

**TYRONE BOROUGH COUNCIL
MINUTES OF REGULAR COUNCIL MEETING**

AUGUST 12, 2013 @ 7:00PM

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The Regular Monthly Council Meeting of the Tyrone Borough Council was held on Monday, August 13, 2013 @ 7:00PM at the Tyrone Borough Municipal Building, 1100 Logan Avenue, Tyrone, PA. Mayor Fink led the group in the Pledge of Allegiance and Pastor Patterson, Bible Baptist Church gave the Invocation.

CALL TO ORDER:

Mayor Fink called the meeting to order and requested roll call. Present: Council members Courtney Rhoades, Christy Ray, Ray Detwiler, Mark Black, Terry Richardson, William Latchford, and Mayor Fink. Absent: Council member Mark Kosoglow and Also present were Borough Manager Phyllis Garhart; Director of Administration Brandi Miller; Solicitor Larry Clapper; Sewer Superintendent Tim Nulton; Highway Superintendent Jim Bywater; Water Superintendent Ardean Latchford; Chief of Police John Romeo; Code Enforcement Officer Patrick Rabits; Consulting Engineer Kevin Nester and Administrative Assistant Kimberly Gurekovich.

EXECUTIVE SESSION: Mayor Fink announced that an Executive Session was held prior to the Council meeting to discuss personnel.

PUBLIC COMMENT:

Joe Eckels,

Mr. Eckels was in attendance to provide Borough Council with a final expenditure report for the *Eagle for Freedom* Eagle Scout Project. A total of \$86,088.71 was raised for the project. Mr. Eckels donated the remaining \$5,655.80 to the Borough for maintenance and upkeep.

There was no further public comment.

APPROVAL OF MINUTES

It was moved and seconded the minutes of the July 8, 2013 Borough Council meeting be approved. A roll call vote was taken: Ayes: Council members Rhoades, Black, Richardson, Detwiler, Latchford and Mayor Fink. Council member Ray abstained.

APPROVAL OF MONTHLY FINANCIAL REPORTS

It was moved and seconded that the financial reports for the monthly accounting period ending July 31, 2013 be approved: (1) The Account Balance Report; (2) Statement of Revenues and Expenses; and (3) Cash Disbursement Journal. Council member Rhoades inquired as to how payments are generated for the Sunday Concerts in the Park. Since the Tyrone Arts Council has disband, all checks are now generated from our office. A roll call vote was taken: Ayes: Council members Rhoades, Black, Richardson, Detwiler, Latchford and Mayor Fink. Council member Ray abstained.

BOROUGH MANAGER'S MONTHLY REPORT

Review of 2012 Borough Audit

Dan Bradley, of Young, Oakes, Brown and Company, was present and reviewed the Borough's audit with Council. Mr. Bradley thanked Borough Council and Staff for their continued support. One finding, as in years past, is "*Segregation of Duties*", which comes from the Borough having a small staff. Mr. Bradley advised this finding should go away for the 2013 Borough Audit.

MOU – Vail Water System

The Borough was in receipt of a Memorandum of Understanding for the Vail Water System, from Snyder Township Chairman, Charles Diehl. After review of the MOU, it was noted the Tyrone Borough Authority also needed to be included in this document. At the Authority Meeting on June 18th, the Authority approved the MOU, contingent upon review of the Borough Engineer, thus to keep the project moving forward. The Authority also denied a request from Snyder Township to waive the water tap fees of \$1,000, per EDU. It was noted, this project will be of no cost to the Borough and once customers are hooked to the Borough's water system, the Borough would then have the ability to lien the property and/or shut off for nonpayment.

It was moved and seconded that Council approve the revised MOU for the Vail Water System, contingent upon review of the Solicitor and Engineer. Council unanimously approved said motion.

Storm Sewer Replacement – Park Avenue

It was moved and seconded that Council approve moving forward with repair to a storm sewer pipe on Park Avenue, between 3rd and 4th Streets. This portion of Park Avenue

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continues to have drainage problems. Many attempts have been made to flush this pipe, however, with not results. Due to the size of this project it is recommended this project be put out for bid. Council unanimously approved said motion. Mrs. Garhart advised although this project was not included in the 2013 budget, funds are available under the capital construction line item.

