

**SELINGROVE BOROUGH COUNCIL MEETING**

**MONDAY, SEPTEMBER 12, 2005 - 7:00 P.M.**

**COUNCIL MEMBERS PRESENT:** Pres. D. Mengel, V. Pres. W. Hetherington, C/P S. Christine, C/P C. Handlan, C/P M. Inch, C/P G. Kinney and C/P W. Reuning

**COUNCIL MEMBERS ABSENT:** None

**OTHERS PRESENT:** Solicitor R. Cravitz; Mgr. J. Bickhart; Mayor G. Beaver; Police Chief T. Garlock; Treasurer S. Badman; Recording Secretary D. Long; DH&L Representative Ken Stettler; Daily Item Reporter Marcia Moore; Auditor Laura Kerstetter; Borough Employee Janet Powers; Borough Landlord Mike Savidge; Borough Residents David Bowersox, Pete Carroll, Beverley Owens, Kimberly Riegel, Joseph and Margaret Siro; Coukart Engineer Shawn Sassaman; PennDOT Representative Karla Coudriet; SPI Representatives Mike Coyne, Mike Farrell, Pat Owens, Judy Spiegel; Susquehanna University Representatives Jennifer Hafer and Dave Henry; Swimming Pool Representatives Stephen Feiler, Pat Reilly and Dave Stroup

**OTHERS ABSENT:** None

**CALL MEETING TO ORDER:**

Pres. Mengel called the meeting to order at 7:00 P.M.

**REVIEW AND APPROVAL OF COUNCIL MINUTES FROM MEETING OF AUGUST 1, 2005:**

The following corrections were made to the minutes: On Page 5 at the top, Pres. Kinney should be Pres. Mengel. On Page 11 in the middle of the paragraph about the curbing, six trees should be changed to five trees. Janet Powers should be added to the list of Others Present.

Motion by C/P Kinney and Second by C/P Inch to approve the minutes as changed.

**AYES: SEVEN (7)      NAYS: NONE      MOTION CARRIED**

**VISITORS TO BE HEARD:**

**Borough Police Chief, Thomas Garlock – Presentation of Police Report for August 2005 –** Chief Garlock reported the new building is not ready to move into yet, as he is still waiting for a new door.

**DH&L Fire Company, Ken Stettler**

**July Report –** Ken reported there were 27 incidents as follows: 4 automatic alarms, 5 standby assignments, 3 false alarms, 1 good intent service call, 2 medical assists, 1 local alarm, 3 vehicle accidents without extrication, 1 lightning strike, 5 structure fires, 1 tree down and 1 water rescue recovery. The loss within the jurisdiction was \$0.00. The incidents occurred as follows: 1 in Freeburg, 3 in Monroe Township, 1 in Northumberland, 9 in Penn Township, 10 in Selingsgrove, 1 in Shamokin Dam, 1 in Upper Augusta Township and 1 in West Beaver Township. July man hours total 559.

**August Report –** Ken reported there were 22 incidents as follows: 3 automatic alarms, 3 standby assignments, 1 vehicle accident with extrication, 4 miscellaneous fires, 6 vehicle accidents without extrication, 1 power line down, 3 vehicle fires and 1 water rescue recovery. The loss within the jurisdiction was \$0.00. The incidents occurred as follows: 1 in Monroe Township, 6 in Penn Township, 10 in Selingsgrove, 2 in Union Township, 1 in Upper Augusta Township and 2 in Washington Township. August man hours total 504.

Ken reported that DH&L is no closer to starting the new social hall than they were in July. The fire company needs to wait until the matter of the race track is settled, which could take quite some time. A meeting will take place this week with the developer, who was the first party interested in the property.

**Laura Kerstetter, CPA, Forgett & Kerstetter, PC pertaining to Audit Report for 2004** – Ms. Kerstetter passed out copies of the 2004 audit report. She gave a brief synopsis and invited Council to look over the report and call her at her office if there are any questions. She can also come back to another meeting if there are questions that need to be discussed before the entire Council. She reported that this is the year that her firm adopted the GASB 34 format so the report does look a bit different from past reports. There are some additional statements added, called Government-Wide Financial Statements and some of the Fund Financial Statements look different. The same information is included, but with different verbiage and a bit of a different format. She reported that there were no findings. There is some additional reporting in the back that lists all of the Borough's special revenue funds. This was not a single audit this year because the federal grants received did not exceed \$300,000, so it was a financial audit. The management letter gives the Borough some suggestions for improvement. The AICPA has suggested to her firm that they tell their clients that they should have a Professional Code of Conduct Anti-Fraud Policy. This basically says that the Council members, employees, volunteers, and anyone associated with the Borough should receive a written policy stating what the person should and should not do. Ms. Kerstetter she stated she would give a sample of this document to Mgr. Bickhart, who can look it over and share it with Solicitor Cravitz. She stated it is not mandatory that the Borough have this and it is not a finding if they do not, but it is something that is a good idea to have in place.

**Dave Bowersox, pertaining to Invoice for Services Provided** – Dave Bowersox reported that he is at the Council meeting on the advice of his lawyer to contest a bill he received from the Borough for the repair of a sewer line at one of his rental properties. He contends that his sewer problems were caused by the Borough employees when they replaced a water shutoff, which was located directly above the damaged part of the sewer line. He presented a packet of his bills that he incurred as well as some photographs of the damaged pipe. He stated there was no sewer problem that he or the Borough was aware of prior to the replacement of the water shutoff. After the water shutoff was replaced he began to have sewer problems. Mgr. Bickhart replied that he reviewed this situation again today with Gary Klingler, Rick Kline, and Roger Feltman from the water department. These men reported that they did not engage in any excavation between the valve box and the sidewalk. The first thing the Borough was called out for was to repair a leak that was determined to be around the valve box itself, the curb stop. The excavation was done by hand and was not in the area where the damaged sanitary sewer line lateral was because it occurred in the area between the curb stop and the sidewalk, not between the curb stop and the curb. When the Borough did the repair of the valve box, the Bowersoxes contracted with someone else to come in and replace the water main from the curb stop into the house, so in that location there was excavation done by someone other than the Borough. If any damage occurred during the scope of this work, it would have been done by the Bowersoxes' contractor and not the Borough. The Borough employees did not use any equipment which would have damaged the cast iron sewer line, which had the top broken out. Therefore, the Borough's position is that it did not do that damage and it can prove that it did not do that damage. C/P Handlan stated Mgr. Bickhart is referring to a leakage, but Council members have a letter that refers to a blockage. Mgr. Bickhart replied that there was a leak in the valve box, which the Borough employees investigated and determined it was in the curb stop on the water service line. The Borough dug it up and replaced from the curb stop out to the main. The property owner replaced from the curb stop into the house. Shortly after that problems with the sanitary sewer lateral developed, including some backups into the building. Roto Rooter came a number of times to clear this with no success. The last time Roto Rooter came they succeeded in putting their snake down the line to the point where it came up through the ground and out into the street on an angle, indicating that there was a break somewhere that allowed the snake to get outside the sanitary sewer lateral and come through the ground in the approximately vicinity of the fresh excavation for the water line replacement. The snake came up through the soft macadam and was out into the street a foot or two. Based upon that, it could not be determined clearly where the break was but there was suspicion that it could be at the curb line into the street because of where the snake came out. Mgr. Bickhart then agreed that the Borough would do the excavation under the condition that is normally imposed, which is that if the Borough finds that it is not on the street side of the curb but rather on the property owner's property, then

