

MINUTES

REGULAR COUNCIL MEETING

June 15, 2015

7:00 P.M.

AGENDA:

Regular Meeting of Borough Council, Borough of Berwick, Pennsylvania was held Monday, June 15, 2015 at 7:00 P.M. Council members in attendance were Hill, Bower, Jarrett, Huntington, Petty, Oliver, and Meighan present. Also present were Borough Manager Debra Force, Chief of Police Ken Strish, Code Enforcement Officer Greg Harkins, Fire Chief Bill Coolbaugh, DPW Supervisor Jack Kyttle and Press Enterprise Reporter Susan Swartz.

Mayor Tim Burke was absent.

A list of residents in attendance is attached.

The Pledge of Allegiance was recited by all in attendance.

**EXECUTIVE
SESSION:**

An executive session was held at 6:00PM this evening. Council President Alvin Hill said that during that meeting it was decided that the borough will take any and all legal action against Fred Berlin with regard to his rent to own properties that skirt the boroughs rental property inspections. Mr. Berlin's selling prices are extremely high resulting in high monthly payments for buyers.

**APPROVAL
OF AGENDA:**

Motion by Councilman Jarrett seconded by Councilman Meighan carried unanimously to approve the Council agenda.

PRESENTATION:

A citizens commendation was awarded to resident Ray Boris by Police Chief Ken Strish for reporting suspicious activity at Test Track Park that lead to the arrest of suspects accused of stealing cold patch. Mr. Boris said he felt council and the police were doing a good job all around.

OLD BUSINESS: NONE

CITIZENS CORRESPONDENCE/ATTENDANCE:

- Council President Alvin Hill introduced SEDA-COG program representative for the borough, **Tyler Dombroski (T.D.)**. Earlier in the evening Tyler held the first public hearing for the FFY (Federal Fiscal Year) 2015 (CDBG) Community Development Block Grant where he discussed objectives and eligibility. He also took from residents in attendance suggestions for future projects.
- President of the newly formed Theater Group, **Allison Briggs (A.B.)** was in attendance and officially asked to have the theater put on the project list. She said that they have just been designated a 501C (3) and would use the funds to help purchase the theater. She went on to say that a contractor and engineer have been hired to oversee the project (roof repair, electrical and a stage).
- **Kathleen Steiner (K.S.)** of Maple Road also asked if funds could be used to pave and address water run off problems.
- T.D. advised that yes both projects could be funded. But surveys would have to be completed in the area of because of Berwick's LMI (low to middle income) rating of 50.84%.
- K.S. asked what an LMI has to do with paving.
- T.D. said that in order to get money from Harrisburg an LMI of 51% must be obtained for projects.
- K.S. asked how the survey would be done.
- T.D. advised door to door by volunteers. Advertisement would let residents know someone will be going door to door.
- **Council President Alvin Hill (A.H.)** interjected that we would Bloomsburg University students.
- **Councilman Travis Petty (T.P.)** said council would help with the survey also.
- A.B. said the Theater group could also help with the survey.
- K.S. said that if the survey asked for income that most would not like to answer that question.
- **Councilman Jay Jarrett (J.J.)** said that in his line of work they do a mail survey. And only income ranges are used.
- T.D. said it could be done that way too.
- A.H. asked if it would be better to do a borough wide survey rather than just resident in the Maple road area.
- T.D. said that might be better because then it could be used for other projects also.
- **Cynthia Wert (C.W.)** of Maple road said most residents are on fixed incomes. And asked what is considered low income.
- T.D. answered Section 8 figures are used so for single person \$33,750.
- J.J. advised family of 4 would be \$48,150.