Discussion Items:

MMO-Pensions Plans – Council was provided with copies of 2014 Minimum Municipal Obligation forms for the Police and Non-Union Employee Pension Plans. The estimated cost for six participants in the Police Pension Plan is \$84,057. The estimated cost for 32 participants in the Non-Uniform Pension Plan is \$131,776. These costs will be added to the 2014 budget.

Fire Service Agreements – The Borough's Worker's Compensation carrier, MRM Trust, terminated coverage for Volunteer Fire Companies in July, 2012. This termination was due to the State enacting Act 46 of 2011 regarding Cancer Claims. The premiums for Worker's Compensation are based on population. The Borough currently receives a flat rate of \$5,000 from Grier School, Birmingham Borough and Snyder Township. Mrs. Garhart feels these rates need to be adjusted to reflect actual costs based on population of the 3 entities. A 90 day notice is required to make any changes to the current Fire Service Agreements. It was the consensus of Council to move forward with renegotiating the current Fire Service Agreements.

Information Items:

- Two CDBG hearings will be held before the September 9th Council meeting for allocation of \$91,835. Mrs. Garhart also advised there is \$20,000 remaining in the Demolition Line Item from 2011 CDBG. It was moved and seconded that Council reallocate those funds to Housing Rehabilitation. This item was not on the Agenda. Mayor Fink called for public comment, there being none. Council unanimously approved said motion.
- RFP's have been received for the Walking Path at Reservoir Park. They are currently being reviewed by Borough staff and will be reported to Council at a future meeting.
- The Borough submitted the Flood Modeling and Mapping to the FEMA. This is being done in an effort to revisit the latest version of the Borough's flood mapping.

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- SCCBA Dinner – August 14, 2013
- The Borough will be taking bids on several items on September 4, 2013:
 - 2009 Dodge Charger Police Car
 - 1996 Ford F250 Pickup
 - 1989 GMC Dump Truck
 - Miscellaneous Equipment – WWTP
 - Line Striping Machine

SOLICITOR'S RERORT: Solicitor Clapper presented Resolution No. 2013-06 for Council's approval. At the July 8th Council Meeting, Council member Latchford requested Council consider approval of an Anti-Bullying Resolution to show support of anti bullying foundations, initiatives and programs within the Borough of Tyrone and Blair County.

It was moved and seconded that Council approve Resolution No. 2013-06. Council unanimously approved said motion.

CONSULTING ENGINEER: Council was in receipt of the Engineer's report. Mr. Nester report the HVAC work for the Water Department is being broken into three phases. Mr. Nester plans to meet with Borough staff to review the revised estimated construction costs for Phase 1.

The replacement of North Avenue, Hanilton Avneue and 12th Street

ZONING/CODE ENFORCEMENT: Council was in receipt of the Code Enforcement Report. Council member Richardson inquired as to regulations for dumpsters along Borough streets. The Borough has no set rules for dumpsters.

Mr. Rabits advised the complaint received from Mr. Gergley at last month's meeting regarding his neighbors property has been cleaned up.

A Variance Hearing will be held in September for property along Lincoln Avenue for storage units.

Albemarle Corporation has submitted a Subdivision and Land Development Plan for a plant expansion.

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

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SEWER DEPARTMENT: Council was in receipt of Mr. Nulton's monthly report. Mr. Nulton advised the power demand response program the WWTP is part of has requested a shut down in the month of September for one hour.

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

HIGHWAY DEPARTMENT: Council was in receipt of Mr. Bywater's monthly report. Mr. Bywater advised he has spoken to the contractor for the flume project, they advised he could turn the water back on this week. The lake is getting noticeably low and he would like to get water into it.

MISCELLANEOUS:

Mayor Fink thanked Council for their support in getting reports to FEMA regarding the Borough's flood maps.

The Meeting Adjourned at 8:00PM.

Respectfully Submitted,



Phyllis J. Garhart/kdg
Borough Manager