

MINUTES OF THE BOROUGH OF MONTOURSVILLE

May 6, 2013

The regular meeting of the Montoursville Borough Council was called to order by Council President Robert Brobson at 7:00 PM, with the following answering roll call: Mark Tillson, Dennis Holt, Robert Brobson, Ronald Shearer, Eugene Boyles and Kim DiRocco. Absent – Mayor Dorin.

The Pledge of Allegiance was observed.

The minutes of the April 1, 2013 meeting were approved on a motion by Mr. Boyles, second by Mr. Shearer. The motion carried.

Council President, Mr. Robert Brobson noted that he had attended the Pennsylvania Fraternal Order of Police 20th Anniversary Memorial Service in Harrisburg that recognized the 5 police officers killed in Pennsylvania on the performance of their duties. He asked for a moment of silence to recognize and honor those 5 officers for their performance and protection of the citizens of the Commonwealth of Pennsylvania.

TREASURERS REPORT –

Motion by Mr. Boyles to approve the treasurer’s report and the Borough bills for April 2013, second by Mr. Shearer. The motion carried.

NEW BUSINESS –

REVIEW BENNETT & PINE STREET RECONSTRUCTION PROJECT– Kristin McLaughlin – Ms. Kristin McLaughlin of SEDA-COG reviewed a memo that she had given to council regarding the outcome of the removal of the sidewalk and curb installation elements from the CDBG project. She reminded council that you can’t use CDBG funds to pave your streets. She stated that by removing the sidewalks and curbs on Bennett Street, you essentially have a paving project which is not a street reconstruction project and not eligible. However, she stated that removing only new sidewalks from the project would still make it eligible. On Pine Street, she said that all sidewalks could be removed completely from the project and it would still be an eligible reconstruction project. She said that she understands the borough wanting to have a policy that tries to be fair to all however it does not necessarily work when a grant is involved. Ultimately, she stated that it is council’s decision. Council Vice President, Mr. Shearer stated that a federal grant was used to reconstruct downtown and feels that he and his neighbors are entitled to a grant just as much as the property owners downtown. He stated it shouldn’t make a difference; it would be discriminating against certain property owners. He said it is a federal grant and if we don’t take advantage of it; someone else will. He stated it should be done in total. At this time, Council President, Mr. Brobson noted the attendance of the Fire Chief and asked if he would like to speak. Fire Chief, Mr. Scott Konkle stated that he just wanted to introduce himself as the Fire Chief and that he had been elected to finish out the year of the former Chief, Mr. Steve Wilson’s term. He wanted council to know if they had any questions to please contact him. Council President, Mr. Brobson congratulated him. Fire Chief Konkle requested to meet in the future with the Finance Committee and thanked council. At this time, Council President, Mr. Brobson asked if anyone had any questions about the CDBG Reconstruction Project prior to requesting a motion. Council member, Mr. Holt asked if the sidewalks would remain in the project behind Council Vice President, Mr. Shearer’s property. A discussion took place between Ms. McLaughlin and council members regarding the location of sidewalks, removal of trees and curb cuts and how these items impact the project. Council member, Mr. Mark Tillson noted that there doesn’t seem to be any reasoning or rules for grants; just what was available at the time. Council member, Mr. Gene Boyles stated that when you get involved with grants; there is not much choice. A discussion regarding locations and projects of past grants took place. Council member, Mr. Tillson requested that prior to a motion; he would like a better idea on how to address this issue in the future. He stated if it is a grant; you would need to agree to the terms. Council member, Mr. Boyles said he

feels that it is what you would need to do yearly. Council Vice President, Mr. Shearer noted that a grant project is different than a borough project. Council member, Mr. Boyles agreed and noted with a grant you must qualify. Council member, Mr. Holt questioned the total cost of the project being \$ 218,000.00. Ms. McLaughlin confirmed the cost. Council member, Mr. Holt asked if there was a liquid fuels borough street paving project for 2013. Street/Water Commissioner, Mr. Ronald Smith stated that he was not going to be paving this year due to the gas company currently digging up the streets. It was noted that the liquid fuels paving program is an altogether different program from CDBG reconstruction project.

