

**BOROUGH OF CARROLL VALLEY
REGULAR MEETING
Of BOROUGH COUNCIL
TUESDAY MARCH 10, 2015 – 7:00 P.M.
BOROUGH OFFICE
MINUTES**

N. Kenneth Lundberg, President 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

N. Kenneth Lundberg, President
Neal E. Abrams
Tammy Lytle
Janis Ashman
Thomas Fitzsimmons
Sarah Skoczen

Absent

Dan Patton

BOROUGH OFFICIALS, ETC.

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

CONSIDERATION OF THE MINUTES OF THE FEBRUARY 10, 2015 REGULAR MEETING

*** T. Fitzsimmons moved, T. Lytle seconded, that the minutes of the February 10, 2015 Regular Council meeting be approved as submitted. Motion passed unanimously.

OPEN TO THE PUBLIC

The Following Persons Addressed Council at this Time:

- David Bolton, Adams County Borough's Association member regarding his support of the Growing of Industrial Hemp in Pennsylvania

ORDINANCES AND RESOLUTIONS

Resolution #4-2015: In Support of the Growing of Industrial Hemp. Mr. Fitzsimmons shared that he spoke to Representative Alloway's office where he learned that the State Bill regarding this issue is still in Committee and does not have a release date as of yet. Following brief discussion:

***T. Fitzsimmons moved, Neal Abrams seconded that Ordinance #4-2015: In Support of the Growing of Industrial be adopted as presented. Motion passed unanimously.

MAYOR'S REPORT – R. HARRIS

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

- Wished Public Attendee and Resident Bruce Carr a very Happy 80th Birthday
- Award of Appreciation Shared with the Public Honoring Jo Ann Myers for her 20 years of service to the Community as an Employee of the Borough
- Police Report
- Updates:
 - Carroll Valley July 4th Celebration hosted a benefit "Daddy/Daughter Dance" on Friday, February 13, 2015 over 100 young ladies were in attendance and a good time was had by all.
 - Liberty Mountain Construction Project
 - Board of Directors for the York/Adams Tax Bureau met on February 23, 2015 where Mayor Harris was elected their new Board President.
- Announced:
 - FIRSTNET was outlined and information is available by contacting Mayor Harris
 - Annual Easter Egg Hunt is scheduled for Saturday, April 4, 2015 at 11:00am in Carroll Commons for all area children aged 10 and younger

- Firecracker Four-Ball Golf Tournament will be held Saturday, April 11, 2015 with a shotgun start at 9:00am; registration forms available in the office or on-line
- Phishing was Defined, Examples were shown and Citizens were Cautioned
- CVCA is dissolving in 2015, accolades were expressed for their many years of dedication to the Borough. Mr. Hazlett asked for the Council's commitment to keep several community events continuing in the wake of CVCA dissolution. By consensus Members enumerated the following as events for follow-up by Borough Staff and the Recreation Committee:
 - Easter Egg Hunt
 - Tree Lighting
 - Breakfast with Santa
- Shared a list of the upcoming meetings and events
- In Requiem:
 - Robert Wilson, III, Philadelphia Police Officer

FIRE/EMS/EMA REPORTS

Updates, Statistics and Information were supplied for the following:

- Mr. Neal Abrams, Fairfield Fire/EMS
 - Report of Calls for the month
 - Provided an update on the ALS discussions
 - Encouraged family members to call 911 at the first signs of distress. In cases of heart attack, stroke or other serious medical emergencies seconds often count so don't wait to call for help.
 - Stated an On-Going Need for Volunteers.

COMMITTEE REPORTS

Planning Commission. Mr. Kaplan provided updates on the following topics:

- Implementation of Comprehensive Plan Recommendations which includes the review of the Borough Code of Ordinances. The first chapter under review was Chapter 2: Animals. Progress was made and Chapter 10: Health and Safety is next on the agenda.

