

**BOROUGH OF CARROLL VALLEY
REGULAR MEETING
Of BOROUGH COUNCIL
TUESDAY, MAY 9, 2017 – 7:00 P.M.
BOROUGH OFFICE
MINUTES**

Sarah Skoczen, President called the meeting to order at 7:00 P.M. She led the Pledge of Allegiance. The attendance was as follows:

BOROUGH COUNCIL MEMBERS

Present

Sarah Skoczen
Dan Patton
Robert Tyler Pyles
N. Kenneth Lundberg
Thomas Fitzsimmons
David Lillard
Bruce Carr

Absent

BOROUGH OFFICIALS, ETC.

Ronald J. Harris, Mayor
David A. Hazlett, Borough Manager
Gayle R. Marthers, Borough Secretary
Richard L. Hileman, II, Police Chief
David Baker, Code Enforcement Officer
Samuel Wiser, Borough Solicitor

CONSIDERATION OF THE MINUTES OF THE APRIL 11, 2017 REGULAR MEETING

Following brief discussion that outlined corrections:

- Page 3 Committee Reports, Finance Committee: line two (2); “216” should be “2016”

*** K. Lundberg moved, R. Pyles seconded, that the minutes of the April 11, 2017 Regular Council meeting be approved as corrected. Motion passed unanimously.

OPEN TO THE PUBLIC

The following citizens addressed Council at this time:

Sean Jones

9 Snow Plow Trail, CV

Opposed to Sprinkler Repealer
Requested Support of Borough in Neighbor
Dispute

Chief Hileman provided a response and scheduled a meeting with resident, Mayor and Manager for after meeting to discuss the issue further.

Bill Ballesteros

53 Crossland Trail, CV

Support of the Proposed Chicken Ordinance

Mike Jones

74 Toms Creek Trail, CV

Support of Sprinkler Repealer

ORDINANCES AND RESOLUTIONS

Resolution #9-2017: Act 44 of 2009 Compliance Requirements: adopting written procedures detailing how professional services are chosen for its pension plans in order to comply with Act 44 of 2009 and the Auditor General’s Recommendations. Ms. Marthers and Mr. Wiser provided explanation for this requirement. Following brief review:

K. Lundberg moved; D. Patton seconded that Council adopt Resolution #9-2017: Act 44 of 2009 Compliance Requirements: adopting written procedures detailing how professional services are chosen for its pension plans in order to comply with Act 44 of 2009 and the Auditor General's Recommendations. Motion passed unanimously.

MAYOR'S REPORT – R. HARRIS

- Police Report
 - Game Law Violation
- Updates
 - Breakfast with the Easter Bunny was held @ Fairfield Fire/EMS Saturday, April 15, 2017 from 8am – 10am.
 - Annual Easter Egg Hunt was held @ Carroll Commons Saturday, April 15, 2017 @ 11am
 - 5000 eggs
 - 500 children
 - Thank you to all who volunteered
 - Fishing Derby was held @ Carroll Commons Saturday, April 22, 2017 from 9am – noon
 - 109 participants (88 under age of 10)
 - Thank you extended to Councilman Pyles for prizes, Mr. Tourborg for snacks, Jarrell's for apples, all volunteers
 - Collaborating for Youth – Luncheon in thanks for the support held on April 17, 2017
 - Medication Take-Back scheduled for Saturday, April 29, 2017 from 10am – 2pm at Carroll Valley Offices – 150 lbs. of medication taken
 - Adams County Officers' Memorial Service was held May 5, 2017.
- West Nile Virus
 - April through November critical time to be aware of mosquitos and their breeding areas
 - Signs and Symptoms
 - Preventative Measures outlined
- Announced:
 - Happy Mother's Day – May 14, 2017
 - Buckle-Up PA initiative
 - May 15th – June 14th
 - "Click-it or Ticket-it"
 - Primary Election Day – Tuesday, May 16, 2017
 - One Location for Both Precincts
 - District 2 – formerly Ski Liberty now in Conference Room
 - District 1 – formerly in old borough building now in Meeting Room
 - Fairfield Fire/EMS Open House – Sunday, May 21, 2017 from 1 – 4 pm
 - Memorial Day Observances – Monday, May 29, 2017
 - Open House and Dedication of New Municipal Building for May 30, 2017
 - Community Yard Sale to benefit the July 4th Celebration – Saturday, June 3, 2017
 - Adams County Library upcoming Programs:
 - Summer Reading Club
 - Summer Programs
 - Community Education Day @ HACC Gettysburg Campus – June 14, 2017
 - Electronics Recycling Event
 - Saturday, September 9, 2017

- 10am – 2pm @ 911 Center
- \$25/TV - \$10/computer monitor – other items no charge
- Shared a list of the upcoming meetings and events
- In Requiem:
 - 10 Officers from various cities across the US were honored for their bravery following their being Line-of-Duty deaths during the month of April 2017.

