

MINUTES OF SEVEN VALLEYS BOROUGH
COUNCIL MEETING
Wednesday, April 7, 2010

Council President Lynn W. Krebs called the meeting to order at 7:00 pm with the Salute to the Flag. Those in attendance in addition to Mr. Krebs were Council members Gregory W. Kinard, Rebecca A. Kinard John A. McDonald, Robin L. Venable & Edwin E. Zeigler, Mayor Steven A. Venable, Solicitor D. Michael Craley and Secretary Cheryl D. Bahn. Larry E. Garland was absent from the meeting. The meeting was held at the Seven Valleys Fire Company, 35 Main St in Seven Valleys Borough.

Hearing no corrections, President Krebs declared the minutes of the March 1, 2010 meeting approved as circulated.

PUBLIC COMMENT

Pastor Dan Warner, Antioch 16-11 Baptist Church, was present to discuss the concept of a Church in part of the Eyster property in the Industrial Zone. A Church is not allowed in that Zone, however, The Religious Land Use and Institutionalized Persons Act (RLUIPA) prohibits any action by any level of government that differentiates between religious assemblies and nonreligious assemblies. Mr. Craley will check into the matter and inform Wayne Smith of his findings. They are not looking at buying the building, but renting 3800 sq ft.

Mr. Charles Meisner, 38 Main St, was present to inquire if he could put a garage on his property. He was referred to Wayne Smith.

ENGINEER'S REPORT

Mr. Mark Clark, Holleys Associates, was present to report that the Citizens meeting had been held at 6:30, before the council meeting. He was also able to speak to some residents while video taping the project area. Washington & Dowling will be starting the project on Tuesday April 13, 2010. There was a request for change order to install a guard rail between the Rail Trail and Cherry Street near Serenity Station. The work is acceptable to the CDBG Program. There is a potential for \$11,000 of additional work. The guard rail would be an additional \$6,479.00. If poles would need to be hand dug, the holes would be billed at an additional charge of \$50.00 each. There was also input from the residents regarding the addition of sidewalk from the old jail to the post office. The closeness of the garages to the road would make it extremely difficult to install curb and side walk, but it could be looked at to include in a future project. **Motion** by Zeigler/R. Kinard to approve the change order for the guard rail at a cost of \$6,479.00 and if holes need to be hand dug an additional \$50.00 per hole. Motion carried unanimously.

The County Aide Grant Program is not available to municipalities this year as all the County Funds that would have been in the grant program are being used for County bridge repair.

Request for payment to Holleys Associates for CDBG work was presented, but a discrepancy with the request number was noted. Tabled until next meeting.

Seven Valleys Planning Commission reviewed the Subdivision Plan revisions for Jason Baskett on 3/16. The Subdivision Plan shows the creation of two parcels from the property at 144 Church Street. One will continue to be 144 Church St and the new parcel will have the address of 148 Church St. Approval of the plan was recommended with the following conditions:

1. receipt of written confirmation from PENNDOT approving the shared driveway access to Church Street and the burrowing of the sewer lateral under Church Street.
2. receipt of a letter from STYCSA indicating their approval of the proposed sewer lateral and the burrowing of the sewer lateral under Church Street.
3. Update of address and phone numbers on the plan
The plan must be notarized before the plan can be recorded.
A letter has been received from STYCSA dated 3/23/2010 stating that they have approved the plan in regard to the sewer connection.

Motion by McDonald/G. Kinard to conditionally approve the Jason Baskett Subdivision plan, pending the following:

1. Receipt of written confirmation from PENNDOT approving the shared driveway access to Church Street and the burrowing of the sewer lateral under Church Street.
2. Payment of all amounts due to the Borough for Plan Review by the Borough Engineer and Solicitor prior to plan recording
3. Proper mailing address to shown on the plan with Lot #2 to be 148 Church St and Lot #1 to be 144 Church St.

The Plan must be notarized prior to recording and no permits will be issued without a sewer reservation for the property. Mr. Baskett stated that he had heard the motion and had no objections or questions. Motion carried unanimously.

