

MINUTES OF SEVEN VALLEYS BOROUGH  
COUNCIL MEETING  
Monday, June 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 Larry E. Garland, Gregory W. Kinard, Rebecca A. Kinard John A. McDonald, Robin L. Venable & Edwin E. Zeigler (7:15 pm), Mayor Steven A. Venable, Solicitor D. Michael Craley and Secretary Cheryl D. Bahn. The meeting was held at the Seven Valleys Fire Company, 35 Main St, in Seven Valleys Borough.

Hearing no corrections, the minutes of the April 7 & May 3, 2010 meeting were approved as circulated, by President Krebs.

**PUBLIC COMMENT**

New Home owner, Yvonne Felecino, 24-26 Church Street and her daughter attended the meeting for the first time.

Walter Dinsmore, 15 Cherry Street, had spoken with John McDonald about his opinion that water was running towards his garage since the CDBG Project was completed. During the final walkthrough all were under the impression that this had been resolved. Mr. Dinsmore recourse is to file a claim with Holley's Associates.

Mr. McDonald also reported that the Snow Plow damage to 36 Maple Street has not been repaired. The Secretary will contact the Snow Plow Contractor and ask it to be repaired before the next council meeting.

**ENGINEER'S REPORT**

Mr. Tom Wallace, Holley Associates, was present to report that there was a walkthrough of CDBG Project on June 2, 2010. Project appears well done and complete except for (1) one-way sign, which will be installed. The total cost of the construction part of the project including all change orders was \$59,281.00

**Motion** by McDonald/Garland to approve request #11 for CDBG payment to Washington & Dowling in the amount of \$14,861.38, pending verification of payment to John & Mary Seaks of \$60.00 to settle claim. Motion carried unanimously.

**Motion** by McDonald/R. Kinard to approve request # 8 for CDBG payment to James R. Holley Associates from Block Grant Funds in the amount of \$1,754.80, request #9 for CDBG payment to Seven Valleys Borough from Block Grant Funds in the amount of \$859.20 and request # 10 for CDBG payment to James R. Holley Associates from Block Grant Funds in the amount of \$1,078.35. Motion carried unanimously.

Tom was asked to check into the damage on South Street. It had been re-graded by H & H in November. Question as to the cost of paving the Street/

**SOLICITOR'S PORTION OF THE MEETING**

Mr. Craley presented the draft Zoning Amendmant allowing House of Worship, by right< in the Industrail zone. The Borough has received comments from the York County Planning Commission givng the Borough other options to accomplish the same thing. Such as rezoning the parcel. r gathering places for large groups of people. Recommendations for possible changes to the zoning ordinance were given to council allowing either by right or by special exception a house of worship in the Village Center and Industrial Zone.

The Zoning Officer will proceed as if this is a use by right pending the ordinance revision. All other standards must be met regarding parking etc. The parking must be for the whole complex by use. Determine how many spaces are required for a dance studio, a church, an office plus whatever else there is there. The number of available parking spaces will need to be presented and verified with the application for the use before approved.

**Motion** made by McDonald/Garland to authorize the Solicitor to prepare in a codified form and advertise the Amending Ordinance as well as a public hearing to be held on July 6, 2010 at the regular council meeting. Motion carried unanimously.

The Seven Valleys Planning Commission will meet June 15<sup>th</sup> at their regularly scheduled meeting to review the Zoning Amendment. Mr. Craley will notify members due to the short notice.

Mr. Craley then presented a draft Nuisance Ordinance for review and discussion. Discussion if a noise section should be included in this Ordinance. It was a consensus that noise would not be include at this time.

**Motion** by R. Kinard/Venable to authorize the Solicitor to prepare in a codified form and advertise the Nuisance Ordinance as presented for consideration at the July 6, 2010 Council meeting. Motion carried unanimously.

## **UNFINISHED BUSINESS**

### **NEW BUSINESS**

A representative and alternate must be named and reported to PA One Call to receive and answer locates that are sent to the Borough by e-mail. Any locates that come to the Borough must be responded to by the representative.

