

BOROUGH OF SUGARCREEK COUNCIL MEETING MINUTES

June 19, 2013

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, John McClelland and Mayor Charles Minnick. Also present were Chief Carlson, Bill Walker, Barbara Manski and Solicitor Brian Spaid. Dick Phillips was not present.

V. DISTRIBUTION OF AGENDA

VI. COUNCIL CHANGES TO AGENDA

VII. COMMISSION/COMMITTEE REPORTS

- A. 1. John Dumbleton reported the Planning Commission did not meet.

VIII. STAFF REPORTS

A. Maintenance Foreman:

1. Mr. Sporer reported the dust control is complete and the Maintenance Department is currently doing patch work. After that is done, they will begin to pave.
2. Mr. Sporer stated the water tank on Rt. 417 has a leak approximately half way down the tank. The tank needs to be repaired before winter. The Borough has been in touch with the tank's manufacturer, Harold Bloomgren and DEP. The tentative repair date is July 16, 2013. Mr. Sporer said the repair company will be able to isolate the tank so residents will not lose water service, but will experience low water pressure. Once the repairs are made and the tank is refilled, the water and the tank will need to be disinfected. Therefore, a boil notice may have to be issued to the affected residents, as per DEP regulations. Mr. Sporer stated the repair itself will take about 4 – 6 hours to complete. The Borough will update residents as necessary.

B. Police Chief:

1. Motion by Larry Baughman, being duly seconded by Robert Resinger to approve sending Lt. Ryan Ashbaugh to attend MDT Training, in State College, PA, on July 23 – 24, 2013. Motion carried unanimously.

C. Administrator/Special Projects:

1. Mr. Sporer updated Council on concerns with the recycling bins and presented numerous photos of their appearance of the past few weeks. Mr. Sporer stated people are not using the recycling bins as intended and using it as a garbage service. Mr. Sporer stated he is looking for direction from Council. Mr. Resinger recommended giving the residents one (1) more month and if it continues as it has been, then he would make the motion to have the bins removed. Mr. Baughman stated he likes offering recycling to the residents, but understands it cannot continue as it has been and suggested looking for volunteers to help police the situation. Mr. Sporer stated it would be unlikely and not cost effective overall.
2. Mr. Sporer also updated Council on a possible sewer rate increase for Rocky Grove and Sugarcreek Village. The City of Franklin is raising sewer rates for all their customers, effective in July. Mr. Sporer told Council rates will not increase until after the first of the year and he currently anticipates a \$3 - \$4/month increase. Mr. Sporer will have a better idea on the amount closer to the end of the year.

D. Zoning Officer:

1. Mr. Walker presented Council with a year – to – date total for building permits. The total for building costs/project value is \$1.13 million; this total includes the new Fastenal Building. Mr. Walker also stated that smoke detectors are now required to be hard – wired into the electrical with new construction.
- E. CDBG Administrator:
 1. Motion by Robert Resinger, being duly seconded by Larry Baughman to approve the 2013 CDBG Application, as presented by the CDBG Administrator. Motion carried unanimously.
 2. Ms. Manski stated she has been in contact with Michelle Schull in regards to the Rocky Grove Playground. Ms. Manski, along with Ms. Schull, held a meeting at the playground on June 4, 2013 to get input from residents. The first issue they would like to address is the memorial wall that is to be built with memorial bricks that were purchased by residents and businesses. There are a few volunteers to help dig the post holes and to build the wall, but more volunteers are still needed. Ms. Manski stated there is currently no date set to begin the project. There is still CDBG funds available to go towards the playground(s).
- F. Solicitor:
 1. Mr. Spaid said the Legislative Apportionment has been completed at the state – level and now the Borough may complete its reapportionment for the year 2014 and forward. Mr. Spaid stated there may be a significant shift between Mr. Goughler's and Mr. Resinger's districts.

IX. COUNCIL REPORT

- A. Mr. Resinger stated there is a drainage problem at the Sports Medicine Building. The water is running off of the driveway and into the neighbor's property. Mr. Sporer said to have the neighbor speak with Dick Phillips directly. Mr. Resinger asked about the home occupation business on Cherrytree Road; it was purchased by an employee who does not reside there. Mr. Walker said he will follow up with it.

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

- A. Bob Lewis expressed concern over crosswalk and pedestrian safety. He stated vehicles are not stopping or slowing down for people trying to cross in the crosswalks. Mr. Lewis also addressed physical fitness for the Police Department and the physical fitness tests that other departments have to pass each year. Mr. Lewis also stated he has not seen patrol cars within the last thirty (30) days and vehicles are not stopping at stop lights and stop signs. Mayor Minnick stated he will follow up with Mr. Lewis's concerns.
- B. Wilber Van Zandt requested that the Borough's dog ordinance be enforced. There are neighborhood dogs coming on to his property and defecating on his property. Mayor Minnick stated there is a leash law within the Borough. Chief Carlson will follow up.
- C. Barry Goughler stated there continues to be cats running loose in his neighborhood, as well as dogs. He has to continuously clean up after them. Mr. Goughler stated his neighbor has six (6) cats and three (3) dogs that run around the neighborhood and the streets. Mayor Minnick stated there is no ordinance or any regulations against cats. Chief Carlson has the name and address of the neighbor and will follow up with them.
- D. Deb Wright expressed her issues with the neighborhood cats. She is also cleaning up after the cats and has spoken with the cats' owner. The neighbor has apologized, paid Ms. Wright for cleaning up and has written a letter apologizing to Ms. Wright for the issue.
- E. John Dumbleton asked why there are no police reports listed in the paper. Chief Carlson stated the department sends press releases and he does not know why they are not being reported.
- F. Mike Garbacz said he questioned if there was a smoke detector ordinance for renters? Mr. Walker stated he will follow up with it. Mr. Garbacz questioned who was going to pay for the water, electricity and man hours used when the tank is repaired. Mr. Sporer stated he will have to discuss those issues with the engineer and the water tank company.
- G. Lucille Culbertson also expressed concerns over the cats running loose in the neighborhood.
- H. Grace Gibbons stated the cats have harmed her flower garden.
- I. Michelle Schull said she has been in contact with Ms. Manski in regards to the Rocky Grove Playground and the Memorial Wall that needs built. Ms. Schull stated any and all volunteers would be welcomed.

XI. APPROVAL OF MINUTES

A. Motion by Larry Baughman, being duly seconded by John McClelland to approve the minutes of the May 15, 2013 Council Meeting. Motion carried unanimously.

XII. FINANCIAL REPORTS

A. Motion by John McClelland, being duly seconded by Howard Barger 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 7:58 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 8:26 pm.

XVIII. NEW BUSINESS (Con't)

XIX. ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 8:27 pm.

Joseph M. Sporer, Borough Manager

Bogan Goughler, Council President