

MINUTES
New Holland Borough Council
October 6, 2015

New Holland Borough Council met in regular session on Tuesday, October 6, 2015 at 7 p.m. in Borough Hall. Members present were: President Donald J. Herrington, Todd C. Burkhart, C. Stephen Good, Terry S. Mohler and James S. Bailey. Members absent were Vice-President William Clisham and Patrick K. Morgan. Also present were Secretary/Manager J. Richard Fulcher, Mayor Wilbur G. Horning, Solicitor Bradford J. Harris and Police Chief Donald L. Bowers, Jr. Others present included Borough residents Bill Kassinger, Carl Hess, Barry Hoffard and Jim Brewer, Borough water consultant Jeff Bologa of Becker Engineering and reporter Dan LeFever.

President Herrington opened the meeting, asking for action on the Minutes of the previous meeting.

Jim Bailey made the motion that the Minutes of Council's meeting of September 1, 2015, be approved as distributed. This was seconded by Stephen Good and passed.

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

Finance Committee member Good noted for information purposes that Council received the Minimum Municipal Obligation report in the September Manager's Report.

Member Good then made the motion that Council approve Ordinance #574, approving the ordinance and a 10 year police services Extension Agreement beginning 2016, between the Borough and Earl Township; contingent upon Earl Township adopting the same. This was seconded by Terry Mohler. Mr. Good noted that it is felt this is a fair agreement to both municipalities. It does increase the proportional payment responsibility of Earl Township to reflect updated information, from 41% to 48% in phases over the 10 year period. It also has a one year opt-out option for either party. The roll vote was:

Todd Burkhart--Yes
Jim Bailey--Yes
Stephen Good--Yes

Terry Mohler--Yes
Don Herrington--Yes

The motion passed. Ordinance #574 and the new 10 year Police Services Contract Extension was approved.

Police Chief Bowers then briefly reviewed the monthly Report of Department Activities. Total arrests and citations were down a little for the month. A federal grant in the amount of \$1,602 was received for the replacement of bullet proof vests. Various officer-related activities through the month included Lt. Heisse presenting a safety discussion to the New Holland Ministerium. He and the Chief also attended the New Holland Drug Coalition meeting on the 21st. He was disappointed there was not more parents there. Lt. Heisse also attended an ARD panel meeting in Lancaster. Officer Fritz received two "Atta Boy" letters during the month, both from the defendants in citation cases at the District Justice's office. Officer Bitner participated in the county Task Force DUI in East Lampeter Township on the 4th and on the 8th, and did an Officer Friendly presentation at the Kinder Haus facility at the Church of the Nazarene. Sergeant Willwerth assisted with the county officer testing consortium on the 13th. The number of applicants was down this year; about 160 took the test. This is probably a result of the current media articles about various police misconduct situations across the country. There was only one arrest and things were otherwise fairly quiet during this year's fair; probably due in part to the rain days. The heroin antidote Narcan has been placed at the high school; this suggestion came from Councilman Good.

Property Chairman Good reported that following discussions with the Manager and Police Chief, it is recommended that the times identified for the regular open hours at Community Memorial Park be modified to indicate that instead of year-around 6 a.m. to 9 p.m. this be adjusted to be from 6 a.m. to 6 p.m., except for lighted or otherwise Borough approved activities during the Daylight Savings time months. Since there was not enough time to request the Solicitor to prepare an ordinance for adoption at this meeting he asks that it be prepared for next meeting consideration. He then made the motion that the Solicitor be requested to prepare the ordinance to change the hours. This was seconded by Terry Mohler.

Member Jim Bailey noted that Groff Park may have a similar concern since its sign is somewhat similarly worded but needs some clarification.

Member Good then amended the motion to request the Solicitor to prepare the necessary ordinance for Council consideration as needed for dates related to the Daylight Savings Time seasonal adjustment for the open and closed times for both Community Memorial Park and Groff Park; except for the otherwise lighted or Borough approved activities. This was seconded by Terry Mohler and passed.

Member Bailey inquired about the unusual pattern Penn DOT used on its placement of new handicapped ramps noting that at some places a disabled person has to cross east/west before they can go across Main Street. He also noted that someone asked if the Borough was involved with the old wooden structure on the southwest corner of Main and South Custer, Custer side.

Manager Fulcher stated that Penn DOT did not put all new handicapped ramps across each corner but did put one at one of the corners for the crossing of Main Street, so a person with a disability does have to follow Penn DOT's locations. On the question of the old wooden structure, the Manager and others stated that the Borough is not involved with it and at the moment there are no issues; though many people do not like the looks of it.

There were no Personnel, Water or Wastewater action items.

Streets Chairman Burkhart made the motion that Council approve Trick or Treat Night in the Borough for Friday, October 30, 6 p.m. to 8 p.m. He noted this is the same day and time to be used county-wide. This was seconded by Terry Mohler and passed.

Chairman Burkhart then made the motion that Council approve proposed Ordinance #575 as prepared by the Solicitor. This ordinance is a street dedication ordinance, for a small section of street area in the Willows South development, which was overlooked by the developer with the initial street dedication ordinance. It involves the eastern end of Willow Ridge near Grandview Drive and Weaver Avenue. Stephen Good seconded the motion. The roll was:

Todd Burkhart--Yes
Jim Bailey--Yes
Stephen Good--Yes

Terry Mohler--Yes
Don Herrington--Yes

The motion passed. Ordinance #575 was adopted.

Chairman Burkhart next made the motion that Council approve the updated Memorandum of Understanding between the Borough and the Lancaster County Conservation District. This is requested from time to time by the District. This was seconded by Jim Bailey.

Manager Fulcher explained that the District after reviewing construction or development plans issues Soil Erosion Control Permits to the persons or contractor related to stormwater runoff control while earth disturbance activities take place.

They will inspect and enforce as necessary. This is a required part of the Borough's building permit process as well as being an important element with the ever increasing stormwater control rules and regulations. Water consultant Bologa stated that these activities related to runoff erosion controls and his firm works with them also.

The motion then passed.

Chairman Burkhart next reported for information purposes the Penn DOT has just informed the Borough that it will be having its contractor for the Main Street repaving job remove and replace the recently installed asphalt, from the east end stop point near Kinzer, west to Diller/Mentzer; and the north lane from Mentzer, west to Hoover. This work is to begin Wednesday evening the 7th, again using the overnight work schedule. They will also be replacing some handicapped ramps.

Resident Barry Hoffard asked who pays for this extra work.

Manager Fulcher stated that depends on who is identified at fault between Penn DOT, its contractor and the materials supplier.

Mayor Horning reported the fines received through the Police Department the past month as: \$1,099.80 from the District Justice's office; \$360 in accident reports; and \$100 in parking fines. On a number of area community activities, he noted that the Lancaster County Conservancy will be holding its official opening of the visitor parking lot for the Welsh Mountain Preserve off of Gault Road on the 13th. This year instead of its traditional cemetery tour, the Historical Society will be holding a tour in St. Stephen's Church on October 10th to explain the history of the steeple and church building. The steeple is in the process of being replaced. He also then noted that attending a Council meeting for the first time is newer Borough resident Jim Brewer, who served for some time as a Council member for Denver Borough.

President Herrington reminded members that there is a regular Workshop scheduled for Wednesday the 21st. This reviews next year's proposed budget.

There being no further business or public comment, the meeting adjourned at 7:28 p.m.

November 3, 2015

Date Approved