- C.W. said she has lived on Maple road for 43 years and in all that time has never had to come to council to ask for road repairs. But the road is in really bad condition.
- A.H. asked what the boroughs allotment is for 2015. T.D. said the state should have \$130,000. for 2015 minus \$20,000. for administrative costs, so approximately \$110,000. Plus the borough has \$21,129.13 left from 2014 that they must decide what to do with.
- A.H. asked if the borough can borrow against 2016 funds if the paving projects run over budget. Like was done with the 16th street Project.
- T.D. advised yes.
- T.P. asked if our DPW can do the paving work.
- T.D. advised yes and prevailing wage would not have to be paid.
- A.H. said council will decide next month on the projects.
- **Councilman Arden Oliver (A.O.)** asked what the cost of the Berwick Theater building was.
- A.B. replied \$78,000.
- A.O. asked if the roof will just be patched.
- A.B. replied yes.
- A.O. asked if a rubber roof will be put on in the future.
- A.B. replied yes. She also said that the Group does not expect council to pay for the purchase of the building but would like the \$21,129. Council has to decide about.
- A.H. asked T.D. if council should vote on the \$21,000. Now.
- T.D. said no. Do the survey first.
- A.H. asked who pays for the survey.
- T.D. said the borough will pay for the mail survey but he would train the volunteers if the survey was done door to door.
- T.P. asked how many surveys need to be done.
- T.D. said about 450; borough wide.
- A. H. asked what % has to respond.
- T.D. said 80% must respond and non-responses are counted as over the LMI.
- A.H. asked if more are surveyed if that % goes down.
- T.D. replied yes.
- Maple Road resident **Barry Eddinger (B.E.)** talked about his problem with his basement flooding from the river and the bad pitch on Maple Road. He asked what the time frame is of getting the work done. And would the drainage and pitch problem be addressed in the project.
- A.H. said the storm water/sewer separation project that completed should help B.E.'s problem.
- T.D. said it is not quick money that comes from Harrisburg. And that he thinks mid 2016 for the project on Maple Street. He said to do the survey first then the application.
- A.H. said yes the drainage/pitch issue would be address in the project. He asked **DPW Supervisor Jack Kyttle (J.K.)** how paving would be completed. Mill down 8 inches, 6 for base and 2 for top.

- J.K. replied that they would have to do a core sample to see how far down they have to go to it right the first time and not have to come back to redo the road in a few years. Also, our engineer can help with the road pitch issue. He said that water is penetrating the road surface causing the road conditions we now see.
- A.H. agreed to do it right the first time. So did J.J. and A.O.
- Borough resident and **Borough Treasurer Cassandra Mowery** asked if the borough could use its own engineer.
- T.D. said yes but you could not use CDBG grant money to pay them.
- Resident **Don Johnsen (D.J.)** asked if council could guarantee no more flooding in Park Place.
- A.H. said they can't guarantee that. But a flapper valve was installed that will close off as the river water rises to flooding level.
- J.K. confirmed that the flapper should close off once the river rises.
- C.W. asked if Maple Road would be fixed even if the funds don't come through.
- A.H. said yes that the borough has Liquid Fuel Funds that can be used. He suggested that DPW prepare a rough estimate on what the road repair would cost.
- J.K. replied that he would have that for the next meeting.
- A.H. invited all the Maple Road residents in attendance to attend the July 20th meeting for an update.
- T.D. said July will be the project finalization.

Citizen in attendance and who spoke regarding the condition (with regard to paving and drainage) of Maple Road in Park Place Village were Kathleen Steiner, Cynthia Wertz, Barry Eddinger.

NEXT ISSUE:

- Resident A. De George of 1017 Lasalle Street talked about a design change BAJSA made to a drain near the rear of his home and the issues of surface water not draining he is having. He submitted a letter to council (all council members were given a copy) saying he has been trying to resolve the issue since 2013. He said he did attend BAJSA meeting last week and they said they have plans to fix it in the works. He hopes it happens.

NEXT ISSUE:

- Resident Jeremy McCarty of 312 E. 15th Street regarding sidewalk damage to corner near home from snow plowing this past winter. Mr. McCarty was to be in attendance to answer questions but did not attend the meeting. Council moved on in the agenda due to resident not in attendance.

**APPROVAL OF
MINUTES:**

Motion by Councilman Oliver seconded by Councilman Jarrett.
Motion carried unanimously to approve the Regular Council
Minutes of May 2015.

