

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

FEBRUARY 10, 2014 @ 7:00PM

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The Regular Monthly Council Meeting of the Tyrone Borough Council was held on Monday, February 10, 2014 @ 7:10PM at the Tyrone Borough Municipal Building, 1100 Logan Avenue, Tyrone, PA. Mayor Fink led the group in the Pledge of Allegiance and Pastor Aden Wertz, Church of the Good Shepherd & Warriors Mark United Methodist Church gave the Invocation.

CALL TO ORDER:

Mayor Fink called the meeting to order and requested roll call. Present: Council members Courtney Rhoades, Mark Black, Terry Richardson, Mark Kosoglow, Christy Ray, William Latchford, and Mayor Fink. Absent: Council member Raymond Detwiler. Also present were Borough Manager Phyllis Garhart; Director of Administration Brandi Miller; Solicitor Larry Clapper; Highway Superintendent Jim Bywater; Water Superintendent Ardean Latchford; Sewer Superintendent Tim Nulton; 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 and real estate.

PUBLIC COMMENT:

Mr. John Crider, Grand Army of the Republic (GAR)

Mr. Crider was present to request placing a bronze marker on the back of the stone monument in Reservoir Park commemorating the Grand Army of the Republic (GAR) post. Mr. Crider advised there is nothing in the park acknowledging the GAR.

Mr. Crider advised the cost would be \$900, the Sons of the GAR have donated \$300, the remainder they will be raising. The GAR would like to dedicate this marker on Memorial Day. Mr. Crider was seeking Council's consent to move forward with this project, which was granted.

Members of the Eternal Flame Committee were also present and advised they would like to recognize all conflicts since the inception of the Borough. The Eternal Flame Committee is meeting with the Borough on February 19 @ 7pm. It was suggested the GAR committee be included in this meeting.

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Mr. Bryan Peachy, 10 9th Street

Mr. Peachy was in attendance to thank the Water Department for their assistance in thawing out their frozen water line earlier this month. The Peachy's had been without water for a few days.

There was no further public comment.

APPROVAL OF MINUTES

It was moved and seconded the minutes of the January 6, 2014 Borough Council meeting be approved. A roll call vote was taken. Ayes: Council members Rhoades, Black, Richardson, Black, Latchford and Mayor Fink. Council members Kosoglow and Ray abstained. The motion carried.

APPROVAL OF MONTHLY FINANCIAL REPORTS

It was moved and seconded the financial reports for the monthly accounting period ending January 31, 2014 be approved: (1) The Account Balance Report; (2) Statement of Revenues and Expenses; and (3) Cash Disbursement Journal. A roll call vote was taken. Ayes: Council members Rhoades, Black, Richardson, Black, Latchford and Mayor Fink. Council members Kosoglow and Ray abstained. The motion carried.

BOROUGH MANAGER'S MONTHLY REPORT

Clay Avenue Storm Water/Under Drainage Repair

The Borough is in receipt of a Reimbursement Agreement between PennDOT and the Borough for the Clay Avenue Storm Water/Under Drainage System. The estimated cost to the Borough for this project will be \$284,185. It was moved and seconded that Council approve Reimbursement Agreement No. 09856. Council unanimously approved said Agreement.

Water Meter Replacement Program

The 2014 Water Capital Budget included \$500,000 for meter replacements. Quotes have been received from L & B Water and Exeter Supply Company. Both quotes are covered under State Contract. Quotes have been reviewed by Borough Staff and it is recommended that Council approve purchase of the meters from Exeter Supply Company at the cost of \$186/meter. It was moved and second to purchase water meters from Exeter Supply Company. Council

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unanimously approved said motion. The Borough will be seeking RFP's for installation of the same.

Insurance Renewals

The Borough is in receipt of Insurance Renewals for Public Officials, Employment Practices, Police Professional Liability, VFIS and MRM. It was moved and seconded that Council approve said quotes for the period of March, 2014 through March, 2015. Council unanimously approved said motion. It was noted the Borough will receive an estimated dividend for 2014 in the amount of \$35,000.

