

## SELINGROVE BOROUGH COUNCIL MEETING

MONDAY, JUNE 2, 2008 - 7:00 P.M.

**COUNCIL MEMBERS PRESENT:** Pres. C. Handlan, V. Pres. J. Herb, C/P D. Anderson, C/P S. Hendricks, and C/P D. Mengel

**COUNCIL MEMBERS ABSENT:** C/P M. Inch and C/P E. Viker. **NOTE:** C/P Viker joined the meeting via speakerphone but did not cast any votes.

**OTHERS PRESENT:** Solicitor R. Cravitz; Mgr. J. Bickhart; Mayor P. Carroll; Junior C/P Morgan Botdorf; Police Chief T. Garlock; Borough Treasurer Sheri Badman; Recording Secretary Dawne Long; DH&L Representative Ken Stettler; Daily Item Reporter Amanda Keister; WKOK Reporter Sara Lauver; Borough Residents Bruce Burkhart, Kim Rudnitsky, Marvin Rudnitsky, Mr. and Mrs. Todd Schreffler, Joseph and Margaret Siro, Arthur Watt; Millerstown Residents Clair Kerstetter and Mike McLeon; SARI Representative Brian Burke; SPI Representative Judy Spiegel; SU Sesquicentennial Representatives Marshal Lemons, Tom Rambo, Jane Seaberg; Selingsrove Chamber of Commerce Representatives Diane Alderson and Pamela White

**OTHERS ABSENT:** None

### CALL MEETING TO ORDER:

Pres. Handlan called the meeting to order at 7:05 P.M. Mgr. Bickhart called the roll. Pres. Handlan noted with regret the passing of George Rishel, a former Borough Councilperson. Pres. Handlan noted that she had fulfilled Mr. Rishel's term when he resigned from Council a number of years ago.

### REVIEW AND APPROVAL OF COUNCIL MINUTES FROM MEETING OF MAY 5, 2008:

Motion by C/P Hendricks to approve the minutes as presented. Seconded by C/P Mengel.

**AYES: FIVE (5)**

**NAYS: NONE**

**MOTION CARRIED**

### PERSONS TO BE HEARD:

#### **Borough Police Chief, Thomas Garlock**

**Presentation of Police Report for April 2008** – Chief Garlock reported that in April 2008 there were 37 serious crimes compared to 29 in April 2007, and 76 other crimes in 2008 compared to 86 in 2007. Total crimes for April 2008 were 113 compared to 115 in 2007. The major difference is that in April 2007 there were 35 reports of vandalism. Overall the police department handled 484 calls for service in 2008 compared to 369 in 2007. Chief Garlock stated what was seen this April is comparable to any April during the course of the college school year. There are more crimes statistically in April than in any other month, with the exception of October. Mayor Carroll noted there were four auto thefts with a quite low total cost of \$21,000 and asked how that figure is arrived determined. Chief Garlock replied it is the fair market value, so these obviously were not new car thefts.

**Update on Injury to Officer Wolfberg** – Chief Garlock gave an update on Officer Wolfberg, noting he has an appointment tomorrow. He has been taken off the rotation for the month of June. If the injury requires surgery then he will be out of the rotation for another two to three months. Mgr. Bickhart reported that Officer Wolfberg received his injury in the line of duty by hyperextending his knee. He has had an MRI and is under a doctor's care. A treatment decision for either therapy or surgery will be made at tomorrow's appointment. For a police officer injured in the line of duty, the Borough has an obligation under the Heart Lung Act to pay the full salary without taxes. The Heart Lung Act is an extension of

workers' compensation, and the Borough will be reimbursed from the insurance company for those benefits paid to Officer Wolfberg.

**Designate Michael App, part-time Borough employee, as a "Parking Regulator" under § 133-5.**

**Vehicles and Traffic, Enforcement of the Code of the Borough of Selinsgrove** – Mgr. Bickhart noted that about a year ago Council adopted an amendment to the ordinance that would allow parking regulations to be enforced by a parking regulator. That ordinance requires that Borough Council specifically designate a part-time Borough employee to serve as the parking regulator under this section of the Borough Code.

Motion by C/P Anderson to designate Michael App as the part-time Borough employee to work with the police department as the parking regulator. Seconded by C/P Herb.

**AYES: FIVE (5)**

**NAYS: NONE**

**MOTION CARRIED**

**DH&L Fire Company, Ken Stettler** – Ken reported there were 27 incidents in May as follows: 1 not reported in a category, 4 automatic alarms, 4 standby assignments, 1 vehicle accident with extrication, 1 false alarm, 2 HAZMAT calls, 1 miscellaneous fire; 1 local alarm, 4 vehicle accidents without extrication, 2 odor investigations, 2 power lines down, and 4 structure fires. The incidents occurred as follows: 1 in Middlecreek Township, 5 in Monroe Township, 8 in Penn Township, 1 in Perry Township, 10 in Selinsgrove, 1 in Union Township, and 1 in Washington Township. The loss within the jurisdiction was \$0.00. May man hours total 483. Ken reported that DH&L will have a chicken barbecue during the BrewFest on July 19. Last month or the month before the donation letters were sent out and the returns are in line with prior years.

**Selinsgrove Area Recreation Inc., Brian Burke** – Brian reported that the pool will be opening for the season on Friday, June 6 to coordinate with the final day of school. Historically, attendance on the weekend or two prior to when school closes is spotty due to weather. This year the pool took extra time to make sure everything was done prior to the opening. The YMCA is managing the daily operations and they approve the preparation. They work with the Department of Health to have evaluations done. Last year on opening day there were over 300 patrons, and this year is expected to be similar with hot weather predicted. The pool has switched from chlorine gas to liquid chlorine, which is a safer and more structured way to regulate the chlorine in the pool. The site engineer, Wade Associates, will have a final design meeting soon for Phase 1 and Phase 2 renovations, and once that is in writing it will be submitted to Council. The plan is to go to bid within the next two weeks. An application outlining the full renovation project has been submitted to the Degenstein Foundation, and hopefully within the next month or two, when the bids come back, there will be a commitment in hand. At that time there should be a better idea of how much of the \$250,000 matching grant monies have been raised and a decision can be made on the work to be done. The goal is to have work begin at the close of this season after Labor Day and resume when weather permits next year before Memorial Day. Dave Lauer, a middle school health teacher, has agreed to serve on the Board. The pre-sale of passes for this year is comparable to other years. Susquehanna Bank advertised the passes and employment opportunities on their sign. The facility is now totally smoke free, and a pool health day will be coordinated through Dr. Harry Derr in celebration of the smoke-free environment. Splash Hops will be held for kids from grade 6 through high school beginning Thursday, June 16 and continuing every other Thursday. Private parties are beginning to be booked. A high school student's senior project is to bring in five different bands. Pres. Handlan asked if pool events are on the Borough's web site. Brian stated the pool is updating their web site and it should be completed by the end of next week. Kelly Advantage, who recently created the Country Cupboard web site, is doing the pool's web site as a community service to improve the presentation.