Motion by Mr. Boyles to approve the CDBG Bennett & Pine Street Reconstruction Project as designed, second by Mrs. DiRocco. Motion carried with Council Vice President, Mr. Shearer abstaining.

At this time Ms. McLaughlin gave council an update on the status of the CDBG 2013 allocation schedule. She stated the allocation amounts should be given in the next 30- 60 days with applications due in July or August. She said that it makes sense to go back to the project finalization next month and have the public hearing in July; which continues the borough to be on target. She noted that any funds that would be left over from the Bennett & Pine Street reconstruction project would be put into a project called future streetscape reconstruction. At this time, Council member, Mr. Boyles questioned the bidding schedule. A discussion took place among council members regarding future CDBG projects and qualifications. Engineer, Mr. Jason Campbell/McTish, Kunkle and Associates discussed the bidding schedule with council members.

PADOT/BROAD STREET TRAFFIC SIGNAL MAST ARM – Street/Water Commissioner, Mr. Smith explained to council the location of the mast arm and the arrangements requested by PADOT to reinstall. PADOT requested the Borough to reinstall the mast arm utilizing a borough contractor with PADOT agreeing to reimburse the borough. Once completed the mast arm will be removed from the borough red light intersection permit and PADOT will be responsible to maintain it. Council President, Mr. Brobson questioned if there would be a legal agreement stating that PADOT would reimburse the borough. Solicitor, Mr. Randy Sees stated it his experience with PADOT that there would be an agreement so he would assume that there would be an agreement. Street/Water Commissioner, Mr. Smith stated that once council approved it; PADOT would draw up the agreement. Once the agreement was executed the Borough would replace the mast arm. Street/Water Commissioner, Mr. Smith answered questions regarding placement, materials and cost of the mast arm.

Motion by Mr. Boyles to approve the project for replacement of the mast arm along with the letter of understanding with PADOT, second by Mr. Holt. The motion carried.

ELECTRICITY QUOTES – Several electricity quotes were reviewed by council. Council member, Mr. Tillson stated that he would join the secretary in contacting other municipalities as he does not want a lot of time spent investigating.

OWNERSHIP VINE STREET EXTENSION/ROW MAINTENANCE AGREEMENT – Council President, Mr. Brobson asked Solicitor, Randy Sees for his legal opinion. He stated that at last month's council meeting, council granted a conditional use for a carwash located at 629 N. Loyalsock Avenue; with one of the conditions being that the owner/developer enter into a Right of Way Maintenance agreement. He stated that there is a Right of Way Maintenance agreement between four property owners currently in place. He stated that he could do all that would be required in researching to have a new Right of Way Maintenance agreement however he suggested from his standpoint that it makes more sense to have the Developer/Property Owner do the research and the borough could review and approve; it would be less expensive to the borough. A discussion between council members over the maintenance of Vine Street Extension took place. Council agreed with the solicitor's opinion.

APPLICATION FOR COUNTY AID –

Motion by Mr. Boyles authorizing necessary signatures to apply for County Aid in the amount of \$4305.00 for the yearly paving projects, second by Mrs. DiRocco. Motion carried.

OLD BUSINESS –

MOWING CONTRACT – Brown’s Landscape – Council member, Mr. Boyles stated that Street/Water Commissioner received Brown’s Landscape references and equipment list; references seem to be pleased with his work.

Motion by Mr. Boyles to award the mowing contract to Brown’s Landscaping, second by Mrs. DiRocco. Council member, Mr. Tillson asked if Brown’s Landscape had done the mowing the previous year; it was noted that they had not. It was also noted that Brown’s Landscape had the lowest bid. Council President, Mr. Brobson noted a conversation with the borough solicitor indicated that he did not have a conflict in voting. The motion carried.

PLANNING & ZONING – Central Keystone COG Reports April 2013 reviewed by council.