the property owner will reimburse the Borough for the cost. The Bowersoxes agreed to do this. Dave Bowersox stated that the Borough did dig between the curb and the sidewalk, leaving the trench open for the Bowersoxes' plumber to run a new water line. When the Borough came at his request after the snake came up through the street, it was agreed that the Borough would dig and if it became the Bowersoxes' responsibility to pay for it they would do so. Dave stated that it was also agreed at that time that if the problem was found a little further back behind the curb, while the Borough's equipment and crew was there they would dig it and repair the problem so the Bowersoxes would not have to bring in a separate contractor. When the Borough got to the curb and they dug back and saw that it was behind the curb, the crew was pulled away. The Bowersoxes then received a bill for a service that was not agreed upon. Mr. Bowersox also stated the damage was caused by the Borough because there was no damage there prior to the water shutoff being replaced and there was no sewer problem prior to that. He stated he had no one dig in that trench and it was filled back in after the water line was replaced. Sheri Badman stated that because the Borough's costs are more expensive, they prefer that if there is a problem, the property owner should dig it up and the Borough will reimburse the property owner. She stated in the 20 years that she has worked for the Borough, the Borough has never repaired someone's personal lateral when a break was found. From the curb back is the responsibility of the property owner. Mgr. Bickhart clarified the term "a little bit beyond what the Borough exposed" – or as Dave Bowersox stated, "a little further back behind the curb" – by stating that he meant whatever could be dug and tunneled under the curb just a little bit beyond the line that the curb makes so that the Borough could get to and repair the break without actually having to get the equipment on the other side of the curb and onto private property to dig in the other direction. The Borough would have agreed to do this if it was right there and it could be seen and gotten to conveniently and could have been repaired inside the trench the Borough created. At no time did the Borough intend to go any further onto private property if the break was not found to be in the hole. The extenuating circumstance here was the fact that the residents had been living with this problem for quite a few days, maybe weeks or more, with sewage backing up into the house. It would have been difficult to get a contractor to come quickly to make a determination as to whose problem it was so that the problem could be solved. Under those circumstances Mgr. Bickhart explained to the Bowersoxes that the Borough would do what they did and if it was not the Borough's problem then the Bowersoxes would have to reimburse the Borough, which would not be inexpensive. He recommended several times that the Bowersoxes have a contractor come in to do it. The Bowersoxes thought that having the Borough look for the leak was the best way to get to the solution. There was a question as to whether the Borough dug the hole by hand or used a machine. C/P Hetherington stated that this morning he heard Gary, Rick and Roger stating that they always dig these by hand because of the delicacy of the situation. Mgr. Bickhart stated in a situation like this the Borough knows the exact depth of the water line because the top of the curb box can be opened and it is then possible to measure down to the valve. In this situation, Gary indicated that the sanitary sewer was 6 to 12 inches below the water; they are pretty much on top of each other. When the Borough crew exposes a valve at a curb box, the last of the excavation, if not all of the excavation, is done by hand and would not result in getting anywhere near the sanitary sewer lateral. In order to damage the sewer lateral with a piece of equipment in this particular location the water main would have been ripped out of the ground, which did not happen. When the Borough crew left, the repair was made from the curb box to the street and the trench was left open so that the Bowersoxes could get a contractor to come in and dig from there back to the house to replace the line. Initially they intended to try to drive a new line through but this was not successful, and then they had to excavate and dig up the existing line and replace it with another one. Dave Bowersox stated again that his contractor did not dig anywhere near the damaged sewer pipe at any time during this repair job. His contractor dug from the other side of the sidewalk into the building and then drove the pipe under the sidewalk to the open trench that was left there by the Borough. He stated the damage was directly below the water shutoff and was approximately the width of a backhoe blade. The pipe has teeth marks on it from a backhoe. He stated he understands that the Borough tried to be careful but accidents do happen and he does not feel he should have to pay for an accident caused by the Borough. C/P Inch stated that the Borough spoke with Ann Bowersox, informing her that there are people who could do this more inexpensively than the Borough could. Dave Bowersox stated he is not disputing the cost. Ann, his wife, had asked if the Borough crew dug to the curb and did not find a problem would they continue digging until they found it and she was told that they would. Mgr. Bickhart stated this was the issue of "a little bit" as previously explained. The break was actually about 4 feet back from the curb. In reply to a question from C/P Kinney, Mr. Bowersox stated he has the original pipe. C/P Kinney asked if there is any

indication on the pipe that there was a soft spot that could have collapsed if a shovel struck it. Mgr. Bickhart stated he looked at the pipe and noted that the edges were severely rusted, indicating that it was not a recent break. He does not know how much a pipe like that would rust in the ground in six months, but it did not appear to be anything that happened recently. It may have been already broken and then when it was disturbed it fell in, or it could have been a series of events, but there was nothing about the break to indicate that it was fresh or even six months old. C/P Inch was going to make a motion that the Bowersoxes should not be excused from paying the invoice. It was decided that this did not need to be in the form of a motion. Dave Bowersox stated he was told that he had to pay the bill prior to tonight's meeting or there would be a lien placed against the property. Mgr. Bickhart stated the Borough could give the Bowersoxes an additional two weeks to pay the bill.

Motion by C/P Hetherington to extend the due date on the Bowersoxes' invoice for two weeks. Seconded by C/P Inch.

**AYES: SEVEN (7)      NAYS: NONE      MOTION CARRIED**

**Kim Riegel, pertaining to request to waive assessment of late fee on Utility Bill due to check lost in the mail** – Kim Riegel stated she is at the meeting tonight in the hopes that Council will waive her \$30 late fee for her water bill. The bill was due August 20 and she paid it on July 25 by sending the check through the mail. She got a late notice and called the bank, who never received her check back. She called the Post Office, who stated there was no way to track the payment. It is possible that it could have been shredded by the electronic machines in Harrisburg but there is no way to determine this. She called the bank again today and the check still has not come back through. Ms. Riegel showed her check register to Pres. Mengel, who agreed that the bill was paid when Ms. Riegel claims it was. Council stated that while they sympathize with the situation, the policy is to not excuse late charges for any reason whatsoever as stated in the Ordinance. Mgr. Bickhart stated if the check should show up at some subsequent date he would ask Council to refund the late fee and Council indicated that they would do so. However, without the check or some evidence that it was destroyed in the mail there is nothing Council can do. Sheri told Kim that she could call the office to be sure that her check arrived and Kim stated she could bring her check to the office from now on. She then wrote out a check including the late fee and gave it to Sheri to avoid the automatic shutoff that the bill indicated would take place if not paid by 9/15.

**Mike Savidge, Borough Landlord** – Mike Savidge stated he was at the meeting in reference to the Landlord Ordinance to be discussed tonight. C/P Handlan stated this was not on the agenda for tonight's meeting. She had sent Brian Betz an email stating this. Mr. Savidge stated Brian had called him five minutes before the meeting and said it was on the agenda. C/P Handlan stated Brian sent her a lot of information from the landlords' association's first meeting, and she in turn sent him the latest draft of the Borough's Landlord Ordinance about three weeks ago. Brian was to disseminate that and get further comments from the landlords. She is meeting with some other individuals on Monday to discuss their comments and she asked Mr. Savidge to let Brian Betz know this. C/P Handlan stated she gave Brian until next Friday to get any and all comments to her. Mike Savidge stated he will not operate through Brian Betz if he could work directly with C/P Handlan. Even though he a member of the landlords' association he feels that Mr. Betz is not handling his responsibilities and would rather deal directly with Council and C/P Handlan's committee. She asked for Mike's email so that she could share the information with him, and he gave her this before leaving.

**Selinsgrove Area Recreation, Inc. regarding Swimming Pool** – Pat Reilly introduced himself and Dave Stroup, representing SARI and the community pool. Mr. Reilly stated that the pool is a vital piece of what makes Selinsgrove an attractive community for families and businesses. This year more than 13,000 residents of Selinsgrove and surrounding areas used the pool facilities. SARI is committed to ensuring the vitality of the pool for many years to come. The pool is now 40 years old and in need of structural repairs. The first phase of the plan involves replacing the pool's existing gutter system, which has begun to deteriorate. To help SARI achieve its goal they are asking households in the area to make contributions. Support from the Selinsgrove Borough Council would be a tangible demonstration of its commitment to the community and would help the pool's fundraising efforts from private and public donors. Mr. Reilly asked Council to consider a contribution to the pool revitalization project. The cost to

complete Phase 1 is just over \$220,000. SARI has secured half of this amount from existing monies and through informal commitments. They are now seeking the Borough's assistance in raising the balance by asking for a donation of \$20,000, which is less than 10 percent of the total cost of the initial project. Phase 1 will be completed in time for the traditional Memorial Day opening. C/P Reuning asked if SARI will also approach Monroe and Penn Townships and Mr. Reilly replied they would. C/P Kinney stated Council cannot make a commitment tonight but can address this in the next budget. He stated the Borough does already make a contribution to the pool. Sheri stated the Borough contributes \$1,500 plus chemicals and water tests. C/P Handlan stated Penn Township's Recreation Department is meeting tonight and asked if SARI has anyone at that meeting. Pat Reilly stated they are starting with Selinsgrove and moving on from there. In answer to a question by C/P Kinney, C/P Handlan stated that the regional recreation meeting has not taken place yet so at this time there will not be funding money coming for the pool project. There is talk that Penn Township has a pool and an ice skating rink in their recreation plans. Mgr. Bickhart stated he went out to the Penn Township meeting at 6:00 tonight and learned that neither of these projects is in their current plan.

#### **UNFINISHED BUSINESS FROM PRIOR MEETINGS:**

##### **Reconsideration of Fish and Boat Commission Grant for the Improvements to the Boat Ramp –**

C/P Kinney expressed his dissatisfaction that this was on the agenda since it was voted down last month. Mgr. Bickhart replied that he thought it needed to be reconsidered tonight and C/P Reuning agreed. Pres. Mengel stated Pat Owens from SPI wanted to address Council and had spoken with most Council members on the phone. C/P Kinney expressed concern over the money that would be needed for all the upcoming projects, such as the swimming pool and the ice skating rink, along with concern about the possibility that the Community Development Block Grants may be discontinued next year. He expressed concerns about the Main Street Manager grant and the maintenance of the CVS property if and when the buildings are torn down. The Borough has to front the money for the streetlights and does not know when it will be reimbursed. All these things will have to come out of the Borough's funds. Kidsgrove will be turned back over to the Borough in a few years. He did state that he would consider improvements to the boat ramp without bathrooms but he is concerned about vandalism, maintenance and electricity costs with bathroom facilities. He also asked who from Council sat in on the agreement with the Fish Commission when it was drafted because it is very one-sided. The Borough is responsible for everything for 25 years and if they renege on any of the obligations they will have to pay back the \$65,000 grant. C/P Kinney stated he does not want to take the chance of bankrupting the Borough. Because the boat ramp is at the lowest point on the Isle of Que within the Borough limits the parking lot would need to be repaved constantly due to flooding and washouts. Pres. Mengel stated that all of the issues C/P Kinney has addressed are things that Council knew were coming and they just have to be dealt with. C/P Hetherington stated that he visited the boat ramp a few days after the last Council meeting and if the boat ramp remains open then improvements will need to be made. There are liability issues due to parts of an old car frame sticking out and glass and bottles all over. C/P Kinney again expressed his concern about the rising costs of living in Selinsgrove, with a potential for a sewer rate increase next year and heating costs going up this year. He is concerned about how people on a fixed income will be able to make it through the winter and he does not feel that money is well spent on the boat ramp right now. C/P Hetherington stated it all depends on people's priorities, whether it is a boat ramp, a swimming pool, a library or a race track. C/P Kinney replied that he is concerned with issues that would result in raised taxes for the residents of the Borough. Pres. Mengel recognized Pat Owens from SPI. Pat thanked Council for listening to him when he contacted them on the phone after the last vote. Some of the concerns he heard at that time were that Council did not have enough time to consider the proposal, Council doubted SPI's ability to fulfill its financial obligations, and Council was concerned about vandalism and maintenance costs associated with restrooms. Pat stated that Bob Soper, who spearheaded the swimming pool effort 40 years ago, was at a SPI meeting a few weeks ago. This reinforced to him that the key is to have a person or group who will take ownership of a project. SPI is that entity for the boat ramp project and they are a good arm for the Council to accomplish things in the Borough. Pat stated that he personally and SPI as a group are not opposed to working hard to get things done and are committed to the projects they are taking on. He understands the concerns about the restrooms but he does feel that they are necessary, especially if women will be using the facilities. As far as maintenance, several floats that currently take place will be turned into fundraisers. It is even possible to use port-a-

