

**BOROUGH OF CARROLL VALLEY  
REGULAR MEETING  
Of BOROUGH COUNCIL  
TUESDAY, APRIL 15, 2014 – 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  
Thomas Fitzsimmons  
Neal E. Abrams  
N. Kenneth Lundberg  
Dan Patton

**Absent**

Tammy Lytle  
Janis Ashman

**BOROUGH OFFICIALS, ETC.**

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

**CONSIDERATION OF THE MINUTES OF THE MARCH 11, 2014 REGULAR MEETING**

\*\*\* D. Patton moved, K. Lundberg seconded, that the minutes of the March 11, 2014 Regular Council meeting be approved as presented. Motion passed unanimously.

**OPEN TO THE PUBLIC**

The Following Citizens addressed Council at this time:

- Mr. Terry Seymore, 14 Echo Trail, CV regarding his receipt of letter stating a violation of Ordinance for having chickens as pets. Requested permission to keep his chickens. Mr. Wiser, Borough Solicitor, explained the Ordinance and the appeal process. Council agreed by consensus that there would be no additional consideration of a change to the Ordinance to allow chickens at this time.
- Mr. Joseph Orlando, 20 Echo Trail, CV spoke in support of his neighbor Mr. Terry Seymore.
- Ms. Trisha Zimmerman, Senior from Fairfield High School regarding her senior project. Miss Zimmerman thanked the Borough Council for their support of her project stating participation of more than 30 walkers collecting over \$1000.
- Meagan Olson, 2013-2014 Maryland FFA Regional Representative regarding the advantages of having backyard hens. She spoke at the request of and in support of Mr. Seyore.
- Mary Walter, 36 Hilltop Trail, CV, offered clarification that most if not all deeds have restrictions on them specifically denying that chickens be kept on any of the lots.

**ORDINANCES AND RESOLUTIONS**

Discussion was delayed until the Committee Reports.

**MAYOR'S REPORT – R. HARRIS**

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

- Chief Hileman provided:
  - Police Report
  - Chief Hileman requested permission to make the budgeted capital purchase of two (2) 2014 Dodge Charger AWD Police vehicles. Following discussion:  
\*\*\*K. Lundberg moved; T. Fitzsimmons seconded that Council permit Chief Hileman and Office Personnel to pursue the budgeted purchase of two (2) 2014 Dodge Charger AWD Police vehicles. Motion passed unanimously.
- Cellular Tower Update
- Liberty Mountain Resort Demolition – Mayor Harris thanked Mr. Eric Flynn for his keeping the local residents informed.

- Acknowledged the CVCA and Fairfield Fire/EMS for their Holiday donation to Fairfield Food Bank
- Shared his experience with Mother Seton School as the kindergarten class's Mayor of their classroom town.
- Shared Blue & Gold Banquet update
- Announced:
  - Annual Easter Egg Hunt – Saturday, April 19, 2014
  - Earth Day Trail Clean-up – Saturday, April 26, 2014
  - Opening Day for Fairfield Youth Baseball and Softball and team parade – Saturday, April 26, 2014
  - Drug Take Back Program – Saturday, April 26, 2014
  - July 4<sup>th</sup> Benefit Golf Tournament – Friday, June 13, 2014
- Shared a list of the upcoming meetings and events

### **FIRE/EMS/EMA REPORTS**

Updates, Statistics and Information were supplied for the following:

- Mr. Neal Abrams, Fairfield Fire/EMS
  - Caution – Fire Hazard is High recommend no open burning
  - EMS Day will be held Sunday, May 18, 2014

### **COMMITTEE REPORTS**

#### Finance Committee:

Mayor Harris stated that members discussed the following:

- Reviewed and Accepted the 2013 End of Year Reports
- Reviewed and Accepted the Draft of the FY2013 Audit
- Reviewed and Accepted the 2014 1<sup>st</sup> Quarter Reports
- Reviewed and Discussed the Municipal Building Project; whereby the Committee passed unanimously a motion stating that “having heard details as available does endorse moving forward with plans in accordance with the suggested timetable for construction of a municipal building.”

#### Parks, Recreation and Environmental Advisory Committee:

Secretary, Gayle Marthers stated that members discussed the following:

- Easter Egg Hunt
- 2015 Fish/Trout Derby

#### Planning Commission:

Mr. Ed Kaplan, Commission Chairman reported on the following:

- Ordinances:
  - Ordinance #2-2014 – Amending Part 6, Section F of the Carroll Valley Borough Zoning Ordinance Regarding Regulations for Cluster, Townhouse and Multi-Family Dwelling Development. Following lengthy discussion:  
\*\*\* K. Lundberg moved; D. Patton seconded that the Borough Staff prepare the necessary advertisement for a Public Hearing to be held on Tuesday, May 16, 2014 and following said Hearing; the Members may take action on the Ordinance. Motion passed unanimously.
  - Ordinance #4-2014 – Modifying Regulations Pertaining to Number of Principal Structures in Commercial Districts. Mr. Kaplan and Mr. Hazlett provided a brief description of this ordinance followed by:  
\*\*\*K. Lundberg moved, D. Patton seconded that the Borough Staff prepare the necessary advertisement for a Public Hearing to be held in accordance with Borough and Planning Codes. Motion passed unanimously.

- Brief overview of the South West Adams County Joint Comprehensive Plan and shared that the County representatives Rob Thaeler was present for the meeting and will be attending the next meeting as well.

## **ADMINISTRATIVE BUSINESS – BOROUGH MANAGER**

**Treasurer's Report for March 2014.** Following brief discussion:

\*\*\*N. Abrams moved, K. Lundberg seconded, that Council accept the March 2014 Treasurer's Report as presented. Motion passed unanimously.

**2014 Materials Bid.** Mr. Hazlett explained the bid tabulation from the 2014 Materials Bid and requested that Council take action to award the respective bids to the lowest qualified bidder in all categories.

Following brief discussion:

\*\*\*T. Fitzsimmons moved; K. Lundberg seconded that Council authorize Borough Staff to prepare and sign the contracts for the 2014 Materials for the following companies:

- Midland Asphalt Materials for Road Oils
- Talley Petroleum for Diesel Fuel and Gasoline
- Shipley Energy for Liquid Propane and Home Heating Oil
- Valley Quarries for Bituminous Material
- Alpha Space Control for Line Painting
- Hammaker East, LTD for Seal Coating

. Motion passed unanimously.

## **UNFINISHED BUSINESS**

**Municipal Building.** Mayor Harris and Mr. Hazlett shared a PowerPoint presentation that outlined the need and subsequent plan for construction of a new Municipal Building. More information will be available in coming months. Mr. Hazlett introduced Mr. Benedict Dubbs who provided a proposal to provide basic services pursuant to architectural design. Members agreed by consensus to review the proposal and discuss the issue at a future meeting.

**Liberty Mountain Project: Developer's Agreement.** Mr. Wiser and Mr. Hazlett shared that work has continued on the Developer's Agreement and will be available soon for final approval.

## **NEW BUSINESS**

Nothing.

## **OPEN TO THE PUBLIC**

- Mr. Carl Bower, 35 Cheryl Trail, Carroll Valley, expressed concern about the new Municipal Building and the flooding in Carroll Commons.
- Mr. Thomas Wolf, 33 Spring Trail, Carroll Valley, spoke in favor of the new Municipal Building but cautioned that the construction be what is needed not what is wanted.
- Mr. Jim Hutchinson, 22 Ski Run Trail, Carroll Valley, thanked the Members for continuing the Solid Waste Contract with Parks Garbage. He is pleased with their service.

## **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.