

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

**JULY 8, 2013 @ 7:00PM**

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The Regular Monthly Council Meeting of the Tyrone Borough Council was held on Monday, July 8, 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 Ardean Latchford gave the Invocation.

**CALL TO ORDER:**

Mayor Fink called the meeting to order and requested roll call. Present: Council members Courtney Rhoades, Ray Detwiler, Mark Black, Terry Richardson, William Latchford, and Mayor Fink. Absent: Council members Mark Kosoglow and Christy Ray Also present were Borough Manager Phyllis Garhart; 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:**

**Cody Eckels, Eagle for Freedom Project**

Cody Eckels presented Mayor Fink with a picture collage of the Eagle for Freedom Project.

**Bob Nein, Chairman – Eternal Flame/Eagle for Freedom Project**

Mr. Nein, Chairman of the Eternal Flame Project, was present to ask Council permission to continue with the Eagle for Freedom Project. The Eckels' family will be stepping away from the Eagle for Freedom Project as it is now complete. A committee of 11 community members has been formed to continue this project. If granted permission, the Committee will continue to sell brick pavers and expand the current walk way towards the bronze statue. It was moved and seconded that Council approve the request of the Eternal Flame Committee to continue selling brick pavers and expand the walkway. This item was not on the Agenda and Mayor Fink asked for public comment. There being none, it was moved and seconded that Council approve the request of the Eternal Flame Committee to continue selling brick pavers and expand the walkway, pursuant to the plans provided to Council. Council unanimously approved said motion. The Committee was advised to continue to work with the Borough and keep them

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advised as the project continues.

**Tyrone Garden Club**

Mary Jane Rudakewich, member of Garden Club, was present to address Council regarding the plantings at City Hotel Park. Mrs. Rudakewich advised she had met with the Borough Manager and the Code Enforcement Officer earlier in the month. Mrs. Rudakewich reviewed the Borough's concerns and offered their remedy.

Borough Manager Phyllis Garhart reviewed concerns that were addressed in her report and provided pictures of the City Hotel Park depicting the overgrowth and out of control plantings. The Borough has received many complaints about the condition of the Park. The overgrowth allows for people to hide making it difficult for police to patrol that area. The walls are also unable to be assessed due to the overgrowth of the rosebushes and some plantings are coming out into the walk areas of the park. The Garden Club advised that no pruning has been done for the past two years due to lack of manpower.

Council members Rhoades and Richardson feel the park looks good and just needs some pruning.

Mrs. Garhart's report recommended the maintenance be restored to the Borough. After some discussion by Council, Borough Staff and the Garden Club, it was the consensus of Borough Council to allow the Garden Club to proceed with the care and maintenance of the plantings for another year. Mayor Fink asked that they meet with the Borough Manager and keep her abreast of their plans.

**Mr. Richard Gergley, 625 W. 13<sup>th</sup> Street**

Mr. Gergley addressed Borough Council regarding a neighboring property and the high grass. Mr. Gergley has previously spoken with Mayor Fink and Code Enforcement Officer Pat Rabits, and feels nothing has been done. Mr. Rabits advised he is working on this issue and they have found there is a discrepancy as to the owner of the neighboring property. Mr. Rabits stated the property has been split. The Borough has contracted with the bank to cut the grass. Mr. Gergely is also concerned about the vermin that is coming from the high grass. Mayor Fink advised the Borough cannot go on someone else's property without permission to do any kind of work unless it results in a public nuisance. Mayor Fink will check in to how to best address the rodent problem.

There was no further public comment.

**APPROVAL OF MINUTES**

It was moved and seconded that the minutes of the June 10, 2013 Borough Council meeting be approved. Council unanimously approved said motion.

**APPROVAL OF MONTHLY FINANCIAL REPORTS**

It was moved and seconded that the financial reports for the monthly accounting period ending June 30, 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 *ticket refund for Park n Ride*. Mrs. Garhart advised these tickets were written in error. Council unanimously approved said motion.