johns which can be removed quickly in the case of flooding and which could also be seasonal. The handicapped accessible ones are \$120 a month and could be cleaned weekly. Pat stated that he believes it was C/P Kinney's vision that got the boat ramp going 20 years ago and he would like to see it fulfilling its potential into the future. C/P Kinney stated that it was his idea to get the boat ramp and the parking lot started. Because this was the lowest area on the Isle of Que within the Borough limits it was a good use for that site. He is in favor of cementing the ramp and terracing the bank, but that too will present problems because with the spring rains the terracing will most likely wash away, as happened to the neighbors down river from there. He again expressed his concern about vandalism of restrooms, citing the example of the restrooms in the basement of the Borough building, which are right next door the police station, being vandalized when there was a rec room downstairs. C/P Reuning said the same thing was said about Kidsgrove and he has not heard any complaints. C/P Kinney replied that the restrooms at Kidsgrove are locked. Pat stated the restrooms at the boat launch could be locked or removed seasonally. He stated the contract with the Fish Commission can be altered with 90 days' written notice and the Fish Commission will then adjust any funding according to that. C/P Inch expressed concern that if Council accepts and signs the grant tonight it may not be possible to alter it. C/P Kinney asked who sat down and came up with the lease that is being proposed to Council. Pat apologized that this whole situation was done backward. He stated that he is new at this and this whole process has been very educational for him. What should have happened is that someone from Council should have sat in on the meeting with the Fish Commission, which also included Mgr. Bickhart, SEDA-COG, Dave Stroup and himself. At that point it was a SPI endeavor and then because of ownership Council became involved. C/P Hetherington stated that he thought that Pat would go to the Fish Commission to have the agreement changed because the Council members who opposed the project basically opposed the restrooms. He stated there have never been any restrooms there and 50 yards north of the boat launch there even used to be a public beach. He stated the parking lot would not even be in as good condition as it is now if it were not for a local neighbor doing some improvements. He stated he admires the efforts of SPI but he feels they are committed to too many things and he is concerned about their financial status. Pat Owens stated that there is a clause in the contract that if there is an act of God or some sort of catastrophe the Fish Commission will not call the contract. This would give the Borough some leeway in the event of damage caused by flooding and allow them to not have to pay the money back, which is still a concern for some Council members. C/P Inch referred to the clause that states "applicant cash" in the amount of \$23,800 and asked if this comes from the Borough. Pres. Mengel replied that this is in-kind services and C/P Inch stated that in-kind services is not cash, and cash is specified in the contract. He also stated that if the grant is approved the Borough will still have to pay the bills first as the work is completed and then be reimbursed through the grant. SPI Treasurer Mike Coyne addressed one of Council's concerns, that of SPI's ability to meet its financial obligations, stating that SPI has already raised \$15,000 for the streetlights. This money is in the bank and he can cut a check tomorrow or the next day to the Borough for that. There is another \$15,000 committed in donations from other people for the streetlights. SPI and the Selinsgrove Chamber of Commerce's total commitment was \$60,000 so this is half of that commitment already raised. Mgr. Bickhart addressed a rumor that the Selinsgrove Chamber of Commerce's fundraising effort was stalled by stating that that is absolutely incorrect. SPI President Judy Spiegel stated SPI will be selling items as a fundraiser at the Market Street Festival on September 24. SPI has been very committed to the Festival and is working hard on it lately, coming up with unique and interesting things for the community. C/P Reuning stated that SPI has done something that he is heartily in favor of – trying to make the Borough more attractive and to attract more people to come to town. In order to do that some money will have to be spent. He stated he visited the boat ramp and it is terrible in its present state. By improving it, it might bring in more people and perhaps help a few more restaurants stay in business. C/P Kinney stated his intent is not to imply that SPI is not a worthy organization. His intent is to be cautious with the Borough's money, especially since the Borough will have to up-front the money and they just do not have the money to put up front for projects. Mike Coyne asked what Council thinks of pulling back from permanent restrooms and using temporary restrooms to cut down on cost and vandalism issues. C/P Kinney stated they still need to be paid for and Pat Owens stated the floats will raise the money for that. Mike stated if the money is not raised for the restrooms then they will not be used. Pres. Mengel stated as far as maintenance, the Boy Scouts across the river use the boat launch and they could be asked. Maybe the jail could have some prisoners do some of the work. There are possibilities. C/P Kinney stated he realizes there are possibilities but his concern is that after a year or two enthusiasm wanes. Pres. Mengel asked what it will take to approve this. C/P Kinney stated he would

not vote for the present agreement, stating that if SPI comes back with another agreement that is more user friendly without the bathrooms he will consider it. C/P Inch stated that a mile down the river at Hoover's Island there are restrooms and people use them. C/P Hetherington stated that McKee's Half Falls also has restrooms but they have become a hangout for objectionable people. Pat Owens stated that he would like to use fundraising to contract for the port-a-johns and use volunteers if that does not work. C/P Kinney expressed his concern that if it does not work it falls back on the Borough and the Borough is who is ultimately responsible. If SPI would some day give up on the project then the Borough bears the maintenance expenses or will have to pay back the grant. C/P Hetherington stated he would rather see a \$65,000 grant obtained to clean up Weiser Run. Pres. Mengel asked if anyone would make a motion to amend the grant to do away with the bathrooms. C/P Reuning stated that at last month's meeting he voted no, so under Parliamentary Procedure he can make a motion to reconsider and he will do that. If that passes then the issue is open for reconsideration.

Motion by C/P Reuning to reconsider last month's decision by Council. Seconded by C/P Handlan.

Mgr. Bickhart reported that the contractual language that the Borough got back is the standard language that the Fish and Boat Commission uses for every grant recipient in the State of Pennsylvania. It is not negotiable. If Council is voting with some belief that the terms can be negotiated differently, that is not going to happen and still get the money from the Fish and Boat Commission. He has already had that discussion with them. It is possible to modify the scope of the project in any way that Council sees fit, and if they are willing to pursue the grant and allow SPI to follow their directive that indicates that they would bear the responsibility for the local share of costs, the bathrooms could be excluded from the project. This could be made as a condition of the approval and it can be negotiated with the Fish and Boat Commission to take it out of the scope of work and see if they would still give a \$65,000 grant to complete everything without the bathrooms, which would then include regarding and stabilization of the parking area for boats, redoing the surface of the ramp, stabilizing all the embankments from future erosion – which can be done as other property owners have regraded their properties along the river and they are stable. C/P Inch stated under this scenario the responsibility of the Borough remains the same and the Borough will still have to pay upfront money and then be reimbursed through the grant. Other than the amount of the grant due to the deletion of the bathrooms and the associated maintenance that goes along with them from the project there is basically no other change to the contract. The Borough still would have the responsibility of the parking lot maintenance, removing silt deposits, maintaining the ramp, etc. C/P Kinney stated he would like to see that agreement in writing before he votes on it. Mgr. Bickhart encouraged Council to vote to use the money to do what work they can. Pres. Mengel called for a vote on the motion to revisit the grant.

**AYES: FOUR (4) – C/Ps Christine, Handlan, Reuning and Pres. Mengel**  
**NAYS: THREE (3) – C/Ps Hetherington, Inch and Kinney**  
**MOTION CARRIED**

Motion by C/P Reuning to accept the grant with the exclusion of the restrooms subject to the ability to do it. Seconded by C/P Handlan.

C/P Christine stated that he would like to also exclude electricity because the bathrooms can be removed from the contract but electricity could still be run and the Borough would be liable for it. He would agree to leave the existing electricity there for the streetlights but no new electricity should be added. He would also like to exclude the paving of the parking lot. It could be regraded and restoned but not paved. He cited concerns for runoff and maintenance of the paving itself due to erosion. In this scenario the major improvements would be to the ramp itself and structural elements around the ramp and along the river. C/P Christine cited his concern that a paved parking lot would increase runoff. Mgr. Bickhart replied that there would be no significant increase in runoff. The stone that is packed into the parking lot now already makes it virtually impermeable.. C/P Christine stated his only other objection was the maintenance of a paved parking lot versus a stone parking lot because over time there would be more maintenance on a paved parking lot than on a stone parking lot. Pat Owens stated he would like to do ongoing fundraising to take care of these things and he has a group of people who are committed to doing this. C/P Inch expressed the concern that while people are interested now, if Pat were to move away or the group were

to fall apart for some reason then the Borough has made a 25-year commitment to be responsible for the project and will have to take on the expense.

Motion by C/P Christine to amend the motion to exclude utilities and paving, leaving only the boat ramp and improvements necessary to maintain the bank to the north and south. Seconded by C/P Kinney.

