

**BOROUGH OF CARROLL VALLEY
RE-SCHEDULED REGULAR MEETING
Of BOROUGH COUNCIL
TUESDAY, FEBRUARY 23, 2010 – 7:00 P.M.
BOROUGH OFFICE**

MINUTES

Council President John VanVolkenburgh called the meeting to order at 7:00 P.M. He led the Pledge of Allegiance. The attendance was as follows:

BOROUGH COUNCIL MEMBERS

Present

John J. VanVolkenburgh, President
Frank A. Buhrman
N. Kenneth Lundberg
Tammy J. Lytle
Daniel J. Patton, Vice President
Neal E. Abrams

Absent

William K. Reinke

BOROUGH OFFICIALS, ETC.

Ronald J. Harris, Mayor
David A. Hazlett, Borough Manager
Gayle R. Marthers, Borough Secretary
David E. Baker, Zoning Officer
Chief Richard L. Hileman
Sam Wiser, Borough Solicitor

Absent

None

Mr. VanVolkenburgh welcomed the larger than usual group of public in attendance and then read a prepared statement in response to local media reports that the Council was considering disbanding the Police Department. He offered a recounting of the events leading to the publicized article and asked to go on record that the issue of disbandment was never discussed by the Borough Council.

CONSIDERATION OF THE MINUTES OF THE JANUARY 12, 2010 REGULAR MEETING

*** D. Patton moved, K. Lundberg seconded, that the minutes of the January 12, 2010 regular Council meeting be approved as submitted. Motion carried unanimously.

OPEN TO THE PUBLIC

In response to local media reports that the Council was considering disbanding the Police Department, the following citizens asked to be heard:

Mr. Doug Laptook of 1323 Jacks Mountain Road, Fairfield
Mr. Dale Buffington of 89 Eagles Trail, Carroll Valley
Mr. David Acheson of 7 Lakeview Trail, Carroll Valley
Mr. Jim Hutchinson of 22 Ski Run Trail, Carroll Valley
Mr. Marc Johnson of 80 Eagles Trail, Carroll Valley
Mr. Adam Brown, Fairfield Fire/EMS Chief and resident at 6 Little Trail, Carroll Valley
Mr. N. Kenneth Lundberg, Councilman
Mr. Neal Abrams, Councilman and Fairfield Fire/EMS Ambulance Captain
Dorothy Corbin, 22 Lakeview Trail
Mr. Edward Yeager, 19 Main Trail
Mr. Frank Buhrman, Councilman
Mr. Dan Patton, Councilman
Mrs. Jean Wisser, 7 Buffalo Trail
Ms. Mary Walter, 36 Hilltop Trail,
Chief Richard L. Hileman, Carroll Valley Police
Mayor Robert Stanley, Fairfield Borough

Mayor Ron Harris addressed the public and thanked them for their time and comments. He closed with a ~~prepared~~ [deleted as requested by Mayor Harris and approved via motion at March 9, 2010 Regular Meeting] statement as the elected overseer of the Police Department; explaining the budget process “in response to the President’s comment about his duty to question where his tax dollars are going” [inserted as requested by Mayor Harris and approved via motion at March 9, 2010 Regular Meeting] and stating that he invites any questions about the department be addressed to him via phone, email or in person.

Mr. Hazlett asked that the Council address agenda item # 8a due to Borough Engineer Eric Mains’ schedule. Mr. Mains outlined the Geotechnical Engineering Report drawing special attention to several points before the recommended corrective action. Mr. Mains stated that the corrective action plan was submitted to DEP for their approval. Following approval, the project would be brought before the Council for action prior to it being advertised for bids. Estimated return time for DEP approval is 8-12 weeks. Council thanked Mr. Mains and invited him back when approval was obtained.

ORDINANCES AND RESOLUTIONS

Resolution # 1-2010: Class 1 Commendation to Clifford J. Weikert

Mayor Harris introduced and welcomed Detective Weikert and his wife Stephanie. Chief Hileman read the Resolution.

***D. Patton moved; F. Buhrman seconded, that Council adopt proposed Resolution # 1-2010 as presented. Motion carried unanimously.

Resolution # 2-2010: Authorized Signatories for Adams County National Bank Accounts

Gayle Marthers, Borough Secretary explained that the auditors suggested that any employee having access to the accounting software for purposes of drafting checks not have signatory rights. This suggestion requires a change to the current resolution. After brief discussion:

***N. Abrams moved; T. Lytle seconded, that Council adopt proposed Resolution # 2-2010 as presented. Motion carried unanimously.

Resolution # 3-2010: Authorized Signatories for Adams County National Bank Safe Deposit Boxes

Gayle Marthers, Borough Secretary explained that the auditors suggested that any employee having access to the accounting software for purposes of drafting checks not have signatory rights. This suggestion requires a change to the current resolution. After brief discussion:

***K. Lundberg moved; F. Buhrman seconded, that Council adopt proposed Resolution # 3-2010 as presented. Motion carried unanimously.

Resolution #4-2010, DCNR Form 2010—C1P2-16; Designating a Signatory for the Grant Application for the Borough of Carroll Valley Project entitled “Carroll Commons Community Pavilion”.

Mr. Hazlett outlined the project and explained that the application requires a resolution be adopted designating a Borough representative as signatory.

