

**MINUTES OF NEW FREEDOM BOROUGH
COUNCIL MEETING
October 21, 2024**

New Freedom Borough Council met in Regular Session on Monday, October 21, 2024. President Bobby led those in attendance to The Pledge of Allegiance to the Flag. The meeting was called to order at 6:30PM.

BOROUGH COUNCIL PRESENT

Andrew Bobby
Ryan Ross
Erica Rearich
Dennis Sarpen
Dennis Cummings
David Reisdorf

ALSO PRESENT:

Kim Butcher, Mayor
Walter Tilley, Solicitor
Andrew Shaffer, Borough Manager

ALSO ABSENT:

BOROUGH COUNCIL ABSENT:

Burnell Wildasin

Public Comment / Visitors

Chief Woods with Rose Fire Company presented Council with the September 2024 Call Report.

Joanie Mason read a statement regarding accusations made at previous meetings.

Devin Taylor read a statement regarding those accusations.

John Woods attempted to read a statement but was interrupted and left the meeting.

Approval of Minutes

The minutes of the Regular Council Meeting held September 9, 2024 were presented to Council for their review. Dennis Sarpen made a motion, seconded by Ryan Ross, to approve the minutes as presented. Erica Rearich requested a wording change to indicate David Reisdorf's statement regarding his resignation and exiting the meeting. Additionally, the need to clarify the Tasteful Occasions lease timeframe of two years with an optional third year extension. The original motion was amended. Motion carried with an abstention from David Reisdorf as he left the meeting.

The minutes of the Council Budget Meeting held October 7, 2024 were presented to Council for their review. Ryan Ross made a motion, seconded by Dennis Sarpen, to approve the minutes as presented.

Treasurer's Report

The Treasurer's Report for the month of September 2024 was presented to Council for their review. Ryan Ross made a motion, seconded by Dennis Sarpen, to approve the report as presented. Motion carried.

Unfinished BusinessStormwater Channel – North Constitution Avenue

Manager Shaffer reported that 90% of the work is completed with the remaining work to occur in the Spring.

Tasteful Occasion Lease Renewal

A counteroffer from Tasteful Occasions of \$2,244 per month was provided to Council. Erica Rearich made a motion, seconded by David Reisdorf to not amend the last counteroffered amount of \$2,364 per month, add in a force majeure clause, add in a utility cost increase pass through clause, and request a response by November 6, 2024. Motion carried with a Nay vote from Ryan Ross.

Legal Analysis – Code of Ordinances

As a part of the Legal Analysis process, Mayor Butcher requested an amendment to Chapter 207.22 – Snow and Ice Emergency Routes Established to reword and provide authority to the Mayor to declare/call a snow emergency. Andy Bobby made a motion, seconded by David Reisdorf to incorporate the requested change as part of the Legal Analysis process. Motion carried with a Nay vote from Ryan Ross.

The next step of the Legal Analysis process is to advertise the Ordinance adopting the changes. During discussion, Erica Rearich made a motion to not include Chapter 30 – Manager/Administrator as part of the advertised changes. Motion failed for lack of a second.

Andy Bobby made a motion, seconded by Ryan Ross to authorize advertisement of a proposed code adoption ordinance with the change to keep the term "Manager/Administrator" throughout the code. Motion carried with Nay votes from Erica Rearich and Dennis Cummings.

Request for Funding – Southern York County Baseball

David Reisdorf made a motion, seconded by Ryan Ross to approve \$10,000 towards the field maintenance project needed at Veterans Park. Motion carried.

Public Comment Policy

A discussion occurred regarding a revised set of policies and procedures and Resolution 2018-1, which previously established a policy.

New BusinessKindness Week Proclamation

Mayor Butcher and President Bobby presented a proclamation for Kindness Week during November 9 through November 16, 2024. During this time individuals, families, schools, businesses, faith-based and service organizations, and all community constituents and ecosystems are encouraged to personify the theme "See the Good. Be the Good. Go the Extra Mile" for Kindness in various ways limited only by the bounds of imagination and creativity. Through this proclamation and broad "Community Call to Action," all are challenged to perform kind acts, big and small, and subsequently "pay it forward" for the collective betterment of one another and for the "greater good." David Reisdorf made a motion, seconded by Ryan Ross to approve the proclamation. Motion carried.

Marge Goodfellow Park Feasibility Study

Manager Shaffer presented the final version of the feasibility study. The next steps will involve the development of a master site plan.

