

NEW FREEDOM BOROUGH COUNCIL MEETING
November 19, 2018

Meeting continued from 10/15/18 and called to order by President Sarpen at 1830 hours. Present were:

- A. Shemo – Council member
- L. O'Brien – Council member
- B. Merrill – Vice President
- B. Terrell – Council member
- K. Earll – Council member
- D. Jones – Solicitor (1900 hrs)
- T.L. Crawford – Administrator

EDUCATIONAL SESSION

T. Ruby of York County Planning Commission explained the role of YCPC and the local Planning Commission. She also provided handouts detailing both groups responsibilities and the authority granted by the MPC (*PA Municipalities Planning Code*). See attached handout. She also briefly explained the proposed County Stormwater Authority, noting NF is not a designated MS4 municipality.

PUBLIC COMMENT:

P. Wurzbacher, 37 S. Third St. questioned the status of the Koller Point development completion. Solicitor Jones explained the tasks needing completed are moving forward, but the weather has slowed some items such as paving down. He advised the detention basin will not be completed until spring of 2019 due to the weather. He also explained a legal description will be required for road adoption, and will send an e-mail to the Koller Point representative advising them of such.

M. Marstellar, 59 Hunt Run Dr. advised Council no action has been taken concerning the pool gate at 55 Hunt Run Dr. that she brought to their attention last month. The Borough Administrator advised the facts of the issue were discussed with Solicitor Hovis and he noted the ICC building code was in fact met, however a letter was sent to the owner of 55 Hunt Run Dr. requesting they make a concentrated effort to latch the gate at all times. She also noted another fence was placed around 55 Hunt Run Dr., resulting in 2 fences around the pool. Solicitor Jones advised M. Marstellar that the ICC code was met for a latching gate, that is the Borough's responsibility. He also noted the Borough cannot enforce a gate always be closed, same as a door way never be blocked. M. Marstellar advised she spoke with State Representative Kare Klunk's office and they advised the gate being open is a violation. Solicitor Jones noted PA State Representatives do not, and are not authorized to enforce the ICC building code.

TREASURER'S REPORT

November 2018- \$648,373.68. Motion by K. Earll, seconded by L. O'Brien to approve disbursements as presented. Motion carried.

MINUTES: (Oct., 15,2018)

Motion by A. Shemo, seconded by K. Earll to approve the minutes as presented. Motion carried.

REPORTS:

SRPC – D. Benton advised Council Glen Rock has sent a letter requesting to “freeze” the 2019 budget. She stated a response was sent to them with data supporting the budget and subsequent increase. She explained the department extended its gratitude to officer Storeman for his years of service as a police officer with the department, and he will now be utilized as a part time office clerk. She also reported 2 funds have been opened for donations, 1 for a camera, the other for a tactical vest. She reported the police department is participating in “No Shave November”, (cancer awareness).

L O'Brien advised he met with Jeff Gossert of J.L. Gossert & Co, Forestry about management of the Borough owned parks/property that are in standing timber. He explained some of the parks have

dead trees, diseased trees and undesirable species of trees, and could possibly be able to be removed by a company similar to P.H. Glatfelter. He noted to get a get healthy forest it takes management and grooming for new growth. Motion by L. O'Brien, seconded by B. Terrell to meet with Jeff Gossert to begin a plan to manage to Borough wooded properties. Motion carried.

L. O'Brien advised Council Rheeling Road has visibility problem at the cross street of St. John Dr. (church driveway). He requested Council consider placing stops signs on Rheeling Road. T.L. Crawford and T. Ruby advised a stop sign can not be placed lawfully on a through street, and traffic studies have been done for placement of the stop signs. President Sarpen explained the problem is the trees on the adjoining property and the location of a utility pole. He also noted the property owner allowed the church to trim the trees, however they need trimmed again. He noted a deterrent for speed is police presence. The Borough can request the police utilize the trailer and enforcement on Rheeling Road.

BUSINESS:

Ordinance 2018-5 (Sewer Rates 2019) President Sarpen read the preamble of the Ordinance, noting the increase in sewer rates is \$ 2.00 per quarter on the base rate, a total of \$ 8.00 per year. Motion by A. Shemo, seconded by K. Earll to adopt Ordinance 2018-5 as prepared. Motion carried.

Rec Council:

President Sarpen reviewed a letter from Rec. Council requesting the following individuals be appointed to the NF Rec Council. Motion by K. Earll, seconded by A. Shemo to appoint Valerie Strange, Sandy Short and April VanderVeer to the NF Rec. Council. Motion carried.

President Sarpen advised a letter was received from PA Labor & Industry concerning commercial building permits/inspections. He reminded Council the Borough inspector is only licensed for "residential", all commercial are referred to Commonwealth Code. A PA L&I inspector performed an audit and inspected several permits. He noted some violations on the physical inspections, and sent a letter to the Borough, indicating the Borough inspector should be more diligent on inspections. The Borough did not do the permits/inspections, Commonwealth Code did. All the residential inspections were fine. L&I was contacted to set up a meeting with them and Commonwealth Code, they advised they do not meet with anyone. President Sarpen did not like that they implied the Borough should look over the shoulder of Commonwealth Code, when they were paid to do the inspections by the permit applicant. Solicitor Jones advised this is common with L&I, and Commonwealth Code inspections. He noted this does not impact the Borough, or Borough inspector in any way.

ADJOURNMENT:

Motion by K. Earll, seconded by A. Shemo at 1946 hours, to adjourn the meeting. Motion carried