

MINUTES
New Holland Borough Council
December 5, 2017

New Holland Borough Council met in regular session on Tuesday, December 5, 2017 at 7 p.m. in Borough Hall. All members were present: President Donald J. Herrington, Vice-President Todd C. Burkhart, Patrick K. Morgan, James S. Bailey, Terry S. Mohler, John A. Armbrust and John A. Styer. Also present were Secretary/Manager J. Richard Fulcher, Mayor Wilbur G. Horning and Solicitor Bradford J. Harris. Others in attendance included Borough water consultant Jeff Bologna of Becker Engineering and residents John Taylor, Bill Kassinger, Mike Kurtz, Roberta Horning, Allison Cuthie, Margaret Cuthie, Nora Cuthie, Olivia Cuthie, Bill Clisham, Tyler Clisham, Charlene Richardson, Tim Bender, Steve Gorman, Steve Loewen, Julia Welsh, Don Welsh, Diana Morgan, Mike Ressler and Mike Ireland; as well as area residents Scott Weaver, Bill Snyder and Don Horning.

President Herrington opened the meeting, asking for action on the Minutes of Council's prior meeting.

Jim Bailey made the motion that the Minutes of Council's meeting of November 7, 2017 be approved as distributed. This was seconded by John Armbrust and passed.

Patrick Morgan made the motion that the monthly Financial Report be accepted and the bills paid as prepared. This was seconded by Terry Mohler and passed.

President Herrington then reported that the next item before Council this evening is that he has the privilege of recognizing long-time Borough resident and volunteer Donald Welsh who has served on the Borough's Zoning Hearing Board since January 1979; 38 years ending this month. He also volunteered with many other community activities over the years.

Mr. Welsh thanked Council noting there were many interesting and some very challenging cases over the years but he enjoyed working with the other Board members and helping serve the Borough.

Mayor Horning stated that in adding to President Herrington's comments for Mr. Welsh, Mr. Welsh also volunteered his auction services to the ELANCO Library, helped with a number of annual events at Community Memorial Park and with the New Holland Historical Society.

Chief Leighty then reviewed his monthly summary Report of activities, noting that there are two item corrections to be made, the first is that there were 280 incidents total, not the 232 cited at the top of the first page; and secondly there were 13 not the 12 indicated under Total Arrests. There were 12 accidents; 7 of which were reportable. There were four juvenile involved situations. He pointed out that during one particular vehicle speeding-stop situation, Officer Beideman used the Mobile Fingerprint Identification Unit and found that one of the two occupants of the vehicle was identified as Wanted for Possession with the Intent to Deliver a Controlled Substance. He and a few of the officers participated in a number of various community related events during the past month. Officer Fritz attended a Drug Recognition Expert (DRE) re-certification training.

Police Chairman Burkhart stated a well done to Officer Beideman and the use of the new fingerprint unit at that stop.

Chairman Burkhart noted on a separate community related activity, he wants to take a moment on behalf of the New Holland Business Association and thank all those volunteers who assisted with this year's Christmas on Main. For all the Borough assistance he thanks and recognizes Mayor Horning, Manager Fulcher, Bob Buzzard, Supervisor and Jeremiah Petersheim, Assistant Supervisor and the rest of their crew of the Borough's Streets, Parks, Maintenance Department for their work to help make the event happen. Sergeant Willwerth also assisted while they were placing the special event light strips across the Main/Roberts intersection.

Finance Chairman Morgan then made the motion that Council approve proposed Resolution #493; a Resolution prohibiting the location of a Category 4 licensed mini-casino within the Borough. This was seconded by Todd Burkhart. President Herrington stated that for this one-time special Resolution, he will ask for a roll-call vote. The voting was:

Terry Mohler—Yes

John Armbrust—Yes

Patrick Morgan—Yes

John Styer—Yes

Jim Bailey—Yes

Todd Burkhart—Yes

Don Herrington—Yes

The motion passed. Resolution #493 was approved.