FIRE/EMS/EMA REPORTS

Councilman Bruce Carr offered thanks to everyone who helped him and his family with their garage fire on April 6, 2017.

Reports reviewed in packet.

COMMITTEE REPORTS

Parks, Recreation and Environmental Advisory Committee.

Amy Kaufman, GMS Funding Solutions provided an update on the grant submissions. Written report provided to Council in the packet.

Planning Commission.

Mr. Lillard reviewed the written report provided to Council.

- Attendance Policy was discussed including the options of fewer members, alternate members and the ordinance requirements for those changes.
- Ordinance #1-2017: Keeping of Domesticated Chickens:
 - B. Carr moved; T. Fitzsimmons seconded motion that Ordinance #1-2017: Keeping of Domesticated Chickens be advertised as required by PA Borough Code.
 - Discussion ensued regarding the ordinance including public comment from the following:

▪ Robert Verderaime	12 Linda Trail, CV	Opposed
▪ Tony Wivell	43 Fruitwood Trail, CV	In Favor
▪ Ginny Bowne	41 Mile Trail, CV	In Favor
▪ Chris Upchurch	24 Pinehill Trail, CV	In Favor
▪ Linda Sites	19 Hickory Trail, CV	In Favor

Councilman Pyles requested that Members consider the removal of Section 2-410 (c) stating that although this statement is true; it is also true for many of the other ordinances of the Borough yet it is not included as a part of any of the others. He further asked if it remains in this ordinance should it not be included in all others that have similar conflicts. Consensus of Members was to remove the statement.

Mr. Lillard also suggested that Section 2-411(b) have the words “and such signature shall be notarized” removed from the document thus ending the sentence with the word “property” stating that no other application requires notarization. Discussion resulted in the consensus of Members to remove this stipulation.

Resulting motion after discussion was a friendly change of the original motion and second:

*** B. Carr moved; T. Fitzsimmons seconded motion that Ordinance #1-2017: Keeping of Domesticated Chickens be advertised as required by PA Borough Code with the following changes: the removal of Section 2-410 (c) and in Section 2-411(b) removal of the words “and such signature shall be notarized” thus ending the sentence with the word “property”. Motion passed unanimously.

Committee Applications:

- Bernard Garland
- Karen Maichle

Both applicants have expressed interest in serving; Mr. Garland on the Planning Commission and Ms. Maichle on any committee. Mr. Hazlett reminded Members that they have discussed reducing the number of members on the Planning Commission. It was also shared that the only committees with vacancies are the Planning Commission, Public Safety and an Alternate on the Zoning Hearing Board. After reviewing the application:

***D. Lillard moved; K. Lundberg seconded that Mr. Bernard Garland be appointed to the Planning Commission effective today. Motion passed unanimously.

Members asked Staff to invite Ms. Maichle to participate in the Parks Meetings via the audience and she will be offered a seat on the July 4th Celebration Committee as well as the positions on Public Safety and Zoning Hearing.

ADMINISTRATIVE BUSINESS – BOROUGH MANAGER

Treasurer's Report for April 2017.

Following brief discussion:

***R. Pyles moved, D. Lillard seconded, that Council accept the April 2017 Treasurer's Report as presented. Motion passed unanimously.

2017 Materials Bid – Contract Award.

Mr. Hazlett reviewed the Bid Tabulation for materials and products and following brief discussion:

***R. Pyles moved; K. Lundberg seconded that the 2017 Materials contracts be awarded to the lowest responsible bidders as listed:

Aggregate:	New Enterprise Stone & Lime Co.
Road Oils:	Hammaker East, LTD
Fuel Oils:	Talley Petroleum Enterprises, Inc.
Bituminous:	New Enterprise Stone & Lime Co.
Line Painting:	Alpha Space Control
Equipment Rental:	Hammaker East, LTD
Seal Coating:	Hammaker East, LTD

Motion passed unanimously.

