

**TYRONE BOROUGH COUNCIL
MINUTES OF REGULAR COUNCIL MEETING
MAY 9, 2022 @ 7:00PM**

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The Regular Monthly Council Meeting of the Tyrone Borough Council was held on Monday, May 9, 2022 @ 7:00PM at the Tyrone Borough Municipal Building, 1100 Logan Avenue, Tyrone, PA. Mayor Latchford led the group in the Pledge of Allegiance and Pastor Ken Patterson, Bible Baptist Church, gave the Invocation.

CALL TO ORDER:

Mayor Latchford called the meeting to order and requested roll call. Present: Council members Robert Dollar, Sarah Hunter, Rob Poust, Charles Mills, David Snyder, Ken Patterson and Mayor Latchford. Absent: Council member William Wiser.

Also, present were Borough Manager Ardean Latchford; Solicitor Dan Stants; Sewer Superintendent Jason Harris; Water Superintendent Mike Ashcroft; Highway Superintendent Jim Bywater; Code Enforcement Officer Marvin Frazell; Rettew Consulting Engineer Steve Siegfried; and Administrative Assistant Kimberly Gurekovich.

PUBLIC COMMENT:

Shannon Rice, Tyrone Improvement Group

Ms. Rice was present to request the Borough's waiver of the Open Container Ordinance for the Hops n Vines event on August 13, 4-9pm. It was moved and seconded that Council approve waiver. A roll call vote was taken: Ayes: Council members Hunter, Dollar, Snyder, Mills, Poust and Mayor Latchford. Abstentions: Council member Patterson. The motion carried.

Theron Glenny, Tyrone Hockey

Mr. Theron Glenny was present at the meeting to discuss possible improvements to the hockey rink. Mr. Glenny advised this is the 15th year of hockey in Tyrone. Former Mayor Patricia Stoner was instrumental in getting hockey in Tyrone. The Tyrone Hockey league has 60-100 players each season. They end their season with a championship game named the "Mayor's Cup" (in honor of Pat Stoner). Mr. Glenny along with a few hockey players were present to request some improvements be made to the hockey rink. Mr. Glenny provided a handout for Council which include some proposed improvements broken down into phases. Phase 1 – fix fencing and pressure wash board (inside and outside); Phase 2 – Resurface Rink; run electricity to the rink and install scoreboard; Phase 3 – Repave sidewalk into the rink, create patio with benches and install bleachers and Phase 4 – cover the rink, install meter-fed lighting and netting from ceiling to fencing.

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Tyrone Improvement Group (TIG)

Members of the Tyrone Improvement Group were present to show Council the proposed planters they are wishing to install throughout the downtown area. TIG stated these could be removed for the seasons. Council member Patterson felt they should stay up permanently. Council asked TIG to confer with Code Enforcement officer Marvin Frazell as to the height of the planters. TIG members had previously stated they would take care of the maintenance of the planters/plants. It was the consensus of Borough Council to allow installation of these planters.

Rhonda Holland, 620 Washington Avenue

Rhonda Holland of the Blair County Tea Party group addressed Council with regard to the Second Amendment Sanctuary Agreement referendum. She requested that the Borough once again consider the version of the Intergovernmental Cooperation Agreement drafted by her group as she believed it more closely reflected the wishes of the people who promoted the referendum which required the Borough to enter into such an agreement with Blair County. She again expressed displeasure with the fact that the Council did not meet with her group or allow its attorneys to advise them on how to write the agreement. She believes that the agreement presented by her group provides more protection of Second Amendment rights than the one adopted by all the municipalities in Blair County.

Joe Addink addressed Council identifying himself to be a member of the Blair County Tea Party and as one of the lawyers who drafted the agreement that Ms. Holland asked the Council to consider. He stated that the agreement adopted by Council met the requirements of the referendum, but that it was a "D effort", whereas the agreement he drafted was an "A". He likened the agreement to a contract and argued that the Borough had the power to confer third party standing upon residents that would permit them to bring lawsuits against municipal officials. He further argued that the Council could declare that any new firearms legislation passed after the date of the referendum to be a violation of the agreement. At the conclusion of his remarks the Solicitor responded and explained why the agreement he was promoting had no basis in applicable statutory authority, was unlawful and unenforceable.

APPROVAL OF MINUTES

It was moved and seconded the Minutes of the April 11, 2022 Council meeting be approved. A roll call vote was taken. Ayes: Council Members Dollar, Hunter, Mills, Patterson, Poust and Mayor Latchford. Council member Snyder abstained. The motion carried.

APPROVAL OF MONTHLY FINANCIAL REPORTS

It was moved and seconded the financial reports for the monthly accounting period ending April 30, 2022 be approved: (1) The Account Balance Report; (2) Statement of Revenues and Expenses; and (3) Cash Disbursement Journal. Council unanimously approved said motion.