**Motion** by G. Kinard/Zeigler to appoint Cheryl D. Bahn as Representative for PA One Call purposes and John McDonald and Larry Garland as alternates. Motion carried unanimously.

### **FLOOD PLAN ORDINANCE AMENDMENT**

FEMA has issued new suggested provisions dated December 2009 and their letter instructs municipalities to comply with these suggested provisions. The Ordinance was adopted using the guidelines from September 2009. These are the findings from David Lipinski from Holley Associates.

DCED was of the opinion that the ordinances as adopted would be in compliance with the suggested provisions, however, if the municipality were to amend their floodplain ordinance at some time in the future they should include the December 2009 suggested provisions in the amendment.

FEMA at this time will not state that all municipalities are in compliance with the "Suggested Provisions" (December 2009), all they will say is; at this point in time FEMA is not suspending any York County municipality from the National Flood Insurance Program.

So what does this mean to our municipalities?

Mr. Lipinski recommended that each municipality has to decide if they want to revise their recently adopted ordinance to be in compliance with the suggested provisions.

Holley Associates would revise the floodplain ordinances as required by the December 2009 Suggested Provisions and split the cost evenly among the participating municipalities. The Borough is to notify Mr. Lipinski by Monday, August 2, 2010, if we want to proceed with the amendment or not.

Consensus was not favorable to amending the ordinance; however, the Secretary was to gather further information regarding the changes that would need to be made and an approximate cost. A final decision will be made at the July council meeting.

**FINANCIAL STATEMENT** - Period Ending 4/30/2010

PLGIT	\$	53.39
PLGIT I	\$	13.46
Peoples Bank	\$	16,204.02
Peoples Bank CD	\$	76,869.63
York Federal Tax Collector Account	\$	50.00
Balance General Fund	\$	93,190.50
PLGIT Balance State Liquid Fuels Fund	\$	8,555.31

**Motion** made by McDonald/G.Kinard to pay the bills as listed on the Financial Report and to approve the financial statement and place it on file for audit and to pay Holley's Associates \$121.25 as billed.. Motion carried unanimously.

**COMMENTS, OBSERVATIONS & AROUND THE TABLE**

- Application for Reimbursement from FEMA/PEMA has been filed. Funds may be released as early as July 2010. We should receive \$2,079.80.
- YCBA Meeting Thursday, June 24, 2010 at Kain Park/Lake Redman/Bass Pavilion at 6:30 pm. Speaker to be Brian Jacisin, Assistant Counsel, Investigation Division, PA State Ethics Commission. Please RSVP to Cheryl by June 9, 2010.
- Payment of \$7,154.60 was received June 7, 2010 from Cordorus Township for all past due Worker's Compensation Coverage due to Seven Valleys Borough.
- Who replaced the stop sign was replaced on Maple/Main is a mystery. Maybe it was Penn DOT; as they had been in the Area.
- Rebecca Kinard expressed a concern the Mayor's phone number may not be available to residents. The number will be listed on the website and included in the next newsletter and added to the message at the Borough Office. Currently it is listed in the Council Members Borough Directory. Only the phone numbers of the Borough Office, the Solicitor, the Engineer and the Zoning Officer is advertised in the Directory sent to residents.
- Lynn did speak with Joseph Henkel, 52 Main St, regarding the cats that appear to be around his property. He indicated that there is only one mother cat and four kittens. Lynn will visit him again later in the summer.
- Reviewed the Zoning/Code Enforcement Report. Items for code enforcement officer.
  1. Low tree branches overhanging sidewalk at Main/ Maple Streets
  2. Grow Mark mowing.
  3. Permit for 49 Church Street?? - Wasn't on report.
  4. There is a broken window at 69 Main St - Anything that can be done?
  5. Checking on 58 Church St - grass

With no further business to come before council President Lynn W. Krebs adjourned the meeting at 8:30 pm. Next Borough Council Meeting will be Wednesday, July 7, 2010 at 7:00 pm at the Seven Valleys Fire Company, 35 Main St, in Seven Valleys Borough.

Respectfully submitted,

Cheryl D. Bahn, Secretary