

MINUTES OF THE BOROUGH OF MONTOURSVILLE

September 14, 2015

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

The Pledge of Allegiance was observed.

The minutes of the August 3, 2015 were approved on a motion by Mr. Moyer, second by Mr. King. The motion carried.

VISITORS AND PUBLIC COMMENT – Resident, Robert Brown, 1201 Cherry St. noted that Borough bills are paid monthly upon a motion and second; taxpayers are not given the opportunity to question what the bills consist of. He questioned two bills that should come up for approval; Field evaluation for the Simmer's property, which he stated that a field evaluation was not authorized by a motion of council and therefore should not be paid, secondly the time clocks and time cards questioning what line item of the current budget would be used to pay for them, who authorized the purchase without council's approval and why have they not be installed if the purchase was urgent. He questioned if research had been done with regards to the time clocks and the collective bargaining contracts in place in the Borough and their use with on call employees. He questioned if the issue only known to Council members could have been handled in a different manner. Resident, Nick Altebrando, 416 Cypress, expressed a concern over the River Valley Transit busses speeding between Willow and Cypress St. He noted that he has called the bus company several times regarding this issue and was hoping that the Borough might be able to help. Council member, Mr. Holt suggested to call Mr. Bill Nichols with River Valley Transit. It was noted that the speed limit within the Borough is 25 mph. Chief Gyurina stated he had already called the bus company but would be willing to call again; requesting the actual speeds of the buses.

FINAL LAND DEVELOPMENT – DOLLY'S 2, 707 CLAIRE RD.

Motion by Mr. Moyer to approve the Final Land Development Plan for Dolly's 2, 707 Claire Rd, second by Mr. Holt. Council member, Mr. Holt questioned if any variances were required. Zoning Officer, Mr. David Hines explained that it did not need any variances; it proposes to construct a 716 sq. ft. addition and 216 sq. ft. walk in cooler/freezer for an existing restaurant use. He noted an issue with impervious surface coverage on a nonconforming lot which was resolved by adding enough square footage of landscaping to not increase the impervious surface coverage. He noted all county planning, borough planning, engineer comments, zoning requirements, and subdivision/land development requirements had been met. The motion carried.

FINAL LAND DEVELOPMENT – KRINER PLAZA, 1025 N. LOYALSOCK AVE.

Motion by Mr. King to approve the Final Land Development Plan for Kriner Plaza, 1025 N. Loyalsock Ave., second by Mr. Moyer. Council member, Mr. Holt questioned the financial amount required by the Developer's agreement held in escrow. It was noted that there was nothing held in escrow as a Preliminary Land Development plan does not require financial security. Solicitor, Randy Sees stated that a Preliminary plan does not require a Developer's agreement, in this case the developer is just looking for final approval. It was noted that the Borough Engineer would determine the financial amounts if required. The motion carried.

TREASURERS REPORT – **Motion** by Mr. Moyer to approve the Treasurer's report and the Borough bills for August, 2015, second by Mr. Holt. Mayor Dorin questioned several bills; Metro Alert, also bills related to Part time Police Officer, Ronald Bachman. Council member Mr. Lucas commented that the Field Evaluation had not been approved and needs some discussion. It was noted that it was not in this month's bills. The motion carried.

NEW BUSINESS –

DEVELOPMENT IMPROVEMENT AGREEMENT – CI COFFEE, INC. /DOLLY'S 2 –

Motion by Mr. Holt to approve the Development Improvement Agreement with CI Coffee, Dolly's 2, second by Mr. Moyer. Council member, Mr. King questioned Zoning Officer, David Hines if he had any comments on the agreement. Mr. Hines

stated he did not. Council member, Mr. Tillson questioned the sign location and completion date. Zoning officer, Mr. Hines stated the sign will be installed in the location of the old sign that was on the building. He noted he would have to check the estimated completion date on the permit; a permit was issued to do some preliminary interior work to get started. Council member, Mr. Tillson questioned if there was an expiration date on permits. Zoning Officer, Mr. Hines stated they do; usually 6 months or 1 year and an additional 1 year extension. The motion carried.