Preliminary Subdivision and Land Development Plan – New HavenWaiver Request – Chapter 194-305.A(1) – Phase 1 Environmental Site Assessment

Ryan Ross made a motion seconded by Dennis Sarpem to approve the waiver request. Motion carried with Nay votes from Erica Rearich and Dennis Cummings.

Waiver Request – Chapter 194-305.A.4(f) – Traffic Impact Study- Horizon Year

Ryan Ross made a motion seconded by David Reisdorf to approve the waiver request. Motion carried with Nay votes from Erica Rearich and Dennis Cummings.

Waiver Request – Chapter 194-521(D) – Steep Slope Conservation – Setback

Dennis Sarpem made a motion seconded by Ryan Ross to approve the waiver request. Motion carried.

Waiver Request - Chapter 188.18(A) – Rate Controls – Post Construction Peak Flows

David Reisdorf made a motion seconded by Dennis Sarpem to approve the waiver request. Motion carried with a Nay vote from Erica Rearich.

New Haven Development Preliminary Subdivision and Land Development Plan

Ryan Ross made a motion seconded by David Reisdorf to approve the plan. Motion carried with Nay votes from Erica Rearich and Dennis Cummings.

2025-2027 Mowing Contract

Ryan Ross made a motion, seconded by Dennis Sarpem to authorize advertisement of the 2025-2027 Mowing Contract for Borough owned properties. Motion carried.

Orwig Road / Bee Tree Pump Station Stormwater Improvement Project

Ryan Ross made a motion, seconded by David Reisdorf to approve the low and only bid from Clear View Excavating in the Amount of \$153,200. Motion carried with Nay votes from Erica Rearich and Dennis Cummings.

Phase 1 Aeration Project – Wastewater Treatment Facility

David Reisdorf made a motion, seconded by Dennis Sarpen to approve the low bid from PSI Pumping Solutions in the Amount of \$4,187,879. Motion carried with Nay votes from Erica Rearich and Dennis Cummings.

Resignation – Eric Aycock – Planning Commission

Ryan Ross made a motion, seconded by David Reisdorf to accept the resignation of Eric Aycock from the Planning Commission. Motion carried.

Administrative ReportsSolicitor

Solicitor Tilley provided guidance and legal advice on public comment during a business meeting of Council.

Manager

Manager Shaffer provided a report for the month of September 2024, as well as a grant report listing closed and current grants since 2021.

Manager Shaffer provided Council with copies of a recently completed employee satisfaction survey.

President

Nothing at this time.

Mayor

Nothing at this time.

Police

The Southern Regional Police Department activity report for the period of August 11 to September 7 was provided to Council for their review.

The August 2024 Southern Regional Police Department financial report was provided to Council for their review.

In addition, Erica Rearich updated Council on department activities as reported during the September 2024 Southern Regional Police Department meeting.

Engineer

Council was presented with monthly reports from Warehaus and ARRO.

Water System

Council was presented with the September 2024 Operating Report for their review.

Council was provided copies of the required Act 67 and Act 68 Notification for Well #1 Upgrades.

Wastewater System

Council was presented with the September 2024 Operating Report for their review.

Zoning & Code Enforcement Report

The Permit, Code Enforcement, and Land Development Reports for September 2024 were presented to Borough Council for their review.

Recreation Report

Ryan Ross provided a brief update from the August meeting.

Committee Reports

Business Development

Nothing to report.

EMS & Fire Funding

Nothing to report.

Health & Safety

Nothing to report.

Infrastructure

Nothing to report.

Personnel

Nothing to report.

Public Safety

Nothing to report.

Rental Housing and Occupancy Ordinance

Nothing to report.

Community Center Cleaning

Nothing to report.

Correspondence

Stock and Leader – Tax Collector Compensation

York County – Hazard Mitigation Plan Approval Process

York County Borough's Association Annual Banquet Invite

Public Comment

President Bobby took a point of personal privilege to read a statement. During which, Devin Taylor continued to disrupt the meeting. Andy Bobby made a motion, seconded by Dennis Sarpen to have Mr. Taylor removed from the meeting. Motion carried with Nay votes from Erica Rearich and Dennis Cummings. President Bobby continued his statement.

Executive Session

None

Adjournment

At 9:40PM, the meeting was adjourned. The next meeting is scheduled for November 4, 2024 at 6:30PM for continued review of the 2025 proposed budget.

Respectfully Submitted,

Andrew N. Shaffer

Borough Manager