**PAYMENT OF
BILLS:**

Approved the following bills to be paid.
Motion by Councilwoman Huntington and seconded by
Councilman Jarrett. Motion carried unanimously

AARON ZANOLINE	100.00	JAMES DALBERTO	58.32
ALEC HARMON	365.00	JOINT VETERANS COUNCIL	300.00
ALEXANDER FAMILY	41.06	KEPNER, KEPNER & CORBA, P.C.	16,151.82
ALVIN HILL	25.00	KEPNER, KEPNER & CORBA, P.C.	15,991.12
AMERICAN FAMILY LIFE ASSURANCE	668.07	KEPNER, KEPNER & CORBA, P.C.	3,627.25
AMERICAN PAPER & SUPPLY INC	334.43	KEYSTONE COMMUNICATIONS	123.00
AVAYA, INC	23.00	KNORR HAULING, INC.	6,187.50
BACKYARD BOUNCIN'	175.00	LACAL EQUIPMENT, INC	500.32
BARRACUDA NETWORKS, INC	50.00	LACAL EQUIPMENT, INC	383.37
BARRY'S SERVICE STATION	619.37	LARRY C. FRACE INSPECTIONS, LLC	3,600.00
BILLER PRESS	464.72	LENDENMANN'S REMODELING	5,850.00
BODNAR SALES & SERVICE	25.86	LENDENMANN'S REMODELING	3,800.00
BOROUGH OF BERWICK GENERAL FUND	4,775.96	LENDENMANN'S REMODELING	4,449.00
BOROUGH OF BERWICK GENERAL FUND	5,531.33	LOWE'S	249.82
BORO OF BWK MUNICIPAL PENSION	716.66	MAGLOCLEN	400.00
BORO OF BWK MUNICIPAL PENSION	721.13	MATTHEWS SPRING WATER	127.00
BORO OF BWK PAYROLL ACCOUNT	2,242.32	MBC SOLUTIONS	1,669.22
BORO OF BWK PAYROLL ACCOUNT	40,919.57	METROCAST	127.12
BORO OF BWK PAYROLL ACCOUNT	32,822.85	METROPOLITAN TELECOMMUNICATIONS	686.58
BORO OF BWK PAYROLL ACCOUNT	35,380.14	MICHAEL MONICO	1,096.00
BORO OF BWK PAYROLL ACCOUNT	32,811.62	MICHAEL MONICO	1,096.00
BORO OF BWK PAYROLL ACCOUNT	794.68	MICHAEL MONICO	1,096.00
BORO OF BWK PAYROLL ACCOUNT	0.93	MICHAEL MONICO	100.00
BORO OF BWK PAYROLL ACCOUNT	25.42	MICHAEL MONICO	1,096.00
BORO OF BWK PAYROLL ACCOUNT	300.00	MIDLAND ASPHALT MATERIALS INC.	471.65
BORO OF BWK PAYROLL ACCOUNT	567.64	NMS	201.00
BORO OF BWK PAYROLL ACCOUNT	0.66	OSBURN ASSOCIATES, INC	86.74
BORO OF BWK PAYROLL ACCOUNT	18.16	P A W C	33.91
BORO OF BWK POLICE PENSION	656.07	P A W C	2,739.70
BORO OF BWK POLICE PENSION	664.26	PENN PRIME TRUST	62,319.00
BORO OF BWK RECYCLING FUND	38,250.00	PENNSYLVANIA ONE CALL SYSTEM	35.56
BOYER'S FOOD MARKET	138.56	PA URBAN & COMM FORESTRY	25.00
BOYER'S FOOD MARKET	49.91	PITNEY BOWES GLOBAL FINANCIAL	150.00
BRANDON SHULTZ	50.00	PITNEY BOWES PURCHASE POWER	402.50
BRUCE MCCORMICK	400.00	PPL	1,165.88
BUJNO POTTERY	75.00	PPL	415.29