2016 POLICE AND NUU PENSION MMO –

Motion by Mr. Holt to approve the 2016 Police Pension MMO in the amount of \$ 54,913.00 and the 2016 NUU Pension MMO in the amount of \$ 71,104.00, second by Mr. Moyer. The Borough Secretary explained the Minimum Municipal Obligation for both pensions. Mayor Dorin questioned the dollar amounts. The dollar amounts were reviewed and explained. It was noted that prior to the NUU Pension being established they had an IRA which was not eligible for state aid. Council member, Mr. Moyer stated that actuarial figures done every two years are used in order to calculate these amounts. A discussion regarding State Aid 2015 budgeting took place noting that these MMO's are for 2016. Council member, Mr. Holt questioned if this would be the time to decide if employee should contribute. It was noted that usually it would be decided by the end of the year and done by resolution for the Police Pension. The motion carried.

RESOLUTION 2015-05 – APPLICATION TO PennDOT – TRAFFIC SIGNAL APPROVAL –

Motion by Mr. Holt to approve Resolution 2015 -05 – Application to PennDOT – Traffic Signal Approval, second by Mr. Moyer. Street/Water Commissioner, Mr. Smith explained this was needed for the replaced Mast Arm Signal on Broad St., noting it will now be maintained by PennDOT and removed from the Borough's permit. The motion approved.

AMENDMENT TO AGREEMENT BETWEEN LYCOMING COUNTY & MS4 PARTICIPANT –

Motion by Mr. Moyer to approve the Amendment to the Agreement between Lycoming County & MS 4 Participant, second by Mr. King. Council member, Mr. Moyer explained that the estimated cost if there were 9 participants would be \$ 7,874.29 and if there were 10 participants it would be \$6900.00, and additionally any other expenses that may come up over time. He reviewed an example of what an additional cost may be. He noted that Solicitor Randy Sees had reviewed and made some suggestions to the agreement that all had approved. He stated it is a 4 year agreement with the right to be released from the agreement at any time with notification. He stated that there may be the possibility for the costs to go down as future EPA & DEP requirements for other municipalities come to pass; they may request to join and be included. It was noted that if one of the participants should drop out from the coalition, they would be on their own and the coalition is the one in charge of who can be included. He also stated that the costs are shared among participants. Mayor Dorin questioned if any reports had been issued. Council member, Mr. Moyer stated that the permit cycle was over and the proposal was accepted. Mayor Dorin reviewed the Police procedure when grass clippings are discovered in the street and questioned if there was a recommended follow up procedure. Council member, Mr. Moyer stated that is not a question for the MS4 Coalition to answer however he can say that Montoursville Police procedures were reviewed with envy by many of the coalition members; Montoursville Police are a step ahead of most. Council member, Mr. Moyer and Chief Gyurina reviewed and explained the current procedure that the Police Department does in regards to grass clipping violations. Council members and Chief Gyurina discussed the process in determining the fine associated with violating the Borough ordinance and how other municipalities have been handling it. The motion approved.

CONTRACT #1 PAYMENT APPLICATION #4 – 4M CONSTRUCTION - \$179,884.51 –

Motion by Mr. Moyer to approve the Contract #1 payment application #4 to 4M Construction in the amount of \$179,884.51, second by Mr. King. Mayor Dorin questioned if the payment was the final payment. It was noted that it was not. Council member, Mr. King questioned when the site would be operational. Borough Water Engineer, Mr. Dave Walters stated by the end of September providing PPL has power available. Council member, Mr. King questioned if the traffic pattern was in place. Mr. Walters stated that it was. The motion carried.

CONTRACT #2 PAYMENT APPLICATION #5– TRA ELECTRIC - \$56,338.05 –

Motion by Mr. Holt to approve the Contract #2 payment application #5 to TRA Electric in the amount of 56,338.05, second by Mr. Moyer. The motion carried.

PLANNING & ZONING – Central Keystone COG August Reports/Update was reviewed by Zoning Officer, Mr. David Hines– Council member, Mr. King questioned if the extra two hours of patrol time for property maintenance was beneficial to the Borough. It was noted that it seemed to be beneficial however Mr. Jim Emery/CKCOG is the Property Maintenance officer and he would be the person to better answer that question. The Borough Secretary will request that information from Mr. Emery for future reference for Council.