ADMINISTRATIVE BUSINESS – BOROUGH MANAGER

Treasurer's Report for February 2015. Following brief discussion:

*** T. Fitzsimmons moved, J. Ashman seconded, that Council accept the February 2015 Treasurer's Report as presented. Motion passed unanimously.

Adams County Repository Sale. Mr. Hazlett explained that the county requests that Council approve the disposition of Borough lots that are in the County Repository due to non-payment of taxes. Following brief discussion:

***T. Fitzsimmons moved, N. Abrams seconded that authorization be granted for Borough Staff and Council President to sign the Repository Municipality/School District Sale Price Consent Form as presented by the Adams County Tax Services Department. Motion passed unanimously.

Southwest Regional Comprehensive Plan Public Hearing. Mr. Rob Thaeler, Adams County Planner, explained that the next step in the approval process requires a Public Hearing and he again requested that Carroll Valley send a Quorum of Attendees to participate in the Joint Public Hearing on Thursday, March 26, 2015 to be held at the Fairfield Borough Building at 6:00pm. Following brief discussion; members Ashman, Skoczen, Fitzsimmons and Lundberg committed to attending and the remaining members stated that they would attend if scheduled permitted. Mayor Harris also stated his intent to attend. Members asked that Mr. Hazlett prepare a Fact Sheet outlining the differences between the Regional Plan and the Borough Plan.

Hydrologic and Hydraulic Analysis of Section F Dam. Mr. Hazlett and Borough Solicitor Sam Wisner explained that the Pennsylvania Department of Environmental Protection has determined that

the spillway on Lake May does not meet the suggested Spillway Design Flood requirements. It is the belief of the Borough Manager, Engineer and Solicitor that the spillway does meet the requirements and in order to provide the proof to the PADEP, a Hydrologic and Hydraulic Analysis of the Dam and Spillway is required. As the Borough has an agreement with Liberty Mountain Resort that outlines a cost sharing of certain maintenance of the Lake and Dam; Mr. Hazlett stated that The Borough is in negotiation with Liberty to help with these expenses. There is a verbal agreement for Liberty Mountain to assume 75% of the \$20450. Although not a budgeted expense, Mr. Hazlett asked that Council approve the expenditure of \$5115 for the Analysis.

***T. Fitzsimmons moved; J. Ashman seconded a motion authorizing the execution of the Hydrologic and Hydraulic Analysis by Council President with the caveat that there is a written agreement with Liberty Mountain regarding the proposed cost sharing. Motion passed unanimously.

Liberty Mountain Resort Escrow Agreement. Mr. Hazlett explained that a request was made by Liberty Mountain Resort requesting a Disbursement of their Escrow Amount in accordance with the scheduled agreed upon at the onset of the project. Borough Solicitor has reviewed the document and recommended release of the funds requested. Council is required to vote on the release:

***J. Ashman moved; S. Skoczen seconded that the Release of Escrowed funds be approved as requested by Liberty Mountain Resort. Motion passed unanimously.

UNFINISHED BUSINESS

Committees of Council. Members were asked to review the documents that Mr. Hazlett provided and a working group of members Lundberg, Fitzsimmons and Mayor Harris would prepare recommendations for the April 2015 meeting.

Municipal Building. Additional Services for Geothermal Test Boring was discussed. The Borough Architect and Mr. Hazlett explained the advantages of a geothermal HVAC system and the required testing process. Following brief discussion:

***T. Fitzsimmons moved; S. Skoczen seconded that Borough Staff be authorized to obtain the required three (3) quotes for Geothermal Test Boring and enter into the contractual arrangement for Test Boring with a Not to Exceed caveat of \$15000. Motion passed unanimously.

Municipal Services Department was commended for their prompt and diligent clearing of the snow throughout the winter months.

NEW BUSINESS

There was none.

OPEN TO THE PUBLIC

The following citizens addressed Council at this time:

- Mr. Hazlett brought to the attention of members an email from a resident regarding the Municipal Services Complex. There was No Discussion.

ADJOURNMENT

The meeting was adjourned at 8:55 P.M.

ATTENDANCE REGISTER

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