Property Chairman Bailey reported he has no action items but did want to update those who may not be aware that the contractor working for the Board of

Community Memorial Park has been progressing steadily with the replacement of the two pavilions portion of its capital improvements project. They are under roof already. The old bathroom is on schedule to be demolished next week. They are doing a good job and folks should see the progress. The Park Board has made a major commitment towards this effort.

Personnel Chairman Styer reported that it is Council's traditional meeting to recognize those employees who have reached employment years of service milestones with the Borough. This year, there are three employees who have reached these points. The employees are: for 30 years, Irv Martin, who has been in the Streets, Parks, Maintenance Department for 16 years and prior to that served as a police officer for 14 years. Two others are recognized for 15 years of service: Jason Bagnato, also of the Streets/Parks/Maintenance Department; and police officer J.T. Young. The Borough thanks these persons for their service to the Borough. As Personnel Chairman, he briefly attends the employees' Christmas luncheon and presents official Certificates to these employees.

Water/Wastewater Chairman Armbrust reported he had no action items this evening but water consultant Jeff Bologna is present to provide a brief update on the status of the planned new well.

Consultant Bologna reported that though he is expecting the Authority to receive it soon, the formal written approval from the Susquehanna River Basin Commission to proceed with the required draw-down testing has not yet been received. He is still planning to do this mid to late January. They have been dealing with the Susquehanna River Basin Commission for over the past three years. This is still part of their process requirements and more reviews will take place after the draw-down results are in. He will be doing another one in the area so it may help costs to do them at the same time. After the draw-down and related additional testing is filed, he again hopes the results will allow the process to continue more quickly.

Councilman Burkhart noted that a recent Lancaster Newspaper story reported about a warehouse fire in Upper Leacock Township. The fire had such a draw demand on their public system in that area that the fire companies had to switch to all tanker use. Did Mr. Bologna think this is a concern with the Borough's system.

Consultant Bologna stated that under normal circumstances the Borough's supplies and distribution system should be able to handle a similar demand as long as most normal operating conditions are working. The Borough's hydrants are color coded for size so the needed hydrants should be available or nearby.

Mayor Horning reported the fines received through the Police Department as: \$540.71 in fines from the District Justice's Office; \$360 in accident reports; and \$75 from fingerprinting. He wants to add his thanks to what Councilman Burkhardt mentioned related to Christmas On Main and all the volunteers and supporters involved. The weather was good and it was again well attended. He also wants to thank Allison Cuthie, Linda Dodge and those others who held a community event for him and retiring police Lieutenant/Detective Heisse and retiring District Justice Rod Hartman, last Friday at the Museum. He sincerely appreciates it.

Jim Bailey then made the motion that Council accept the resignation of M. Timothy Bender from the Borough Authority effective January 1, 2018. Mr. Bender recently won the election for Mayor and will be taking office in 2018. He served on the Authority for 15 years. This was seconded by Patrick Morgan and passed.

Patrick Morgan made the motion that Robert P. Johnson be appointed to serve on the Borough Authority for a five-year term, beginning January 1, 2018 and ending December 31, 2022. John Armbrust seconded the motion. It was noted that Mr. Johnson is a current active member and willing to continue to serve. The motion then passed.

Terry Mohler made the motion that resident Michael H. Kurtz be appointed to serve the remaining term of outgoing Authority member Timothy Bender, beginning January 1, 2018 and ending December 31, 2019. This was seconded by John Armbrust and passed.

Jim Bailey made the motion that William Kassinger and William Seiple be appointed to the Borough Planning Commission, for four-year terms, beginning January 1, 2018 through December 31, 2021. This was seconded by John Styer. It was noted that both persons currently serve on the Commission and are willing to continue to serve. The motion then passed.

Resident Steve Gorman of 206 Redwood Lane in the Borough asked if the Borough was aware the Federal Railway Administration has a program whereby certain areas can be classified quiet zones applying to the use of train whistles coming through a town. Signal arms such as recently installed on Diller Avenue are used for the crossing so the whistle does not need to be used.