RECREATION – Council member, Mr. Lucas explained that he had been approached by an interested resident of the Borough to join the Recreation Board who attended the August Recreation Board meeting. The Recreation Board made motion to approve and recommend, Mr. Matt Joiner to be appointed to the Recreation Board.

Motion by Mr. Lucas to approve Mr. Matt Joiner to be appointed to the Recreation Board that would fill the last vacancy, second by Mr. Holt. The motion carried.

Motion by Mr. Lucas to approve Event Permit 2015 – 35, second by Mr. Moyer. The motion carried. Council member, Mr. Lucas discussed the establishment of a Park Master Plan Capital Improvement fund, in order to start acquiring donations for the many phases of the Indian Park Master Plan.

Motion by Mr. Lucas to approve the establishment and opening of the Park Master Plan Capital Improvement fund at Jersey Shore State Bank, with donations being able to be earmarked for certain phases, with signatories being the current Council President, Rosemary Holmes, Council Vice President, Dave Moyer and Borough Treasurer, Ginny Gardner. A discussion regarding funding aspects for the Indian Park Master Plan took place. It was noted that the bank required a minimum deposit of \$2,000.00 to open the account. Council member, Mr. Lucas explained as donations are received this account will assure donor’s that their donation will go toward the project or phase of their choice therefore it is needed to have the account established and ready to go. He stated once the \$2,000.00 threshold is achieved the Borough Treasurer will already have established the approval process for the account to be opened and ready for deposits. Second by Mr. King. Council member, Mr. King questioned if there would be a provision established so that in event like the swimming pool renovations that did not occur, the monies would be returned within a certain time frame. It was noted that the current motion is only required for the bank process; a resolution to establish the account and the signatories for that account. Any other requirements can be established by council as far as allotted time for project to be completed and the rules for refunding monies for projects that have not been completed. Council member, Mr. Holt stated that Council can pass a resolution on how to handle the account. Council member, Mr. Lucas stated he felt that people would be more inclined to donate to the project if there would be a guarantee that projects would be completed. The motion carried.

Motion by Mr. Holt to authorize Solicitor, Randy Sees to prepare a resolution stating the terms to return the money from the Park Master Plan Capital Improvement Fund in the event that projects do not get completed. Council member, Mr. Lucas stated that the projects may take several years to complete. Council discussed several different alternatives for the terms for completion of the different phases of the Park Master Plan. Solicitor, Randy Sees stated that a time frame for project completion is problematic for a resolution. Council member, Mr. Moyer questioned whether it would be better to have the resolution state that in the event that the project/phase does not get completed, the contributor making the donation will be contacted and given an option to have their donation returned. Solicitor, Randy Sees stated that would be a much easier resolution to enforce. Second by Mr. Lucas. The motion carried. Council member, Mr. Lucas reviewed the events in the park. He also stated that the movie in the park was a success, approximately 200 people attended. He thanked all that helped. He explained at the Recreation Board meeting the carved Indian at the entrance that represents Indian Park was discussed noting it was an expensive investment. He stated it had been repaired several times and in order to keep it from deteriorating further a suggestion was made to install a roof over it. He also noted that another suggestion was also made as to duplicating the Indian in another fashion and bring the original inside. He noted he would like Council’s input. Mayor Dorin questioned the cost of duplication, noting that the reason for the deterioration was that the artist had used “green” wood. Council member, Mr. Lucas stated he did not know at this time. Council member, Mr. Lucas stated that VIP, “Skip” Stackhouse

requested to build a lean to type shelter, one that would replicate a longhouse however not everyone felt that it was a good idea. It was noted that the lean to would just slow down the deterioration process, adding approximately another 10 years to the statue. The approximate cost to build the lean to structure was \$1,100.00. Council member, Mr. Holt suggested the replica could be made out of bronze. Council agreed to revisit the topic at the next meeting. Council member, Mr. Lucas announced that the 2015 Harvest Parade had been cancelled due to not enough participation. Council member, Mr. Lucas discussed with Street/Water Commissioner, Mr. Smith the current maintenance of the tennis courts, noting when they are refinished the Recreation Board would like to see a Pickle ball court lines installed. It was noted both the tennis and basketball courts are due to be resurfaced and repainted. Council member, Mr. Lucas suggested it to be done in the spring 2016. Council member, Mr., Lucas questioned the status of the speedbump that was requested to be installed on John Hazel Drive, near Pavilion 5. Street/Water Commissioner, Mr. Smith stated the cost of the removable speed bumps were approximately \$500.00-\$600.00. Council discussed the placement of the speed bump and the ability to move it if it was not in the appropriate area.