**Marv Rudnitsky, Request consideration of dedication of improved portion of Independence Street located west of Magnolia Avenue** – Mr. Rudnitsky asked that Council accept a deed of dedication for a street that has been treated as a street from its inception 40-some years ago. It was laid out as part of the Rhoades development as a street. Former Borough Engineer Mark Starr noted the date of approval on some documentation. In every deed transaction from that time forward, through five or six different owners, the property has been described in the legal description as "along Independence Street". The

person who constructed the home believed this because they positioned the only driveway on what they believed to be Independence Street. As far as anyone knew, until after the retirement of Gary Klingler, it was always considered to be a street and the snow was always removed from it and it was never an issue. Since Gary's retirement, it was found that the deed that was written some years back to describe the street started at Magnolia Avenue and went to the east and omitted that portion that runs out to the school district property. Mr. Rudnitsky feels this was an oversight because everyone has treated it as a street from its inception until the present time. Kim Rudnitsky and her fiancé, Bruce Burkhart, are the current owners and residents of the property. Mr. Rudnitsky stated he has spoken with the only other interested party on the other side of the street, Ivan and Mary, and they agreed that they would sign a deed of dedication so that the owners on both sides will be conveying it to the Borough. C/P Anderson stated that this is really about the Borough taking it over so that it will be plowed. Mr. Rudnitsky replied that it has been plowed for 40-some years. C/P Viker asked how many Borough private properties are accessed by this section of street west of Magnolia Avenue and learned that the Rudnitsky property is the only one. C/P Mengel stated that she understood from prior meetings that this section was not actually plowed, but that the Borough just made a sweep through to push the snow back. Mgr. Bickhart stated he spoke with Gary Klingler about this before he retired to find out what was done and why. As the snowplows come up Independence toward Magnolia, they go through the intersection and continue on to the dead end to dump the snow off the blade as a convenience to the plow driver. They then back out onto Magnolia, turn and plow the other side of Independence going away from Magnolia. Then they make a second pass on the right side toward Magnolia, go through the intersection and again dump the snow off. Mgr. Bickhart stated he has tried to be careful over the years not to change anything until someone resolved this because change sometimes initiates bad things. The crew does not attempt to plow the other half of that section of Independence from Magnolia to the dead end. This does not open the driveway area. C/P Herb asked who originally built the street and Mgr. Bickhart stated he has no factual information, but his presumption in looking at the age of everything and the commonality of all the construction is that it was built at the same time Magnolia was built. C/P Herb stated that the street was constructed with the expectation that at some point there would be more homes built beyond the dead end and that the street would be extended. From that point of view, he stated that he felt it was a Borough street that simply dead ended. Pres. Handlan stated that it looks like a Borough street to her also. Mgr. Bickhart provided some photos and C/P Anderson noted that there is curbing along both sides of the street. Mgr. Bickhart stated that if Council accepts dedication they will assume responsibility for it from then on, which includes plowing and resurfacing when needed. He stated this road was originally proposed by the School District to be used as part of the Intermediate School's driveway, which would come back out at this location and at that time Borough Council specifically prohibited that on the plans in order to avoid additional traffic coming out into the Rhoades Development. C/P Herb stated that if that road was built with the expectation that some day it would be a continued street, which it appears that it was, and since things have changed and the Borough does not want it any more then it has become a problem, and given that, he stated he is inclined to accept Mr. Rudnitsky's suggestion. C/P Viker stated that he does not feel strongly one way or the other because he can see the benefits of both positions, but he is wondering if this might not open the door for other people to dedicate their driveways to the Borough in order to have some free plowing done. He stated he is wondering if in fact this is nothing more than a very nice driveway. C/P Anderson stated it looks like more than a driveway because it has curbing on both sides and sidewalk on one side. Mgr. Bickhart stated that the rules that pertain to paper streets, which are streets that are shown on a subdivision plan, are very complicated in terms of who takes on responsibility, and issues such as who opened it, why and when are important to the whole thing. From his 25 years of experience as a surveyor and having sorted out these types of circumstances, this one is not clearly the Borough's responsibility and it is not clearly not the Borough's responsibility. C/P Anderson stated a deed would resolve this and Mgr. Bickhart replied he is not sure where a deed would come from at this point. Mr. Rudnitsky replied it would come from the two owners. Solicitor Cravitz replied that the school district has the adjoining property beyond the dead end. There was some discussion as to where the snow was being dumped and Mgr. Bickhart stated he believes it is on the macadam somewhat past the Rudnitsky driveway.

Motion by C/P Anderson to accept the deed of dedication. Seconded by C/P Hendricks.

As a point of clarification, Mgr. Bickhart stated that someone needs to be authorized to prepare the deed of dedication and to take it through the process. C/Ps Anderson and Hendricks agreed that the motion would include Solicitor Cravitz preparing a deed of dedication for Council's consideration.

**AYES: FIVE (5)**

**NAYS: NONE**

**MOTION CARRIED**

**Marsha S. Lemons and Jane Daly Seaberg, SU Sesquicentennial Co-Chairs to discuss list of SU Sesquicentennial activities currently under consideration** – Jane Seaberg reported on the activities that Susquehanna University is considering for this coming school year. The university wanted to be sure to include the Borough since it was a group of Borough residents who competed against several other towns for the university to be located in Selinsgrove. The letter that has been sent to Council outlines three major timeframes for events. The first effort involves banners being installed on Market Street. This started with updating the university's 8-year-old banners on campus. Jane displayed some design concepts for the banners. They are proposing a "Welcome to Selinsgrove" banner and a banner with the new SU logo and "Susquehanna University" for the downtown area. The banners were designed by Nick Stevenson, a graduate of Susquehanna who works at the university and lives in Selinsgrove. The university, SPI, the Chamber and Mgr. Bickhart have been working on this project. Jane reported the second event is the Market Street Festival on September 27, which would be a nice time and place to say thank you to the people of Selinsgrove. ARAMARK is donating a huge cake in the shape of the university logo, there will be some stage time, and the university band will play "Happy Birthday". Postmaster Mike Wolfberg is working with the university on a commemorative hand cancellation with complimentary postcards of the university community standing in the formation of "SU 150". These will be given out during the Market Street Festival. The largest event is Homecoming Weekend on October 3-5. This will be one of the largest homecomings as the Sesquicentennial is drawing in people, and it is also the 25<sup>th</sup> anniversary of the Sigmund Weis School of Business. Some special events are planned, one of which is a Friday evening dance for alumni and students outdoors under a big tent behind Hassinger Hall where the big tent is during Homecoming weekend on Saturday for the football game. There are about 750 people expected to attend this event. Saturday morning the Homecoming parade will be larger than in other years with a possible minor change in the route. On Saturday afternoon there will be a groundbreaking ceremony for the new science facility in or near the parking lot across from Seibert Hall. The largest event will be Saturday evening, with a proposed fireworks celebration for the university guests and for the community following the football game. The game begins at 6:00 p.m. so the fireworks would be around 9:15 or 9:30 with a 15-minute display. Jane reported some special guests throughout the year will include Hal Holbrook, Hal Prince, Eleanor Clift, Justice Samuel Alito, and all events will be open to the public. This is a big year for the university and they want the community to be part of it. They also want to assure Council that as the university does things they want to do them right and in ways that are in keeping with being a good neighbor.