C/P Christine stated he has heard comments from the public saying that paving is not necessary. Pat Owens stated that if this is the case then it ruins the proposed project and he will not be interested in doing fundraisers for the part that is left. He stated the idea with SPI is to try to attract new business into Selinsgrove and the waterways, Penn's Creek and the river, were identified as resources that were not being tapped. By developing the river access, with restrooms, more people will be drawn to use it. There are people who are not currently using it because they do not know about it and it is not attractive now because of the way the parking lot and the ramp are. He stated the current parking lot erodes and washes down onto the road and it is more maintenance intensive than it would be if it were paved. The reason it is in good shape now is because Dave Bowersox takes care of it. A paved parking lot would only need to be resealed every few years. Pres. Mengel called for a vote on the amendment to exclude any additional utilities and the paving of the parking lot.

**AYES: FOUR (4) – C/Ps Christine, Hetherington, Inch and Kinney**  
**NAYS: THREE (3) – C/Ps Handlan, Reuning and Pres. Mengel**  
**MOTION CARRIED**

Pres. Mengel then called for a vote on the original motion to accept the grant provided that the Fish Commission will go along with the elimination of the bathrooms, as well as with the elimination of additional utilities and the paving of the parking lot.

**AYES: NONE                      NAYS: SEVEN (7)                      MOTION CARRIED**

Because of the outcome of this vote, there will be no grant for the boat ramp project. C/P Hetherington suggested putting the matter to the Safety Committee because the area is a liability to the Borough the way it is.

**PLANNING COMMISSION: Earl Moyer, Chairman**

**Recommendation for Approval of Susquehanna University's Land Development Plan for the construction of 2 new 52-bed residence halls east of and adjacent to West Hall** – Jennifer Hafer stated the Planning Commission has given conditional approval for this project. She displayed an aerial photograph and a map showing where the new residence halls are proposed. They will be in the field between West Hall and the Campus Center building. There is currently a softball field and practice field there. A second phase of the project will be a loop road to connect two driveways. Currently 52 beds are proposed for each residence hall and a total of 72 parking spaces. The Planning Commission imposed three conditions, which can be met. One condition was satisfying the engineering comments. The plans and calculations were revised and sent back to the Borough engineer. The second condition was to provide a cost estimate for the escrow for public improvements, i.e. the stormwater system. This was submitted to the Borough engineer for review and approval. The third condition was a letter to be provided by the University absolving the Borough of any problems that may result from storing stormwater on the surface of the parking lot. The University attorneys are currently working on this. As far as stormwater runoff to the railroad tracks, there is an existing berm there. C/P Kinney stated that the parking lot will become the catch basin and there will be 8 inches of water in the parking lot. There are concerns from the Borough engineer that some of the cars will be flooded out, but that is a campus problem. He expressed concern over only having 72 parking spaces for 104 beds. Ms. Hafer stated that this is what is required by the Ordinance. C/P Inch stated it can also be assumed that not every student will have a car. Dave Henry stated the University usually tries to meet or exceed the Ordinance if the plan allows for that. In recent projects more than the minimal required number of parking stalls was added. In this case they are working right to the Ordinance. C/P Reuning asked when the project will be completed and Dave Henry stated it depends on enrollments. The plan is enable the buildings to be

completed for August 2006. Current projections show that they may not be needed then but the University wants to have everything in order so that they can proceed as needed rather than waiting until the last minute. Shawn Sassaman stated his office has received revised calculations; all the issues they had raised were minor things. There are still some questions about the storage calculations, but these can be worked out. The biggest concern was property damage from flooding and even this was not a huge issue. Shawn recommended that Council give conditional approval to allow his office to ensure that the new calculations meet with their approval. C/P Hetherington asked if the requirements of the Snyder County Planning Commission have been met and Ms. Hafer replied that those requirements have been met. The plans are sealed and Snyder County has received their payment. She stated the letters have also gone in for sewage disposal and water supply. C/P Kinney asked if the Borough has to approve the sewer capacity and Mgr. Bickhart stated for a project of this size they should do this. The Sewer Authority has already stated that they have capacity.

Motion by C/P Kinney to conditionally approve Susquehanna University's land development plan for the construction of 2 new 52-bed residence halls east of and adjacent to West Hall with the approval by the engineer of the stormwater calculations and liability indemnification provisions with regard to the cars in the proposed parking lot. Seconded by C/P Inch.

**AYES: SEVEN (7)      NAYS: NONE      MOTION CARRIED**

Joe Siro expressed concern about the staging of equipment and storage of materials. He asked that consideration be given to the residents in the neighborhood, as the last project began work at 5:00 a.m. on Sundays. C/P Hetherington stated this is a violation of the Ordinance. Jennifer Hafer stated the contractor who will be doing this work will be sure to follow all Ordinances.

**Recommendation for Approval of PennDOT's Land Development Plan for the construction of a new Maintenance Facility along Industrial Park Road** – Karla Coudriet submitted plans for a new PennDOT maintenance facility, which will be a 20,000 square foot garage with 3 bays that will hold 6 trucks – 2 trucks per bay – and office space for 20 fulltime employees. There will be 35 parking spaces with impervious site coverage of 73 percent, which meets Ordinance requirements. Conditional approval has been received from the Planning Commission with a couple conditions of meeting the engineer's comments. Stormwater management plans have been resubmitted to the engineer and all other requirements have been met. All Snyder County requirements have been met. The existing building will be left up for now and will be torn down at a later date. PennDOT is getting state money to build the new building and demolition of the old building is not in the budget. Ms. Coudriet stated she has letters from all the utilities stating they have capacity. Shawn Sassaman stated he has not had time to review the stormwater calculations yet. Ms. Coudriet stated that the old building is completely within the 100-year floodplain. The new site is completely out of the flood plain. There will be grassline swales for stormwater management. The garage bay areas will be fenced in and the open areas that come off the drive will be used for parking. Two handicapped parking spaces are provided. The building setbacks are 50 feet. The driveways are approximately 90 feet from the intersection. Visibility at the corner will be more than adequate as the sightline is from drive to drive.

Motion by C/P Hetherington to conditionally approve PennDOT's land development plan for construction of a new maintenance facility along Industrial Park Road upon satisfaction of the Borough engineer's concerns. Seconded by C/P Handlan.

**AYES: SEVEN (7)      NAYS: NONE      MOTION CARRIED**

**Recommendation for Conditional Approval of Conditional Use request of Brian Farrell pertaining to the requirements for off-street parking for a revised definition of proposed use for the Firehouse Marketplace and Flea Market** – Brian Farrell stated the Planning Commission has given conditional approval for him to use his upstairs social hall as a multi-use site, as well as alternating using that versus the engine rooms downstairs. Mgr. Bickhart reported that the Planning Commission is recommending that Council allow use of the engine room, which is a portion of the truck bay area, as a banquet and multi-purpose room for no more than 200 persons as an alternative to using the upstairs

banquet room. Under the original conditions of approval it was stated that the two rooms were not to be used at the same time.

Motion by C/P Hetherington to approve the Planning Commission's recommendation in regard to Brian Farrell's request. Seconded by C/P Inch.

**AYES: SEVEN (7)      NAYS: NONE      MOTION CARRIED**

Brian stated that the deadline is approaching for DH&L to totally vacate the premises, but as their new social hall is held up he is working with them to come to some kind of agreement.

**PUBLIC SAFETY COMMITTEE: C/P Hetherington, Chairman**

**Committee recommendation to delete the 1.5 to 2.5 foot high by 4 to 8 foot wide street name signs from the Streetscape Project (reduces cost to Borough by \$3,600)** – Shawn Sassaman stated the main objection to these signs is that they cover up half of the decorative cross arms of the traffic signal. A lot of money is being invested into these decorative traffic signals and it would be a shame to cover half of the arm with a sheet of blue aluminum. PennDOT does not have an issue with the Borough eliminating the signs altogether. If the Borough wants to change the color of the signs then PennDOT will have to give approval. Mgr. Bickhart stated by eliminating the signs the Borough will save \$3,600 from its part of the contract.

Motion to C/P Kinney to eliminate the street name signs from the Streetscape Project. Seconded by C/P Hetherington.

**AYES: SEVEN (7)      NAYS: NONE      MOTION CARRIED**

**Signal Control Cabinets** – Shawn Sassaman reported that when the vendor quoted the initial setup they neglected the fact that the bases were bigger than they thought so the cabinets will not fit on the poles. They would be up too high, would become walking hazards, and would not look aesthetically pleasing. The initial plan was to mount the control cabinets on the traffic signal pole in a compact package. The idea now is to move them off to the side and put them on a concrete pad out of the way, which will be more attractive in the long run. The cabinets are approximately 17 inches deep, 4 feet tall and 2 feet wide. The issue being raised tonight is the color of the cabinets. The engineer would like to see them painted to match the rest of the project because it will be a factory-applied paint finish. Shawn stated he will not approve unpainted cabinets, as anodized aluminum will not fit in with the rest of the project no matter where they are put. Mgr. Bickhart stated the reasoning behind getting the cabinets unpainted was that the property owners whose buildings the cabinets will be against would like to paint them to match their buildings. Charlie Beaver has volunteered to paint it himself, rather than having a dark green cabinet against a gray building. In the case of Laird Gemberling's building it would be a dark green cabinet against a dark red building. The cabinets do come with a clear coating so they are not completely unpainted. They would then have to be painted again to change the color. The question then is whether they will come from the factory painted dark green or whether the property owners or the Borough will assume responsibility to see that they get painted to match the buildings. C/P Kinney stated he understands that the factory paint will be more permanent but if the property owners are willing to allow the Borough to put the cabinets against their buildings their preferences should be considered. Pres. Mengel stated the cabinets can be painted after they are installed. Shawn stated the main issues are the quality of the paint and control. He stated the contract states that anything that comes in is to be painted and unless Council takes other action the cabinets will be painted the same color as the traffic signals. Mgr. Bickhart stated if the cabinets were attached to or standing next to the traffic signal poles this would be reasonable, but when they are against two existing buildings it is much more reasonable to paint them to match the color of the buildings. Changing the cabinets from pole mounted to ground mounted is a zero dollar change order. Accommodating the property owners by not having the cabinets painted at the factory is also a zero dollar change order. C/P Kinney suggested having the cabinets painted by someone like Andy Keller with a car paint that would be close in color and that would endure the weather. Pres. Mengel suggested getting the factory paint, which will endure, and then paint over that