**BOROUGH MANAGER'S MONTHLY REPORT**

**Award of Street Paving Program**

The Borough accepted bids for the 2013 Street Paving Program on June 27<sup>th</sup>. Three bids were received and are outlined below:

New Enterprise Stone & Lime Co.	\$ 90,537.92
Grannas Brothers	\$ 99,416.00
Glenn O. Hawbaker	\$101,858.05

It was moved and seconded that Council award the bid to the low bidder, New Enterprise Stone & Lime Company, Inc., at their bid price of \$90,537.92. A roll call vote was taken. Ayes: Council members, Rhoades, Richardson, Black, Latchford and Mayor Fink. Council member Detwiler abstained.

**Assignment and Assumption of Contracts**

Earlier this year, CET Engineering was acquired by GHD, Inc. The Borough is in receipt of Assignment and Assumption Contracts. This will allow GHD to continue with Borough contracts, said contracts do not change the scope, fees and terms of the contract held with CET. It was moved and seconded that Council approve the approval of said Contracts. Council unanimously approved said motion.

**Repair of Tyrone Welcome Signs**

Council was in receipt of an estimate for repairs to 2 of the 3 “Welcome to Tyrone” signs located within Borough limits. The signs are 17-22 years old and have never had any maintenance. The total estimate for repairs to the 2 signs that are in the worst condition is \$9,344. It was moved and seconded that Council approve said repairs. It was noted the funds would come from the Capital Expenditure Fund (Gamesa Funds) for this expenditure. Council unanimously approved said motion.

**Donation of Swim Pass – Tyrone Community Events**

It was moved and seconded the Borough donate 1 family swim pass for the 2014 season to both the Tyrone Community Day @ DelGrosso’s Park and to the Labor Day Picnic Committee. Council unanimously approved said motion.

**City Hotel Park**

The Borough has received several complaints about the condition of City Hotel Park, i.e., plantings, windows, walls. After meeting with Borough staff, an assessment was made of three major issues: (1) windows; (2) walls and (3) flower beds. It was the consensus of Council to obtain quotes for the windows and walls. The flower beds were previously discussed.

**SOLICITOR’S RERORT:** Solicitor Clapper had nothing to report.

Council member Latchford advised Council of a Bully Free Resolution, he has recently been made aware of. Such Resolution is to make people aware of bullying. Mr. Latchford stated he would like to see the Borough be proactive and consider adopting such a Resolution.

**CONSULTING ENGINEER:** Council was in receipt of the Engineer’s report.

**ZONING/CODE ENFORCEMENT:** Council was in receipt of the Code Enforcement Report. Council was provided with a request from Gardner’s Candies for approval of a Subdivision/Land Development Plan for a 12,000 square foot warehouse addition. It was moved and seconded that Council approve said Subdivision/Land Development Plan, contingent upon final review of the Borough Solicitor and Engineer. Council unanimously approved said motion.

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

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Council member Detwiler inquired as to whether the Borough had a neighborhood watch program. Chief advised the Borough has had one for about a year now, however, an average of 4 residents show up to these meetings. Chief advised neighborhood watch meetings are not designed to be run by police departments. The Drug Task Force was also discussed. Chief advised the County's Drug Task Force operates as a part time entity. The State Police are the only ones that have a full time Drug Task Force Department. Chief advised there are costs involved and if Council would allow them to spend \$5,000-\$7,000, they could perform more Drug Task Force duties.

Chief Romeo also advised last year a \$5,000 grant for Police Bike Patrol was given to the Borough from Operation Our Town, however, this year there is no money.

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

**WATER DEPARTMENT:** Council was in receipt of Mr. Latchford's monthly report. Mr. Latchford advised the final phase of their work at Soldier's Park is nearing completion.

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

**MISCELLANEOUS:**

- Mayor Fink advised the Army Corps of Engineers will have the final portion of their flood report to the Borough next week. As part of this review the flood plain maps are to be revised again.

The Meeting Adjourned at 8:30PM.

Respectfully Submitted,



Phyllis J. Garhart/kdg  
Borough Manager