Motion by Mr. Moyer to purchase a removable speed bump at a cost between \$500.00 - \$600.00, second by Mr. King. The motion carried. Council discussed installing the speed bumps and leaving them in through the winter as they do not plow John Hazel Drive. A discussion took place regarding the mowing schedule of the AYSO soccer fields. Council member, Mr. Lucas stated as Phase I of the Park Master Plan moves forward the discussion keeps reoccurring the fact that the pond is a dying pond. He continued to explain that in an effort to slow down the process it was recommended to add oxygenating pumps in the pond until funds could be raised to dredge the pond. Street/Water Commissioner noted that this idea had been discussed at a meeting with a representative from Penn State, noting that his recommendation would be to add approximately 6 bubblers. Water Engineer, Mr. Dave Walter's suggested solar power mixers, however he would do further research to see if they would aerate as well. He noted he would have more information for the next Recreation Board meeting. A discussion regarding the treatment of the invasive lily pads in the ponds took place. Street/Water Commissioner, Mr. Smith will be providing a cost estimate for the treatment of the invasive lily pads in the ponds. Council member, Mr. Lucas stated the next Recreation Board meeting will be tomorrow evening at 7:00PM. Council member, Mr. Tillson questioned how the Recreation Board would be advertising for donations. Council member, Mr. Lucas explained that fortunately new Recreation Board member, Matt Joiner works for Impact Advertising and is very eager to assist in helping with this venture. He also stated they will be using social media and radio. Council member, Mr. Holt recommended tearing down the self-contained restrooms near the ball fields immediately. He suggested installing porta potty's until new restrooms could be built. Council member, Mr. Lucas noted he would not have a problem with the removal of the self-contained restrooms as long as there will be monies budgeted to build new ones in 2016.

Motion by Mr. Holt to have the self-contained restrooms near the ball fields torn down at the end of the season and put in porta potty's until new restrooms are built, second by Mr. King. The motion carried.

STREETS/WATER – Street/Water Commissioner, Mr. Ron Smith gave an update on the current projects; notices sent out for dead tree violations, continuing to do street sweeping, rebuilding catch basins, working on alleys and roads that are to be tarred and chipped, curb work on the paving project has started. He explained the water department had repaired a leak at Grace Buffet; noting it had been repaired by the Borough previously; since its repair the water usage has been reduced by 200,000 gallons a day. He continued to explain the water department has installed the pipes to the bulk water tank; is installing water meters with approximately 660 installed to date and the Phase I Broad St Waterline project still has a few issues for completion. He noted the VIP's have rebuilt, repaired and painted the stage at Pavilion 4 and have also painted a lot of the picnic tables. Council member, Mr. Holt questioned Street/Water Commissioner, Mr. Smith if there would be enough chips to repair a road in the cemetery. Street/ Water Commissioner, Mr. Smith stated that it could be included in the order; however he is still waiting on PennDOT to try and setup a date to coordinate tar and chipping. Council member, Mr. Holt questioned the amount of oil he would be purchasing. Street/Water Commissioner, Mr. Smith stated he would be ordering two tank loads of oil. A discussion took place regarding the condition and grading of the cemetery road.

Motion by Mr. Holt to tar and chip top road at the cemetery. It was noted that the cost would be approximately \$1000.00. Street/Water Commissioner, Mr. Smith explained that approximately ½ of the Borough alleys were tar and chipped last year and intends on completing the other ½ this year along with the park roads and Mill St. He stated that he will get quotes and

order the stone once he hears from PennDOT; it will take approximately 2 ½ days to complete tar and chipping. Second by Mr. King. The motion carried.

