

MINUTES OF THE BOROUGH OF MONTOURSVILLE

May 5, 2014

The regular meeting of the Montoursville Borough Council was called to order by Council President Ronald Shearer at 7:00 PM, with the following answering roll call: Mark Tillson, Dennis Holt, David Moyer, Rosemary Holmes and Christopher Lucas.

The Pledge of Allegiance was observed.

The minutes of the March 3, 2014 and April 7 2014 meeting were approved on a motion by Mr. Moyer, second by Mrs. Holmes. Mayor Dorin questioned a statement regarding the PSAB Voting Delegate noted in the minutes. He also questioned Street/Water Commissioner, Mr. Smith if the radio had ever been received from the police department and installed in the new truck. Mayor Dorin also questioned the Lycoming County reallocation of the Liquid Fuels from paving projects to winter maintenance. The motion carried.

VISITORS AND PUBLIC COMMENT – Mayor Dorin presented a Certificate of Recognition for 2013 Officer of the Year to former part time Police Officer, Matthew Keller for 583 traffic citations. Mr. Gary Smith respectfully requested Council to pay an invoice he had received from his contractor for replacement of a waterline at 342-346 Broad Street. Council President, Mr. Shearer requested Street/Water Commissioner, Mr. Smith to address the issue. He noted that the line was repaired in October 30, 2006 with a curb stop, 1 inch coupler, and 15 inch piece of cooper; it was never replaced. Council President, Mr. Shearer stated that the ordinance states that the waterline is the responsibility of the property owner. A discussion took place regarding three criteria that must be met as per the Borough Ordinance and whether Mr. Smith's waterline met those three criteria. Council member, Mr. Holt questioned Solicitor, Randy Sees if the Ordinance that we are referring to is the ordinance in the book of codified ordinances. It was noted that the ordinance that has been referred to is in the book of codified ordinances. A discussion took place regarding Mr. Smith's prior repair, current replacement and costs associated with that replacement. Council member, Mr. Tillson questioned the future handling of similar situations. Council member, Mr. Holt discussed with council how the situations were handled in the past and noted the Borough employees did the work. Council President, Mr. Shearer requested Solicitor, Randy Sees to review and interpret the current amended water ordinance and advise on the current request from Mr. Smith to the Street/Water Committee. The Street/Water Committee will then make recommendation to council. Council member, Mr. Tillson agreed with Council President, Mr. Shearer. He stated that the solicitor's advice will help council address future issues of this nature that may arise. Mrs. Smith, Montour Street addressed a letter she had sent to council regarding her waterline replacement; she too feels the Borough should be responsible for her waterline repair. Council member, Mr. Holt stated that this is just another incident, as with Mr. Gary Smith where the Borough is wrong. Mr. Smith questioned council on the future responsibility of his waterline now that it has been replaced. A discussion regarding the specifics of Mr. & Mrs. Smith's waterline replacement took place. It was noted that the Smith's waterline has met the criteria of the Borough's ordinance and has been inspected. Council President, Mr. Shearer noted that as with Mr. Gary Smith's situation, the Borough solicitor will be reviewing the current Borough Ordinance and advising the Street/Water Committee, who will make a recommendation to council and get back to Mr. & Mrs. Smith.

TREASURERS REPORT –**Motion** by Mr. Holt to approve the treasurer's report and the Borough bills for April 2014, second by Mr. Moyer. Mayor Dorin noted the bulk water revenues have increased and expenditures are still exceeding the revenues. Council member, Mr. Tillson questioned about the removal of one frac tank and the reduction in the manpower hours overseeing the frac tanks. Street/Water Commissioner, Mr. Smith stated that it had not been done due to the fact that he had been contacted by two bulk water haulers requesting to purchase bulk water consistently the next several months. The motion carried.

NEW BUSINESS –

APPLICATION FOR COUNTY AID –

Motion by Mr. Lucas to approve the Application for County Aid 2014, second by Mr. Moyer. The motion carried.

