

October 3, 2016

The New Oxford Borough Council met at 7 PM on Monday, October 3, 2016, in borough council chambers located at 124 North Peters Street, New Oxford, for their regularly scheduled and advertised council meeting.

The meeting was called to order and pledge of allegiance led by Council President Robinson.

The following were present: John Lansing, Dorothy Robinson, Patrick Sullivan, Stanley Wannop and James Zero. Also present were Mayor Portia Bosch, Solicitor Harold Eastman, Engineer Robert Lauriello and Secretary/Treasurer Tania Kepner.

Audience acknowledgment / opportunity for public comment:

1. Dustin Poist, United Hook & Ladder. Poist informed the council that the department has been busy with training. October is Fire Safety Awareness month. Poist informed the council about the dump truck that is now parking on West Golden Lane, at the intersection of West Golden Lane and South Bolton Street since the ordinance went into effect regarding large vehicle parking. This is a nuisance to the fire department because it interferes with some of their older volunteers that would park there and there is a potential issue with their dumpster getting emptied because the dump truck is parked near their dumpster. The fire department is requesting that the borough change the ordinance so larger vehicles cannot park in that first block. The council suggested that someone from the fire department ask the driver of the dump truck to not park there because of their concerns.
2. Chief Staab, Eastern Adams Regional Police Department. Chief Staab informed the council of the incidents that occurred in the borough in September 2016.
3. Gary Slonaker, 201 Kohler Mill Road. Mr. Slonaker informed the council of some issues he is having with the tenants that live at 121 Kohler Mill Road. Mr. Slonaker has informed the Code Enforcement Officer of the issues but Mr. Slonaker has not seen any improvement. There are issues with parking along the stone driveway which interferes with Mr. Slonaker getting in and out of his garage, parking too close to the end of the stone driveway which makes it hard to see to pull out onto Kohler Mill Road, junk everywhere, burning and running a tree trimming business from the property. According to Mr. Slonaker's deed, no businesses are permitted in that area. Council decided to have a meeting with the Code Enforcement Officer to get an update on the status of this situation.

Zero made the motion to approve the September 6, 2016 council meeting minutes as presented. Lansing seconded. Motion carried.

Zero made the motion to accept the Code Enforcement Officer's Report as presented. Lansing seconded. Motion carried.

Finance, Budget & Treasurer's Report by Sullivan:

1. Sullivan made the motion to pay the bills as per the Vendor Balance Detail Report. Zero seconded. Motion carried.
2. Sullivan made the motion to accept the financial reports as presented. Zero seconded. Motion carried.

Building & Grounds Report by Zero:

1. Town clock painting and repairs. Tabled until the November council meeting.

Parks & Recreation Report by Robinson:

1. The center square fountain is pink again for Breast Cancer Awareness month.

Robinson had nothing to report for the Eastern Adams Regional Police Department Commission Report.

Streets & Sidewalks Report:

1. Zero made the motion to accept the 2016 – 2017 snow removal quote from T.J. Smith Trucking & Excavating. Sullivan seconded. Motion carried.
2. South Orange Street road repairs. A new water line was ran to Plainville Farms, via South Orange Street, at the request of Plainville Farms. The road patch repairs that were done on South Orange Street have sunk and need repaired and repaved. Engineer Lauriello said that there is no intentions of repaving South Orange Street but additional repairs need to be made but the project is currently on hold because of DEP issues.
3. Mr. Rehab invoice for Lincoln Way East drain clean out. Engineer Lauriello stated that this is the fourth attempt to clean out and open this drain. The drain is completely clogged, not operational, not draining at all. The borough will need to look at an alternative plan with regards to the storm water in that area.
4. MS4 Waiver. Engineer Lauriello stated that it will cost approximately \$2000 to submit the MS4 Waiver request which is due before December 2016. Zero made the motion directing Engineer Lauriello to begin working on the MS4 Waiver request application. Lansing seconded. Motion carried.
5. CSX Penn DOT detour application. Engineer Lauriello informed the council that CSX has agreed to split the engineering costs that exceed \$10,000 50/50 with the borough with regards to the application and detour plan that needs to be submitted to and approved by Penn DOT to close Route 30 West for the needed railroad crossing repairs.

Community Revitalization Committee Report:

1. Purchase Agreement with CSX regarding the Lincoln Way West Train Station Property. Zero made the motion to authorize the inclusion of section 6.4 in Purchase Sale Agreement, previously approved by Borough Resolution #02-2016 adopted March 7, 2016, relating to the reservation of non-exclusion access easements and perpetual surface easements for the temporary storage of equipment and materials by CSX Transportation during times of work on the railroad crossings at West Golden Lane and at Lincoln Way West and for the permanent location of signal structures should the railroad crossing protection devices be upgraded in the future. Lansing seconded. Motion carried.

Mayor Bosch had nothing to report for Health & Safety.

Mayor's Report by Mayor Bosch:

1. Trick – or – Treat will be Monday, October 31, 2016 from 6 – 8 PM.

Bud Avenue. Solicitor Eastman and Engineer Lauriello have been working on easement agreements for the property owners on Bud Avenue. These agreements are ready to be presented to the property owners. Zero made the motion authorizing Engineer Lauriello to contact the Bud Avenue property owners to discuss the easement agreements and authorize the easement agreements be executed by Dorothy Robinson, Council President and Tania Kepner Secretary/Treasurer conditioned upon the acceptance of the property owners. Lansing seconded. Motion carried. Zero made the motion authorizing Solicitor Eastman to contact ACNB Bank. Lansing seconded. Motion carried. The borough and Solicitor Eastman were contacted by Barry Dillman from ACNB Bank. ACNB Bank has been contacted by J.A. Myers Builders whom may be interested in purchasing the remaining undeveloped lots. A request has been received from ACNB Bank to be on the November 7, 2016 council meeting agenda to discuss this possible sale of the remaining undeveloped lots.

Scott Burns, Weber Agency – Electronic Media Liability & Electronic Information Security. Mr. Burns supplied the council will additional information regarding this coverage. This will be discussed at the Budget Workshop on October 11, 2016.

Quarterly garbage rate. Zero made the motion directing Solicitor Eastman to prepare a Resolution for adoption at the November 7, 2016 council meeting setting the quarterly garbage rate at \$40/quarter effective January 1, 2017. Lansing seconded. Motion carried.

Property Maintenance Ordinance. If the intent of the council is to have the Property Maintenance Ordinance become effective January 1, 2017, at the very latest a motion will need to be made at the November 7, 2016 council meeting authorizing advertisement of the ordinance for adoption at the December 5, 2016 council meeting. The council must have an appeals board in place at the time of adoption of the ordinance. We need three members and one alternate member to sit on the appeals board.

Property owners from 213, 217 and 219 Carlisle Street – request to pave the right-of-way behind their properties. This would be a private matter but would need to follow the process of the Storm Water Management Ordinance.

Children’s Cancer Recover Foundation, 249 Lincoln Way East. Zero made the motion approving the request to host a toy drive and house a box in the borough office/building. Lansing seconded. Motion carried.

President Robinson had nothing to report for the President’s Report.

Zero made the motion for adjournment at 8:44 PM. Sullivan seconded. Motion carried.

Respectfully submitted by,

Tania K. Kepner
Secretary/Treasurer