Manager Fulcher responded he is aware of such a program but because the train runs infrequently and the Borough is on a dead-end line, it would not be a high priority under the federal program. He has had discussions with PennDOT's railroad safety program staff which administers such activities in Pennsylvania. They are going to review the crossing on South Custer as a future possibility but these are based first on crossing safety issues. The Borough would not be a local priority for a quiet zone under the current situation.

Resident and former Council member Bill Clisham stated he would like to thank Mayor Horning for his years of service to the Borough. He was always a champion of the Borough. Most people do not realize what can go on over those years involving Police activities. Mayor Horning not only monitored this but also involved himself in elements of community interests including the Sister Cities program, the downtown green space, the ELANCO Library, the Historical Society and Museum. To Mayor Horning, he says well done.

President Herrington thanked Mr. Clisham for his comments, noting that he already outlined some of the comments he had for the Mayor; and also that along with former Council member Clisham, another long time former Council member, Bill Snyder is also present for Mayor Horning this evening.

In continuing, President Herrington stated he and Mayor Horning have known each other a long time working for the same employer for many years, being part of community organizations and working together for many years in various positions for the Borough. Mayor Horning spent 12 years as a Councilman and 16 as Mayor. He was a good communicator between Council and the community when people would ask him questions. He was not the longest serving Mayor but in his 16 years he was probably the most active for such a period. As Mr. Clisham stated, two of his most lasting leadership involvements are the downtown open space and the Historical Society Museum. He noted that in trying to identify some kind of token of appreciation to the Mayor it was determined he would like something for the Museum, not for himself. President Herrington then presented a speakers' podium to Mayor Horning for use at the Museum; with an engraved plaque on it outlining his years of service to the Borough both as Mayor and as a Council member.

Mayor Horning thanked President Herrington and Council for the gift. He also stated he thanks the residents for allowing him the privilege of serving as Mayor for 16 years. He truly enjoyed it. Secondly, he wants to thank all those people who helped and volunteered with all of the community events he was involved

with over the years. The New Holland area is very fortunate to have such an incredible number of volunteers willing to support such activities. Thirdly, he wants to thank his wife who was a supporter of his activities over the years; as well as adding her comments and suggestions in addressing many of those issues. And finally, he is encouraged by the incoming Mayor, Mr. Bender, who has already served as a member of the Borough Authority. He believes he will do a good job as Mayor.

President Herrington then noted that this meeting will be recessed until Thursday, December 7, noon for budget and tax levy adoption, in order to meet the 30 day requirements. Prior to recess, there will be an Executive Session for personnel legal matters. The meeting then convened into Executive Session at 7:38 p.m.

Upon conclusion of the Executive Session, there was no further discussion or public comment. The meeting was recessed at 8:20 p.m.

December 5, 2017
Recessed to
December 7, 2017

New Holland Borough Council met in recessed session of December 5, 2017 on Thursday, December 7, 2017 at 12 noon, in Council chambers. Members present were: President Donald J. Herrington, Vice-President Todd C. Burkhart, Patrick K. Morgan and James S. Bailey. Members Terry S. Mohler, John A. Armbrust and John A. Styer were absent. Also present was Secretary/Manager J. Richard Fulcher.

Finance Committee Chairman Morgan made the motion that the 2018 Budget Adoption Ordinance #582 be adopted. This was properly advertised and is part of the final budget approval process. This was seconded by Todd Burkhart. The roll was:

Patrick Morgan—Yes
Todd Burkhart—Yes

Jim Bailey—Yes
Don Herrington—Yes

The motion passed. Ordinance #582 was adopted.

James Bailey made the motion that proposed Ordinance #583, which sets the 2018 real estate tax millage rate at 2.75 mills which supports the approved budget be adopted. This was seconded by Todd Burkhart. The roll was:

Patrick Morgan—Yes
Todd Burkhart—Yes

Jim Bailey—Yes
Don Herrington—Yes

The motion passed. Ordinance #583 was adopted.

The meeting adjourned at 12:04 p.m.

January 2, 2018
Date Approved