RECREATION –

April Minutes
Event Permits:

- 2013-12 Country Ski & Sport–Canoe and Kayak Demo –May 5, 2013
9:00AM-4:00PM
- 2013-13 Strides for SCI Research – 5K/10K Run – June 8, 2013-
7:30AM-12:00PM
- 2013-14 Bonner Sports & RV–Bike Demo–May 8th, June 1, June 29th, 2013
9:30AM-2:00PM
- 2013-15 Karate in the Park – Karate Class – May 26, 2013
10:00AM - 3:00PM
- 2013-16 Eastern Lycoming YMCA–Campaign Indian Trail–June 10th–August 23rd,2013
8:15AM-4:15PM
- 2013-17 Renee’ Carey – Yoga in the Park – June 5,12,19,26, 2013
6:30PM-7:30PM
- 2013-18 Montoursville Little League–Parade, Carnival & Opening Day–May 4, 2013
7:30AM-12:00PM

Council Vice President, Mr. Shearer noted that Event permit 2013-17 Yoga in the Park will be collecting donations that will be deposited into the Borough Indian Park Fund.

Motion by Mr. Shearer to approve Event permits 2013-12 through 2013-18, second by Mr. Boyles. The motion carried.

STREETS/WATER – Street/Water Commissioner, Mr. Ron Smith reported to council on several issues including accidents in the borough that required repairs to traffic signals, street light and fire hydrant, yearly service on generator’s, rebuilding catch basins, and working in Indian Park. He stated that he started reviewing a list of the bad sidewalks from last year’s paving project so that they can be repaired. He also stated he had received one quote from Stryker Trucking, in the amount of \$ 14, 860.00 for the tar and chipping on Mill Street; he is awaiting on two more. Once the tar and chipping is completed, the project will be completed and reimbursement should follow from FEMA. Street/Water Commissioner Mr. Smith requested, once he receives the 2 other quotes, approval from council to award the contract to the lowest quote. He stated the reason for his request is that the project close out date for FEMA is at the end of the month.

Motion by Mr. Boyles to award the Mill Street tar and chipping project to the lowest quote, second by Mrs. DiRocco. Council member, Mr. Holt questioned if the original areas of tar and chip that had been washed away would be replaced. Street/Water Commissioner Mr. Smith stated that they would be and explained specific areas that would be affected. Motion carried. Street/Water Commissioner, Mr. Smith requested approval from borough council members to rehire part time, seasonal worker Mr. Caleb Huff.

Motion by Mr. Boyles to approve the rehiring of seasonal worker, Mr. Caleb Huff, second by Mrs. DiRocco. Motion carried. Street/Water Commissioner, Mr. Smith informed council that the new street sweeper will be delivered the week of May 20th. He also updated council on the status of the reconstruction of Pavilion #1, stating that the engineer will have the plans completed in the next couple days which will be submitted for a building permit. Street/Water Commissioner,

Mr. Smith discussed needing the overhead power lines at Well # 5 to be put underground; PPL's quote to do the required work is \$ 7386.00, Lecce Electric's price is \$ 17,990.00, and \$1710.00 worth of concrete to incase the conduit; total price of \$27,086.00. Street/Water Commissioner, Mr. Smith stated that this project must be done; if we need to pull the pump from Well # 5, the power goes down, and everything on Mill Street will be without power. A discussion took place regarding the bidding of the project. It was noted that PPL's portion of the project could only be done by PPL, as it is their line. It was noted that Street/Water Commissioner, Mr. Smith would be required to get two more quotes. Street/Water Commissioner, Mr. Smith stated that the pits for Well #2 and Well #3 are completed and will be installed when hauling has slowed down. He requested approval from council to investigate for purchase new water meters; the current water meters will be obsolete due to the new lead laws. Council member, Mr. Boyles stated that the Water Committee met with Larson Design Group Engineer, Mr. Dave Walters where the water meters were discussed; there is no choice it must be done. Council agreed.

MAYOR – Mayor Dorin was absent.