BOROUGH MANAGER'S MONTHLY REPORT

Update – Blazing Arrow Hook and Ladder – Equipment Replacement

Council recently discussed earmarking American Rescue Funding toward the purchase of a new ladder truck for the Blazing Arrow Hook and Ladder Fire Company. The cost of this equipment has increased significantly. Chief Gault advised they have placed the order for the truck due to another price increase of \$120,000 going into effect May 1st. At this time, this piece of apparatus will not be delivered until January 2024. The Borough is to receive their 2nd installment of these funds in early 2023. It was moved and seconded that Council approve this allocation. Council unanimously approved said motion.

Logan Avenue Streetscape Project

The Borough's CDBG Grant Coordinator Trina Illig recently shared an article with Borough staff regarding our Logan Avenue Streetscape project. Attached is a copy of the article that appeared in a Council of State Community Development publication.

Tallman Aerial Spraying

The Borough contracted with Tallman Aerial for spraying the Borough watershed property and Reservoir Park for gypsy moths. Mr. Tallman has recently contacted the Borough and this spraying will take place sometime this month, depending on the weather and the advancement of the larvae. A copy of the notice was provided for Borough Council. Neighboring properties were notified by hand delivered notification.

Borough Sponsored Summer Concert Program

For many years the Borough has sponsored a Summer Concerts in the Park series. Concerts are held at the Amphitheatre at Reservoir Park at 6pm on Sunday evenings during July and August. Council was provided with a copy of the scheduled concerts.

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Terry Richardson Senior Citizen Fishing Rodeo

The Borough's Senior Citizen Fishing Rodeo is scheduled for Wednesday, May 11, 8am-11am. The rain date is May 18. Lunch will be served at 11am.

Approval of Comcast Cable Franchise Agreement

Council was in receipt of a copy of a new Franchise Renewal Agreement with the Borough's cable provider, Comcast. This renews the Borough's contract for cable services for the next 10 years. The prior Agreement was a five-year extension, nothing has changed since that agreement. This was reviewed by Solicitor Stants. It was moved and seconded that Council approve the Franchise Agreement with Comcast. Council unanimously approved said motion.

Approval of Estoppel Agreement – Sandy Ridge Windfarm

Council as in receipt of a copy of an Estoppel Agreement for the Sandy Ridge Windfarm project. The developer for this project will be obtaining a construction loan for this project. As a requirement for granting this loan, the Lender is requesting this Landowner Estoppel Certificate. This was reviewed by Solicitor Stants. It was moved and seconded that Council approve the Estoppel Agreement as presented. Council unanimously approved said motion.

Miscellaneous:

- Senior Citizen Fish Rodeo – May 11, 8-11am; rain date is May 18
- Community Pool opens Memorial Day weekend
- Senior Stroll – June 15 @ 11am

SOLICITOR'S RERORT: The Solicitor had the following for Council:

Proposed Ordinance No. 1461 – Additional Stop Signs

An Ordinance of the Borough of Tyrone, a Home Rule Municipality, Amending Chapter 190 of the Code of the Borough of Tyrone Entitled "Vehicles and Traffic" To: 1. Add Stop

Signs on: Alley F at its Intersection With Alley A; And 2. Establish an Effective Date. It was moved and seconded that Council approve Ordinance no. 1461. Council unanimously approved said motion.

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CONSULTING ENGINEER: Council was in receipt of Rettew's Engineering Report.

CODE ENFORCEMENT: Council was in receipt of Mr. Frazell's report.

POLICE DEPARTMENT: Council was in receipt of Chief Walk's report.

SEWER DEPARTMENT: Council was in receipt of Mr. Harris's monthly report.

WATER DEPARTMENT: Council was in receipt of Mr. Ashcroft's monthly report.

HIGHWAY DEPARTMENT: Council was in receipt of Mr. Bywater's report.

EMA DIRECTOR REPORT

EMA Director Jay Young thanked Council for their support in allocating money for the fire department. Mr. Young advised this new truck will have a platform that will better aid them when doing rescues from places such as Pennsylvania House.

Mr. Young also advised Council of their responsibilities as elected officials in the time of emergencies. He advised they are all required to take National Incident Management Systems (NIMS) training. All elected need to take the 100, 200 and 700 levels of NIMS.

Mr. Young recently attended training where they discussed human trafficking. This was an FBI sponsored training and unfortunately human trafficking is in this area. The target age is 10 for females and 13 for males.

MISCELLANEOUS

- Council inquired if there is anything the Borough can do about the condition of 11th Street @ Pennsylvania Avenue. Borough Manager Latchford has contacted PennDOT regarding the condition of this road numerous times.
- Council member Hunter inquired about dredging of the river. Mr. Latchford advised this can only be done when the water level is low.
- Council member Snyder inquired as to enhancing the sound system in City Hotel Park. It could be used to play Christmas Carols, make public announcements, etc. Mr. Snyder would like us to explore costs of such a system.

- Council member Rob Poust inquired of the status of the First Responder's Park. Mr. Latchford advised the new engineer, Rettew is working on a rendering for this area. Council member Snyder advised he has two artists who would like to paint a mural on the wall of D'Ottavio's building

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- Council member Patterson suggested putting the dog park and skate park at Shea field.

The Meeting Adjourned at 8:10pm.

Respectfully Submitted,

Ardean C. Latchford/kdg
Borough Manager