MAYOR – Mayor Dorin reviewed the August Police Report with Council. He explained that he had talked with the Hutchinsons’ regarding the use of Christmas tree located at Hutchinson East for 2015; it looks positive. He stated he had asked permission to have the tree trimmed; they agreed to allow the Mayor Dorin to find someone to have the tree trimmed. Mayor Dorin stated he asked them for long term use of the tree with the intention of purchasing LED lights in the future; they will let Mayor Dorin know. He noted the “Merry Christmas” sign was being repaired by VIP, Mr. “Skip” Stackhouse and the VIP’s will be looking at and making sure the lights are in good operating order. He will also be ordering bulbs for replacement. Mayor Dorin questioned Council member, Mr. Tillson regarding the Water Committee’s review of his request to have the Borough assume responsibility from the curb stop to the main. Council member, Mr. Tillson stated he will give report later in the meeting.

POLICE CHIEF –Chief Gyurina gave Council an update on the “National Night Out” reporting there had been a good turnout. He reported on a recent 2/3year old missing child incident, an ambulance call, first case regarding “Good Samaritan” law and noted several weeks ago they had a large amount of heroin seized; it turned into a federal investigation that is coming to a close. Chief Gyurina announced that Halloween is scheduled for October 31st from 6:00 – 8:00 PM. He also noted that a citation was issued in the park for someone who had been smoking marijuana. Council member, Mr. Holt asked Chief Gyurina to update Council on the car donation to the fire company. Chief Gyurina explained that it has been transferred and donated to the Fire Company. The Borough Secretary further explained and noted that due to an issue that occurred with transferring the title of the prior donated car back to the Borough, Fire Chief, Scott Konkle agreed to give the monies that were received from their insurance company to the Borough. Council member, Mr. Lucas noted the Borough paid to have the markings removed from a marked police vehicle to donate it to the Fire Company and then proceed to pay for the marking up of a current unmarked police vehicle. A discussion regarding the recording of the revenue within the accounting system took place; noting it will be discussed with the auditor. Council member, Mr. Lucas questioned Council member, Mr. Holt regarding the budgeting of a new police vehicle for 2016. Council member, Mr. Holt stated the budget process has not started; he has budgeted a car for two years and it has not happened. Council member, Mr. Lucas questioned Mayor Dorin if a new police vehicle purchase is budgeted and approved, will it become an unmarked car. At this time, Mayor Dorin reviewed the mileage of the police vehicle fleet. He stated he will be tracking the mileage every month, discussing with the Chief the distribution of mileage. He noted that this information will be reviewed so that when a new vehicle is put into the fleet, one will be removed. He stated he wants three vehicle in service at all times also noting he will support the Chiefs recommendation of the Tahoe being used for the SRO. Mayor Dorin explained that he and the Chief will continue to discuss the unmarked vehicle issue. He stated regarding a new police vehicle, he does not feel a tactical vehicle is needed, the public wants the Police to be visible. Mayor Dorin stated bottom line he would like to see 3 police vehicles in rotation and whichever vehicle’s mileage hits 100,000, it should be traded for a new car. Council member, Mr. Lucas stated for clarification purposes, he polled council and chief prior to the marking/unmarking of the Police vehicle; all council members and Chief agreed to leave the car unmarked. He stated Mayor Dorin disagreed with council and the Chief, noting that the Chief is the expert when it comes to law enforcement. A discussion between Council member, Mr. Lucas and Mayor Dorin regarding the strategies of using an unmarked vehicle versus a marked vehicle, the purpose a unmarked vehicle would serve, surveillance vehicles use at Walmart. Mayor Dorin stated he is in discussion with Walmart trying to alleviate the issues. Council member, Mr. Lucas stated it is great that Mayor Dorin is in discussion with Walmart but does not address the issue of undermining the Police Department. A discussion took place regarding other municipalities with unmarked vehicles and unreturned phone calls.

COUNCILPERSONS – Council member, Mr. Tillson questioned Street/Water Commissioner, Mr. Smith regarding the “No Stopping on Tracks” sign on Mill St. Street/Water Commissioner, Mr. Smith stated that it had been installed. Council member, Mr. Tillson questioned if a guard rail had been installed along the steep bank. Street/ Water Commissioner, Mr. Smith stated the bank has been filled approximately ¾ of the way up, with the intent of filling the rest with a heavier fill.