SOLICITOR'S PORTION OF THE MEETING

Mr. Craley spoke to the Codorus Township Solicitor John C. Herrold. Mr. Herrold had no knowledge of the fact the Codorus Township has not paid their share of the Workers Comp as billed to them by Seven Valleys Borough. Mr. Craley wrote a letter to Mr. Herrold outlining the payments made by the Township and the amount billed to them over the last several years. Their meeting is April 14, 2010.

UNFINISHED BUSINESS

Consensus to launch the Borough Website with out pictures and without the Seven Valleys Borough Code. Both items will be added ASAP. This website will continue to be refined as necessary to address received comments. There was comment about linking other Borough/Township sites to our site. These can be posted if council decides that it should be done.

NEW BUSINESS

A request from Spring Grove Area Youth Baseball Association asking for a donation for 2010 and consideration for inclusion in the 2011 Budget was tabled until the 2011 Budget Meeting where it will be furthered reviewed.

Motion by R. Kinard/R. Venable to authorize the full payment of \$1,800.00 to the Seven Valleys Fire Company - representing one-half of the annual donation to the Fire Company from Borough Funds. Motion carried 5-0 with John McDonald, Fire Company President, abstaining from the vote. According to Jeff Joy, York Office of Emergency Management, the reimbursement for the 2/2010 storm snow removal may well be only 75% of costs submitted Governor Rendell is asking for inclusion of additional storm dates.

Motion by G. Kinard/R. Venable to approve the Designation of Agent Resolution authorizing Cheryl D. Bahn to execute for and in behalf of Seven Valleys Borough in regard to the 2/2010 Snow Emergency and to authorize the Application by Seven Valleys Borough for Public Assistance for expenses incurred during the 2/2010 Snow Emergency. Motion carried unanimously.

FINANCIAL STATEMENT - Period Ending 3/31 /2010

PLGIT	\$ 19,342.22
PLGIT I	\$ 3,788.46
Peoples Bank	\$ 14,254.45
Peoples Bank CD	\$ 76,869.63
York Federal Tax Collector Account	\$ 50.00
Balance	\$ 114,304.76
State Liquid Fuels Fund	
PLGIT	\$ 9,469.00

Motion made by McDonald/R.Kinard to pay the bills as listed on the Financial Report and to approve the financial statement and place it on file for audit. Also pay Fire Company \$1800.00, Liability Checks for the 1st Quarter, Rodney Barshinger 4 hours of time at \$7.50 per hour and the loan payment check. Motion carried unanimously.

COMMENTS, OBSERVATIONS & AROUND THE TABLE

1. The storm drains continue to be scheduled for cleaning. Tires still in creek?
2. First full payment of \$17,433.01 (for Maple Street Loan) is due May 1st
3. Greg Kinard noted that excess water is getting into the Sewer System. The NCTSA is beginning to talk about checking clean outs They are also beginning to consider water shut off as a means of collection of delinquent sewer bills.
4. Rate Cap Removal 1/1/2011 - Street lights - SVB has (13) 250 watt lights and SVB is currently using all Sodium Vapor 100 watt lights in their 29 street lights– the lowest and most efficient available at this time. Met Ed is not a generator of electricity, so their plan is to buy bulk to give their customers a good price, but be sure to check around. He was familiar with the current legislation initiative to allow Municipalities to buy bulk and obviously did not support it.
5. Spot above the drive to the white house on South Road. It appears that the surface was scuffed off. Not sure if it is from water run off or plowing. John Mc Donald indicated that he would look at it.
6. Mayor Venable plans to address the issue of the low bridge. He plans to meet with the County Parks Administrator and with Penn DOT to try to find a solution to the problem of trucks hitting the bridge. Flashing lights and new signage were mentioned.
7. Mr. Zeigler inquired who was to blame if kids get hurt while riding on the sidewalks. As long as the sidewalk is in good repair, the property owner is not at fault.
8. Mr. Krebs distributed a listing of concerns to be addressed when the SR214 Bridge is closed for repair. While there Currently no date given for the project, he indicated that we should begin to considered emergency operations and other matters concerning every day businesses.

With no further business to come before council President Lynn W. Krebs adjourned the meeting at 8:40 pm. Next Borough Council Meeting will be Monday, May 3, 2010 at 7:00 pm at the Seven Valleys Fire Company, 35 Main St in Seven Valleys Borough.

Respectfully submitted,

Cheryl D. Bahn, Secretary