**Pam White on behalf of Selinsgrove Chamber of Commerce, Selinsgrove Projects, Inc., and Susquehanna University pertaining to cooperative proposal to add banners to new streetlights** – C/P Anderson asked if the proposed banners are larger than those hanging on campus. Jane Seaberg replied that they would be 18 inches wide by 36 inches deep, which is the same size as those on campus. C/P Anderson stated that in the picture with the handout the banner looked like it would be too large. Pam White stated she had not seen that picture. Mgr. Bickhart stated that the actual banner will not look like the picture, which depicts a very short lamp post with a very large banner. He stated that the luminary that sits on top of the pole, from the collar to the top of the finial, is over three feet tall and it sits on top of a 12 foot pole so it does not look that big. He stated he does not try to guess dimensions because he had to get up on the ladder and measure to believe that that was the actual lamp unit. The banners that are being proposed are 18 by 36 inches which, if the illustration were to scale, would not be any larger than the lamp head. The widest part of the lamp head is about 18 inches, the same as the banner. He stated an illustration could be drawn to scale to be sure that the banner is not obtrusive. C/P Anderson stated when the banners were first installed at the university they had some renderings that showed a sense of how they would hang. She suggested this would be beneficial for Council to see. Pam stated that the banner arm is proposed to be hung above the light receptacle. C/P Anderson stated the concept of the banner is lovely but she did not want people to walk into them. Mgr. Bickhart stated that the pole from the ground to the collar on the underside of the luminary is 12 feet on the Borough's

poles so a 3 foot banner at the highest it can be mounted would be nine feet above the ground. However, he is not sure if the banner arm can be placed at the very top or even if that would be the best place to put it from an aesthetic perspective. It is desirable that it be placed as high as possible so that the bottom banner arm is out of reach. The ordinance requires that it must be at least 6 feet 8 inches above the ground, and it will be well above that. C/P Hendricks asked how the face plate will be mounted onto the pole, noting that it might be quite unsightly. Pam stated that the original bracket that was ordered was color matched to the stock green, but it was a square bracket to go on a round pole and it was quite clunky. It was a vintage bracket. A second bracket was ordered which is a combination of green and black bands as opposed to aluminum bands, which would be very visible. The company does not recommend painting the bands but the thought is that the black would not be particularly visible, and the banner arms will be the same color as the green light poles. The goal is to have the banners visible and the arms and brackets as invisible as possible. Mgr. Bickhart noted that the standard is stainless steel pipe clamps, which is what the university has on their banner poles. C/P Anderson stated that people are not aware of that and wondered why. Pam stated that hopefully people are looking at the banner. Pam is asking that the Borough partner with the other three organizations on this project to enhance the streetscape of Selinsgrove. The two banner designs would alternate throughout the downtown. The cost for the banners and the bracket arms would be assumed by the three organizations. The organizations would hope that Council on behalf of the Borough would assume the responsibility for the installation and maintenance of the brackets and the banner arms. Pam stated it would be nice to have the banners up for the BrewFest and Antiques on the Isle in mid July. Mayor Carroll asked if there will be some replacements available in case of an accident or something. Pam stated there are 27 of each banner proposed and 54 brackets and arms, which gives one extra each of the banners and two extra brackets, as there are 52 lights including the two in front of the Selinsgrove Inn. C/P Mengel asked if the Borough crew has the time to take on the responsibility for the banners. Mgr. Bickhart stated it is additional work but he feels it is worth it. The crew could work it into their schedule and the Borough has the needed equipment to do this work. He stated this is a reasonable request of the Borough and C/P Mengel stated that she agrees but wanted to make sure it would not be too much of a burden.

Motion by C/P Mengel to approve the banners and have the Borough participate in the project as noted. Seconded by C/P Herb.

Mayor Carroll asked how often the banners will be changed. C/P Anderson stated the banners at the university are changed every three months. Pam stated that the proposal is that the university banners will be up for six months and the Welcome banners year round. As long as there is no other banner to replace the university banner, they could stay up longer. C/P Hendricks asked how secure the banners are and whether they will disappear. C/P Anderson stated the university has had good luck on campus. It is hoped for the same good luck downtown. Pres. Handlan called for a vote on the motion.

**AYES: FIVE (5)**

**NAYS: NONE**

**MOTION CARRIED**

**Tom Rambo, Susquehanna University Associate Dean and Director of Public Safety, requesting permission for a 15 minute, professionally produced, fireworks display as part of the SU Homecoming Football Game, October 4, 2008, with required permit to be prepared by Solicitor to comply with PA law** – Tom Rambo reported that the university has met with a fireworks display artist who has done fireworks events at Quantico for the Marine Corps, as well as events in Elysburg and some other area events. The name of the company is Fire Productions Incorporated. The university had a meeting last Thursday with the fireworks representative, fire department personnel, and Mgr. Bickhart regarding the area where the fireworks will be set off. This would take place in Arthur Field behind the stadium, which is large enough to facilitate this type of event without endangering neighboring homes or community facilities. Some of the specifics need to be worked out yet, but at this time Tom is asking for permission to pursue this further. There would be a large public safety contingent present, along with fire police and fire department resources. The shells that will be set off are proportionate to the area so nothing would go outside a contained area. The display would be professionally done and last about 15 minutes starting around 9:15 or 9:30 p.m. after the football game. There is contingency planning in the event of inclement weather. Wind and other possible dangers will be considered and the display would be delayed or canceled if safety became an issue. Mayor Carroll asked who would make the call whether

to delay or cancel the display. Mgr. Bickhart stated that call would be made by the pyrotechnician who is licensed to do the display unless Council would impose some override. He stated Council can do this if they wish to. He stated that the university is hiring the pyrotechnician so the responsibility and liability rests with that person. The display is in the Borough's territory, and the only state law that exists indicates that the pyrotechnician is to obtain a permit from the municipality to do this without any specifications as to what should be in the permit. If Council gives their consent to pursue this, Mgr. Bickhart and Solicitor Cravitz will get together to go over information from the Internet to put together the correct permit language. In that permit language would be the place for Council to include an override. Mgr. Bickhart does not know if the fire department would feel confident to have the final say in this. Solicitor Cravitz stated it would be best for the Borough to rely upon the experts because no one in the Borough has the required expertise. Mgr. Bickhart stated that agreements and insurances are set so that the pyrotechnician, then the university, and then the Borough have responsibility. The fire company will be there as an emergency service; they have no role except in the event something would catch fire. Tom Rambo stated that proper insurances will be obtained to ensure that everyone is covered. He stated he has a good working relationship with the fire department. Mgr. Bickhart suggested putting in the permit a requirement for adherence to the only NFPA – National Fire Protection Association – standards that exist, but he does not know whether that includes wind conditions or not. C/P Mengel suggested using other permits for examples. C/P Anderson noted that Moravian University had fireworks so they should have a permit that may be helpful. Mayor Carroll suggested looking into the permit that Elysburg uses. Junior C/P Botdorf asked if there will be another date in case of bad weather. Tom Rambo stated that would have to be researched since the fireworks are connected with a football game, and that will be discussed in the planning for the event. Pres. Handlan stated that with all the events coming up, it would be good to do an article in the Borough newsletter that goes to every single resident, and related to the fireworks do an article about the safety of it so if there are any homeowners in the area they could have their fears taken care of. Jane Seaberg left some SU commemorative pins for anyone who is interested in having one. Pres. Handlan asked if a motion is needed and Mgr. Bickhart stated it would be appropriate to have Solicitor Cravitz prepare the permit for Council's consideration at the next meeting to set down Council standards to the university and the pyrotechnician and to grant them the permission for an event that will be noisier than the noise ordinance would permit for 15 minutes. In the past when Council has granted waivers to the noise ordinance for dances and outdoor events, there has been notification to the adjoining property owners. The university is planning to notify neighbors in a larger radius than what the Borough would normally do. C/P Anderson asked if there have ever been fireworks in Selinsgrove. C/P Mengel replied there are fireworks at the race track but have never been any in town.

Motion by C/P Hendricks to authorize Solicitor Cravitz to prepare a permit. Seconded by C/P Mengel.

