

MINUTES OF NEW SALEM BOROUGH
COUNCIL MEETING
Tuesday, July 5, 2016

President Vicki M. Rohrbaugh called the meeting to order at 7:00 PM with the salute to the flag. Those in attendance were Council members, Susan P. Barley, Stephanie D. Fields, Peter E. Partridge, Joseph A. Shubert (7:20) and Kathleen W. Yeater (7:05); Secretary Cheryl D. Bahn and Solicitor D. Michael Craley. Kim E. Martin and Mayor Elwood G. Bahn, Jr. were absent from the meeting. The meeting was held at the Municipal Building, 80 Water Street.

Motion was made by Partridge/Fields to approve the June 2, 2016 meeting minutes as circulated. Motion carried unanimously.

PUBLIC COMMENT

1. Allan & Allyson Blouse, 2010 Marian Dr, were present to express dissatisfaction with several issues. The private Home Owners Association has rules and regulations that are different than those of the Borough and as enforced by the Home Owners Association – not the Borough. One was that some of their neighbors blow their cut grass into the street. That is not a portion of the Borough Code and therefore is not enforced by the Borough. Secondly, they reported that they hear loud music coming from 3132 King Richards Court South almost every evening. Attorney Craley advised that the Borough Code prohibits “Loud playing of radios, television sets, jukeboxes, amplifiers and other sound devices so as to be heard beyond the premises from which the sound emanates”. There would need to be a log of times, perhaps with a recorder and a decibel reading logged by way of building a case. Thirdly, the Blouses reported their neighbor’s dogs in their yard. The neighbor’s dog continues to leave fecal matter in their yard as it is running free in the area. The problem has been ongoing for several years. The Blouses have spoken with the neighbor, contacted the Home Association, discussed options with the enforcement officer and had the police out to speak with the neighbors. Mr. Craley gave him a list of options to abate the situation such as taking pictures and documenting when the dog is in their yard in order to help build a case to take to the District Magistrate. If they feel that the Police are not doing their job, they should call the Chief. They would have to be willing to file a complaint and agree to testify at the District Magistrate. When a dog next comes to their property they should log it and then call 911 so the police can build a case in both the noise situation and the dog situation, file a citation and put witnesses on the stand.
2. Sharon Strevig, 109 W George St, was present to appeal the enforcement notice that she received to remove her mail box that has been installed in front of her home in compliance with Borough Code. She agreed to look at other installations along N Main St that are compliant with the Code. It may be that she could have the same type of installation that is not in the street right of way. It was also suggested that she contact Congressman Scott Perry.
3. Joe Shubert asked if it would be possible to rescind the Ordinance and allow persons to have mailboxes along Main and George Sts. Because the Post Office keeps increasing the annual fee, many residents would like to have a mail box at their home. Discussion on established postal addresses in New Salem. A majority of Council could change the Ordinance if desired. It is problematic when persons do not report their change of address to the Borough.

ENGINEER’S REPORT

1. 96 N Main St Storm Drain Repair– Lowest cost estimate was from Brad Douts for \$19,138.75. The work should begin in Late July.

- 2. Sherwood Forest Project – Project to begin in late July.

SOLICITOR’S REPORT

No written report.

UNFINISHED BUSINESS

- 1. Information from PSAB Conference vendors did not add additional information regarding the four SF2 light replacement. Only that it is the right “green” thing to do to save energy. That even if it take 16+ years to pay back the costs, the Borough will be saving eventually. Motion by Yeater/Barley to wait 5 years and re-visit the issue then. Motion carried unanimously.
- 2. In reviewing the Open Burning Ordinance, as follows: Recreational fires for pleasure, religious, ceremonial, cooking, warmth or similar purposes which are not contained in an approved container, outdoor fireplace, barbecue grill, barbecue pit or chimnea, with a total fuel area of more than three feet or a diameter greater than two feet, shall not be conducted within 15 feet of a structure. If the fire is a recreational fire, that is not in an approved container etc, it shall not be conducted within 15 ft of a structure, not that you may not have one at all. If it is in an approved container (of which there does not seem to be a definition) then it may be closer than 15 ft. As long as the fire in question was at least 15 ft away from the structure and it was recreational , and it was attended and there was water close to the fire, then it would be legal as the size is not addressed if the fire is 15’ away from a structure.
- 3. Chief Smith was present at the meeting. He is in the process of contacting Fire Chief Tim Byers to address the Chief Byers’ concerns regarding protocol and his responsibilities. All complaints regarding suspected Fire Ordinance violations should be addressed with 911. If there is no water supply to control/extinguish the fire - the Police may cite the resident. If there is a significant danger present then the Fire Chief may require that it be extinguished.

NEW BUSINESS

- 1. Received a letter from Kris Raubenstine - He is requesting "the use and installation of a private well on the property as a means for future water service” for a property that he has under contract off Water St. The Subdivision Plan clearly states that "Connection to the existing public water supply system is required" So basically the decision was made by the Council - at that time to require the owner (developer) of the property to connect to public water; as a part of the approval of the subdivision. The Zoning Ordinance also requires connection to Public Water. He would need a waiver from the approved subdivision plan and a Variance from the Zoning Ordinance. No action was taken.
- 2. Peter Partridge would like to attend the PSAB 2016 Fall Leadership Conference, Weekend of October 14-16, 2016, Wyndam Gettysburg. He would attend each day and not stay overnight. Action will be taken in August or September; when the cost of the event is known. The Secretary will attend as a Board Member of PSAB at their expense. The Borough would be responsible for ½ of a night’s stay at the Conference. The Mayor may attend as a guest.

STATEMENT Period Ending June 30, 2016

***General Fund**

Peoples Bank of Glen Rock CD	\$125,000.00
Peoples Bank of Glen Rock IMF Savings Account	\$150,527.71
PLGIT Checking Account	<u>\$ 2,293.92</u>
TOTAL GENERAL FUND	\$277,821.63

***Highway Aid Fund**

PLGIT Checking Account	\$ 13,151.03
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***Sewer Fund**

PLGIT CD	\$125,000.00
PLGIT Sewer Construction Fund	\$ 6,241.83
Peoples Bank Sewer Fund	\$314,185.26
Peoples Bank CD	<u>\$125,000.00</u>
TOTAL SEWER FUNDS	\$570,427.09

Motion made by Partridge/Barley to approve, accept and file the Financial Statement for audit. Also pay York Water as invoiced, James Holley as invoiced, Met ED for Streetlights as invoiced, Milt’s Repair \$1,637.58 and SWIF as invoiced. Motion carried 6-0. Joe Shubert abstained from the vote due to a conflict of interest; as Tyke Shubert is his son there are checks for work that Tyke has done for the Borough.

CORRESPONDENCE/SECRETARY’S REPORTS/FYI/AROUND THE TABLE

1. Zoning Report was reviewed.
2. YCBA Meeting - Speakers were three County Commissioners. Susan Byrnes related her life so far and election to Commissioner. Both Doug Hoke and Chris Reilly joined her for a question and answer session centering on Pleasant Acres Update and The York County Bridge Program.
3. Installation of the LED Street lights was started on S Main St – but Met Ed has not finished
4. Restaurant Week – A letter was given to all restaurant owners with Restaurant Week information. Specials are to be reported to the Borough by July 20th. Signs will be put up close to that date.

With no further business to come before council, President Rohrbaugh adjourned the meeting at 8:34 pm. Next Council Meeting is Tuesday, August 2, 2016, 7:00 pm, at the Borough Building in New Salem.

Respectfully submitted,

Cheryl D. Bahn, Secretary