CENTRAL PA TEAMSTERS HEALTH	33,658.42	PPL	16.70
CENTRAL PA TEAMSTERS HEALTH	1,878.88	PPL	12,959.75
CINTAS FIRE PROTECTION	437.91	PRAX AIR	60.00
CNA SURETY	100.00	PRESS-ENTERPRISE, INC.	1,135.26
CONVERGENCE COMMUNICATIONS, LLC	172.50	PSAB	65.00
DAILY ITEM	1,056.30	QUAD THREE GROUP, INC.	435.25
DEBRA FORCE	34.98	RANGER HOSE CO	383.33
DEFENDER FIRE CO.	383.33	RELIANCE FIRE CO	383.33
DISPOSAL MANAGEMENT SERVICES, INC	6,121.87	STANKY & THE COAL MINERS	725.00
DOUG KNECHT REFRIGERATION SERV.	540.00	STAPLES CREDIT PLAN	541.65
DOUGLAS CARRATHERS	402.07	STAPLES CREDIT PLAN	358.19
EAGLES FIRE COMPANY	383.33	STEVE SHANNON TIRE CO	672.82
EAST END PIZZERIA	42.00	SUNTRUST EQUIPMENT FINANCE	2,998.05
FASTENAL COMPANY	138.68	SUPERIOR PLUS ENERGY SERVICES	115.95
FIRST COLUMBIA BANK & TRUST CO.	1,955.70	SUPERIOR PLUS ENERGY SERVICES	464.02
FIRST COLUMBIA BANK & TRUST CO.	15.00	SUPERIOR PLUS ENERGY SERVICES	160.64
FIRST COLUMBIA BANK & TRUST CO.	1,810.23	SUPERIOR PLUS ENERGY SERVICES	345.45
FORT DEARBORN LIFE INS.	890.53	SUPERIOR PLUS ENERGY SERVICES	228.92
GENERAL SALES, INC.	49.45	SUPERIOR PLUS ENERGY SERVICES	156.32
GOWER'S AUTO REPAIR	174.07	SUSQUEHANNA FIRE EQUIPMENT CO	145.95
GUTH LABORATORIES, INC.	52.89	SUSQUEHANNA FIRE EQUIPMENT CO	86.50
HARRY A WIGDER	260.00	TEAMSTERS	1,306.92
HARTMAN & LALLY INSURERS, INC.	2,467.30	THE TIMES LEADER	1,151.95
HAZLETON STANDARD ~ SPEAKER	1,067.47	TOM ROOD ENTERTAINMENT	175.00
HELENA CHEMICAL CO	385.08	TRI-COUNTY HARDWARE	120.12
HILLER'S HEATING & AC	85.00	TRI-COUNTY-LUMBER DIVISION	215.87
HOLDEN SPRUNG	186.42	TROY MANEVAL	380.00
ICMA RETIREMENT TRUST	1,506.29	UGI PENN NATURAL GAS	296.40
ICMA RETIREMENT TRUST	100.00	VERIZON WIRELESS	303.15
ICMA RETIREMENT TRUST	1,438.54	WALMART BUSINESS/GECRB	43.19
ICMA RETIREMENT TRUST	100.00	WASHINGTON NATIONAL INS CO	60.90
ICMA RETIREMENT TRUST	1,353.87	WEST BERWICK FIRE CO	383.33
ICMA RETIREMENT TRUST	100.00	WILLIAMSPORT SUN-GAZETTE	736.92
ICMA RETIREMENT TRUST	1,406.02	WILSON TESTING LABORATORIES	81.00
ICMA RETIREMENT TRUST	100.00	YIS/COWDEN GROUP INC.	87.00
JACK KYTTLE	20.05	ZAMBELLI FIREWORKS MANUFACTURING	4,250.00

REPORTS OF BOROUGH OFFICIALS

BOROUGH MANAGER:

- This week Debra will start working with Councilman Scott Bower and Codes Officer Greg Harkins to write an ordinance for utilities and contractors making street cuts. The new ordinance should be ready for advertisement and then voting for the July 2015 meeting.

- Debra, Councilman Jay Jarrett and Police Chief Ken Strish will be meeting with LCCC officials to discuss a community project to involve things like the Police Explorers Club.
- Debra advised that the borough does not have permission from the railroad to continue the Trail Project on their property.
 - Councilman Travis Petty wanted to know if we have asked for permission.
 - Jack Kyttle said that is the last place that the Railroad would allow foot traffic because it is a working yard for them.
 - Council President Alvin Hill asked how big the Railroad right-away is.
 - Jack replied that it run from mid-track to the river bank. Jack said we could relocate the path to Susquehanna Avenue and incorporate the bank erosion on Susquehanna into the project. At this time we have an extension until June 2016 with CDBG and maybe able to extend that.
- In other news the Harassment Training of all council members and employees has been completed. It has been very beneficial.
- Council will volunteer at the Salvation Army Soup Kitchen on Saturday June 20th. Council President asked all council members contribute \$10.00. Councilman bower said he would contribute but could not attend. Councilman Petty and Jarrett said they would volunteer and Councilman Petty said he would make something too. Volunteers for the Soup Kitchen are Council President Hill, Councilman Petty and Jarrett, Borough Manager Debra Force and Borough Treasurer Mowery.

