

**BOROUGH OF CARROLL VALLEY
REGULAR BOROUGH COUNCIL MEETING
TUESDAY, SEPTEMBER 15, 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
Daniel J. Patton, Vice President

Absent

BOROUGH OFFICIALS, ETC.

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

Absent

Thomas R. Campbell, Solicitor

CONSIDERATION OF THE MINUTES OF THE AUGUST 11, 2009 REGULAR MEETING

*** K. Lundberg moved, T. Lytle seconded, that the minutes of the August 11, 2009 regular Council meeting be approved as submitted. Motion carried unanimously with Mr. Patton abstaining.

OPEN TO THE PUBLIC

Mr. George Fisanich, 7 Snowplow Trail, addressed Council complimenting the Borough on the painting of lines on several trails in the “K” Section. Mr. Fisanich also expressed concern over the number of youngsters riding bicycles and skateboards along the Borough roads near his house. He asked if “Watch Children” or a similar caution sign could be installed. Chief Hileman shared statistical evidence that indicates the mentioned signage has no real impact on the safety of children at play. Mr. Hazlett offered that as a rule the Borough has only erected those style signs in an area where a child with disabilities such as hearing or vision impairment would be at play.

ORDINANCES AND RESOLUTIONS

There were none.

MAYOR’S REPORT – R. HARRIS

Mayor Harris offered his condolences to the family of and provided a brief tribute to Mr. William McCleaf, Sr.

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

- Status of the Cellular Tower Construction in the area stating that AT&T will be on-line by October 31, 2009.
- Introduced the Adams County Public Safety Radio Project and outlined the need, the project and the plan. Council members Frank Buhrman and Neal Abrams offered personal experiences showing a need for improved technology in the county for the

safety of all citizens. Mr. Dave Martin, FREMA, echoed the need for improved communication ability in the area.

- Shared a list of the upcoming meetings and events.

COMMITTEE REPORTS

Parks, Recreation and Environmental Advisory. Mrs. Lytle reported on the Welcome to the Neighborhood project.

Planning Commission.

Mr. Buhrman provided a brief update on the Commissions progress on the issue of wind turbines.

Public Safety. Mayor Harris reported that due to a lack of business the meeting was cancelled.

Priority List. Ad-hoc members, Reinke, Harris and Buhrman presented their list with explanation. Consensus of the members was to have the group continue to pursue the list using suggestions offered during discussion. Updates will follow.

ADMINISTRATIVE BUSINESS – BOROUGH MANAGER

Treasurer's Report for July 2009.

*** W. Reinke moved, K. Lundberg seconded, that Council accept the August 2009 Treasurer's Report as presented. Motion carried unanimously.

Joint Materials Bid Re-bid of Fuel for 2009. Mr. Hazlett outlined the bid tabulation sharing that only one (1) bid was received for Diesel Fuel and none (0) for Gasoline. McDannell Oil, L.L.C submitted a bid for ultra low sulfur diesel fuel. Having no other bids:*** K. Lundberg moved, T. Lytle seconded, that Council award the contract for ultra low sulfur diesel fuel to McDannell Oil, L.L.C. Motion carried unanimously.

Mr. Hazlett stated that in accordance with Borough Code, the request for bids to supply Gasoline has been advertised again.

Tax Sale. Mr. Hazlett informed the Members that the annual sale of any property meeting the county's delinquency criteria is scheduled for September 18, 2009. A list of properties within the limits of Carroll Valley was reviewed by Members and it was the consensus of the group that the Borough not pursue purchasing any of the properties.

Adams County Council of Governments. Mr. Hazlett provided a brief update on the progress of the COG.

UNFINISHED BUSINESS

Liberty Mountain Partnership Proposal. No update provided.

Citizen Survey. Mr. Hazlett stated that the post cards have been sent announcing the survey and requesting participation. Initial response has been good with more coming in everyday.

NEW BUSINESS

FREMA – Emergency Action Plan. Mr. Dave Martin presented the Proposed Update to the Emergency Action Plan (EAP) for consideration and adoption. Following brief discussion: K. Lundberg moved; F. Buhrman seconded that the Council accept the EAP with the caveat that the other municipalities having membership in FREMA accept the document and asked that the proper resolution be drawn and prepared for signature. Motion passed unanimously.

OPEN TO THE PUBLIC

No one addressed Council at this time.

EXECUTIVE SESSION

Upon request of Borough Council President, John Van Volkenburgh,

***D. Patton moved, F. Buhrman seconded, that the Council enter Executive Session at 7:55PM to discuss pending legal matters.

OPEN SESSION

Council opened to the public at 8:25 PM. Upon opening: D. Patton moved, F. Buhrman seconded that Council authorize Atty. Heiser to file suit in equity enjoining interference with the Borough's access to and control of the twenty-inch pipe and control plate located on Lot 15, Section F of Carroll Valley (formerly Charnita). Motion carried unanimously.

ADJOURNMENT

The meeting was adjourned at 8:30 P.M.

ATTENDANCE REGISTER

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

Gayle R. Marthers, Recording Secretary