paint with the proper color. Shawn Sassaman said if the cabinets are painted as planned with the project, then the contractor is liable for the performance of the paint. The Borough is not liable. If in a year the coating fails the contractor will repaint them. Mgr. Bickhart stated that the contractor will not, however, be responsible if the Borough overpaints his paint. He also stated that the cabinets will not be attached to the buildings. They will be freestanding. On Walnut Street the cabinet will be back 13 feet from the corner of the building on a concrete pad that will be level and poured to support the cabinet. Pres. Mengel expressed that Council needs to be made aware of proposed changes as they come up. Mgr. Bickhart replied that when everyone is in agreement changes are made. For instance the size of the cabinets was reduced with a zero dollar change order. The change order at issue currently says without painting. If Council chooses to paint the cabinets then the change order will reflect that the contractor will get the cabinets from the company, send them off to another company to have them painted again, get them back and install them. The issue is that the property owners and Mgr. Bickhart would prefer to see the boxes painted to match the buildings, not dark green.

Motion by C/P Kinney to have the cabinets painted to match the properties, according to the property owners' wishes. Seconded by C/P Inch.

Shawn stated the cabinets will come with a one-layer clear coat that is applied at the factory. If they were painted at the factory the clear coat would be buffed and then at least two coats of the green paint would be applied. He stated if the clear coat is not prepped correctly the next layer of paint will peel off. That is why the engineer would like to have the cabinets painted at the factory. C/P Hetherington is concerned about deterioration of the cabinets in the future if the paint is not properly applied. C/P Christine asked if a paint color sample could be sent to the factory to have the factory apply the color preferred by the property owners. Shawn stated there would be cost associated with this because the factory is applying the green finish to every other item on the project. There will be some additional cost to switch colors and set up the factory equipment to accommodate the color change. Mayor Beaver stated he thought it might be easier to paint over the green paint than it would be to paint over the clear coat. Shawn agreed. C/P Handlan asked if the cabinets will be painted before they are installed and Mgr. Bickhart replied that they probably would not be. C/P Handlan stated that in that case part of the cabinet will not be fully coated with paint, specifically the side that is toward the building. Shawn stated this is correct. The cabinets are aluminum so they will not rust, but they will chalk if it wears through. Pres. Mengel called for a vote on the motion to allow the property owners to paint the cabinets to match their buildings.

**AYES: TWO (2) – C/Ps Kinney and Reuning**  
**NAYS: FOUR (4) – C/Ps Handlan, Hetherington, Inch and Pres. Mengel**  
**ABSTENTION: ONE (1) – C/P Christine – one of the property owners**  
**MOTION FAILED**

The cabinets will come painted from the factory and then they can be repainted later.

**Inspection of Project** – Pres. Mengel expressed concern about having Mgr. Bickhart and Gary Klingler do the inspections on the project. She is concerned about the time that this will require and whether Mgr. Bickhart can handle this in addition to all his other responsibilities. C/P Hetherington stated he agrees with Pres. Mengel. C/P Kinney stated there will be a cost to the Borough if Mgr. Bickhart and Gary do not do the inspecting. Pres. Mengel stated if someone outside the Borough were to do the inspecting it would cost \$20,000 to \$30,000. She stated the Borough is saving a lot but the inspecting needs to get done. Mgr. Bickhart stated it is getting done. There are biweekly job conferences and everything has been documented. There is nothing missing. The issue of the paint color came up and he and the engineer had a difference of opinion, which was brought to Council to be resolved. He stated he is saving the Borough \$20,000 to \$30,000 and Gary typically does inspection work. The engineer is not out of the project; he comes to biweekly job conferences and he is available for questions. C/P Reuning stated the job will be done better if it is done the way Mgr. Bickhart wants to do it, not necessarily because of the money, but because Mgr. Bickhart is always here as problems or issues arise. Pres. Mengel stated she does not want something to slip by and then have the government not disburse the money to the Borough because of it. She stated she understands this is very time consuming and there is a lot of paperwork involved. Mgr. Bickhart has assured her he can do the job, but she wanted to

make Council aware of her concerns. Mgr. Bickhart stated dozens of issues have come up that Council has not been privy to, little things such as moving lights around and other things that have been done on Council's behalf. The beginning of the project is always where these issues arise. C/P Hetherington asked why Council is not privy to all these little issues. He would like to see these things put on a list for Council to know about. Mgr. Bickhart stated Council has not ever wanted that kind of insight into any other construction project that has been done in the Borough. He stated he will happy to copy Council on all of the job conference minutes and every decision that is made. C/P Kinney stated he was privy to one issue, where Shane Ulrich was opposed to some of the lights because of some trees, so the contractor said the lights could be moved up to three feet in either direction. Another issue is that a white metal box was proposed alongside each light and the contractor said he can eliminate that metal box by putting the light over top of it for aesthetic purposes, plus it would also probably save the Borough some money. This was approved. These changes do not affect anything other than aesthetics. The first tree at the intersection by the CVS building is in the way of a streetlight and it may have to come down. The island in front of the IT Express, which used to be a gas station, will be eliminated. Paving bricks will be put in its place. A light was proposed there at the entranceway and the location was a problem so it was moved three feet to get it out of harm's way. Nothing has been done that will cost the Borough any money. Pres. Mengel stated that all those things do not have to come back to Council, but like tonight, if there is a disagreement between the engineer and the Borough Manager then it should be brought to Council. Mgr. Bickhart stated the color issue was a change order that had not been resolved and so it was brought to Council. He stated all change orders will come to Council at the appropriate time. Some things are still being negotiated with the contractor. No project is cut and dried. C/P Reuning stated that Mgr. Bickhart is the administrator of the Borough and he has the right to make decisions on behalf of Council. Pres. Mengel stated as long as Mgr. Bickhart takes into consideration the engineer's opinions it should be okay.

**Streetscape Project Progress** – Shawn reported that PennDOT initially told him they were being hands off on the project and were not interested in the details. Normally PennDOT reviews traffic signal installation over state highways even though they do not own the equipment. After the meeting when PennDOT said they were not interested in details, Shawn talked with the assistant construction engineer that was assigned to the project and asked if PennDOT had an interest in the configuration since the signals were installed over a state highway. The assistant changed his mind and said PennDOT did have an interest in how the signals were set up over the roadway. The engineer forwarded PennDOT sketches of the signal installation. Two weeks later a memo was sent asking PennDOT to get back to the engineer ASAP because the contractor was waiting. This was a week ago and Shawn has numerous calls in to PennDOT but has not heard back. He will be sending a second letter soon. He does not want to proceed without PennDOT's approval. PennDOT states they do not want to be involved during construction but at the end when they do the walkthrough they are going to have an opinion and that is not the time to find out what that opinion is. Shawn stated he would rather take the time now, even though PennDOT is being difficult to get hold of, and get their okay on the installation because once the poles and standards are ordered they are custom manufactured and they cannot be sent back. C/P Kinney asked how the streetlights are progressing. Shawn stated they are waiting for the contractor, who submitted shop drawings on the streetlights. These were reviewed by the engineer and forwarded to the lighting subconsultant, who sent them back with comments. There are several things the contractor needs to supply. One is certified engineering drawings on the crash test ratings for the light poles and the other is photometric numbers. The engineer has not received those back yet. The engineer needs to get those numbers from the contractor so they can approve his drawings so the contractor can install the foundations. If the contractor gets that information to the engineer they can have the approvals back in a day or two. They have to be forwarded to the subconsultant to get their answer back but they have been very responsive. This information is something that the contractor's lighting manufacturer has on the shelf to be pulled out and photocopied. Shawn stated that he does not know why they have not received this information yet. The contractor was told at the last job meeting that these numbers are required and the contractor stated he was working on it. C/P Kinney asked if the streetlights will be in by the end of the year and Shawn replied that at this point it will be close. C/P Kinney expressed concern with pouring cement during the cold weather. Shawn stated the bases are the first things to be installed but the anchor bolt patterns need to be approved by the engineer before any concrete is poured. The anchor bolt patterns are part of the submissions that are being held up because the bolt pattern ties into the crash

test for the pole and if there are no approved engineering calculations on those then the engineers cannot approve the anchor bolt patterns. C/P Handlan urged Shawn to keep after the contractor and to let him know he is jeopardizing the success of the project by delaying. Shawn stated a reminder has been sent and the next one will be firmer in tone. C/P Hetherington asked if the safety issue of having to custom power a four-block area has been resolved. Mgr. Bickhart replied he is working up a proposal to maintain streetlights through the construction period but he has not gotten that back yet.

#### **COMMITTEE / COMMISSION / BOARD REPORTS:**

#### **FINANCE & BUDGET COMMITTEE: C/P Inch, Chairman**

**Payment and Ratification of Bills** – C/P Inch stated that the Finance Committee reviewed the bills and found everything to be in order.

Motion by C/P Inch to pay the bills. Seconded by C/P Kinney.

