

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

JUNE 10, 2013 @ 7:00PM

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The Regular Monthly Council Meeting of the Tyrone Borough Council was held on Monday, June 10, 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 Sarah Kim, Christ 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, Ray Detwiler, Mark Black, Mark Kosoglow, Terry Richardson, William Latchford, Christy Ray and Mayor Fink. 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 Ann Reynolds 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 possible litigation.

PUBLIC COMMENT:

Mitch Cooper, Blair County Sheriff's Office

Mr. Cooper was present to make a request from Borough Council for a donation of the 2009 police car the Borough has recently taken out of service. Mr. Cooper advised he has been working for several months on a grant to get an explosives detection dog for the County. He has secured the availability of a dog, training of a handler and only needs a vehicle. This dog would be used all over Blair County. In several recent explosive incidents, emergency personnel have been forced to wait for hours for a dog to come from Centre County.

Mayor Fink thanked Mr. Cooper for his time and advised the Borough would take his request under consideration.

Dr. Chris Pine, Dentist – Fluoride Removal

Dr. Pine, spokesperson for several dentists and orthodontists in attendance, addressed Borough Council regarding the removal of fluoride from the Borough's water supply. Dr. Pine and his colleagues feel strongly against the Borough taking fluoride from the Borough's water system. Dr. Pine stated studies show a 45-60% reduction in the cases of cavities and asked that Council consider fact vs. fiction. Dr. Pine also stated their

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belief is too much government involvement. Keeping fluoride in the water helps protect those that do not regularly visit a dentist.

Dr. Sloss advised that many of his pediatric patients do not have cavities/fillings. One of the doctors advised that out of 379 adult teeth, he has found 3 small fillings.

Dr. Pine asked Council to take a step back and decide if it is really a good move for the Borough residents. Fellow dentists stated it would take 7-8 years until you would see the results if fluoride is removed.

Some residents in attendance requested this be placed on the ballot.

Mrs. Linda Daniels, Washington Avenue, inquired as to the number of negative and positive responses to the fluoride. Council member Ray provided copies for Mrs. Daniels to count. She reported the count to be 34 in favor of keeping the fluoride and 19 against.

Water Superintendent Ardean Latchford advised fluoride only costs the Borough \$5,100/year so it is not a cost saving measure.

Councilmember Richardson advised that as he was approached in the public about this matter, he asked the people to attend the Council meeting, which Mr. Richardson acknowledged; some of those people were in attendance. Mr. Richardson then asked for a show of hands as to how many members of the public would like to keep the fluoride. After nearly all hands were raised, Mr. Richardson stated he was changing his vote to keep the fluoride, however, he also noted that no residents had previously come forward to voice an opinion until tonight. Mr. Richardson thanked those who did.

After some additional discussion, it was then moved and seconded that Council stop the process for removal of fluoride from the Borough's water system. A roll call vote was taken. Ayes: Council members Black, Ray, Richardson, Latchford, Detwiler and Rhoades. Nays: Council member Kosoglow and Mayor Fink

There was no further public comment.

APPROVAL OF MINUTES

It was moved and seconded that the minutes of the May 13, 2013 Borough Council meeting be approved. A roll call vote was taken. Ayes: Council members Ray, Black, Richardson, Latchford, Rhoades and Mayor Fink. Council members Kosoglow and Detwiler abstained.

APPROVAL OF MONTHLY FINANCIAL REPORTS

It was moved and seconded that the financial reports for the monthly accounting period ending May 31, 2013, 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

Approval of Final Payment - Flap Gate Project

Council was in receipt of a request for final payment on the Flap Gate Project in the amount of \$12,624.84. It was moved and seconded that Council approve said payment. Council unanimously approved said motion.

Approval of Final Payment – 14th Street & Logan Avenue

Council was in receipt of a request for final payment on the manhole relocation project at 14th Street and Logan Avenue. It was moved and seconded that Council approve said payment. Council unanimously approved said motion.

Road Maintenance Agreement – Timbering Harvesting Operation

Council was in receipt of a Timbering Agreement to timber property belonging to James and Shannon Lang. Said Agreement has been prepared by Solicitor Clapper. Per Mr. Latchford, this will actually be an improvement for the water department. It was also noted there are no utilities located in the affected area. If it appears as though the road is being damaged, the Borough can go back and request a bond from them. The property owners will be paying 6 months in advance.

It was moved and seconded that Council approve said motion. Council unanimously approved said Agreement.

Purchase of Office Chairs – Administration and Police Department

Council was in receipt of quotes for office chairs. Following a recent assessment of office chairs, many were found to be in disrepair, thus due to the age of them and the use. Quotes for 3 chairs for the police department are \$675. These chairs are heavier duty, big and tall chairs with adjustable arms to allow officers

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to sit comfortably with their equipment on. Quotes for 10 office chairs for administration are \$395 per chair. Council unanimously approved said purchase.