CODE OFFICER: REPORT ATTACHED

- Councilman Petty asked Code Enforcement Officer Greg Harkins what code manual we work from. Mr. Harkins replied 2009 UCC code book.

CHIEF OF POLICE: REPORT ATTACHED

PUBLIC WORKS FOREMAN: REPORT ATTACHED

- Additionally, Jack reports that he inspected 9th Street at Pine & Chestnut Streets and the base is unraveling and is set to be repaired. Councilman Petty asked that if BAJSA caused the problem shouldn't they be required to fix it. He feared this would set a president for the future with BAJSA and other contractors. Jack said the original project that preceded the repaving was a joint venture between BAJSA and the borough.

FIRE CHIEF: REPORT ATTACHED

- Additionally, Chief Coolbaugh said the Fire Departments assisted in the recent Meth bust on 4th Street. And with the recent fire on Pearl Street he wanted to thank council for supplying drinks and food for the firemen. But there is a void with the missing Red Cross and he would like to see a committee formed to take care of this in the future.
 - Councilman Petty said he got a chance to see the firemen in action and they were impressive to watch. He took drinks down to the fire scene and by the time he arrived they were just running out of drinks. He agreed that a committee should be formed to cover this situation.
 - Council President Hill thanked the fire department for their service and said to always call Debra Force or him and they will take care of supplying the firemen.
 - The Fire Departments are working on completing the required clearances. Council President Hill asked how many are complete and Chief Coolbaugh said he will have numbers for the next meeting but a good percentage is complete.
 - The ladder truck is back in service after being at KME for service. The Fire Chief said that there are somethings he would not tackle with regard to the truck and it is better sent out for service.
-

ENGINEER: NOT PRESENT

SOLICITOR:

- Attorney Kepner stated he had nothing to report.
-

MAYOR: NOT PRESENT

REPORTS OF COMMITTEES:

PERSONNEL: NOTHING TO REPORT

LEGAL AND FINANCE: NOTHING TO REPORT

PARKS AND RECREATION:

- Councilman Jarrett thanked Nancy Sborz, Cassandra Mowery and Karen Dalrymple, Councilmen Petty and Hill for helping out with Kids Night that went well. Council pitched in for bikes and 2 children won bikes.

- o Council President Hill said 2 children in need won the bikes and were very happy. And thanked Jay for doing a good job.
-

EMERGENCY MANAGEMENT:

- Councilman Meighan reported that there will be a FEMA practice drill in August.
-

STREETS, PARKS, & BUILDINGS:

- Councilman Oliver said DPW is doing a good job and the safety inspections are complete and buildings are in good shape.
 - o Councilman Jarrett said the Sponsler Park looked great for the Blue Print Community outing.
-

FIRE AND WATER:

- Councilman Meighan said that the Child Safety Clearances will be complete by next month. They are about 60% are set to go.
 - o Council President Hill asked Fire Chief Coolbaugh how many volunteers he will lose due to this requirement. The Fire Chief said he knows of 3 for sure.
-

CODES, RECYCLING, & ORDINANCES: REPORT ATTACHED

- Continue to have problem with high grass on properties owned by out of town banks. Greg Harkins said he puts in work order to have DPW cut grass and then bills the banks.
- CVS and Family dollar projects coming along well.
- Dunkin Donuts project complete except for signs.
- The Berwick Theater condemnation was not a small issue like the press made it out to be. Larry Frace said that 6 modifications were done to the roof and he did not feel safe being up on it. The ceiling tiles that fell inside the building although light fell from 40 feet and could hurt someone. Larry would like to have the tiles tested for asbestos to be on the safe side. Council questioned the cost of

testing. Larry said about \$125.00. Council gave permission for the Borough Manager to approve the expense and have the sample tested.

- Greg stated that he is not comfortable removing the condemned notice until an engineer inspects the building. Denny Peters is the engineer.

