

MINUTES OF NEW SALEM BOROUGH  
COUNCIL MEETING  
Tuesday, September 6, 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, Kim E. Martin, Peter E. Partridge, Joseph A. Shubert (7:30) and Kathleen W. Yeater, Mayor Elwood G. Bahn, Jr.; Secretary Cheryl D. Bahn and Solicitor D. Michael Craley. The meeting was held at the Municipal Building, 80 Water Street.

**Motion** was made by Partridge/Yeater to approve the August 2, 2016 meeting minutes as circulated. Motion carried unanimously.

**PUBLIC COMMENT**

1. Mr. Corrado Rosati, 61 S Main St, was present to complain that he can not see out of his driveway to safely he further indicated that there is grass growing onto over ¾ of the sidewalk at his neighbor's property and weeds aside a building on that same property. He indicated that the whole property has weeds that cause him problems on his property. **Motion** by Martin/Fields to have the Codes Enforcement Officer check the property. Motion carried unanimously.
2. Mr. Shawn Bobbitt, 4020 Sherwood Drive, was present to ask for no parking posted along the north side of the Sherwood Forrest entrance off Main St. He indicated that vehicles park there from time to time, especially on Holidays, creating a traffic hazard when vehicles swing wide while turning into the development from Main St – especially if another vehicle is exiting the development. Shawn will keep an eye on the area and update when necessary.

**ENGINEER'S REPORT**

1. 96 N Main St Storm Drain Repair– **Motion** by Partridge/Barley to approve payment recommendation to Douts Excavating, Inc for work authorized at 96 N Main St in the amount of \$19,138.75 by engineer Jeff Spangler. Motion carried unanimously.
2. Sherwood Forest Project – **Motion** by Yeater/Partridge to approve payment recommendation to Fitz & Smith, Inc in the amount of \$26,001.21 by Borough Engineer Jeff Spangler. Motion carried unanimously.
3. Sherwood Forest Project – **Motion** by Partridge/Barley to approve payment recommendation to York Materials Group in the amount of \$7,496.81 by Borough Engineer Jeff Spangler. Motion carried unanimously.
4. Through the US Army Corps of Engineers, the YCPC will work with the consulting firm Herbert, Rowland & Grubic, Inc. (HRG) and participating municipalities to develop the new Regional Plan at **NO** cost to the municipalities. This will result in significant municipal savings that could be directed toward funding the regional best management practice (BMP) projects identified in the Plan. However, as with the current Plan, there will be a fee for those who participate in implementation of the Plan. Due to the stringent timeframe for Plan preparation and submission, YCPC is requesting that all municipalities adopt a Resolution indicating whether they choose to opt-in or opt-out to participate in development of the new Regional Pollution Reduction Plan (PRP) by Tuesday, October 4<sup>th</sup>. New Salem is an MS4 municipality seeking and/or receiving a Permit Waiver, and has an opportunity to opt-out at the end of the Plan development process. It is important for municipalities with a Waiver to realize that their Waiver could be voided if someone would petition PA DEP to issue the Permit. **Motion** by Martin/Yeater to authorize Jeff Spangler and D. Michael Craley to prepare the necessary Resolution and documents to OPT-IN to the development of the Regional Pollution Reduction Plan in case a waiver is not received by DEP. Motion carried unanimously.

**SOLICITOR'S REPORT**

1. Mr. Craley presented a DRAFT of an Ordinance replacing the current New Salem Burning Ordinance. Discussion centered around the thought that the draft did not change the fact that the Borough could only place a burning ban on open burning on the second Saturday of the month. It

did include the responsible parties for enforcing the Ordinance to Borough Council, Secretary, Police Officers, Zoning Officer or any other duly authorized agent. The draft might include a definition of an approved container. Or the reference to approved container could be removed. The size of a campfire could only be 3 sq ft area or a 2ft diameter. Is an outdoor fireplace a fire circle surrounded by stones? Tabled until next month.

2. A letter was received from Comcast informing the Borough that it was time to begin the process of renewal of the Borough's Contract for services. Mr. Craley will check into the time frame that the work is to be done we should be three years out. The Enabling Ordinance was signed March 2009 for a 10 year renewal term. Satisfaction with the company can not be based on channels available,

### **UNFINISHED BUSINESS**

1. **Motion** by Yeater/Fields to authorize Milt's Repair Service to install a new Econolite Controller for the Traffic Signal at a cost of \$3,600.00. There is a one year warrantee on parts. Motion carried unanimously.