**AYES: FIVE (5)**

**NAYS: NONE**

**MOTION CARRIED**

Pres. Handlan stated to Marsha Lemons and Jane Seaberg how much she appreciated the letter to Borough Council and the invitation to all the events. She wished the university all the best in the next year. She noted the events sound like a lot of fun, and they will draw a lot of people to Selinsgrove, which is appreciated. Pres. Handlan stated to Tom Rambo that she has concerns with the great number of people coming into town and some of the events taking place at night, but she noted that she is sure that Tom and Chief Garlock are working together to take everything into consideration. Pres. Handlan stated to Pamela White, Diane Alderson and Judy Spiegel that she appreciates the proposal that was submitted on the decorative banners, noting that they will beautify the town and give it some needed pizzazz. Mgr. Bickhart stated that some of the events that Jane outlined would require waivers of some of the Borough ordinances. The dance would require a waiver of the noise ordinance and the parade would require consent. Pres. Handlan asked if the university was given consent each year and Mgr. Bickhart replied that they were. Mgr. Bickhart stated that he usually writes the waivers on behalf of Borough Council and then sends a copy to the police department so they are aware of it.

Motion by C/P Anderson to grant of a waiver of the noise ordinance for the dance and to grant a parade permit. Seconded by C/P Mengel.

**AYES: FIVE (5)**

**NAYS: NONE**

**MOTION CARRIED**

**Megan Will, Youth Programs Coordinator, Clinical Outcomes Group, requesting waiver for “Battle of the Bands Event”, June 20, 2008, 5 P.M. to 10:30 P.M., Rotary Band Shell, Kidsgrove** – Megan Will was not in attendance at the meeting but had submitted her request in writing. C/P Anderson asked if this was done already and Mgr. Bickhart replied it was not done for this group at this location. C/P Herb asked if anyone knows who this group is and C/P Anderson stated that Megan was the one who came to Council about the smoking cessation program. C/P Anderson asked about the group, Action for Community Transformation Coalition, and no one knew anything about it, but Mgr. Bickhart noted that Megan signed the letter as Youth Programs Coordinator/Activities Coordinator, Clinical Outcomes Group/ACT Coalition so he assumes this organization is an offshoot of the Clinical Outcomes Group. What was approved for them last year was a picnic and little fair with vendors to kick off the smoke free parks.

Motion by C/P Anderson to grant the noise waiver. Seconded by C/P Herb.

There were some expressions of concern as to what type of bands would be included in this event. It was thought that they would be local rock bands. Pres. Handlan stated that the whole point of putting a bandstand at Kidsgrove was to have entertainment there. She noted that the event is only going until 10:30 at night. C/P Hendricks noted that the orientation of the band shell will direct most of the noise toward the industrial park and away from the residential area. Solicitor Cravitz asked if Megan will have insurance for the event. He noted she is providing her own crowd control and registration, so Council should have more information regarding that. If they are volunteers will they be adults or kids? Who will do the crowd control? Are the police going to be there? Will the DH&L ambulance be there in case anyone gets hurt? He stated there are some questions that should be clarified before Council gives permission for bands and unknown people for crowd control. Council can grant approval pending Mgr. Bickhart receiving and being satisfied with the answers.

C/Ps Anderson and Herb agreed to make the motion conditional on these questions being answered to Mgr. Bickhart’s satisfaction. Pres. Handlan asked if Chief Garlock is aware of this and Mgr. Bickhart replied he is aware through receiving a copy of the minutes. Mgr. Bickhart noted that this is the first of these events that is being held on Borough property, which creates the difference that Council needs to be concerned about a certificate of insurance and security measures. Solicitor Cravitz asked if there are bathrooms to handle the people, and Mgr. Bickhart stated that the Kidsgrove bathrooms are open but they may not be sufficient depending on the size of the crowd. C/P Anderson stated there were about 100 people at the little fair last year and they had a band on the stage and there were many volunteers to help out. She feels that Megan will have adequate answers to whatever information Council needs. C/P Hendricks asked if there is a problem with curfew since the park closes at dark. How will people be kept out of Kidsgrove? He does not feel teenagers need to be running around in Kidsgrove after dark. C/P Herb stated these are all things that Mgr. Bickhart can have satisfactory answers to before the waiver is granted. C/P Anderson stated this event is deliberately sponsored by drug and alcohol-free people so she thinks they will be very careful about who the bands are and what the nature of their advertising is. She stated it will not be a “y’all come” type of event. Pres. Handlan called for a vote on the motion.

**AYES: FIVE (5)      NAYS: NONE      MOTION CARRIED**

Mgr. Bickhart clarified that Council is acknowledging that the event will exceed the normal park closure time and Council will be looking to Megan’s group to ensure that something will be done to prohibit access to the rest of the park after dark. He noted they have already offered to make arrangements for garbage collection and site cleanup.

**Todd Schreffler regarding ATV and neighboring property issues** – Todd Schreffler, a Borough resident from 301 East Chestnut Street on the Isle of Que, expressed concerns for pedestrian safety near Chestnut and Second Streets on the Isle due to four-wheeler ATVs running through there from the farms, cars not stopping at the stop sign at the corner, and cars driving too fast through the alley. He noted that there are more children in this area now than there used to be and this is a big concern. He asked if some “Watch Children” signs could be put up in that area. He stated the police do patrol on the Isle of Que pretty often. Todd noted that the ATV owners live just a few blocks from him, stating they go slow until they get near his house, then they hop on the ATVs and rip out into the fields toward the train tracks.

He stated they drive across Pine Street. Pres. Handlan noted that they are not supposed to be riding on roads and alleys. She asked if Todd has called the police while this is going on, and he stated that the ATVs are pretty quick. He stated maybe he could call the police and they could catch the riders heading back home, but sometimes they're only gone for a few minutes and other times it's a half hour to an hour that they ride in the fields. C/P Anderson asked if the ATV riders are teenagers and Mrs. Schreffler replied that at least one of them has a car license and drives an old station wagon. Pres. Handlan encouraged Todd to call the police and stated that if the individuals are known he could give their names, or if he has license plate numbers he could give them that information so that the police can have a conversation with the offenders. Mrs. Schreffler stated that the ATV riders have been heard to comment that nothing can be done if they go slowly. They ride sidesaddle so they can jump off and make it look like they're pushing the ATV through the streets until they get to the fields. C/P Hendricks stated that Mr. Moore is drawing up an agreement, hopefully before the corn gets planted in the next couple weeks, for himself and Mr. Heimbach to release the trespass rights to the entire field. Then this will all get posted and all the four-wheelers will go away from that area. He stated this will be strictly enforced, noting that he hates the sound of the ATVs and they destroy several acres of the fields. Mayor Carroll asked C/P Hendricks to let Chief Garlock know that this will occur and to notify him when the property is posted.

