

**BOROUGH OF CARROLL VALLEY  
REGULAR BOROUGH COUNCIL MEETING  
TUESDAY, AUGUST 11, 2009 – 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  
N. Kenneth Lundberg  
Tammy J. Lytle  
William K. Reinke  
Neal E. Abrams  
Frank A. Buhrman

**Absent**

Daniel J. Patton, Vice President

**BOROUGH OFFICIALS, ETC.**

Ronald J. Harris, Mayor  
David A. Hazlett, Borough Manager  
Gayle R. Marthers, Borough Secretary  
Richard L. Hileman, Police Chief  
Thomas R. Campbell, Solicitor

**Absent**

David E. Baker, Zoning Officer

**EXECUTIVE SESSION**

Upon request of Borough Council President, John Van Volkenburgh,  
\*\*\*K. Lundberg moved, F. Buhrman seconded, that the Council enter Executive Session at 7:05PM to discuss pending legal matters.

**OPEN SESSION**

Council opened to the public at 7:40 PM. Mr. Campbell stated Council recessed at 7:40PM until a date and time to be determined the topic of which will be disclosed at the opening of the next meeting of Borough Council.

**CONSIDERATION OF THE MINUTES OF THE JULY 14, 2009 REGULAR MEETING**

\*\*\* K. Lundberg moved, W. Reinke seconded, that the minutes of the July 14, 2009 regular Council meeting be approved as submitted. Motion carried unanimously.

**OPEN TO THE PUBLIC**

No one addressed the Council at this time.

**ORDINANCES AND RESOLUTIONS**

**Ordinance # 4-2009: Authorizing Membership in and By-Laws Adoption of the “Adams County Council of Governments”**

\*\*\* F. Buhrman moved, T. Lytle seconded, that Council adopt Ordinance # 4-2009 as presented. Motion carried unanimously by roll call vote.

**MAYOR’S REPORT – R. HARRIS**

Mayor Harris presented Certificates of Recognition to the following individuals for their involvement in the National Night Out Program:

Jo Ann Myers                      Chief Richard L. Hileman, II

After which he stated that a slide show depicting the event would be available on the Borough Web Site when the meeting airs.

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

- Status of the Cellular Tower Construction in the area.
- Reminder to sign-up for the Borough of Carroll Valley E-Newsletter.
- DUI Checkpoints and the growing problem of alcohol use.
- Project Management Course being offered by State Association of Boroughs that Mayor Harris is facilitating.

## **COMMITTEE REPORTS**

**Parks, Recreation and Environmental Advisory.** Mrs. Lytle reported that the meeting was cancelled due to a lack of quorum.

### **Planning Commission.**

Members were presented with a proposed offer to Trade Borough-Owned Lot # H-0007 for Lot # B-0129 owned by Mr. David A. Krulac. Mr. Krulac intends to recombine H-0007 with his Lot # H-0006. After brief discussion the following action was taken:

\*\*\*F. Buhrman moved; W. Reinke seconded that Council approve the proposed Lot Trade with the caveat that H-0007 be recombined with H-0006 to make one large parcel. Motion passed unanimously.

Members were given a prototype of the post card invitation that would be sent to all residents and asked to comment. Consensus of the members was to proceed with the post card mailing.

Consideration was given for proposed new Commission member, Mary L. Davidson. Mr. Buhrman stated that the Commission has reviewed Ms. Davidson's application and upon unanimous motion recommend her appointment to the Borough of Carroll Valley Planning Commission. After brief discussion:

\*\*\*T. Lytle moved, K. Lundberg seconded that Mary L. Davidson be appointed to fill the remaining vacancy on the Planning Commission. Motion passed unanimously.

**Sewer and Water Authority.** Mr. Van Volkenburgh reported that the Authority is seeking funding sources for a proposed upgrade of the waste water treatment plant and expansion of service area. However, the funds required exceed \$8,000,000. The Authority will continue to work toward this much needed improvement.

## **ADMINISTRATIVE BUSINESS – BOROUGH MANAGER**

### **Treasurer's Report for July 2009.**

\*\*\* F. Buhrman moved, K. Lundberg seconded, that Council accept the July 2009 Treasurer's Report as presented. Motion carried unanimously.

**Penn DOT – Electronic Access Licensing Agreement.** Mr. Hazlett explained that the agreement is necessary to comply with the Departments requirement that all reporting be done through the internet.

\*\*\* N. Abrams moved, W. Reinke seconded, that Council ratify the Electronic Access Licensing Agreement. Motion carried unanimously.

## **UNFINISHED BUSINESS**

**Loose Gravel Signage.** Solicitor, Tom Campbell, reported that he reviewed the tort law and found that the current signage is appropriate in that the maintenance is being done by means of a generally accepted method that has been completed annually; therefore, it is not necessary to expend the funds for the additional signage. The members debated that issue before deciding by consensus that the signage, although not professionally made, was adequate and may actually draw more attention than that of standard professional signs.

**Liberty Mountain Partnership Proposal.** Mr. Van Volkenburgh provided a brief update.

## **NEW BUSINESS**

Mr. Van Volkenburgh drew the members' attention to two (2) surveys included with the Manager's Report. He explained that upon the request of Member Patton, Mr. Hazlett prepared a survey addressing the performance of the Council and Mayor and a second survey addressing the satisfaction level of each Borough Department except the Police. After much discussion it was the consensus of the Council that the survey of Council and Mayor is unnecessary and too costly to initiate. The detailed satisfaction survey is good in theory; however, the Council expressed consensus that the on-line survey that has been approved by the Planning Commission and Council meets the need without additional expense. Council asked that Mr. Hazlett facilitate the dispersal of the post cards as soon as possible. Mr. Hazlett stated that there will be paper copies available at the front desk for those who do not have the means or desire to complete the electronic survey. The Members asked to be updated at next month's meeting.

Members gave accolades to Mr. Hazlett on the new design of the Manager's Report. It was stated that the report was very detailed and nicely presented.

Mayor Harris provided an update on the Southwest Regional Comprehensive Plan and the process by which it will be adopted.

Mayor Harris asked that the Council appoint a sub-committee to generate an updated Priority List for the borough for use in budget preparation and long term planning. Members Reinke and Buhrman volunteered to work with Mayor Harris on this task and agreed to report to the Council at the next meeting.

Mr. Hazlett explained to members that the fuel contract requires re-bidding due to a misinterpretation of the original bids. The municipalities misunderstood the Shipley Energy bid price to be fixed for the duration of the contract period. After consulting with their solicitor, each municipality was advised that the contract should be re-advertised. Therefore, the advertisement has been submitted for publication and the new bid opening is scheduled for Thursday, August 27, 2009 at 11:00am.

## **OPEN TO THE PUBLIC**

No one addressed Council at this time.

## **ADJOURNMENT**

The meeting was adjourned at 8:45 P.M.

## **ATTENDANCE REGISTER**

The Attendance Register is attached, numbered Page 4 and made a part of the Official Minutes.

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Gayle R. Marthers, Recording Secretary