### **NEW BUSINESS**

1. A DRAFT COPY of the Fall Newsletter was reviewed. After minor additions it will be ready for distribution in late September.
2. The Secretary will obtain three quotes for Snow Removal to be presented at the October Meeting. Hersh Concepts, Stone Valley and Forbes's Services. No other names were put forward.
3. A letter was received from Brad Hengst, Sewage Enforcement Officer. He is retiring as of December 31, 2016. Secretary Bahn will contact at least 2 SEOs to find out if they are interested in serving in New Salem and ask for their fee schedule. The Borough only has seven properties with a septic system on their property.
4. Even though some of the storm drains were sprayed for weeds, there continues to be a build up of dirt and stones in the drain inlets. Marlyn Barshinger sent a photo of the drain by his property. The Secretary will contact Spring Grove to find out if they have the equipment to do the work and if they would provide a clean out service for New Salem at their regular charge per hour.
5. YCBA Quarterly Meeting - Thursday, September 22, 2016 - beginning at 6:30 pm, Red Lion Community Building, 190 S Charles St, Red Lion, PA 17356 Catered by Ginger babies. Please RSVP before 9/15/2016 PROGRAM: York County District Attorney Tom Kearney and York County Coroner Pam Gay will team to present an updated program centering on the Heroin Epidemic in York County. Three persons indicated that they would attend. Cost is \$16.50 per person.
6. The agreement between Spring Grove and New Salem is very clear in that the responsibility lies with Spring Grove to provide a zoning and codes officer. This agreement is completely separate from the Inter-municipal Agreement between the other municipalities. Therefore, as that tie is separated, so should the tie with Wayne as the appointed zoning and codes officer for New Salem. Until Spring Grove appoints a new zoning officer, please use this information to share with the public. Use an email address of [codeenforcement@springgroveboro.com](mailto:codeenforcement@springgroveboro.com), Andrew Shaffer, 225-5791. New Salem will provide him with a list of any outstanding items and he will address them as soon as possible. Wayne Smith is now an employee of Paradise Township – since - 8/22/2016 – and is no longer associated with New Salem Borough.

### **STATEMENT** Period Ending August 31, 2016

#### **\*General Fund**

Peoples Bank of Glen Rock CD	\$125,622.87
Peoples Bank of Glen Rock IMF Savings Account	\$154,005.25
PLGIT Checking Account	<u>\$ 24,999.17</u>
TOTAL GENERAL FUND	\$304,627.29

#### **\*Highway Aid Fund**

PLGIT Checking Account	\$ 11,571.85
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#### **\*Sewer Fund**

PLGIT CD	\$125,000.00
PLGIT Sewer Construction Fund	\$ 3,463.80
Peoples Bank Sewer Fund	\$341,584.71
Peoples Bank CD	<u>\$125,622.87</u>
TOTAL SEWER FUNDS	\$595,671.38

**Motion** made by Partridge/Yeater to approve, accept and file the Financial Statement for audit with the Secretary checking into check #4077. Also pay James Holley as invoiced, Met ED for Streetlights as invoiced, Forbes Services \$60.00, DE Gemmill as invoiced, \$16.50 for each YCBA attendee 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. Last Zoning report from Wayne Smith was reviewed. Some residents have been placing their trash out front for pick up days before the scheduled collection.
2. According to Pete Partridge, President of Sherwood 2 HOA. Tom Pendergast, the realtor for the 8 building lots on Scarlet Drive in Phase 11 of Sherwood indicated these lots are to be subject to a different set of covenants that will include architectural review by the owner/developer of the lots, the Wright family, and will not involve an HOA. Tom recognizes that these lots will be served by the storm water management system owned by the current HOA. Consequently he has had an agreement drawn up that states in return for using their storm water management system the owners of these 8 lots will be required to pay the current HOA the same annual assessment that their homeowners pay. This agreement has been approved by the HOA Board of Directors and is currently under review by their lawyer. Hopefully this agreement is a good solution to the issue of the relationship of these 8 lots to the original 50 Sherwood Forest II lots – they will not be subject to their covenants and will not be members of their HOA but will pay the annual assessment without involving the Borough.
3. Installation of the LED Street lights has been completed. The first bill has been received but is incorrect. Met Ed will send an adjusted bill.
4. Andy Shaffer, permit officer, had asked how many utility sheds are allowed on a property. It may be that the Borough will want to look into the number of utility sheds that would be allowed on a property since currently there is no reference to the number.
5. The Mayor reported that the spraying of weeds long Main St & George Street went well. Restaurant Week seemed to go ok, but with fewer restaurants reporting their specials to the Borough. The event is for the benefit of the restaurants. If there is less interest they may not be a need to have the event.
6. No one has been found to install banners other than Hersh Concepts. The Mayor will check with a local electrician Mr. Breighner.
7. The information from the sewer flushing and televising is under review by Spring Grove. They will give us a report when they have studied the results.
8. There are vehicles in the fire company parking lot. While training vehicles are ok to be there, the property should be mowed.
9. The Secretary indicated that it would soon be time for her to retire. She is not resigning tonight, but recommended that Council organize a committee to begin conversation about her replacement. She is willing to stay to make a smooth transition and will retire at that point. There are many facets of the job to consider.

With no further business to come before council, President Rohrbaugh adjourned the meeting at 8:35 pm. Next Council Meeting is Tuesday, October 4, 2016, 7:00 pm and then October 11, 2016 at 7:00 pm, at the Borough Building in New Salem.

Respectfully submitted,

Cheryl D. Bahn, Secretary