Todd Schreffler reported that he moved into his house on January 2 without the knowledge that his neighbor was going to raise his house 10 feet in the air above Todd's house, which is a two-story house with an attic. The neighbor has done hardly anything since the house was lifted other than destroy his back yard more with junk and garbage, vehicles that have not been driven in a long time, engines, boats, etc. Pres. Handlan stated these sound like violations. Mgr. Bickhart noted that he listed Todd's call on the non-police complaint list. He stated this issue was dealt with before the house was lifted. At that time Mgr. Bickhart spoke with the owner and explained to him the things that he was not in compliance with. There are some specific things that are violations of the Property Maintenance Code. Then the property owner went through the construction and the whole back yard was ripped up. Now that the house is up and the construction is being finished it is time to go back and insist that the owner correct the violations. Todd stated that he has spoken with the owner, who is putting in a garage and hopes to have some things cleaned up soon. Mgr. Bickhart stated there is an off-road vehicle there which does not fall under the abandoned vehicle ordinance, although it does look like one. He stated it is always the case that an ordinance is written and then there are things that the ordinance does not apply to. Todd stated the neighbor did get rid of one small pickup truck after Todd had spoken with the Borough office. He stated there are issues with the sidewalk in front. Mgr. Bickhart said the vehicle is outside his jurisdiction, but the sidewalk is within his jurisdiction. Todd also noted that the neighbor has a big floodlight, like a streetlight, tied to a log in his backyard that illuminates the yards of the next three or four houses on each side. Todd said he cannot sit out in his back yard at night because he can read a newspaper by the neighbor's light at midnight. It shines in his daughter's window. The light is hooked up with an extension cord that goes from the light to the top deck and plugs into an outside outlet. Todd stated he has actually unplugged this a few times himself. He asked if something could be done about the light. Mgr. Bickhart stated he will have to investigate that. If it was a light on a commercial property shining into residential properties there is an ordinance about it, but he is not sure if there is an ordinance to cover a residential light. Todd stated he put a privacy fence up to separate the properties. Mrs. Schreffler stated there are extension cords stretching everywhere. C/P Mengel asked if this is something CK-COG should be involved with and Mgr. Bickhart replied the only issue under CK-COG's jurisdiction would be the newly constructed porch. The electrical would fall under the Borough's jurisdiction. Todd stated that the porch has no railing, and there is only one entrance and exit from the house. Mrs. Schreffler stated there are actually several doors but all but one lead to a porch or deck with no way to get down to the ground. She stated the owner also was bragging that the Borough disconnected the water but he hooked it back up and was using the water for free for a long time. He ran his own piping so that he can disconnect it at any time, and he told the Schrefflers that they could use it to fill their pool up. Mrs. Schreffler stated the neighbor had an unattended gas fireplace running in his basement the whole winter. C/P Viker asked if this would be a matter best served by Mgr. Bickhart in his role as the Borough Code Enforcement Officer, to meet with the family and go over the list of things. Mgr. Bickhart stated that some of the things are issues with CK-COG and the building permit which the owner has, so he will bring this to the attention of CK-COG. Mrs. Schreffler asked how long a building permit is good for and Mayor Carroll said he thought a permit had a date on it. Mgr. Bickhart stated that typically they are issued for one year. Todd stated it

is pretty close to one year that the project has been going on. He stated it was before he left for Afghanistan in the early summer of 2007. Pres. Handlan stated these issues are more than enough for anyone to have to deal with, and Todd stated had he known all this he might not have bought the house. Mrs. Schreffler said the neighbors are nice people and they get along with them, but they are just messy neighbors. Mgr. Bickhart stated that the ordinances are in place to compel neighbors to not be that way.

**Arthur Watt regarding ATV issues** – Arthur Watt stated that he wished to support Todd Schreffler in his complaints regarding the ATVs, which run on the streets at night with no lights. He noted some of them go down and party underneath the railroad trestle. Mgr. Bickhart asked Mayor Carroll if he would bring this to Chief Garlock's attention, and he replied that he would certainly do that. Arthur stated that he has seen the police drive by, but it's usually not when the ATVs are active. Pres. Handlan strongly encouraged everyone to pick up a phone and call the police, as it may establish a pattern going forward. Mgr. Bickhart agreed, stating the police will not be irritated to get the calls because every time issues like this have been raised at a meeting Chief Garlock always says to please call. If the police are not in the office the call goes to 911. The system will ask if it's an emergency and the caller can just say that they want to get in touch with the Borough police department. The 911 center will then relay the message and the police will get back to the caller. Mr. Watt said one of the offenders lives in the last house on Walnut Street away from the river. Mrs. Schreffler said it's the house with a lot of loud dogs and a swimming pool in the back yard. C/P Hendricks stated he knows which house it is.

Pres. Handlan thanked the Schrefflers and Arthur Watt for bringing all this to Council's attention.

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

**Review List of Council Issues** – Mgr. Bickhart reported there was no progress on the list of issues so he did not have a copy for tonight's meeting.

**Review "The Parks, Recreation and Open Space Plan for Eastern Snyder County" and consider adoption as part of the Comprehensive Plan for Selinsgrove Borough** – Pres. Handlan stated there are some ongoing projects and some things will change along the way, but the river access at East Pine Street concerned her. She asked if this should be removed from the plan. Mgr. Bickhart stated that that access is represented on a map of places put out by an association of boaters, possibly the Susquehanna Trails Association, listing boat access to the river. He stated the Borough does not have to do anything with this. C/P Herb stated he has always been under the assumption that the Borough owns the right of way as if Pine Street extended straight out to the river. People can take their boats part way down to the river. It goes down at an angle, which eventually becomes part of C/P Herb's property. He stated this is not an issue unless he as the owner or the community would lose the ability to control how that access is used and the way it is kept. He stated that over the years he has found that if he keeps it neat the people who use it will keep it neat also. Most of the people who use it assume that it is a public access. Solicitor Cravitz stated the only way it could be taken for public property would be by eminent domain or if the property owner, in this case C/P Herb, would dedicate it to the Borough. Mgr. Bickhart stated that Council needs to think about how they wish to work through the Comprehensive Plan to decide if they want to agree with it and adopt it as it pertains to Selinsgrove. Council does have the opportunity to disagree with the document, which lists everything that exists and is proposed throughout the four municipality area. It is comprehensive in its nature, but Council's use of it is specific to Selinsgrove. In formulating their final statement concerning this document, Council could make some specific statement about the East Pine Street river access amenity. With the Front Street paving project, the proposal is to carry the curbing straight through on the east side of Front Street which will remove the sense that someone could actually drive down there. Someone could still park their car and carry their boat down over the bank, which is a more appropriate use for that area. C/P Herb stated he does not think a vehicle has been backed down to that access in about ten years, and those had to be towed back out. He stated the community does benefit by having that access there and a number of people do use it to put canoes in. Pres. Handlan asked where the people park, and C/P Herb stated they park along Front Street. He stated the river is an enormous asset to the community and the more it can be used the more it enhances the beauty of living here. C/P Viker asked if there is a time limit for considering adoption of the Comprehensive Plan. Mgr. Bickhart replied there is no deadline; it is up to Council. C/P Viker asked

if this should go to C/P Hendricks' committee for review and a recommendation to the full Council. Pres. Handlan stated she would like each Council member to review the plan in detail. She stated there are things in the document that she found out that she did not know the Borough did, such as help maintain the Rotary Field. C/P Viker agreed that it is a wonderful plan with noble goals. Pres. Handlan stated she would like each Council member to come to the table with how they see the priorities of this plan. Mgr. Bickhart stated it could be a committee of the whole. Several Council members suggested a work session. Mgr. Bickhart agreed and suggested scheduling a work session after everyone has had a chance to review the document. He stated the Planning Commission has reviewed it and they recommend accepting it and adopting it in principle, indicating they are not in favor of everything it says, but it is not a demand to take action. It is a comprehensive look at what could be done. In Council's motion to adopt it they should stipulate specific items that they feel are valuable in the short term. This would clarify priorities. C/P Anderson stated she thought the Planning Commission said they would accept the report as a helpful document but not necessarily adopt it. Mgr. Bickhart stated he would have to look back at the minutes. C/P Hendricks asked if, when a work session is held, the Parks and Recreation Commission and the University could be included for their input. Mgr. Bickhart stated Dick Norman was the co-member of the advisory board all through the formation of this plan, and he has had an active role as it was developed. He agreed that Parks and Recreation should have an opportunity to comment, either separately or jointly with Council. He stated that this is not just an issue of Council, but also includes the Planning Commission which is responsible for plans going forward, and the Parks and Recreation Commission which is responsible for creating a number of the good things that are listed in the document for the Borough. Pres. Handlan stated the school district's and university's facilities are also mentioned in the plan, and she asked if they had any other input. Mgr. Bickhart replied they did not. They were invited to be equal partners on the advisory committee but neither one felt the need to participate. The inclusion of the university and school district was at Mgr. Bickhart's insistence because they have huge facilities, and whether a way is ever found to utilize them for the public is the question going forward. This way there is a comprehensive look at all the facilities that are available in the Borough. Mgr. Bickhart stated that the recreation facilities in the Borough are phenomenal. C/P Anderson agreed that it is impressive.

