

# BOROUGH OF SUGARCREEK COUNCIL MEETING MINUTES

July 19, 2017

\*NOTE: A CDBG Meeting was held at 6:30 PM, prior to the regularly scheduled Council Meeting.

## 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 and Larry Baughman. Mayor Jeffrey MacKenzie and Borough Solicitor Brian Spaid were excused. Also present were Attorney Jim Greenfield and Chief Carlson.

## V. DISTRIBUTION OF AGENDA

## VI. COUNCIL CHANGES TO AGENDA

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

- A. Linda Turner stated she attended the Planning Commission meeting that was held in regards to the proposed hospice facility being constructed on the former Rocky Grove Elementary School lot. Ms. Turner said she does not want to see a nursing home placed there and the Borough's Zoning Ordinance only addresses a nursing home as a permitted use; not a hospice facility. She also said there is a lot of work that needs done on the property before any work can be done and there was a vehicle that drove thru the middle of the lot within the last few days, during the day. Mr. Goughler said Mr. Spaid will have to research the Zoning Ordinance stipulations on what is allowed and what is not. Ms. Turner said she thought the Zoning Officer was going to look in to it since he was the one at the meeting. Mr. Sporer said a nursing home is not what is being proposed and a hospice home is different from a nursing home. Mr. Sporer also said the hearing was for a Special Exception to allow a hospice home. Ms. Turner stated the representatives from the hospice facility never mentioned anything about requesting a variance and Mr. Spaid advised Mr. Moyer as to how to handle the zoning request to allow for only a hospice facility on that lot. Ms. Turner also expressed concern over whether or not the owners of the facility will continue to allow children to sled ride on the property; she has yet to receive a response back from them. Mr. Sporer said it is at the discretion of the property owners.
- B. Jim Speth questioned if the hospice home will go on the tax list. Mr. Sporer said it will be a non – profit facility. Ms. Turner expressed concern over several acres of Borough property not being eligible for property taxes.

## VIII. COMMISSION/COMMITTEE REPORTS

- A. Planning Commission
1. The Planning Commission met concerning Crivelli and the proposed car lot on Rt. 8, in the former Allegheny Outdoor Equipment. Mr. Sporer said it was approved and will now go to the Zoning Hearing Board. Ms. Turner said they also discussed the addition to Crivelli's Chevrolet/Subaru garage. Mr. Sporer said the used car lot is separate from Crivelli's main lot. Mr. McClelland questioned what happened to Allegheny Outdoor Equipment. Mr. Sporer said he is unsure of the circumstances behind their closing.

## IX. STAFF REPORTS

- A. Maintenance Foreman:
1. No report.
- B. Police Chief:

1. Chief Carlson presented Council with written reports. Chief updated Council on the status of the new cruiser and they are anticipating having it ready within the next two (2) weeks. In regards to the parking concerns along Front Street, Chief said PennDOT will not be involved since Borough Ordinance No. 143 stipulates the Borough can modify parking and/or stopping along certain streets and Front Street is listed within that Ordinance. To address and change the parking along Front Street would require a motion to modify it in the Ordinance and have Mr. Spaid update the Ordinance. Mr. Baughman questioned Chief Carlson about the article recently published in the newspaper about the Valley Grove School District signing a contract with the Borough Police in regards to providing police coverage. Chief stated one is signed every two (2) years and the school district is mandated to report certain incidents to the department, provide mutual services and also it allows the department access to information within school records. Mr. Baughman questioned if this agreement should come through Council first. Mr. McClelland questioned the status of the school crossing lights. Chief Carlson said the company is waiting on the poles.

- a. Motion by Larry Baughman, being duly seconded by Howard Barger to authorize the Borough Solicitor to modify Ordinance No. 143 to prohibit parking along the south side of Front Street. Motion carried unanimously.

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. Larry Baughman asked when McCalmont Street will be paved. Mr. Sporer said the final pipe was installed. Mr. Phillips said they are waiting on IA Construction to mill the road and then the Maintenance Department will be paving it.
- B. Robert Resinger questioned if Grimm Street could be made a one – way street coming down and a right turn only onto Rocky Grove Avenue/ Rt. 417. Mr. Sporer said he would recommend discussing it with Mr. Spaid and Mr. Phillips. Mr. Sporer said there were concerns about plowing. Mr. Resinger asked who was attending William Valdesalice's funeral and send flowers. Mr. Sporer said it is illegal for the Borough to send flowers using tax payers' money.

**XI. APPROVAL OF MINUTES**

- A. Motion by Larry Baughman, being duly seconded by John McClelland to approve the minutes of the June 21, 2017 Council Meeting. Motion carried unanimously.

**XII. FINANCIAL REPORTS**

- A. Motion by Howard Barger, being duly seconded by Robert Resinger to approve the payment of bills/issuance of checks as presented by the Treasurer. Motion carried unanimously.

**XIII. OLD BUSINESS**

**XIV. NEW BUSINESS**

- A. Ms. Turner questioned if Segways are permitted within the Borough. Chief Carlson said they are since they are electric vehicle. Ms. Turner questioned if they have to follow traffic laws. Chief said they do.

**XV. CORRESPONDENCE**

**XVI. BOARD OF APPEALS**

**XVII. EXECUTIVE SESSION**

Council recessed at 7:16 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 7:27 pm.

**XVIII. NEW BUSINESS CON'T.**

A. Motion by Larry Baughman, being duly seconded by Robert Resinger to authorize the Borough Manger to proceed with the acquisition of 211 Lambertton Street property. Motion carried unanimously.

**XIX. ADJOURNMENT**

A. Motion by Larry Baughman, being duly seconded by Robert Resinger to adjourn the meeting at 7:28 PM. Motion carried unanimously.

Joseph M. Sporer, Borough Manager

Bogan Goughler, Council President