***T. Lytle moved; K. Lundberg seconded that David Hazlett, Borough Manager be designated as the signatory. Motion carried unanimously.

Resolution # 5-2010: Declaration of Disaster Emergency – February 6, 2010 Winter Storm

Mr. Hazlett explained that the County Emergency Management Agency has notified all municipalities that Governor Rendell’s declaration of Disaster Emergency for the storm has opened a door for state and/or federal FEMA reimbursement opportunities. The Borough Declaration is the first step in this process. After brief discussion:

***D. Patton moved; N. Abrams seconded, that Council adopt proposed Resolution # 5-2010 as presented. Motion carried unanimously.

Resolution # 6-2010: Declaration of Disaster Emergency – February 9, 2010 Winter Storm

Mr. Hazlett explained that the County Emergency Management Agency has notified all municipalities that Governor Rendell's declaration of Disaster Emergency for the storm has opened a door for state and/or federal FEMA reimbursement opportunities. The Borough Declaration is the first step in this process. After brief discussion:

***F. Buhrman moved; T. Lytle seconded, that Council adopt proposed Resolution # 6-2010 as presented. Motion carried unanimously.

MAYOR'S REPORT – R. HARRIS

Mayor Harris provided updates or follow-ups for the following:

- Chief Hileman reported on the monthly Police Calls.
- Thank you extended to the Borough Municipal Service Employees who worked diligently to open the roads during the snow storms.
- Status of the Cellular Tower Construction in the area stating that AT&T is on-line on one tower and will be on-line on the second by early December.
- Provided an update on FREMA and announced that the ICS100 Training must be completed by all elected officials by September 30, 2010, announced the intent of FREMA to conduct a full deployment exercise during 2010 and stated that FREMA would be updating their Emergency Operations Plan annually.
- Outlined a new initiative to have public bus service extended from the Borough of Gettysburg to Carroll Valley Borough with stops along Rt. 116. Mayor Harris asked that the Council provide a letter of support for the project. Members agreed by consensus to send a letter of support for this initiative.
- Honored fallen police and fire personnel in Pennsylvania.
- Shared a list of the upcoming meetings and events.

Fairfield Fire/EMS Report. Mr. Adam Brown, Fairfield Community Fire & EMS chief, provided a brief report of fire/EMS support provided in January. Seven (7) fire related calls and Eighty-six (86) EMS calls were handled.

COMMITTEE REPORTS

Parks, Recreation and Environmental Advisory. Mrs. Lytle reported that there are several vacancies on the Committee and asked for volunteers. She shared that the group discussed the Welcome to the Neighborhood event and Mr. Hazlett asked that the Council consider the budgeted allotment for this project. Council approved by consensus the release of the \$700 budgeted expenditure for this project.

Planning Commission. Ed Kaplan, Committee Chairman briefed the Members on the following business:

- Vacancies on the Commission.
- Animal Control ordinance will be discussed at the next meeting.
- General Noise ordinance will continue to be discussed at the next meeting.
- Land Development Plan Proposal was brought before the Commission by Snow Time, Inc. (Ski Liberty) and was subsequently approved.

Sewer and Water Authority. Mr. VanVolkenburgh reported that there is a vacancy on this committee also and asked for volunteers.

ADMINISTRATIVE BUSINESS – BOROUGH MANAGER

Treasurer's Report for January 2010.

Following brief discussion:

*** F. Buhrman moved, T. Lytle seconded, that Council accept the January 2010 Treasurer's Report as presented. Motion carried unanimously.

Manager's Report. Mr. Hazlett reported on the snow removal operations from the 2 storms and provided a cost analysis.

Executive Session:

At 9:02 PM Mr. VanVolkenburgh asked for an executive session to discuss matters related to Borough Personnel.

***F. Buhrman moved, K. Lundberg seconded that the Council enter executive session to discuss personnel matters. Motion carried unanimously.

At 9:27 PM Mr. VanVolkenburgh reconvened the meeting in open session stating that an on-going personnel matter was discussed with no action being recommended.

Open Session:

Real Estate Tax Exoneration Requests.

Gayle Marthers, Borough Secretary explained the process by which a resident can request and receive an exoneration of the penalty and interest on a tax obligation. After brief discussion the following actions were taken:

***K. Lundberg moved, D. Patton seconded that Council grant the deeded property owner of Parcel # 024-0055---000 an exoneration of the penalty amount of \$43.57 due on delinquent taxes as requested. Motion carried unanimously.

***F. Buhrman moved, N. Abrams seconded that Council grant the deeded property owner of Parcel # 005-0016---000 an exoneration of the penalty amount of \$1.44 due on delinquent taxes as requested. Motion carried unanimously.

***K. Lundberg moved, T. Lytle seconded that Council grant the deeded property owner of Parcel #005-0017-000 an exoneration of the penalty amount of \$50.91 due on delinquent taxes as requested. Motion carried unanimously.

UNFINISHED BUSINESS

Section "F" Dam Repairs. Addressed under Open to the Public

NEW BUSINESS

Nothing.

OPEN TO THE PUBLIC

No One Addressed Council at this Time

ADJOURNMENT

The meeting was adjourned at 9:05 P.M.

ATTENDANCE REGISTER

The Attendance Register is attached, numbered Page 5 and made a part of the Official Minutes.

Gayle R. Marthers, Recording Secretary