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

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

#### **Payment and Ratification of Bills**

Motion by C/P Anderson to pay the bills. Seconded by C/P Mengel.

**AYES: FIVE (5)**

**NAYS: NONE**

**MOTION CARRIED**

**Mayors' Association Monies** – Mayor Carroll stated that he submitted his applications for the Mayors' Association events and the expenses exceed his allocation from the Borough. He is asking that monies be found to offset his costs. He stated he cannot go to the PSAB conferences due to the limited amount of funds that he has. He stated his estimate is that he will go over his \$500 allocation by \$147. C/P Anderson stated this was discussed at the Finance Committee this afternoon and the conclusion was that the mayor has \$500 to spend and it is up to him how to spend that. Perhaps he could attend something for one night rather than three nights, or else he could pay for the overage out of his own pocket. Mayor Carroll stated that he feels that he has stepped up to the plate as a Northeastern Regional Executive Board member. Meetings are held on Saturdays via teleconferencing to save the Borough the expense of having to travel to Pittsburgh for monthly meetings. He stated he has paid \$50 out of his pocket for this last month's teleconference. He stated these meetings that he wishes to attend are important because of the interaction that takes place with other mayors and the events that take place during the day and in the evening. Mayor Carroll stated his wife goes to the conferences with him and he pays all of her expenses out of pocket. He stated in the past other Council members who do not go to conferences have allocated their funds to his use. C/P Herb stated that this issue comes up every year, and he stated that when the Finance Committee met this afternoon they discussed that in the budgeting process a certain amount of money is allocated and those funds become the responsibility of the person

to either be willing to stay within the budget or to shoulder the cost of going over the allocation. C/P Mengel stated that she agrees with Mayor Carroll, noting that he is willing to do things for the Borough and go to these networking meetings. She stated the rest of Council is not doing that and not using their allocations. She stated she feels the mayor needs a larger allocation because he is willing to go to conferences in order to be a good mayor. She noted that there was not a good mayor in Selinsgrove for a very long time. C/P Anderson stated that the time to put this through is during the budgeting process, and last time it was decided to stay with the \$500 allocation. C/P Mengel stated that Mayor Carroll can have her share. Mayor Carroll stated that he was told last year that when he comes to this point he should ask, and the conference he wishes to attend is a month away. He stated he takes off from his job to attend functions, and he attends meetings within the Borough and outside of the Borough. He stated he does as much as he can in order to increase his knowledge to the benefit of the Borough. He stated he is elected and he feels this is a positive for the community. When Council members go to conferences for new members or PSAB meetings it is an opportunity to network with other people and to learn things for the benefit of the Borough. Mayor Carroll stated he often calls other mayors to find out how they deal with a certain situation that might come up within the Borough. He noted the speakers at the conferences are always excellent. Pres. Handlan stated that she has mixed feelings on this. She acknowledged C/P Mengel's offer to turn her allocation over to Mayor Carroll. She stated the Borough has always been very conservative in financing and spending money on individuals. When she takes off for Borough functions she has to charge her time from work too, which is money out of her pocket as well. She stated each person has a certain allocation budgeted to them. However, she stated there is no way to put a price on the networking that takes place at these events. She stated Council wants the mayor to be visible and represent the Borough well, but she wants to make sure that Mayor Carroll does not overextend himself by being on all the committees and boards, thereby creating additional expenses. Mayor Carroll stated he is only on one board. He participates in local meetings and has been asked to sit on other boards but has rejected that just so that he does not overextend himself. Mgr. Bickhart clarified with Sheri that the budget does not specifically allocate a certain amount to each Councilperson. There is a general amount that is split among everyone. Pres. Handlan stated she thought each Councilperson was allocated \$500. Mgr. Bickhart stated there is a figure divided by seven, but sometimes newer Councilpersons have greater needs. C/P Viker asked if the issue is resolved by C/P Mengel's offer. Pres. Handlan stated there is a difference of opinion as to what is budgeted for training and travel and the correct amount is being looked into. Mgr. Bickhart replied that administrative training for Council members and office staff is \$1,000 for the entire year. Pres. Handlan and C/P Mengel stated that this amount was changed and Sheri replied that she never had \$500 per person in the budget. Mgr. Bickhart stated it was \$1,000 in the budget last year and it is \$1,000 this year. Over the past years an average of \$300 to \$400 has been spent. C/P Viker asked if that is average per Councilperson and Mgr. Bickhart replied it is not. A flat amount is allocated for all training that would come up within a year. Pres. Handlan asked if the mayor's allocation is separate and Mgr. Bickhart replied that it is. His \$500 is separate. C/P Mengel asked how much of the \$1,000 has been used so far this year. Mgr. Bickhart stated that so far this year nothing has been used. C/P Anderson stated that C/Ps Viker and Hendricks went to some trainings, and some Councilpersons attended the special meeting on college towns, so she thought there was at least \$350 spent this year. Pres. Handlan stated there was no registration fee for the meeting at Bucknell. Sheri stated someone submitted mileage for reimbursement to a meeting.

Motion by C/P Mengel to pay the mayor's expenses that have been accumulated to this point. There was no second to the motion.

C/P Anderson stated that Mayor Carroll has registered for a meeting and part of the approval of the bills was the \$200 for that registration. She stated that the issue is that in looking at the schedule the mayor could be there for one night and not three and be pretty close to his budget. He would not have to be there all three nights. Mayor Carroll stated that the meeting is in Gettysburg from July 17 to 20. Round trip mileage is \$90. The hotel is \$119 per night. So if he charges the mileage rather than spending the nights, it comes fairly close anyway. Mayor Carroll stated there is another meeting coming up from June 6 to 11 which he will not attend. He had to make a choice due to his funding.

C/P Mengel stated she thought Mayor Carroll had already spent the money over his allocation, so she rescinded her motion until the actual cost is known. Pres. Handlan stated that going forward when it is

budget time Mayor Carroll needs to include the cost of the annual Mayors' Conference. C/P Mengel stated that Council cut the mayor way back and Mayor Carroll agreed, stating that he started off with \$1,000 the first year. He went over that by going to all the meetings, and then Council cut him back to \$500. Pres. Handlan reminded Mayor Carroll that he also gets a \$300 salary. Mayor Carroll stated that next year the conference will be held in Erie. Sheri stated that Mayor Carroll has \$300 in community activities funds and asked if he would give that up to attend the conferences. Mayor Carroll stated he uses some of the community activities funds for the Halloween events including the clown. He stated he does not want to hold up the meeting, but this is an ongoing issue and he feels that while no one wants to abuse and misspend tax dollars, it is important for the mayor and Council members to attend meetings and conferences where they can better themselves and participate in networking with their peers in other communities. Pres. Handlan stated she attended a Borough Council members' training and she was the only Councilperson there who was not compensated for monthly Council meetings. She stated maybe it is time to take another look at this and suggested that this be addressed at the next budget meeting. C/P Anderson agreed that during the budgeting process for the next year is when these issues should be addressed and not during the current budget year. Mayor Carroll reiterated that this was addressed at the budgeting time and Council only allowed him \$500 and he is still short. He stated he cannot find a conference to go to for \$500, and he has tried to explain this over the years but Council still sets the limit. Mayor Carroll stated he was told to ask when the issue arose and that is why he is bringing this up now. C/P Herb stated this will not be resolved tonight and asked that the meeting move on.