POLICE CHIEF – Chief Gyurina reviewed the April Police Report with council. Chief Gyurina reported there had been eleven motor vehicle accidents, including the incident where the street light was involved in a hit and run; the person was charged. Chief Gyurina discussed different training events that he and other officers had attended and would be attending. Chief Gyurina stated that as per the prior months meeting conditional approval, the Personnel Committee had met and approved the hiring of part time Police Officer Kyle Fera. Chief Gyurina discussed with council a problem occurring at night on Mill Street; vehicles are going down and tearing up the newly seeded areas and areas down near the creek. He is trying to rectify the problem. Council President, Mr. Brobson discussed a phone call he had received regarding a resident seeing someone dropping a vacuum cleaner off at the recycling center which is not permitted. He questioned Chief Gyurina about the frequency of patrolling the area. Chief Gyurina stated that they patrol the area quite often; unfortunately people do not read the sign. A discussion took place regarding different activity reported in the area. Council member, Mr. Tillson questioned if there is any grants available for cameras. Chief Gyurina stated he was not aware of any; however he is investigating pricing cameras. A discussion regarding costs and features associated with cameras took place.

COUNCILPERSONS – Council member, Mr. Boyles informed council members that the Water Committee met with the Montoursville School District to discuss a leak that they had and resolved it with an agility program that exchanges services in return for an invoice reduction. He stated that a Memorandum of Understanding had been drawn up agreeable to both parties.

Motion by Mr. Boyles to approve the Memorandum of Understanding with the Montoursville School District, second by Mr. Shearer. The motion carried. Council Vice President, Mr. Shearer questioned the hiring of a new water operator. Council President, Mr. Brobson stated that the discussion was that the borough was down one employee and one water operator application has been received. It was noted that a suggestion to advertise may allow for the borough to receive more applications.

Motion by Mr. Boyles to approve the advertisement to hire a Water Operator, second by Mr. Shearer. The motion carried. Council member, Mr. Holt questioned the status of the demolition of 509-51 Broad Street. A discussion took place regarding the demolition and the contractor doing the demolition. Street/Water Commissioner, Mr. Smith stated the demolition permit was issued and the contract was awarded to RL Steinbacher however the holdup was from the gas company needing to disconnect the gas in the street. Council member, Mr. Holt also questioned if the cell towers on Jordan Avenue and gotten the required permits. A discussion took place regarding whether the cell towers were being replaced or having maintenance done on the existing tower. It was noted that the Zoning officer would be contacted.

SOLICITOR – Solicitor, Randy Sees explained to council that he had been approached by the Montoursville Junior Athletic Associations attorney regarding an agreement to lease the area in the park that had been designated for the proposed football/multipurpose field. Council member, Mr. Holt stated he would never approve leasing any portion of the park to any entity. He noted it is not necessary; as there are park rules. He stated that they could have preferential treatment; reviewed yearly. Council member, Mr. Shearer agreed. He stated that the Softball Leagues came and requested a five year agreement. They were told they must request the use of the fields annually. Council agreed. Solicitor, Randy Sees stated he would relay that message to MJAA’s attorney.

COUNCIL PRESIDENT – Council President, Mr. Brobson noted a link on the Police Department’s website for house checks. Chief Gyurina explained that it is a tool for residents to notify the Police Department; when residents go away and would like the Police Department to check their homes while they are gone. It was noted that it was a fairly new tool that had been enabled and the Police Department is getting comfortable with the using the tools on the website. Council President, Mr. Brobson congratulated Chief Gyurina for moving forward.

CORESPONDENCE AND ANNOUNCEMENTS –

Next council meeting will be on Monday, June 3rd, 2013 at 7:00 PM

VISITOR AND PUBLIC COMMENTS – Resident, Donna Pongrate, 437 Cherry Street, questioned if the codes department was going to check on the demolition of the house on Broad Street and the cell towers. It was noted that it would be reviewed by the appropriate people. Scott Brown, 36 River Ridge Rd, Unityville, thanked council for the contract for the mowing of Indian Park and is always available to contact.

There being no further business the meeting was adjourned at 8:13 pm on a motion by Mr. Boyles, seconded by Mrs. Kim DiRocco and carried.

Respectfully submitted,

Ginny Gardner, Borough Secretary