SAFETY:

- Jack Kyttle said that there was zero time loss in may due to accidents.
- The DPW crew completed a L-Tap safety class recently.

BAJSA REPORT: REPORT ATTACHED

CIVIL SERVICE COMMISSION: NOTHING TO REPORT

Discussion Items / Items Not Ready for Action: NONE

OLD BUSINESS: NONE

ORDINANCES AND RESOLUTIONS:

- Consider and take action on Resolution 2015-03. To sell via sealed bid 3 police vehicles currently stored at Test Track Park and were used for parts.

Discussion: NONE

Motion: **MR. Bower** Second: **MR. OLIVER** Approved, Denied

NEW BUSINESS

1. Consider and take action to accept the resignation of Parking Enforcement Officer Daniel Lingousky effective Friday July 10, 2015

Discussion:

Motion: **Mr. Jarrett** Second: **Mrs. HUNTINGTON**

Approved, Denied, Tabled

2. Consider and take action to direct Borough Manager Debra Force to advertise for the position of Parking Enforcement Officer, with an expected start date of Monday July 13, 2015.

Discussion:

- Councilwoman Huntington said that at the current pay rate of \$8.50 it makes it hard to keep people and suggested raising the hourly wage to \$10.00 an hour.
- Councilman Bower agreed.
- Councilman Oliver made the motion to raise the hourly rate to \$10.00 for the Parking Enforcement Officer.
- Council President Hill called for a roll call vote.
- Cassandra Mowery said that council could not do that as the position is in the union contract.
- Mr. Hill asked why this wasn't an issue when Daniel was hired.
- Mr. Hill said that the issue should be tabled until an MOU (Memo of Understanding) was obtained from the union.
- Said motion was made and issue was tabled.

Motion: Mr. Bower Second: Mr. Oliver

Approved, Denied, Tabled

3. Consider and take action to have all council members and City Hall staff apply for background checks with regard to the new Pennsylvania Law. The borough will pay for costs related to the clearances.

Discussion:

- Councilman Petty said he opposed to paying for council members fees.
- Councilman Bower said he already applied down at Orange Street. All you need are 2 money orders for \$10.00 each as they will not accept checks.
- Motion was made as it stands to pay associated costs for council and City Hall Staff to apply for clearances.

Motion: Mr. Bower Second: Mr. Meighan

- A roll call vote was called for. Mr. Bower: Yes, Mr. Jarrett: Yes, Mr. Meighan: Yes, Mr. Oliver: No, Mr. Petty: No, Mrs. Huntington: No, Mr. Hill: Yes.
- **Motion passed 4/3**

Approved, Denied, Tabled

4. Consider and take action to direct DPW Supervisor Jack Kyttle to order signs for the snow ordinance. Quote is attached.

Discussion:

- Councilman Petty asked Solicitor Frank Kepner is the sign were necessary.
- Attorney Kepner said you only need the signage to enforce the ordinance.
- Estimate is attached and is for \$15,373.03.

Motion: **Mr. Bower** Second: **No Second**

Approved, Denied, Tabled

5. Consider and take action to rescind the motion 'not to waiver fees for BAJSA Storm Water/Sewer Separation Project I' made at the May 18, 2015 meeting.

Discussion: None

Motion: **Mr. PETTY** Second: **Mr. Jarrett**

Approved, Denied, Tabled

6. Consider and take action to wave the permit fees for BAJSA Storm Water/Sewer Separation Project I.

Discussion: None

Motion: **Mr. Petty** Second: **Mr. Meighan**

Approved, Denied, Tabled

7. Consider and take action to begin the planning process for the Veterans Memorial next to Heimbach Park with regard to budget, design, construction, obtaining the necessary permits and other considerations.

Discussion:

- Council President Hill said he wants Quad 3 to post stakes along property line near the green house and post signs advising there is no parking on the lots. A resident of the building drove over the pavement and damaged it.
- Sidewalks will need a Penn DOT permit.
- Insurance has been Ok'd by Cinda Hartman.

- Councilman Oliver said he wants a breakdown of the cost associated with the project.
- Council President Hill said he would get that.
- Councilman Petty made an attachment to the motion on the table to appoint Council President Alvin Hill in charge of the project.

