

# BOROUGH OF SUGARCREEK COUNCIL MEETING MINUTES

February 6, 2013

**NOTE:** Council conducted a public hearing at 6:30 PM today to amend Section 304 to allow "Wholesale Business" as a permitted use in a C – 1 Commercial Zone.

## **I. WELCOME AND INTRODUCTIONS**

Council President Bogan Goughler opened the meeting at 7:00 pm, welcomed everyone to the meeting and noted there will be no hurtful or hateful speech allowed.

## **II. PLEDGE OF ALLEGIANCE (American Flag)**

Council President Goughler led the Pledge of Allegiance.

## **III. MOMENT OF SILENCE**

A moment of silence was observed.

## **IV. ESTABLISHMENT OF QUORUM**

Present at the meeting were Council members Bogan Goughler, Robert Resinger, Larry Baughman, Howard Barger and John McClelland. Mayor Charles Minnick was excused. Also present were Chief Carlson and Solicitor Brian Spaid. Officer Deeter, Barbara Manski and Dick Phillips were not present.

## **V. DISTRIBUTION OF AGENDA**

## **VI. COUNCIL CHANGES TO AGENDA**

## **VII. COMMISSION/COMMITTEE REPORTS**

A. John Dumbleton reported the Planning Commission met to review the applicants for the two (2) vacancies on the Planning Commission. As well as discuss and get updated on various zoning projects with Officer Deeter.

## **VIII. STAFF REPORTS**

A. Maintenance Foreman:

1. No report.

B. Police Chief:

1. Motion by John McClelland, being duly seconded by Larry Baughman to permit Rocky Grove High School Senior Josh Winger to participate in a limited ride along with the Police Department, for his Senior Project. Motion carried unanimously.

2. Chief Carlson reported he will be attending Homeland Security training on February 23 and 24, 2013. He will also be attending an Emergency Services Management meeting on February 7, 2013.

C. Administrator/Special Projects:

1. Motion by Robert Resinger, being duly seconded by Larry Baughman to allow the Rocky Grove Junior Legion Baseball to use Council Chambers on Feb. 7 & 12, 2013, from 5:30 - 8:00 PM, for baseball sign ups. Motion carried unanimously.

D. Zoning Officer:

1. Motion by Robert Resinger, being duly seconded by Howard Barger to adopt Ordinance No. 274 of 2013, which amends the Zoning Ordinance to allow scrap yards/junk yards as a Conditional Use in an I – 1 Light Industrial District and Section 416.3 concerning regulations for junkyards and similar storage areas. Motion carried unanimously.

E. CDBG Administrator:

1. Mr. Sporer stated Ms. Manski has found that there is a balance of \$5,749.63 remaining in the 2009 CDBG Street Improvement activity. The Borough has a three (3) year timeframe to spend the money and this money has reached that time limit. Ms. Manski has filed an extension and the Borough now has until June 30, 2013 to spend the money. Ms. Manski recommended reallocating this money equally between the Rocky Grove V.F.D. and the Reno V.F.D. This recommendation is due to the process CDBG requires for road improvements,

which may not be able to be met by June 30, 2013. Mr. Sporer stated he agrees with Ms. Manski's recommendation.

2. Motion by Larry Baughman, being duly seconded by Howard Barger to approve the reallocation of funds to be split equally between both fire departments, with the fire departments providing a list for the next Council meeting, of what they will spend the money on. A roll call was taken. Mr. Barger, Mr. McClelland, Mr. Baughman and Mr. Goughler voted in favor of the motion. Mr. Resinger voted against the motion. Motion carried.

F. Solicitor:

1. Motion by Larry Baughman, being duly seconded by Robert Resinger to authorize Borough Solicitor and Manager to schedule a public hearing for a conditional use hearing. Motion carried unanimously.

**IX. COUNCIL REPORT**

1. Mr. McClelland stated he is very pleased with how the new windows look in the front offices.
2. Mr. Baughman also stated he is pleased with the windows.
3. Mr. Resinger also agreed with the windows.

**X. PUBLIC PARTICIPATION (*limited to 3 minutes each*)**

- A. Mike Garbacz wanted to inform Council that Reno V.F.D. assisted Rocky Grove V.F.D. with two (2) wood burner – related house fires over the past week and Rocky Grove V.F.D. did a very good job. Mr. Garbacz asked if there was anything the newspaper could run about wood burner safety and fire prevention?

**XI. APPROVAL OF MINUTES**

- A. Motion by Robert Resinger, being duly seconded by Howard Barger to approve the minutes of the January 16, 2013 Council Meeting and Public Hearing. Motion carried unanimously.

**XII. FINANCIAL REPORTS**

- A. Motion by Larry Baughman, being duly seconded by John McClelland to approve the payment of bills/issuance of checks as presented by the Treasurer. Motion carried unanimously.

**XIII. OLD BUSINESS**

**XIV. NEW BUSINESS**

**XV. CORRESPONDENCE**

1. Solicitor Brian Spaid updated Council on the vacation of Russell Street. Mr. Spaid stated the sale of the property has gone through and they have received all the necessary paperwork. Mr. Spaid will prepare the Ordinance for Council within the next couple of Council meetings.

**XVI. BOARD OF APPEALS**

**XVII. EXECUTIVE SESSION**

Council recessed at 7:15 pm for an executive session to discuss personnel and legal issues which, if conducted in public, would violate a lawful privilege of information or confidentiality protected by the law and any action to follow. The meeting was reconvened at 8:06 pm.

**XVIII. NEW BUSINESS (Con't)**

**XIX. ADJOURNMENT**

There being no further business to discuss, the meeting was adjourned at 8:06 pm.

Joseph M. Sporer, Borough Manager

Bogan Goughler, Council President