate methods. T. Ruby will review these issues with the PC and report back with a recommendation.

Ordinance 2008- 2 Water Rates – President Terrell read the preamble to the ordinance. Motion by E. Molinsky, seconded by D. Sarpem to adopt Ordinance 2008-2 as presented. Motion carried.

Freedom Green Reverse Subdivision Plan - James Holley was present to review the plan. He advised the plan combined the 2 lots into one, and a non-building waiver will need to be signed and forwarded to DEP. Motion by E. Paules, seconded by E. Molinsky to approve the plan as presented. Motion carried; with D. Sarpem abstaining. Motion by E. Molinsky, seconded by E. Paules to forward the non-building waiver to DEP. Motion carried; with D. Sarpem abstaining.

Kohler Point Subdivision Plan - J. Holley explained the reason for the plan is a survey error of 4.43 feet. This changes the size of a lot, and the location of the lots lines. He noted the lots are not built upon yet, so the change should be done prior to new ownership. He explained waivers would be needed for Sections 4.23.8 (utilities) & 4.23.9 (storm water facilities). Motion by E. Molinsky, seconded by W. Cerkan to grant waivers for Section 4.23.8, and 4.23.9 of the SLDO. Motion carried, with D. Sarpem abstaining. Motion by E. Myers, seconded by E. Molinsky to approve the final subdivision plan for Kohler Point lots #123 - # 139. Motion carried, with D. Sarpem abstaining. Motion by W. Cerkan, seconded by E. Myers to forward the non-building waiver to DEP. Motion carried, with D. Sarpem abstaining.

Authority Positions – President Terrell explained the Authority has not been present with any business it needed too act on in the past 2 years, subsequently when someone resigned no one was appointed. To be able to have a quorum another member must be appointed. Motion by E. Molinsky, seconded by E. Myers to appoint Elmer Wolf to the Borough Authority. Motion carried.

Rec. – M. Royer questioned if Rec. could meet in the Heritage facility in 2009. President Terrell advised they originally wanted the Council Chambers, and those arrangements have made. The Rec. Council will meet in the Heritage facility in Dec. 2008, and from that point forward will meet in the Council Chambers, with a Council member present to open and disable the alarm.

EXECUTIVE SESSION:

Council convened into executive session at 2027 hrs. for litigation. Council reconvened to the regular meeting at 2117 hrs.

ADJOURNMENT:

Motion by E. Molinsky, seconded by E. Paules to adjourn at 2124 hrs. Motion carried