

**BOROUGH OF SUGARCREEK  
COUNCIL MEETING MINUTES**

May 3, 2017

**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 harmful 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, Howard Barger, John McClelland, Robert Resinger, Larry Baughman and Mayor Jeffrey MacKenzie. Also present were Borough Solicitor Brian Spaid, Dick Phillips and Chief Carlson.

**V. DISTRIBUTION OF AGENDA**

**VI. COUNCIL CHANGES TO AGENDA**

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

A. Mike Garbacz wanted to thank Chief Carlson for recognizing those residents from Reno who aided in the residential fire. Mr. Garbacz questioned what was found in the water tank inspection. Mr. Sporer said the inspection is scheduled for May 10, 2017. Mr. Garbacz said there have been continuous meetings between the local fire departments and continuing to look into the real estate tax break for volunteer fire fighters.

B. Linda Turner questioned what the status was on the purchase of the new police cruiser. Ms. Turner also questioned if the public is permitted to attend the May 24, 2017 Budget Review Meeting, then how come they are not permitted to participate. Mr. Spaid said it is a work session and therefore not allowed to participate.

**VIII. COMMISSION/COMMITTEE REPORTS**

A. Planning Commission  
1. No report.

**IX. STAFF REPORTS**

A. Maintenance Foreman:

1. Mr. Phillips reported Liquid Fuels bids were opened on May 1, 2017. Mr. McClelland asked if the prices were in line with what he anticipated. Mr. Phillips said bids were at or below what he expected. Mr. Baughman asked Mr. Phillips to explain the tree trimming bid. Mr. Phillips said Shaffer Run Road has several trees that overhang over the roadway and is causing the pavement to deteriorate quicker. The trees are causing shade over the roadway, when it rains the water is permeating the asphalt and during freeze and thaw cycles, the roadway cannot breath and contract and relax as it should. Seal coats are not lasting as long either because of the condition of the road. Mr. McClelland questioned if the trees would be removed or just trimmed. Mr. Phillips said they will be trimmed and there are specifications the company must adhere to that are specified in the bid packets.

2. Motion by Robert Resinger, being duly seconded by Larry Baughman to award bids for pipe, catch basins, asphalts/pavement, aggregates, antiskid and the tree trimming project as recommended by Dick Phillips, Maintenance Foreman. Motion carried unanimously.

B. Police Chief:

1. Chief Carlson presented Council with written reports covering January – April 2017, as well as year – end numbers. Chief also stated the advertisement for the ARLE Grant bids will be published within the week; he has been working with Mr. Sporer on it. Chief said the truss bridge in the Village of Sugarcreek will be renamed the Andrew White Bridge on May 27, 2017.

2. Mayor MacKenzie read the annual vet report on the K9, Goose. The vet report stated Goose has a mild cause of arthritis and is in overall good health. Mayor MacKenzie also read Lt. Ryan Ashbaugh's letter regarding the retirement of Goose, effective the end of shift on May 5, 2017. The Mayor wanted to entertain a motion to sell the K9 to Lt. Ashbaugh for \$1.00, upon retirement.
  - a. Motion by John McClelland, being duly seconded by Robert Resinger to authorizing the selling of the K9, Goose, to Lt. Ryan Ashbaugh for \$1.00, upon the K9's retirement. Motion carried unanimously.
  - b. Mr. Baughman wished to accept this retirement with regret as Goose is an officer of the law. He also requested to forgo the \$1.00 price and give Goose to Lt. Ashbaugh. Mr. Spaid said he will have to research this as Goose is property of the Borough. Mr. Baughman also requested having a plaque made up for Goose and hung in the Police Department.
3. Mayor MacKenzie stated he would also like to entertain a motion to purchase a new police cruiser once the K9 is officially retired.
  - a. Motion by John McClelland, being duly seconded by Larry Baughman to authorize the purchase of a new police cruiser, once K9, Goose is retired on May 5, 2017. Motion carried unanimously.
  - b. Mr. Baughman questioned Mr. Spaid if the Council President should be the one requesting the motions. Mr. Spaid said that is correct and he took it as the Mayor soliciting motions. Mayor MacKenzie stated he was not asking for motions, just entertaining for motions.
4. Chief Carlson updated Council on the status of a motorcycle that was involved in a police chase last year. He stated the motorcycle is currently in the Borough's possession and has been forfeited to the Borough. Chief said he is waiting on the title and once that is received the Borough may bid the motorcycle out.

C. Administrator/Special Projects:

1. No report.

D. Zoning Officer:

1. No report.

E. CDBG Administrator:

1. No report.

F. Solicitor:

1. No report.

**X. COUNCIL REPORT**

- A. Robert Resinger wanted to wish all candidates the best of luck in the upcoming election.

**XI. APPROVAL OF MINUTES**

- A. Motion by Larry Baughman, being duly seconded by Robert Resinger to approve the minutes of the April 19, 2017 Council Meeting. Motion carried unanimously.

**XII. FINANCIAL REPORTS**

- A. Motion by John McClelland, being duly seconded by Larry Baughman 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**

**XVI. BOARD OF APPEALS**

**XVII. EXECUTIVE SESSION**

Council recessed at 7:17 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 7:31 pm.

**XVIII. ADJOURNMENT**

- A. Motion by Larry Baughman, being duly seconded by Howard Barger to adjourn the meeting at 7:31 PM. Motion carried unanimously.

Joseph M. Sporer, Borough Manager

Bogan Goughler, Council President