**AYES: SEVEN (7)      NAYS: NONE      MOTION CARRIED**

**Statewide Tax Recovery, Inc. - Exoneration Requests** – Sharon Lenig for 1998 and 2000, duplicate bills; Jessica Arabello for 1999, duplicate bill; Charlene Mitchell for 1997, 1998, 1999 and 2000, person deceased; Jeff and Amy Graham, one bill for each at \$5.50, non-residents.

Motion by C/P Hetherington for exoneration of these people. Seconded by C/P Inch.

**AYES: SEVEN (7)      NAYS: NONE      MOTION CARRIED**

Mgr. Bickhart reported that Statewide Tax Recovery also sent the Borough an informational notice that Diane Douglas filed Chapter 7 bankruptcy in 1999.

**Review estimated fund balances through end of 2005, based upon end of August actual revenues and expenses** – C/P Inch reported that Sheri put this information together to give Council an idea of how things are going for the year and to possibly predict where things will stand at the end of the year. It appears that the general fund is in good shape. The sewer and water amounts that were anticipated to be there at the end of the year will change dramatically due to money that the Borough is borrowing from itself and because some projects will be over budget. Pres. Mengel stated that Sheri is expending the streetlight money and the Chamber money but she did not see where it is shown to be coming back in. Sheri stated this money is part of the water fund and the money may not come back in this year, but she does expect it back next year sometime, probably in January. Sheri reported that the general fund is doing well, with \$70,000 from the real estate transfer from the nursing home. If there is a snowy winter or a problem or some sort this money could end up being spent. She reiterated what C/P Inch had stated, that the year-end balances for water and sewer will not be what was anticipated. Water will be less because the money will not be replaced until 2006. Sewer money is being spent so the balance will end up around \$200,000 when the anticipated amount was \$360,000. Mgr. Bickhart stated that he heard C/P Inch state that the sewer fund money was going out faster than it was coming in, but the actuality is that rate of recovery of the reserve is not as fast as the committee had anticipated. Pres. Mengel asked if this is the reason an increase in sewer rates is being anticipated and C/P Inch stated one of the things that is a concern to him is that there may be another raise from the regional sewer authority. If they do not raise rates or do not raise them much then the Borough may not have to raise rates. [Mgr. Bickhart stated that based upon Sheri's figures at the third quarter the Borough is looking at a surplus of \$50,000 per quarter, which amounts to the \$200,000 at the end of the year.] *"This statement was clarified in the minutes of the October 3, 2005 meeting. It was intended to refer to the expectation for 2006. The reference to '...at the third quarter..' implied it pertained to 2005. JCB"* The reserve is diminishing because a lot of projects are being done and some of them ran over the expected amount. Sheri said there is a sheet for sewer operating revenue and expenditures which shows a \$40,000 budgeted net income. The Borough is at \$68,000 as of August 2005 but if there is a large increase from ESCRA that could be cut in half and at that point there will be a problem. She stated the Borough has not yet been

notified of their rate for next year. Mgr. Bickhart stated this should be known by the time Council needs to come up with a 2006 budget.

C/P Kinney stated that unaccountable water is at 30 percent. Some of it has been going into the sewer system and this is not acceptable to DEP or whoever checks it. He feels that this issue should be addressed because the Borough is paying to pump 30 percent of its water to waste. He asked several months or a year ago for a study and review of the system from Gannett Fleming and nothing has been done yet. He thinks they should get involved with studies and/or leak detection to bring the system up to snuff. The last time there was a major water leak it was going into the sewer system at Susquehanna. The Borough employees are popping manholes to try to figure out where the problem is. The sewer project that is now underway has been in the works for 3½ years and the Borough has lost \$290,000 because of the wait. Now there is a 30 percent water loss and nothing is being done about it. He is concerned about having to raise water rates in the future due to the loss. He also expressed concern about the \$100,000 per year that will go back into the sewer fund from the Community Development Block Grant program. There is a chance that this was the last year for that program and that money will then have to come from the general fund. That means the street program may have to be put on hold for several years until that gets paid back. He stated the Borough cannot afford to do that and the only way to prevent it is to raise taxes. He stated these concerns are the reason he is voting the way he is on some issues that have come before Council. He appreciates all the projects that are going on through the work of SPI and the swimming pool, but they all seem to be hitting Council at one time for money and the Borough just cannot fund them without bankrupting itself. Sheri stated as far as the 30 percent water loss, the employees are popping manholes and it has been discussed with Rick, who will do leak detection. The Borough is also looking at replacing some of the bigger meters that are old and need to be replaced. This would be done through a grant with L and B Water Service if she can get that through. Mgr. Bickhart stated that 30 percent number has been high but steady for the four years he has been looking at it and the Borough has done, and is in the process of doing, things to look for leaks. Additional money has been budgeted for the water department to go out and do some selective testing to detect leaks. So far nothing has been found. He stated some of the water loss may be due to old meters that are reading low. The plan is to replace one of the meters and see if that results in higher readings and if it does it might indicate that the replacement of the big meters should be escalated. The meter reading of one meter is compared to the sum of meter readings from all over the Borough and the difference has always been in the 20 percent range in the four years he has been looking at it. C/P Kinney stated he thought he saw in the audit that there was about \$1 million in the water fund. He stated it was agreed to replace all the meters in the Borough with the latest meters and there was a program for that. There were numerous calls from residents to the Borough office about their water bills when the new meters were installed. He stated the Borough has the money so why are the big meters not being replaced on a steady basis. Sheri replied that two meters were done this year, one at the nursing home and one at a school. Each meter is \$2,000 to \$4,000. She stated L and B Water Service offered the Borough new equipment with touch reads if they would put some meters in and obligate themselves to \$10,000 worth of meters. This means the Borough would get \$10,000 worth of equipment free but they had to put in \$10,000. Sheri stated she would like to do the big meters with that \$10,000 but she is waiting for L and B to give her this proposal in writing before she brings it to Council for consideration. C/P Kinney urged her to push them on this to get it done.

**PMRS Pension Plan – Review Minimum Municipal Obligation calculations for 2006, specifically the estimated payroll for 2006 that is used on the form as “Projected 2005 W-2 Payroll”** – C/P Inch stated the amounts are \$26,757 for the police and \$22,026 for the non-uniformed employees.

Motion by C/P Kinney to pay the pension figures as presented. Seconded by C/P Reuning.

**AYES: SEVEN (7)      NAYS: NONE      MOTION CARRIED**

**PMRS Pension Plan – Consider elimination of member (employee) contributions (5% uniformed and 4.5% non-uniformed) for 2006** – C/P Inch stated this must be done every year.

Motion by C/P Kinney to eliminate the member contributions for 2006. Seconded by C/P Reuning.

**AYES: SEVEN (7)      NAYS: NONE      MOTION CARRIED**

**PMRS Pension Plan – Consider amendment for Employee Optional Contributions** – C/P Inch stated some of the employees would like to contribute extra money to the pension fund.

Motion by C/P Kinney to permit employees to make optional contributions to the pension fund. Seconded by C/P Hetherington.

**AYES: SEVEN (7)      NAYS: NONE      MOTION CARRIED**

**CIVIL SERVICE COMMISSION: George Cravitz, Chairman**

**Request Executive Session to discuss the individuals included on the Certified Eligibility List for hiring a full-time Police Officer** – Pres. Mengel and Solicitor Cravitz explained that this planned executive session cannot take place tonight because the Civil Service Commission has to hold a public meeting to make their decision with regard to their list in conformance with the Sunshine Law. This will take place Tuesday, September 20, 2005 at 7:00 p.m. She asked Council if they want to recess tonight's meeting until then so that when the Civil Service Commission finishes their meeting Council can go into Executive Session and decide on an officer or if they want to wait until the next regular Council meeting on October 3. Solicitor Cravitz stated the Executive Session is so Council can discuss those people recommended by the Civil Service Commission and then at a public meeting will decide who will be offered the job of police officer for the Borough. C/P Kinney asked if any of the candidates are veterans and C/P Reuning replied one was a veteran but he does not know if this particular person is on the short list of candidates. Chief Garlock stated all the background investigations and requirements are done on the three applicants on the list so nothing more needs to be done other than orientation with the Department itself. He cannot do any more background investigations on anyone else on the list before next Tuesday. Sheri asked if an officer who is offered the job at the next regular Council meeting on October 3 could start work the next day. She stated someone needs to start before the end of the year or it could hurt the Borough with the pension. The person has to be employed before January 1, 2006. Chief Garlock stated if the person who is offered the job wants the job, he anticipates that he would be able to start within a reasonable period after he passes the medical physical and a psychological examination, if he is required to take one under MPOETC regulations. The person will also have to give reasonable notice to their current employer. Chief Garlock stated Council can delay this decision until the October meeting without any problems and this is what Council decided to do.

**PUBLIC FACILITIES & SERVICES COMMITTEE: C/P Reuning, Chairman**

**Committee recommendation on curbing along protected trees on Eighth Street** – C/P Reuning reported that the Committee feels that at the present time the existing curb should be left in place and the property owners should be advised in writing by the solicitor and by certified mail that they will be responsible to bear the full expenses necessary to replace the curbing in the future at the discretion of the Selinsgrove Borough Council. If any change occurs to any of the existing conditions upon which this is placed then Council will have to revisit the issue. There are eight items listed as conditions on the memo that each Council member received. He also stated that the Committee recommends revisiting the Shade Tree Commission Ordinance to make it more flexible and more workable.

Motion by C/P Reuning to have Solicitor Cravitz send a letter to the homeowners with the eight conditions recommended by the Public Facilities and Services Committee. Seconded by C/P Hetherington.