Motion: **Mr. Petty** Second: **Mr. Bower**

Approved, Denied, Tabled

8. Consider and take action to give MARC (Montour Area Recreation Commission) permission to advertise for Canoe, Kayak, & Bike rentals at Test Track Park.

Discussion:

- Borough Manager Debra Force said the she and Jack Kyttle had met with Bob Stout. He was advised that we want set hours and no will charge no fees. He had said that Bloomsburg had no response to their ad because they were charging fees.
- Council President Alvin Hill said we do not want to charge fees; we just want to get people down there to use the park. He asked if MARC was a non-profit.
- Borough Manager Debra Force said yes.
- Council President Alvin Hill said that as long as the borough gets a certificate of insurance and the vendor has people sign a hold harmless agreement we should be good.

Motion: **Mr. Petty** Second: **Mr. Oliver**

Approved, Denied, Tabled

9. Consider and take action on Penn Prime LCS #1 the Boroughs commitment to risk management & employee safety. Penn Prime LCS #6 the Boroughs enforcement of the seat belt policy. Penn Primes LCS #7 the Boroughs policy to verify a valid driver's license for new employees and every 3 years thereafter for anyone authorized to drive vehicles on borough business.

Discussion:

Motion: **Mr. Jarrett** Second: **Mr. Petty**

Approved, Denied, Tabled

ITEM 13. ADDED ITEMS

A. Consider and take action ITEM: SEDA-COG's Participation Plan, Residential Anti-Dislocation & Relocation Plan, and the Procurement Policy.

Discussion: NONE

Motion: Mr. Jarrett Second: Mr. Bower

Approved, Denied, Tabled

B. Consider and take action ITEM: Direct Borough Manager Debra Force to contact Frank Sheptock to see if he will agree to conduct the Police Agility Testing for new hires.

Discussion:

- Council President Hill said he thought the firm we hired was going to do this.
- Borough Manager Debra Force said no, this was the one thing they would not be doing.
- Mr. Hill said to take the testing out of town. Possibly Bloomsburg. He does not want anyone saying the testing was not fair because we used someone in town.
- Councilman Petty said that the process is taking entirely too long.
- Mr. Hill said that is because our Civil Service Rules & Regulations were not up to date.
- Mr. Petty said he has trouble believing it would take 8 months to accomplish that.
- Councilman Meighan said we need to keep on top of this as he had said before and make sure the list is up to date and re-validate it at the 1 year mark.
- Councilman Jarrett agreed and reminded council that we must re-validate the list yearly.
- A pole vote was taken.
- Mr. Bower: NO, Mr. Jarrett: YES, Mr. Meighan: NO, Mr. Oliver: YES, Mr. Petty: NO, Mrs. Huntington: YES, Mr. Hill: NO.
- Motion to use Mr. Sheptock for the agility testing was denied 4/3. The borough will go to Bloomsburg University to see if someone there can complete the testing.

Motion: Second: Approved, Denied, Tabled

C. Consider and take action ITEM: NC Church request to hold their 6th Annual 4th of July event from 3PM - 10PM. They are requesting the following:

- ❖ Place a sign on the Market Street plots from June 21 - July 5th. One at the beginning of the boulevard and a series on the plots at 10th and 11th.

Discussion: NONE

Motion: Mr. Jarrett Second: Mr. Petty

Approved, Denied, Tabled

- ❖ Block off 11th Street between the Jaycees parking lot and Mulberry Street from 3PM - 10PM for families to set up to watch the fireworks.

Discussion: NONE

Motion: Mr. Petty Second: Mr. Jarrett

Approved, Denied, Tabled

ADDED ITEM:

A. Consider and take action ITEM: From the executive session to take any and all legal action against Fred Berlin with regard to his rent to own properties.

- A pole vote was taken.
- Mr. Bower: YES, Mr. Jarrett: YES, Mr. Meighan: YES, Mr. Oliver: NO, Mr. Petty: NO, Mrs. Huntington: NO, Mr. Hill: YES.
- The motion was passed 4/3

Approved, Denied, Tabled

ADJOURNMENT: Motion by Councilman Petty and seconded by Councilman Jarrett. The motion was carried unanimously to adjourn the meeting.

Debra Force
Borough Manager