CDBG PROGRAM CONTRACT 2014 –

Motion by Mr. Moyer to approve CDBG Program Contract 2014 second by Mr. Lucas. The motion carried.

LYCOMING COUNTY RESOURCE MANAGEMENT SERVICES – Tub Grinding Services - Street /Water Commissioner, Mr. Ronald Smith explained and reviewed the agreement and fees between Lycoming County Resource Management and the Borough. For the grinding of brush. He noted it is an existing contract. He stated that he has made an appointment for LCRM to provide the tub grinder and Stryker will take care of it on our behalf, hauling away most of the mulch; which will keep the cost down. If this does not happen the Borough will end up paying for the grinding and the removal of the mulch. The current scheduled dates are May 19th or 27th and can be adjusted based on weather and other conditions. It will take approximately five days to mulch. Council discussed past practices, costs associated with grinding the mulch pile and future regulation of who utilizes the brush pile.

AUTHORIZE SOLICITOR TO WORK WITH ARMSTRONG TOWNSHIP’S SOLICITOR TO EXPLORE ALTERNATIVES FOR THE POTENTIAL ABANDONMENT OF OLD ROUTE 15 – Solicitor, Randy Sees explained that PADOT has agreed to vacate old Route 15 to Armstrong Township; Armstrong Township would like to abandon old Route 15 utilizing it as some sort of recreational type road. He stated this authorization would allow him and Armstrong Township Solicitor, Mike Wiley to work together to explore alternatives that could be used. The reason for this request is that the Borough owns property that borders Old Route 15 and must be a partner to any agreement of abandonment of what Armstrong Township would approve. Council member, Mr. Holt stated that eliminating truck traffic off of this road would protect the Borough watershed. He questioned who would own the road. Engineer, Mr. Todd Pysher explained the process stating that it would revert back to the bordering property owners; once it is completed Armstrong Township would have no stake in the property. He noted that Armstrong Township would like to see the property used as a non-vehicular recreational trail. A discussion took place regarding the maintenance of the property; who would make the decisions if it would become a recreational trail and whether this is applicable for a public meeting to be held. It was noted that the details would need to be worked out. Mayor Dorin questioned the length of the road. Engineer, Mr. Pysher stated approximately one mile. He also stated he felt a discussion with Armstrong Township needed to take place regarding the trail.

Motion by Mr. Moyer to approve the authorization for Solicitor Randy Sees to work with Armstrong Township’s Solicitor to explore the alternatives for the potential abandonment of Old Route 15, second by Mr. Holt. The motion carried.

PLANNING & ZONING – Central Keystone COG Reports April 2014 were reviewed by Council.

RECREATION – Borough Secretary explained an event permit that was received in the past couple of days, the event is taking place prior to the Recreation Board meeting’s approval process.

Event Permits: 2014-26 Daria Disher– Birthday Party w/ Bounce House – May 11th, 2014
10:00AM– 4:00PM

Motion by Mr. Lucas to approve Event permit 2014-26, second by Mr. Holt. The motion carried.

STREETS/WATER – Street/Water Commissioner, Mr. Ron Smith gave a report to council. He noted they had repaired the last service line that had been leaking, that they are aware of. He stated that bulk water sales have increased. They have scheduled to put in a two inch tap at the property next door for the new carwash and did some cold patching. He had a request from the American Legion to sweep their parking lot. It was noted that past practice was not to sweep private lots. Council agreed. Street/Water Commissioner, Mr. Smith stated that at the past meeting he had given council a list of streets that needed paved and asked if they had prioritize that list or would they prefer him to make the decision. Mayor Dorin requested a street to be added to that list; Weldon to Spruce Street. Council President, Mr. Shearer made the recommendation that the Street/Water Commissioner, Mr. Smith make recommendations as to what streets need paved. Street/Water Commissioner, Mr. Smith noted that on the list he provided he noted through numbering, the highest priority street through the lowest that he deemed needing paved. A discussion took place regarding the paving projects done in the past years; noting that last years was a CDBG paving project and the year before that was a Borough project. A discussion regarding the street cuts made by UGI took place and the fees associated with the cuts.