Council member, Mr. Tillson stated that a Street/Water Committee met prior to the meeting where the water rates had been addressed. He stated currently water rates are \$ 4.50 per 1000 gallons but costs \$ 5.89 per 1000 gallons, noting the Borough can't continue to sell water at a loss. He stated the prior councils had never built anything into the rates to be put away for capital improvements which has now been discussed by the committee. He stated that the committee also reviewed Mayor Dorin's request to have the Borough be responsible from the curb stop to the main. He explained that the committee proposed for recommendation to increase the rates to \$ 6.25 per 1000 gallons, with the extra revenues going into the Capital Improvement fund. If council would like to include Mayor Dorin's request, responsibility from the curb stop to the main, the rates would increase to \$ 6.50 per 1000 gallons, with the extra \$.25 in revenues going to repair any curb stops to the main which average 6 – 10 per year. He suggested that a cap may be put on the revenues for curb stop to the main repairs with any extra revenues being placed into the Capital Improvement fund. He explained any increase would need to be done in the form of a resolution with a starting rate of \$6.50 per 1000 gallons, which would include the curb stop to main repairs. If council would not approve the resolution wanting not to include the curb stop to main repairs, the resolution could be changed making the rate \$6.25 per 1000 gallons. Mayor Dorin, Council members and Street/Water Commissioner, Mr. Smith discussed the estimated number of curb stop to main repairs per year and the variable costs for those repairs. Council member, Mr. Lucas stated \$6.50 per 1000 gallons is cheaper than most of the surrounding areas. Council member, Mr. Moyer reiterated Council member, Mr. Tillson explanation and added what currently is needed is to authorize the Solicitor to compose a resolution increasing the rates as had been discussed. He stated it would then be added to October 5th Council meetings agenda for approval which will allow for public comment and the rate could be implemented January 1st, 2016. Mayor Dorin stated he wanted to confirm that the rates are not being increased from \$ 4.50 per 1000 gallons to \$ 6.50 per 1000 gallons just because he requested the Borough to take responsibility from the curb stop to the main. Council member, Mr. Moyer stated Mayor Dorin is correct in his thinking, if the rate was increased to \$ 6.50 per 1000 gallons it would include \$. 25 that would be intended for curb stop to main repairs; if council choose not to take responsibility for the curb stop to the main, the rate would only increase to \$ 6.25 per 1000 gallon. He stated the curb stop to main repairs portion of the \$ 6. 50 per 1000 gallon rate would be \$.25. Mayor Dorin stated he just wanted to make sure the Borough residents understand. Council member, Mr. Moyer stated in the beginning that \$.25 per 1000 gallon revenue may fall short but overtime it will eventually balance out. Mayor Dorin stated he rejected council's decision when they approved not to be responsible for the curb stop to the main. Council member, Mr. Lucas stated the record does not show that and Mayor Dorin's recollection is inaccurate. Council member, Mr. Lucas stated he did not want to be disrespectful to Mayor Dorin but repeatedly Mayor Dorin has stated inaccuracies and the Borough minutes reflect these inaccuracies. Mayor Dorin stated the minutes at that time were very inconsistent. A discussion took place regarding documents pertaining to UGI gas lines being removed from the Broad Street Streetscape, recent 811 OneCall's indicating they had not been removed and the tree plantings within that area. Council member, Mr. Holt stated that if the Borough wants to plant trees in the Streetscape, UGI has nothing to say about it. Council member, Mr. Lucas stated it is not the point that he is making.

