

BOROUGH OF SUGARCREEK COUNCIL MEETING MINUTES

August 21, 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. No report

VIII. STAFF REPORTS

A. Maintenance Foreman:

1. No report

B. Police Chief:

1. Chief Carlson presented Council with his written report. Chief reported repairs will be made on September 12, 2013 to the traffic light at the intersection of Rt. 8 & Gibb Road that was damaged due to a traffic accident. Chief reported their copier lease is up and needs renewed. Chief stated the Soap Box Derby was rained out. The next Drug Take Back Program is scheduled for Saturday, October 26, 2013.
2. Chief updated Council on a meeting the Borough had with PennDot in regards to making Second Avenue a one – way street, going up or North. The intersection would be reconfigured. PennDot is requesting the Borough's input. Chief stated there would be an increase in traffic on Cedar Street if that change was made. Chief also stated that Second Avenue tends to become slick and slippery in the winter and there is more traffic going down Second Avenue due to those conditions. Mr. Sporer recommended Council should think about and consider the options and discuss it at the following meeting.

C. Administrator/Special Projects:

1. Mr. Sporer presented Council with a letter the Borough received from Tri – County Industries in regards to the recycling bins. The drivers have reported to the company that there has been non – recyclable items being placed in the recycling bins and if the Borough does not correct the issue, the Borough would be charged the trash dumpster rate, which is substantially higher than the current rate. The Borough also received a letter of complaint from a resident about the appearance of the bins and the items being placed in and around the bins.
2. Mr. Sporer presented Council with finance rates from First United National Bank, First National Bank and Market Street Finance, for the purchase of a new Maintenance truck. First National Bank offered 2.77% for four (4) years, First United National Bank offered 3.25% for four (4) years and Market Street Finance offered 4.25% for five (5) years. Mr. Sporer recommended financing with First National Bank. The borrowed amount would be \$169,981 and the payback amount would be \$179,768. The yearly payment would approximately be \$45,000.

3. Motion by John McClelland, being duly seconded by Robert Resinger to finance with First National Bank, at a rate of 2.77% for 48 months, for a 2014 Peterbilt truck. Motion carried unanimously.
 4. Mr. Spaid stated he would be unable to write an ordinance that would allow the Borough to enforce any fines or penalties against those who place non – recyclable materials in the recycling bins. Mr. Spaid recommends to eliminate the bins altogether and those people who use the bins as a free garbage service will then be forced to obtain garbage service. Mr. Spaid stated the Borough may be able to offer recycling to the residents at a later time.
 5. Motion by Robert Resinger, being duly seconded by Howard Barger to discontinue the recycling program effective August 30, 2013. Motion carried unanimously.
- D. Zoning Officer:
1. Mr. Walker stated building permits are down for the month of August. The majority of complaints have been high grass. And Mr. Walker continues to work on condemnations. Mr. Baughman expressed concern over a property located on Lamberton Street.
- E. CDBG Administrator:
1. Ms. Manski stated the Borough received the final numbers for the 2013 allocation. The final amount was \$90,437.00. The Borough initially approved the allocation of \$90,000; therefore, Ms. Manski requested the remainder the allocation amount (\$437.00) be placed in the Parks and Recreation section of the application.
 2. Motion by Larry Baughman, being duly seconded by Robert Resinger to approve the request from CDBG to place the remaining \$437.00 in the Parks and Recreation section of the application. Motion carried unanimously.
 3. Mr. Resinger thanked Ms. Manski for her work in completing the new wall at the Rocky Grove Playground. Mr. Baughman wanted to express his appreciation to those volunteers that helped as well, Alan and Deb Snyder and Dave Brock and the Borough's Maintenance Department. Ms. Manski stated Landscaping Connections also assisted.
 4. Motion by Larry Baughman, being duly seconded by John McClelland to name Alan and Deb Snyder and Dave Brock honorary citizens of the Borough for the month of September and send them a letter of thanks from the Council. Motion carried unanimously.
- F. Solicitor:
1. Mr. Spaid wanted to send his condolences to John Kernic on the death of his wife and former Council Member, Twyla Kernic. Mr. McClelland recommended donating a book in her memory to the Franklin Public Library.

IX. COUNCIL REPORT

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

- A. Cathy Gates expressed concerns over the ditch located in the front of her property, on Halyday Run Road. She stated there is no need for the ditch and stagnant water sits in it and it becomes overgrown with weeds. Ms. Gates stated she has been in contact with PennDot. PennDot stated they cannot do anything in regards to this matter. Mr. Goughler stated Maintenance will have to go out and look at the matter.
- B. Raymond Sanford reported an incident that occurred on August 17, 2013 and he contacted the State Police. Mr. Sanford reported an erratic driver to the State Police and they informed him Allenbaugh Road is not their jurisdiction and they are to contact Borough Police. Mr. Sanford stated he contacted Borough Police when an officer came on duty and the officer addressed the issue. Mr. Sanford said he is concerned for his children's safety and the lack of response from the State Police.

XI. APPROVAL OF MINUTES

- A. Motion by Larry Baughman, being duly seconded by John McClelland to approve the minutes of the July 17, 2013 Council Meeting. Motion carried unanimously.

XII. FINANCIAL REPORTS

- A. Motion by Howard Barger, 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

XVI. BOARD OF APPEALS

XVII. EXECUTIVE SESSION

Council recessed at 7:42 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 8:12 pm.

XVIII. NEW BUSINESS (Con't)

- A. Motion by Robert Resinger, being duly seconded by Larry Baughman to uphold the five (5) – day suspension of Lt. Darin Baker as rendered by the Mayor Charles Minnick. Motion carried unanimously.
- B. Motion by Robert Resinger, being duly seconded by Howard Barger to retain the services of Richard Winkler as the attorney for the Civil Service Commission, in Lt. Baker's anticipated appeal. Motion carried unanimously.

XIX. ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 8:14 pm.

Joseph M. Sporer, Borough Manager

Bogan Goughler, Council President