**Approve purchase of line striper** – C/P Anderson stated that the Finance Committee approved the purchase of a new line striper that was in the budget. Corby came up for a bid that was less than the budgeted amount. Sheri stated the bid was \$4,399 and \$5,500 had been budgeted. Pres. Handlan asked if this was for a new or used striper and Sheri replied that it is new. She also noted that Corby got three estimates.

**Statewide Tax Recovery, Inc. - Exoneration Requests** – Mgr. Bickhart reported there is one exoneration request for Helen Eck for the year 2007 for \$5.50. She was deceased.

Motion by C/P Herb to grant the exoneration. Seconded by C/P Hendricks.

**AYES: FIVE (5)      NAYS: NONE      MOTION CARRIED**

**PUBLIC FACILITIES & SERVICES COMMITTEE: C/P Hendricks, Chairman** – No Report

**BOROUGH ADMINISTRATION / PROPERTY AND EQUIPMENT: C/P Mengel, Chairwoman**

**Review "Request for Architectural Services Proposals" pertaining to Selinsgrove Municipal Building** – Mgr. Bickhart put together a draft for a request for proposals to try to give some scope to what will be asked. This needs to be advertised, proposals received, firms interviewed, a firm appointed, and then plans can move forward. C/P Anderson asked whether, in order to move this along, Council would authorize the committee to look over the document and act on it. Pres. Handlan asked if the library needs to have a copy of this. She stated the library has drafted a letter to the Borough confirming their intention to remain in the Borough building as a Selinsgrove branch library. They will go in on the proposal to do the study. Mgr. Bickhart stated that his proposal is describing what the Borough would ask an architect to do so that the architect can quote a price. The architect should look at both the needs of the library and the needs of the Borough in a common building that is shared with hopes of expanding. Mgr. Bickhart noted that there is already a planning study done by the library's consultant and a feasibility study has also been done by LeFevre Wilk Architects that looked at a part of what is being looked at now. It can be used as a reference document for evaluation and as a starting point. The Council can inject their opinions moving forward. Mgr. Bickhart stated the proposal is asking the architect to recommend to Council what he thinks they should be doing and where the project should be going. Council will have that information in writing so that they can interview the architects and ask more questions before choosing an architect. Once an architect is chosen for a feasibility study, the proposal also says that Council has the right to modify the scope as it goes forward. Mgr. Bickhart stated that it has been suggested to him more than once that the most effective solution may be to demolish the current building

and start over. This document before Council tonight is an attempt to get proposals from architects and to find out what their credentials are. Then Council can interview them and choose an architect, and then sit down and do the hard work. Pres. Handlan asked for a soft copy via email so she can share it with the library building committee. Solicitor Cravitz stated there is no rush on this and he suggested that Council and the library building committee take the time to look at this and offer suggestions. Pres. Handlan asked Council members to go over this and submit their comments to Mgr. Bickhart for action at the July meeting. Mgr. Bickhart stated he does not know how long a project of this nature will go, but it is not something that will be built next summer. Solicitor Cravitz suggested getting some grant applications. Mgr. Bickhart noted that the more defined the scope is the more easily an architect can give them a cost estimate for his services. If there is uncertainty the architect will quote a higher price. Margaret Siro asked if she and Joe could have a copy of the draft. Pres. Handlan gave her a copy, noting it is all public information and thanking Margaret for her interest.

**COMMUNITY ACTIVITIES AND PUBLIC AFFAIRS: C/P Viker, Chairman** – C/P Viker reported that the Town/Gown Committee has been scheduled for this month as well as the unofficial summer summit luncheon with President Lemons. C/P Viker did not have the dates with him and Pres. Handlan noted that June 20 is the lunch meeting between the university and the Borough. She asked who all will be attending this meeting. C/P Viker stated he will be attending as the replacement for Dr. Reuning. He stated that also attending will be Pres. Handlan, President Jay Lemons, Vice President and Dean of Students Sara Kirkland, C/P Herb and Mayor Carroll. Pres. Handlan asked that Mgr. Bickhart let everyone know the date of the Town/Gown meeting via email

**PERSONNEL MANAGEMENT COMMITTEE: C/P Anderson, Chairwoman** – No Report

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

**Recommendations pertaining to pedestrian safety concerns on South Front Street from Pine Street to Bough Street** – C/P Herb reported that there was discussion regarding Tony Butto's proposal to make two blocks of South Front Street one way heading south. The decision made is to place stop signs at the intersection of Bough and Front Streets for both southbound and northbound traffic, making it a three-way signed intersection. Solicitor Cravitz stated this will require an ordinance. C/P Viker asked if a recommendation is being made for a crosswalk at the boat ramp and C/P Herb stated no decision was made about that. Mgr. Bickhart stated the discussion was to create a texturized crosswalk at the boat launch as a means of calming traffic. This would be accomplished through rumble strips, pavers, bricks or some other means beyond regular pavement. Pres. Handlan asked if there are any grant monies left to do this and Mgr. Bickhart replied no. He also stated that the stop sign issue must be reviewed by PennDOT. They concurred with the plans to erect stop signs so Mgr. Bickhart needs to write a letter asking them for permission to put them in. C/P Herb stated that this should be done before an ordinance is passed to reduce costs to the Borough. C/P Hendricks stated that there were a lot of people who came in to express their views regarding Front Street, and their input was much appreciated. He also noted that Tony Butto withdrew his request for the one-way designation. He was happy with the recommendation that the Safety Committee came up with regarding the stop signs.

**Recommendation pertaining to request for the establishment of one Handicapped Parking space on Market Street, within the Downtown** – C/P Herb stated the committee is recommending creating a handicapped parking space on the northwest corner of Pine and Market Streets in the spot that was formerly designated for police parking. He asked if the Borough needs PennDOT approval for this and Mgr. Bickhart replied the Borough has jurisdiction over parking. He stated this will take an ordinance to redefine the use of that space.

Motion by C/P Herb to authorize Solicitor Cravitz to draft an ordinance to redefine the former police parking space on Market Street as handicapped. Seconded by C/P Mengel.

**AYES: FIVE (5)**

**NAYS: NONE**

**MOTION CARRIED**

Mayor Carroll stated there have been issues regarding handicapped signs that were not properly worded and tickets have been beaten in court because of this. He advised making sure the signage is correct.

