

MINUTES
New Holland Borough Council
September 6, 2016

New Holland Borough Council met in regular session on Tuesday, September 6, 2016 at 7 p.m. in Borough Hall. Members present were: Vice-President Todd C. Burkhart, Terry S. Mohler, James S. Bailey, John A. Styer and John A. Armbrust. President Donald J. Herrington and member Patrick K. Morgan were absent. Also present were Manager/Secretary J. Richard Fulcher, Solicitor Bradford J. Harris, Mayor Wilbur G. Horning and Police Chief Donald L. Bowers, Jr. Others in attendance included Borough water consultant Jeff Bologna of Becker Engineering, Borough planning/stormwater consultant Darrell Becker of ARRO Consulting, David Keener of GD Keener Associates, on behalf of Goodville Mutual Insurance Company, Borough residents Bryant Glick, Joan Delp, Bill Kassinger, Diana Morgan, Patricia Smith and reporter Dave LeFever.

Vice-President Burkhart opened the meeting asking for action on the Minutes of the previous meeting.

Terry Mohler made the motion that the Minutes of Council's prior meeting of August 2, 2016 be approved as distributed. This was seconded by John Styer and passed.

Jim Bailey made the motion that the monthly Financial Report be accepted and the bills paid as prepared. This was seconded by John Armbrust and passed.

Vice-President Burkhart reported there will be some change in the order of the Agenda so some persons are free to go to other meetings. Streets Chairman Mohler will start this evening.

Chairman Mohler reported that there are three Waiver requests before Council this evening from Goodville Mutual related to their current building expansion and some of the small stormwater basins involved. He then introduced Borough consulting stormwater engineer Darrell Becker of ARRO Consulting.

Engineer Becker noted that engineering consultant Dave Keener, representing Goodville, will review the requests.

Mr. Keener then reviewed the Waivers with Council. The first is to allow the use of .34 of a foot of Freeboard above the 100 year flood requirement in lieu of the full foot requirement. This Waiver as well as the other two all relate to shallow, small basins.

For this Waiver, even with a 100 year storm, it will not over-top. Freeboard means that area of the earth top above the lower overflow part of the emergency spillway. The second Waiver is the request to allow the use of 12 inch discharge pipes from the basins, instead of the Ordinance's required 18 inch size. Even if the infiltration basin should for some reason fail to infiltrate, these pipes would still only have minimal flows. Waiver three is a request to allow the use of plastic flared end sections at all of the basin discharge pipes. This is only for the out of basin pipes and again due to the small basins should not require concrete.

Vice-President Burkhart asked Mr. Keener if much of the reasoning behind these requests relates to the shallow rock and the small size of the basins involved.

Mr. Keener replied that for the most part, yes and these are not major items involving the requests.

Borough consultant Becker reported he has reviewed these requests himself and with the Borough Planning Commission and these are non-critical items and he along with the Planning Commission recommend Council approval.

Councilman Bailey stated he was familiar with the site and the activities involved. This should be an improvement to the prior situation. He was also curious to see where the north side basin flow line was delineated.

Terry Mohler then made the motion to approve and grant the three Waivers requested by Goodville Mutual: 1. to allow the use of a minimum of .34 foot of Freeboard at the basins; 2. to allow the use of 12 inch discharge pipes from the basins; and 3. to allow the use of flared plastic end sections at all of the basin discharge pipes. This was seconded by Jim Bailey, and passed.

Council member Styer reported on behalf of the Finance Committee, noting there was one action item this evening. He then made the motion that Council approve the second half of the budgeted donation to the ELANCO Library, in the amount of \$7,000. This was seconded by John Armbrust and passed.

Property Chairman Bailey reported he had no action items for presentation, however he does want to say that he read the past Sunday's newspaper column called the Watchdog, where a story was made from a person complaining to the reporter about things in the community. The article was written because a Borough reader complained how the former Skip's Cutting property and buildings look. He is embarrassed by the article. He wishes there was more the Borough could do about

the situation. He did notice the article did point out that an area group is in the process of buying the property and we do not know yet how that will work out.

Solicitor Harris stated that legal options are usually lengthy and expensive and you may not recover much or any of the Borough's money and you assume the liability that goes with it. There would also be the huge cost of removing the structures. He recommends the best option at this point is to see how things develop with the new group from the area that is trying to finalize their purchase of the property.

Vice-President Burkhart stated that there are cases like this where it would be very expensive to get involved and along with that the Borough takes on the liability. Most of that cost in this case would not be recovered under a lien process.

Resident Bryant Glick asked if the Borough was aware of the county's new land bank program which is designed to assist municipalities with blighted properties; and is it being used for this property?