Approval of 2014 Events

It was moved and seconded that Council approve the list of 2014 Events, including use of Borough facilities as well as 2 Family Pool Passes for the Annual Tyrone Day and the Labor Day Picnic. Council unanimously approved said motion.

Appointment of 3 Part-Time Police Officers

Chief Romeo had previously requested appointment of 3 part time officers. It was moved and seconded that Council authorize Chief to move forward with this appointment, subject to background checks. This item was not on the Agenda. Mayor Fink called for public comment and there was none. Council unanimously approved said motion.

Informational Items

- SAP & DC rejected the Borough's request for the funds towards the Walking Path. The Borough will also apply to DCNR for funding.
- The IRC will be holding a special collection at Tyrone School on April 5, from 8am to 1pm
- The Borough will be hosting a shredding and e-waste collection event on April 30th from noon to 3pm at Reservoir Park.
- Spring Cleanup in the Borough will be April 15, 16 and 17

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SOLICITOR’S RERORT: Solicitor Stants presented the following for Council’s approval:

Ordinance No. 1348 – Regulations for Dumpsters and/or Roll Offs

“An Ordinance Of The Borough Of Tyrone, A Home Rule Municipality, Amending Chapter 170 Of The Code Of The Borough Of Tyrone Establishing Regulations And Fines For Waste Dumpsters, and/or Roll Off Containers and/or Waste Containers To Be Located In Public Places And Requiring: Permits, Fees And Duration For Any Such Permit; Procedure For Removal Of Such Containers; Illumination, Covers And Identification Of Owners For Such Containers; Prohibiting Leakage And Placement Of Garbage In Such Containers And Establishing An Effective Date.”

Council member Kosoglow inquired as to the reason for this Ordinance and the Fee associated with the same. It was noted the Borough has received many complaints regarding dumpsters sitting for long periods of time in public cartways. Staff felt it was prudent to invoke some type of regulations. While Mr. Kosoglow understands the reasoning for the dumpster/rolloff rules and regulations, several council members were concerned about the fee and if the proposed \$30 helps to offset many costs that may be incurred.

It was moved and seconded that Council approve Ordinance No. 1348. A roll call vote was taken. Ayes: Council members Black, Richardson, Rhoades and Mayor Fink. Nays: Council members Ray, Kosoglow and Latchford. The motion passed.

Ordinance No. 1349 – Fees for Dumpsters and/or Rolloffs

After a lengthy discussion, it was suggested that Council consider a \$100 refundable fee. It was moved and seconded that Council adopt Ordinance No. 1349, conditioned upon the fee being changed to a \$100 refundable fee. Council unanimously approved said motion.

Resolution No. 2014-05 – Authorizing Borough Signatories for PennDOT

It was moved and seconded that Council approved Resolution No. 2014-05 Authorizing Borough signatories for PennDOT documents. Council unanimously approved said motion.

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CONSULTING ENGINEER: Council was in receipt of the Engineer's report. Mr. Nester advised the paper mill water line project as well as the new main replacement project are on hold due to the extreme weather. Mr. Nester also extended an invitation to everyone for a Retirement Celebration for Ray Myers, one of the founders of CET and the Borough's former Engineer.

ZONING/CODE ENFORCEMENT: Council was in receipt of the Code Enforcement Report. Council member Richardson inquired if any citations have been issued for sidewalks. Mr. Rabits advised that he had. Mr. Rabits also advised Judge Miller will be meeting with people to try and obtain compliance before issuing citations.

POLICE DEPARTMENT: Council was in receipt of Chief Romeo's report. Chief advised he will be sending Officer Hollis to "Bike School"; this will give the Borough 2 Bike Patrol Officers. Chief also thanked the Mayor and Borough Manager for permission to purchase the plaque in memory of Officer Christopher Amerine who passed away on January 19, 2014.

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

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 requested permission to purchase a mower and a new truck for the highway department. Mr. Bywater was advised to get prices and report back to Council. These items were included in the 2014 Highway Budget.

MISCELLANEOUS: None

The Meeting Adjourned at 8:10PM.

Respectfully Submitted,

Phyllis J. Garhart/kdg
Borough Manager