**AYES: SEVEN (7)      NAYS: NONE      MOTION CARRIED**

C/P Reuning suggested taking up the issue of the Shade Tree Commission sometime in the future as an agenda item. He also stated that the Committee rejected the idea of moving the curb farther into the street and making the street narrower. Solicitor Cravitz suggested C/P Kinney check with the Shade Tree

Commission regarding the possible removal of the tree in front of the CVS property due to the streetlight project.

**BOROUGH ADMINISTRATION / PROPERTY AND EQUIPMENT: C/P Kinney, Chairman – No Report**

**COMMUNITY ACTIVITIES AND PUBLIC AFFAIRS: C/P Handlan, Chairwoman – No Report**

**PERSONNEL MANAGEMENT COMMITTEE: C/P Christine, Chairman**

Pres. Mengel stated that at their last Executive Session Council decided to appoint Janet Powers to be the first person to receive any permits to the Borough, to work them up and then go to Mgr. Bickhart for approvals on them. This was not publicly noted and Solicitor Cravitz stated that Council is changing Borough procedures with regard to submission of permits so it should be made in the form of a motion.

Motion by C/P Kinney to have Janet Powers be the first person for permits to be submitted to for the Borough. Seconded by C/P Christine.

**AYES: SEVEN (7)      NAYS: NONE      MOTION CARRIED**

**PUBLIC SAFETY COMMITTEE: C/P Hetherington, Chairman**

**Committee recommendation to revise parking ordinance to remove Police Only Parking space from North Market Street and to add to North High Street (adjacent to new police station and proposed for use in loading/unloading persons in custody) –** C/P Hetherington reported the Committee recommends removing the Police Only parking space from North Market Street in front of the CVS building and adding one on North High Street adjacent to the new police station to help the police get prisoners out of the car and into the building. In the Ordinance the wording just needs to be changed by deleting “Market” and replacing it with “High”. C/P Handlan stated the parking space on North High Street has already been painted out for this and Council has not approved it. Pres. Mengel stated there is a big parking lot beside the new police station and there is no reason to take up space on the street. Mgr. Bickhart stated it has to do with proximity to unload a prisoner on the passenger side on the rear entrance side to take the person immediately into the building. To do the same thing on the other side of the building the car would have to be put in in the opposite direction. This request comes from Chief Garlock, as this is the way he wishes to take prisoners out of the car into the police department in the most immediate, least offensive way. Pres. Mengel stated she thought this issue was because the door opened the wrong way and she asked why a door was not being installed that opens the right way to the parking lot. Mgr. Bickhart replied it has nothing to do with the door.

Motion by C/P Hetherington to revise the parking ordinance as stated above. Seconded by C/P Inch.

C/P Handlan asked that in the future these things be handled in the right order, ask first, get it approved, and then do the work. Mgr. Bickhart stated Mike had a crew of people out painting things. This had been discussed at a meeting and Gary presumed it was approved so he asked Mike to do it. Before Mgr. Bickhart knew it, the space was being painted so at that point there was no reason to stop it. It was done accidentally, not deliberately. Pres. Mengel stated Council should have been informed that it was done. She then called for a vote on the motion to revise the parking ordinance. Mgr. Bickhart stated Council is not doing anything tonight by approving this other than to allow the Solicitor to advertise to amend the Ordinance.

**AYES: SIX (6)      NAYS: ONE (1) – Pres. Mengel      MOTION CARRIED**

**Notice concerning Committee approval of the temporary use of Magnolia Avenue and West Snyder Street for approximately 12 school buses for leaving the school campus only –**

C/P Hetherington reported that Pete Carroll wrote a letter to Mgr. Bickhart requesting that he be allowed to run some school buses down Snyder Street to Broad Street to ease the congestion after school is over due to the construction on Mill Road near the old camelback bridge. The Committee gave tentative

approval for Pete to do this and it has helped the situation. There have been no complaints and it is a temporary situation until the road construction is finished. C/P Handlan asked if the Borough has an Ordinance that prohibits the buses from going down that street. Janet Powers stated the school district's land development plan prohibits it.

Motion by C/P Reuning to approve this after the fact. Seconded by C/P Hetherington.

**AYES: SEVEN (7)      NAYS: NONE      MOTION CARRIED**

**Sherman Street Parking Issue with Tractor Trailers** – C/P Hetherington reported that the Committee looked into this issue and did not come up with anything permanent. They are going to write some letters to ask the drivers if they would find other parking places. The owners will be located through license checks or by asking the neighbors whose trucks they are. It is public parking and it is hard to decide where to set limits. If weight limits are imposed then school buses and people with travel trailers and motor homes need to be considered. C/P Handlan stated tractor trailers and recreational homes should not be on the Borough streets. She stated it is not uncommon in other towns for there to be an Ordinance against overnight parking of large vehicles. The Committee will continue to work on this.

**Consider amendment to traffic control ordinance to prohibit “right turn on red” at all four sides of intersection of Pine Street at Market Street and intersection of University Avenue/Walnut Street at Market Street. This signage is part of the new traffic signal designs reviewed and approved by PennDOT. The amendment should also include the existing prohibited turn(s) at the intersection of Broad Street at Route 522** – C/P Hetherington stated this was not discussed in Committee. He will come back with something for the next Council meeting. C/P Kinney stated he does not think this can be done without PennDOT's permission. Mgr. Bickhart stated in this case these are part of the design of the intersections' traffic signals. It was brought to his attention when he looked at the plans and noted that the plans call for “No Turn on Red” signs on all four sides above both intersections. Those plans were prepared, reviewed and approved by PennDOT. He asked Shawn Sassaman if this means that PennDOT was concurring with this or requiring this and he has not gotten an answer back yet. It is Mgr. Bickhart's belief that it will be required because the plans call for the installation of the signs. The only way those signs are legal is if Council puts it in the Ordinance. He then got to thinking about Broad Street and Route 522. There is a “No Turn on Red” sign from Broad Street to turn onto Route 522. There is no Ordinance for that sign so he listed that sign here also to make Council aware of this. He also suggested that the Safety Committee look into whether there should be a similar sign on the other side, from Route 204 turning onto Route 522, which is not marked currently. For this one PennDOT's permission would need to be obtained. Pres. Mengel directed the Safety Committee to review this and report back to Council at the October meeting.

**Pine tree complaints, weeds and other issues** – C/P Hetherington reported there was a complaint regarding C/P Kinney's pine tree and his neighbor's pine tree on the western side of the intersection. There are complaints that they are blocking the view and it is becoming a safety issue. The tree at Orange and Mill Streets was taken down and it improved that corner 110 percent. He also reported that there are weeds on North Water Street on the railroad property, at the railroad station again, the old Rhoads Mills property and under the bridge to the Isle of Que. Also the sidewalks are not in yet at the railroad station. He also asked about Ludwig's temporary garage, which had limits placed on it and it is still up. It will soon be time for them to erect it for winter again. At the Bergstressers' there is scaffolding, which people can see, but there is stuff blocking the sidewalks, which may not be legal per the Ordinance. It is also a tripping hazard at night, which could result in a lawsuit. Pres. Mengel asked if Mgr. Bickhart could send the railroad a letter requesting them to cut the weeds on their property.

**PLANNING COMMISSION: Earl Moyer, Chairman**

**Request for Borough Council to appoint 3 flood plain residents for Annual Hazard Mitigation Plan review meeting scheduled for September 28, 2005** – Mgr. Bickhart reported that he has contacted Mark Reinard and Joe Herb. He suggested Pam White for the third person, as Pam was on the original committee. She is the only one left from that committee, as the other two people have died. C/P Handlan

suggested finding someone other than Pam White because she is extremely busy at the current time. Pres. Mengel suggested Jim Charles. Mgr. Bickhart said that Herb Dressler was recommended to him. C/P Kinney felt a woman should be appointed to bring a different viewpoint. Mgr. Bickhart stated that the Planning Commission plays the primary role in this and Dottie Anderson is on the Planning Commission. C/P Handlan suggested Christy Hendricks, Shane's wife. C/P Kinney suggested Becky Groce. Pres. Mengel suggested one of the Charles girls, Linda or Judy.

Motion by C/P Kinney to appoint Mark Reinard, Joe Herb and a female yet to be named. Seconded by C/P Inch.

**AYES: SEVEN (7)      NAYS: NONE      MOTION CARRIED**

**ZONING HEARING BOARD: Glen Rohrer, Chairman**

Mgr. Bickhart reported that because the Zoning Hearing Board takes on a lot of issues and Council is left out of the loop, he has provided Council with copies of the agendas and minutes so they can see what is being addressed at these meetings. He stated the minutes can be sent out to Council at the same time they are sent out to the Zoning Hearing Board members so that Council is aware of what is coming up rather than reading about it as history.

**PARKS AND RECREATION BOARD: Richard Norman, Chairman – No Report**

**SHADE TREE COMMISSION: Mark Vergauwen, Chairman – No Report**

**BOROUGH ADMINISTRATIVE REPORTS:**

**MAYOR: Garry Beaver**

**Declaration of Trick or Treat night(s) for the Borough – Monday, October 31 from 6:00 PM to 8:00 PM**

**South Market Street Property** – Mayor Beaver stated that this property, which is catty-corner across the street from him, needs to have something done about it. It is in such bad shape that it should be condemned as a hazard. He stated he did hear that a neighbor was interested in purchasing the property but he does not know whether he got hold of the owner. Mgr. Bickhart recommended that Council do what they did with the Mary Searer property and ask CKCOG to inspect it and give a report. Council agreed and Pres. Mengel asked Mgr. Bickhart to contact them, which he stated he will do tomorrow.