Motion to authorize the Borough Solicitor to draw up a resolution increasing the water rate to \$ 6.50 per thousand gallons, second by Mr. Moyer. Council member, Mr. Holt stated he would only support a \$.50 per 1000 gallon increase. Council member, Mr. Lucas acknowledged Council member, Mr. Holt statement and questioned him asking with the understanding that the Borough would be losing money. Council member, Mr. Holt stated he had his reasons for his decision. Council member, Mr. Tillson commented it costs the Borough \$ 5.86 to produce 1000 gallons of water and Mr. Holt wants to sell water at \$ 5.00 per 1000 gallons. Council member, Mr. Holt agreed. The motion carried. Council member, Mr. Tillson stated that he had contacted PaDOT regarding the spraying of weeds on Broad St., Borough employee's do not have the proper license to do so. He stated that the employees will be trying to get the proper licensing in the future. It was noted that the current license held by employees is for application in parks not for roadside. Council member, Mr. Tillson stated he is in the process of trying to have the weeds sprayed on Broad St through the agility program with PennDOT. He also noted that letters had been sent out to individual land owners regarding the weeds on Broad St. Mayor Dorin commented that the letters will be ignored as they have been before. It was noted that the letters were sent out by the Property Maintenance Code official, prior letters were sent out by Borough council. Council member, Mr. Holt stated that \$2000.00 had been put aside in the current budget for the Streetscape, so a landscaper could be hired to maintain it. Council and Mayor Dorin discussed the streetscape maintenance and how it will be handled next year. Mayor Dorin commented that the weeds that had been sprayed

and that are now dead on Broad Street are on Borough owned property. Street/Water Commissioner, Mr. Smith stated that it is not Borough owned property.

SOLICITOR – Nothing at this time.

COUNCIL PRESIDENT – Council President, Mrs. Holmes noted that the Fall Newsletter is in the works and will be going to the printer in the near future.

PENDING MATTERS – Nothing at this time.

CORESPONDENCE AND ANNOUNCEMENTS – The next regular Council meeting will be Monday, October 5, 2015 at 7:00 PM. Halloween will be Saturday, October 31, 2015 from 6:00PM-8:00PM. It was noted there will be two meetings in October; the first and third Monday.

VISITOR AND PUBLIC COMMENTS –Resident, Tina Kline, 1009 Tule Street thanked Council member, Mr. Lucas on the clarification of the two items that were not included in the monthly invoices regarding the field evaluation and time clocks. She stated this does not address her concerns about the breach in process related to the land purchase. She explained when the topic was first introduced at the July 6th council meeting, it was not on the agenda and was voted on without opportunity for public comment. She stated what was authorized at the July 6th council meeting was an appraisal. She requested the following information, who authorized a field evaluation, why was it done and who signed the contract. She noted whichever Council member signed it, did not have the authority to do so, which is a violation of Title 8. She again requested some answers. Council member, Mr. Lucas stated anytime something is brought up which is not on the agenda, the public is entitled to public comment on that item, prior to a vote being taken. He explained meetings may have items discussed that are not on the agenda at times, so for future reference to keep that in mind. Council member, Mr. Lucas noted that he fully supported Council member, Mr. Holt's investigation of the purchase of the property but just like the hiring of a full time police officer, not all things does council agree upon. He continued that does not mean it should not still be investigated. It noted that he was not involved in the acquiring of the field evaluation. Resident, Tina Kline noted it was more of her concern that Title 8, the Borough Code was not followed. Council member, Mr. Moyer noted the Chairman of the Building and Assets Committee, Mr. Lucas was not involved. Resident, Tina Kline stated she would like to see it corrected moving forward. Council member, Mr. Moyer commended Water/Street Committee Chairman, Mr. Tillson on his decision to offer a resolution to be drawn up regarding the proposed water rate increase so it would allow for public comment on the agenda item at the October 5th, 2015 meeting. Council member, Mr. Holt suggested an article on the water rate increase be placed in the fall newsletter. He suggested not approving the water rate increase without giving the public 60 – 90 days' notice. Council member, Mr. Lucas questioned the increased amount of the minimum quarterly water bill. It was noted the current quarterly minimum water bill is \$22.50 which with the proposed water rate increase would be \$32.50. Council discussed the proposed water rate increase, public notice, manageability of the increase, explanation for the increase and the effective date of the increase. Council member, Mr. Holt noted to give people time to accept the increase, you must educate them.

There being no further business the meeting was adjourned at 9:05 pm on a motion by Mr. Lucas, second by Mr. Moyer and carried.

Respectfully submitted,

Ginny Gardner, Borough Secretary