MAYOR – Mayor Dorin continued the discussion regarding the street cut fees and questioned if the fees are high enough for the cuts that UGI are making. Mayor Dorin reviewed the April Police Report with council. Mayor Dorin stated he distributed to council an updated VIP project list. He reviewed the list with council and Street/Water Commissioner Mr. Smith. Mayor Dorin did express the VIP's request for approval to install a 27' x 15' concrete apron in front of the VIP building; approval to install a Purple Martin Birdhouse, donated by Mr. Ron Beach and installed by the VIP's. He also requested in his update to use CDBG Funding for the paving of an area 37' X 15" in front of the restrooms at Pavilion #5 for a walkway for Mill Race Residence into the park. He noted that the Gazebo needs a new roof and the Pavilion #5 has a bump in the roof that will need repaired. Council member, Mr. Holt asked Mayor Dorin to add to the list making the covered bridge accessible. A discussion took place regarding the bridges and access to the bike path. Mayor Dorin questioned Council member, Mr. Moyer about his attending the meeting with the VIP's and the outcome at that meeting. Council member, Mr. Moyer stated it was a good meeting with a "bunch of nice guys", noting that unfortunately they were not happy with some of the regulations the Borough Council has implemented but accepted it. He stated he wanted them to know that they are appreciated. A discussion took place regarding the cleanup around the recycling area. Council member, Mr. Chris Lucas questioned why the VIP's feel that they should not do it as they are caretakers of the park. It was noted that the Borough crew cleans it up once a week. Mayor Dorin stated he will check with VIP's to see if they would consider cleaning it up. Mayor Dorin noted that he distributed a resolution on radar, along with 2 house bills to them for review, requesting their support and approval. He also discussed amending and implementing the "3 strikes you're out" into the Rental Ordinance.

POLICE CHIEF – Chief Gyurina stated he had obtained another grant "Click it or Ticket" starting May 19th, 2014. He also noted they have identified and have a warrant out for the individual involved in the daytime burglary on Mulberry Street.

COUNCILPERSONS – Council member, Mr. Holt questioned if it had ever been determined what account can pay for the Park Master Plan. The Borough Secretary stated she was still investigating and reviewing minutes to see if it is an approved expense to be paid out of the Indian Park Memorial Fund. Council member, Mr. Moyer suggested to Chairman of the Street/Water Committee, Council member, Mr. Tillson to have a Street/Water Committee meeting on Tuesday, May 13th at 6:00 PM to discuss and review the legal opinion that will be given by Solicitor Randy Sees regarding the current Water Ordinance, so that they could review and recommend advice to council. Chairman of the Street/Water Committee, Mr. Tillson agreed. Street/Water Committee member, Council member, Mr. Lucas stated he could attend. Council member, Mr. Holt questioned the proposed paving for the Laser Car Wash and requested Street/Water Commissioner, Mr. Smith to keep an eye on the project. Street/Water Commissioner, Mr. Smith requested approval to remove the existing curb on the Borough parking lot side of Vine Street Extension and open it up as an apron for the Police Department. He noted it would require signage.

SOLICITOR – nothing at this time.

COUNCIL PRESIDENT – Nothing at this time.

COORESPONDENCE AND ANNOUNCEMENTS –

Next council meeting will be Monday, June 2nd, 2014 at 7:00 PM

VISITOR AND PUBLIC COMMENTS – **Nothing** at this time

There being no further business the meeting was adjourned at 8:44 pm on a motion by Mr. Moyer, seconded by Mrs. Holmes and carried.

Respectfully submitted,

Ginny Gardner, Borough Secretary