**BOROUGH SOLICITOR: Robert Cravitz**

**Consider additional action pertaining to Mary Searer Property** – Solicitor Cravitz stated he called Mike Hudock and spoke to his secretary, who said they are in the process of finalizing the sale. Mgr. Bickhart stated he got a call from the secretary late today. She wanted to know the whereabouts of John and Ed. There is a buyer and there is a petition prepared that must be served on the two boys. Mgr. Bickhart gave the secretary what he knew about their whereabouts.

**Update on Erosion of Stormwater Facilities along Weiser Run** – Mgr. Bickhart reported he spoke with the superintendent. The School District is referring this to their committee and they will work to repair the problem. No deadline has been set but Mgr. Bickhart stated he does not think this is a stalling tactic. The School Board acted on some misinformation and directed their solicitor to write to Mgr. Bickhart, who in turn wrote back to the School Board. He indicated that his concern from the beginning would be for continual damage to the sewer. The superintendent was concerned about this also and wanted to know what the School District's responsibilities were. Council suggested keeping the pressure on the School District to get this done as soon as possible.

**Update on Real Estate Assessment appeal by Rebecca Wilson and Suzanne Kellerman, pertaining to property located at 11 Linda Lane** – Solicitor Cravitz reported that the assessment for these women

was reduced from \$34,000 to \$29,410. Also, Middleburg Weaving Mills was assessed at \$1,520,000; their appraisal came in at \$1,280,000. They have talked to the County and the County may be willing to settle for \$1,350,000. The warehouse property on Industrial Drive was assessed at \$2,043,000; the appraisal came in at \$1,150,000. The Board then reassessed it at \$1,700,000. The property owners stated they will settle for \$1,250,000 maximum. At this point the County is not inclined to incur a \$3,500 appraisal fee and a \$1,600 trial prep fee for the appraiser to come in and fight the assessment. The Borough could meet with the School District to see if they would be willing to join together to fight the assessment revision but it will cost \$5,100 to litigate it based just on expert fees. Solicitor Cravitz has a call in to Tom Clark and is waiting for his return call. The County does not feel the fight is worth the expense. C/P Kinney stated he is more upset over the Linda Lane property reduction of \$5,000. Mgr. Bickhart stated he called about that one and learned that this is something that will occur more frequently. He stated people are living with assessed values that are based on a book of values from 1972 and these values are adjusted to make them equivalent to 2005 dollars. The County had the Linda Lane property assessed as if it had a current day value of almost \$214,000. The owners bought the property for \$160,000, which was the fair market value the day they bought it. Then they had it appraised and the appraisal came in at \$178,000. The County split the difference between the \$178,000 appraisal value and the current assessment of \$214,000 and stated it would be worth \$185,000 for tax purposes. The County tax assessor indicated this is a problem of using a costing chart, which is a set of values such as how you value a kitchen of so many square feet. This is a book that gives multipliers to use, but it is a 1970 version and it just does not apply today. The tax assessor said that anybody who comes in with these types of assessments will probably get a reduction because the book is out of line and most residential properties are over-assessed. The tax assessor is interested in a County-wide reassessment, which would equalize everything and bring it up to 2006, 2007 or 2008 dollars. It does not seem like much but the Borough is losing \$60 a year in real estate taxes because of the Linda Lane change in assessment. This is just for one single-family home in the Borough. Solicitor Cravitz stated this will continue to happen until a County-wide assessment is done. It would be political suicide to push for a reassessment so it will probably never happen. He stated there will also be a lot of appeals if a reassessment were done. He has a friend who is a lawyer in Carbon County, which just did a reassessment. They are up to between 2,000 and 3,000 assessment appeals. All his friend has been doing for the last six months is assessment appeals at a rate of 10 to 20 a week.

**BOROUGH ENGINEER: J. A. Coukart & Associates**

**Consider the award of the University Avenue Sanitary Sewer Replacement Project contract to the low bidder** – Mgr. Bickhart reported the low bidder is G&R Charles at \$86,868.06. They meet all the requirements and the engineer recommends awarding the contract to the low bidder. The initial estimate for this project was \$40,000. After the redesign the estimate was \$68,000. The engineer does not have any particular idea of why it came in so much higher. There is no one element of the construction that is out of line. It is probably more a result of the market right now. Any alternatives would have been equally high in price. The Borough does have money to spend but this is another reason why the sewer fund reserve has diminished.

Motion by C/P Kinney to award the contractor to G&R Charles Construction Company for \$86,868.06.  
Seconded by C/P Inch.

**AYES: SEVEN (7)      NAYS: NONE      MOTION CARRIED**

**BOROUGH TREASURER: Sharon Badman**

**Review Treasurer's Report for August 2005** - Pres. Mengel asked if there were any questions on the Treasurer's report. Hearing none, she stated that it is on file for audit.

**BOROUGH MANAGER / SECRETARY / ZONING OFFICER: Mgr. Bickhart**

**Non-Police Matter Suggestions Update** – Mgr. Bickhart reported one complaint from Mrs. Yetter, who is concerned about water around her property. In one rainstorm water was not running off Pine Street fast

enough to the inlet and it was puddling in front of her house and cars would drive by and splash it up on her porch. The only solution would be to add an inlet but in the design of the project there was no consideration of it. C/P Kinney stated this was also a problem before the paving was done.

**Update of PROPERTY TRANSFERS and BUILDING PERMITS ISSUED, Janet Powers, Deputy Zoning and Permit Officer – Nothing further**

**Update on building permit issues at Fisher Property, 200 South Front Street – Mgr. Bickhart is waiting for a meeting with FEMA.**

**Notice of submission of Final Remedial Investigation/Risk Assessment Report for former AMP, Inc. property and receipt by DEP – Mgr. Bickhart reported that a consultant was hired by the County to continuously investigate the pollution associated with the AMP property. Mgr. Bickhart has received a remedial investigation/risk assessment report and DEP is reviewing it. Basically they are saying that the planned remediation will be in compliance with the site specific cleanup standards. The County is responsible for this even though some of it lies under Borough property at the fire company. There is a quantity of subsurface contamination that is fairly well confined.**

**Notice of Realignment of Borough's Election Districts – Mgr. Bickhart displayed the maps of the realigned election districts, which have gone from four to three districts. The Isle of Que will have portions in each of the three districts.**

**Library Services and Technology Act Grant, Letter of Support – Mgr. Bickhart stated the Director of the Library has asked him to write a letter on Council's behalf to support the library's plan to obtain grant money to study their space problem.**

**Snyder County Multi-Jurisdictional Hazard Mitigation Plan organization meeting 9/15/05 – Mgr. Bickhart reported he is planning to go to this meeting. It will take about ten minutes and is the second of a series of meetings that are being held throughout the County. The Borough already has its own hazard mitigation plan.**

**PSAB Fall Conference, October 21-23 – See the office if interested in attending.**

**CKCOG Annual Membership Meeting, October 3, 6:30 PM – C/P Handlan is the Borough's representative and the CKCOG meeting is scheduled the same day as the next Borough Council meeting. She stated she has already told CKCOG she will not be attending their meeting.**

**SEDA-COG Increased Fee – Mgr. Bickhart reported that in the original plan for the Borough's spending of the CDBG money SEDA-COG estimated the cost for their services. This was to be subsequently followed with a contract. When the Borough got the contract to be signed the SEDA-COG fees were \$1,780 more than what Council had acknowledged at the time of the hearings. SEDA-COG's explanation for that is that their proposal did not include the actual expenses for doing certain things that come in the course of administrating the Borough's contracts and in this case it was to administer the Davis-Bacon and related acts associated with the Pine Street construction contracts. This is something that does not occur every year, only once in a project life. SEDA-COG is asking Council to sign a contract that is \$1,780 higher than what they were originally aware of. C/P Kinney stated he is opposed to this increase. Pres. Mengel asked what recourse Council has at this point. Mgr. Bickhart stated he is concerned with the high costs, but no one else could do the services that SEDA-COG performs for the same amount of money. SEDA-COG has an expertise that cannot be bought. In a multi-year contract they do much more work in the first year, with a value higher than what they are paid, so they are averaging out their fees over the life of the contract to disperse the costs over multiple years. C/P Kinney suggested negotiating to see if the price can be lowered. Mgr. Bickhart will try this.**

**SELINGSGROVE MUNICIPAL AUTHORITY – No Report**

**EASTERN SNYDER COUNTY REGIONAL AUTHORITY – No Report**

**NEW BUSINESS:**

**COUNCIL MEMBERS**

C/P Hetherington reported that Pete Carroll is trying to get one of the trailers with radar on it that sits along the road to tell drivers how fast they are traveling, to be placed on 18<sup>th</sup> Street to try to get drivers to slow down along there. This would be done at no cost to the Borough.

Pres. Mengel stated Council received a note from Officer Brosius with a pre-printed note stating, "It may not have seemed like a big deal to you but it was. Thank you." Officer Brosius added, "Just a note to thank you for my work gun that completed my work collection. I have all the guns I've used in my 32 years of work. That means a lot to me. Again, thank you. Retired Officer Brosius."

**MAYOR** – Nothing more

**OTHERS**

Solicitor Cravitz reported he had a call from Mrs. Wolf complaining about the Chimineas.

Solicitor Cravitz reported he received a letter from Mrs. Rivers informing the Borough that a Selinsgrove police officer was involved in the incident in Sunbury and may be part of a lawsuit if one is filed.

**ADJOURNMENT:**

Motion by C/P Kinney to adjourn at 11:00 P.M. Seconded by C/P Hetherington.