Manager Fulcher replied the Borough is aware of the new program. It is not being used to get involved with this property. The Borough is currently hopeful that these potential new owners successfully completed the purchase. Sometime after that the Borough would probably be contacted about their development or re-sale plans. We would then have a local owner to work with to address the issues.

Mayor Horning noted that though the situations are different, on his street he has a neighbor who allows his yard to look unkempt with various items scattered about it. The person's neighbor even cuts the grass for them. He knows that some municipalities use Quality of Life ordinances to deal with these types of situations. These often have fines in them to deal with the owner in cases such as these.

Solicitor Harris reported these usually work by the municipalities ending up doing the work and placing a lien on the property when feasible. The Borough already has a number of these, such as controlling the length of grass.

Councilman Mohler stated that he is aware that when the Manager and appropriate staff are informed of these types of property concerns, they act to deal with them. He knows they address grass and junk concerns and have done much to have the overgrown bamboo locations in town cleared.

Police Chief Bowers then briefly reviewed his monthly summary Report. He noted that overall, it was a fairly quiet summer. The long stretch of extra hot weather may

have been a factor. Sergeant Willwerth received recognition from a Borough resident for his quick and calm response to her son's medical episode. Officer Achenbach received a Thanks for his assistance with a vehicle lock out from a resident. A letter of Appreciation for the entire Department was received from local Optician Dr. Jonathan Andrews. The Chaplains which assist the Department when needed took the available officers to lunch last month. There were 10 reported vehicles being entered, mainly in the center of town. Only one was broken into, the others were unlocked. Eleven suspects were arrested from the area on the 24th-25th involving the county's Drug Task Force. One was from the Borough. Three suspects were not found. Most of these involved methamphetamines.

Resident Joan Delp asked the Chief if anything was decided relative to the kids using the street for basketball near her house. Oftentimes they play from about 8 p.m. to 9:45 p.m.

Chief Bowers reminded Mrs. Delp to call the Police Department when she sees an issue with it.

There were no Water, Wastewater or Personnel action items presented.

Mayor Horning reported the fines received through the Police Department the last month as: \$484.69 from the District Justice's office; \$285 from Accident Reports; \$60 from fingerprinting; and \$30 from parking fines. On some community items, he noted that the local Cross Connection Youth Ministries and the ELANCO Social Services Network are consolidating to become the CrossNet Ministries. This should help streamline things both for the organizations and their clients. He had an inquiry recently from a local organization about the possibility of setting off a fireworks display in the Borough.

In a brief discussion of the question, it was noted that the organization would have to follow state law requirements, find a large area safe enough for the display, and provide proper proof of liability insurance to the Borough, as well as satisfy the owners involved.

Mayor Horning stated he would relay the elements back to the organization.

Councilman Mohler, noting that he is Council's current liaison to Garden Spot Rescue reported that they have been selected by the Pennsylvania Health Service Council as the state's rescue service of the year. They are to formally receive the award—Pennsylvania Rescue of the Year, at the state EMS Conference later this

month. Garden Spot Fire Rescue provided the following outline related to its activities.

“In the 1960’s we started providing a rescue service with a couple of pry bars, a port-a-power and a small rescue truck. Since that time, GSFR has evolved into a rescue service with members that have both state of the art training and equipment. We currently operate a heavy rescue, two engines with extrication equipment, and two rescue boats. The rescue and both engines are Quick Response Service certified.

Vehicle rescue isn’t our only discipline. We provide rope, confined space, agricultural, industrial and water-based rescue services to our response area. GSFR provides first due protection to the Borough of New Holland, Earl and a section of East Earl Township as well as automatic aid to sections of four other townships.

We pride ourselves on training and training often. Currently we have 40 members certified Vehicle Rescue Technicians, 25 Special Vehicle Technicians, 25 Emergency Medical Technicians, 20 Water Rescue & Emergency Response, 10 Emergency Boat Operations and several members with NFPA 1006 certifications.

In 2011, we were awarded a Lancaster County Fireman’s Association Unit Citation for effecting a rescue of a man that fell into a 25’ deep sink hole.

In 2014, Recue 39 extricated four people from a vehicle accident. After the call, one of the emergency room doctors contacted us to let us know if the patient would have been five minutes later arriving at the hospital, she probably would not have survived. The rescue crew received a GSFR Unit Citation for their actions that day.”

Councilman Mohler noted that he congratulates them for receiving the Award. The members put in many hours of their own time to receive training in many different aspects of the service.

Vice-President Burkhart stated on behalf of Council, he also commends them for receiving this Award which the members have earned.

There was no further business or public comment. The meeting adjourned at 7:38 p.m.

October 4, 2016

Date Approved