RFP for Janitorial Services. Mr. Hazlett reviewed the tabulation sheet for the Proposals received for Janitorial Services. After discussion, Members asked Staff to request additional information from Ms. Krietz regarding insurance certification and verification that she will be supplying all cleaning materials and equipment. The issue was tabled until the June 2017 meeting.

County Solid Waste Contract. Mr. Hazlett reviewed the Memorandum of May 5, 2017 that notified Members of the Contract Bid progress and provided a copy of the Bid Documents to the Borough. Members accepted the document by consensus.

Meeting Room Use Request. Members reviewed an email from the Fairfield Youth Football/Cheer Board requesting use of the Borough Meeting Room for their monthly meetings. Following brief discussion, Members agreed by consensus to allow the use of the Meeting Room and asked Staff to draft a fee schedule for rental of the new Conference Room and Meeting Room.

GO Adams! Use of Carroll Commons. Members reviewed a request from GO Adams! 2017 that asked to place a post in Carroll Commons Park as part of a countywide scavenger hunt. Following brief discussion, Members agreed by consensus to allow the use.

UNFINISHED BUSINESS

Municipal Building Project

- Mr. Hazlett provided a verbal Building Report that included the following updates:
 - The Punch-List Items have been submitted to the Contractor and are being completed
 - Outside Final Grading is on-going
 - Drainage Issues are being addressed
- Amy Kaufman, GMS Funding Solutions addressed the RACP Grant reimbursement process and timeline
- By consensus, Members agreed to table discussion regarding Murray Associates request for additional fees.

Residential Sprinkler Ordinance Repealer. Mrs. Skoczen invited public comment at this time resulting in the following citizens being heard:

- | | | |
|------------------|---|-------------------------|
| • Trish Rowe | 2 Delany Trail, CV | In Favor of Repealer |
| • Tony Wivell | 43 Fruitwood Trail, CV | In Favor of Repealer |
| • Matthew Inskip | Lot Owner in Carroll Valley – posed question to firefighters present regarding where most fire start – Answer was in the kitchen. | |
| • Dave Martin | Fountaindale Fire Chief | Opposed to Repealer |
| • Bill Jacobs | Fairfield Fire/EMS Chief | Opposed to Repealer |
| • Ed Kaplan | 26 Lee Trail, CV | Opposed to Repealer and |
| | questioned the issue being discussed again. Mr. Carr answered that the issue was never put to a vote and settled. | |
| • Terry Stem | 5 Ski Run Trail, CV | In Favor of Repealer |
| • Sean Jones | 9 Snow Plow Trail, CV | Opposed to Repealer |

Following discussion:

***B. Carr moved; R. Pyles seconded to advertise Ordinance #2-2017: Repealing Chapter 5, Part 1 entitled “Uniform Commercial Code”, Section 5-112 entitled “Changes to the International Residential Code” of the Code of the Borough of Carroll Valley regarding the required installation of Residential Sprinklers in new home construction. Upon roll call vote; motion passed with Mr. Carr, Mr. Pyles, Mr. Fitzsimmons and Mr. Patton voting yes; Mr. Lundberg, Mr. Lillard and Mrs. Skoczen voting no.

Mr. Wisner informed Council that the ordinance requires a review by Pennsylvania Labor and Industry and a Public Hearing prior to being brought to a vote to enact. Staff was asked to advertise the Public Hearing for 6:00 pm on Tuesday, June 13, 2017 prior to the next regular Council Meeting and Mr. Wisner was asked to provide the document to the Department of Labor and Industry as required.

Fairfield Borough Police Contract. Ms. Skoczen set an Ad Hoc Committee for negotiating the renewal of the Fairfield Borough Police Contract as Mr. Fitzsimmons, Mr. Carr and Mrs. Skoczen also to include Mayor Harris, Chief Hileman and Mr. Hazlett, Borough Manager. It was explained that the task of this Ad Hoc Committee will be to establish a recommendation for Council’s approval for the contract renewal with Fairfield Borough.

NEW BUSINESS

There was none.

OPEN TO THE PUBLIC

No one addressed Council at this time.

ADJOURNMENT

The meeting adjourned at 9:35 P.M.

ATTENDANCE REGISTER

The Attendance Register is attached, numbered Page 7 and made a part of the Official Minutes.

Gayle R. Marthers, Borough Secretary