Walking Path – Reservoir Park

Council was provided with a map and pictures for the proposed walking path at Reservoir Park. Code Enforcement Officer Patrick Rabits advised the Borough Engineer will need to review the plans and some minor modifications may need made. Mr. Rabits advised there are some trees that will need to be taken down as well as some wet areas along the proposed pathway that will need addressed. Council was in agreement with the plan presented to them and requested the Borough staff move forward with obtaining RFP's for the same.

Donation Request from Sheriff's Department

Council member Ray inquired as to the cost the Borough has received on previous sale of police cars. Mrs. Garhart advised the last charger sold for \$6,000. This car is a 2008 Dodge Charger with 83,000 miles. The Durango is a 2005 and has 108,000 miles. After some discussion by Council, it was moved and seconded that Council approve the donation of the Dodge Durango and cages to Blair County Sheriff's Department. This item was not on the Agenda. Mayor Fink called for public comment and there was none. Council approved said motion.

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

Ordinance No. 1343 – Appointment of Chief Administrator - Pension Plans

Council was presented with proposed Ordinance No. 1343, appointing Phyllis Garhart as Chief Administrator of the Borough Pension Plans. It was moved and seconded that Council approve Ordinance No. 1343. Council unanimously approved said motion.

Ordinance No. 1344 – Mobile/Video Recording Equipment – Police Dept

Council was presented with proposed Ordinance No. 1344, adopting policy and procedures for Mobile/Video Recording Equipment for the Police Department. It was moved and seconded that Council approve Ordinance No. 1344. Council unanimously approved said motion.

Pawnbroker Ordinance

Solicitor Clapper also advised when the Borough adopted the Pawnbroker Ordinance, an Appeals Officer was never designated. Solicitor Clapper advised since Chief Romeo is the Licensee, the Appeals Officer has to be a higher authority, and thus the Borough Manager would be the only option. It was moved and seconded that Phyllis Garhart be appointed the Appeals Officer for the Pawnbroker Ordinance. Council unanimously approved said motion.

CONSULTING ENGINEER: Council was in receipt of the Engineer's report. Mrs. Ann Reynolds advised CET has been in contact with DEP regarding the Borough's Chapter 94 Report. Mrs. Reynolds had nothing additional to report.

ZONING/CODE ENFORCEMENT: Council was in receipt of the Code Enforcement Report. Council was provided with a request from the Paper Mill for approval of a Subdivision/Land Development Plan for an addition at the Paper Mill. Adam Long, Engineer for the project was also in attendance at the meeting. Mr. Long advised the project does include new sidewalks, curbing, street trees, additional employee parking and new docks. The paper mill will also be bearing the expense of relocating a sewer main as well as a new sewer main that will take care of 6 houses near the project site.

It was moved and seconded that Council approve the Subdivision/Land Development Plan for the American Eagle Paper Mill, contingent upon final review of the Borough Solicitor and Engineer. Council unanimously approved said motion.

Council member Richardson inquired about the previous request for information regarding leashing of dogs. Mr. Rabits advised he had not further information however, referred to the Chief, as they would be making the arrests. Chief Romeo advised that people can be arrested for dogs running at large and there are penalties if a dog bites. Owners can be fined and dogs must be muzzled and obtain \$50,000 in insurance.

Mr. Rabits will do some research and bring some sample Ordinance back to Council at their July meeting.

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.

WATER DEPARTMENT: Council was in receipt of Mr. Latchford's monthly report. After an inspection of water tanks, Mr. Latchford provided pictures of a pressure reducing valve in Northwood. This is in need of repairs which the water department will be doing soon.

HIGHWAY DEPARTMENT: Council was in receipt of Mr. Bywater's monthly report. Mr. Bywater advised he has received some complaints about the sweeper not running as much. Mr. Bywater stated they have backed off the use of it some largely because it costs \$150-\$160/day to run. They have only had it out every other week.

MISCELLANEOUS:

- Council member Ray inquired about the drain pipe installation for Jefferson Avenue properties. Mr. Rabits advised only one resident has returned their forms and payment to the Borough.
- Council member Richardson inquired as to the possibility of a stop sign at the intersection near his residence (12th Street & Cameron Avenue). Borough staff advised a traffic study would have to be done.
- An unnamed resident complimented the Borough Street Sweeper stating he always goes out of his way for plowing and sweeping.

The Meeting Adjourned at 8:45PM.

Respectfully Submitted,



Phyllis J. Garhart/kdg
Borough Manager