**Recommendations and/or actions pertaining to sight distances at intersections of streets or driveways, jake brake use, slowing traffic on Pine Street Bridge, timing of new signals on Market Street, Crime Watch Program** – C/P Herb noted other issues were discussed and additional work will be done on these. Chief Garlock has asked for some additional time, perhaps four or five months, to work through the integration of a new police officer and then do some checking to see exactly what is needed for a successful Crime Watch Program to be put into effect and if this is something the Borough would want to have. Chief Garlock will report back to the committee toward the end of the year. Matt Cover has been made aware of this. C/P Herb stated that some months ago the doctor's office on Broad Street noted their concern with visibility for people exiting their parking area. When the no parking space along Broad Street at the schools was increased from 30 feet to 35 feet it had virtually no effect. Chief Garlock had stated that to comply with what the State of Pennsylvania considers to be safe sightline distances a driver should be able to see at least 200 feet in either direction. This would virtually eliminate all parking. He stated there is not a practical answer to this problem and the Safety Committee has no remediation for this short of making no parking available along the street for great distances. C/P Herb stated he has conveyed these discussions to Dr. Phil Wise and the people in his office so they are aware that the Borough has looked at this. C/P Herb stated that some research will be done by the committee into what other boroughs do in reference to things such as prohibiting the use of jake brakes on trucks within the Borough. Sassafras Street is where the main problem is with this. Also, the timing of the new traffic lights on Market Street at Pine and Walnut will be looked into in order to remediate some issues there. There is not much time to get out from the side streets, causing people to rush, and it has thrown a lot of traffic onto residential areas of Water and High Streets as people try to avoid the lights. Mgr. Bickhart stated he does not know what the limitations of this will be, but a traffic signal specialist will be called in to determine what can be done. C/P Mengel said she thought there were only two settings allowed and Mgr. Bickhart stated the permit was issued for a very limited pattern. That does not necessarily mean that that is the only thing; it may just be the standard thing. He stated that it is frustrating that pedestrians can only cross between one of the patterns. The traffic on Market Street ends before the pedestrian walk light comes on. People push the button expecting that when the traffic on Pine Street ends they will get the signal to cross but that is programmed out. Mgr. Bickhart would suggest having the pedestrian crossing at the end of either cycle because people who are waiting will walk when there is no traffic and then the pedestrian light comes on for 22 seconds, which is a long time with nobody doing anything because the pedestrians have already crossed.

**PLANNING COMMISSION: Earl Moyer, Chairman**

**Recommendations concerning amendment to Recycling regulations, as required by state** – Mgr. Bickhart stated that this is not yet ready for Council's consideration. C/P Anderson asked if this is the requirement for a garbage container. Mgr. Bickhart stated that the state is mandating that the Borough has an ordinance requiring every property to have a garbage collector, and to tell the Borough office who that collector is if they so inquire. If this is not done the Borough will jeopardize state funding. This ordinance amendment could either amend the Property Maintenance Code or the Garbage Code or both. The Planning Commission asked Mgr. Bickhart to sort this out for minimal compliance in the most appropriate location in the Borough's codification. There are currently requirements for garbage containers in both the Property Maintenance Code and the Garbage Code. Solicitor Cravitz stated that the Borough has the basis of what is needed. The only difference is that if there is a property issue then Mgr. Bickhart would have to contact them to see who their hauler is and ask them to come take the trash. If the property owner does not pay it then the Borough can pay it and put a lien against the property. C/P Mengel clarified that every homeowner does not have to let the Borough office know who their garbage collector is; they only have to let the office know if there is a violation. Mgr. Bickhart stated it will require everyone to have a collector or they are subject to a penalty for not having one. This provides Mgr. Bickhart with the authority to ask the hauler to confirm that he has a contract with the homeowner. C/P Anderson stated that in doing this it was discovered that the Borough ordinance lists 20 gallon cans, which no one has any more. Mgr. Bickhart stated he is not sure what the vintage of the current ordinance is, but it calls for the small 20 gallon galvanized garbage cans from back when the only thing people put in

their garbage can was compressible waste because everything else was burned in the burning barrel. While he is going through this he will suggest updating the ordinance so it is in compliance with what people are using today, which is usually 32 gallon plastic garbage containers. Pres. Handlan noted that in Maryland where her sister lives, if a homeowner recycles their garbage is taken for free. She noted this is a great incentive, and they take everything for recycling. Mayor Carroll stated they also provide the containers for recyclables and trash. However, they do pay taxes for this.

**ZONING HEARING BOARD: Cyril Runkle, Chairman** – Mgr. Bickhart stated that the matter concerning the cell tower has been continued to a meeting this Thursday. He expects that it will be resolved in favor of granting the 198 foot cell tower.

**CIVIL SERVICE COMMISSION: Dalton Savidge, Chairman**

**Submission of “Certified Eligibility List” of applicants for Full-Time Police Officer Position –**

Mgr. Bickhart reported the applicants’ certifications on the list show the four applicants who successfully proceeded through all the examinations and are eligible to be hired. However, the procedure is that the Civil Service Commission takes the top three people from the list and certifies them to Borough Council as the hireable officers. Chief Garlock is continuing with his work and Council should soon be in a position to offer employment to a new police officer. C/P Mengel asked about the Veterans’ Preference Points and if that automatically gives that person the job. Mgr. Bickhart explained that he requested Solicitor Cravitz do some research regarding the veterans’ preference, and they agreed that a person with veterans’ preference is the person to whom the position must be offered. Solicitor Cravitz clarified that that is applicable even if that person is not the top one out of the three certified candidates. In a promotion situation or a non-Civil Service position that would not be the case. Mgr. Bickhart stated that the veterans’ preference points help a candidate to get on the certified list of three. There could be someone with veterans’ preferences who did not get on the certified list of three. If the 10 points are added and the person remains the fourth in the list of scorers then that person is not certified. Once the applicant is on the certified list, regardless of whether he is in position 1, 2 or 3, that person must be offered the position. Chief Garlock is researching the validity of the veterans’ preference information because this is an out-of-state officer candidate. Solicitor Cravitz stated Chief Garlock has only completed one of the three background checks and has asked to postpone a hiring decision.

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

**SHADE TREE COMMISSION: Karl Maul, Chairman** – No Report

**BOROUGH ADMINISTRATIVE REPORTS:**

**MAYOR: Pete Carroll**

Mayor Carroll reported that on Thursday, May 22 he attended a mayors’ meeting in Sunbury held by Mayor Woodring for the main purpose of discussing gangs in the area. Sunbury’s new police chief wants to do a push and wanted to make the mayors aware of that. There is another meeting set for the mayors and the police chiefs together.

Mayor Carroll reported that the Memorial Day service was well attended this year. He read a proclamation about the poppy and Flanders Field. The band was here and marched. Numerous phone calls were received from people in the community who appreciated the march. The Borough was short an officer and the fire police stepped up to supply someone for the escort through the community.

Mayor Carroll handed out a few pictures of the signs on the back fences at the police department that were put up by Cory Maneval as a school project. These signs let people know that the area is for police only. Cory also built welded handles and mounted those last Friday. The signs are not exactly what was wanted because they cannot be seen well from far away, but the work is appreciated. When they wear down, they can be replaced with something else. Mayor Carroll will try to get an article in the newspaper for this project. C/P Herb asked if the word “please” would be out of place on a sign such as this. Mayor

Carroll stated it was felt that it would be best to be straightforward and bold. C/P Herb stated he is challenging how the Borough communicates with people; he does not feel that "please" is out of place.

Mayor Carroll reported that Trick or Treat night will be held Thursday, October 30 this year. On Friday, October 31 the university has some events going on and the school district has a football game. The events at the police station will also take place on Thursday, October 30. The last couple years potato chips were given out and a clown was on hand for the kids.

Mayor Carroll passed out some handouts from the Pennsylvania State Mayors Association. There are two bills being presented that Council should be aware of, one of which deals with boroughs that have no expansion room.

Mayor Carroll reported on the grant entitled Pennsylvania Federal Safe Walk to School Program. This is 100% reimbursable and can be used for sidewalks, blinking lights on 18<sup>th</sup> Street, a roadway expansion behind the football field, etc. Mgr. Bickhart has been asked to think of any other projects that might improve Kindergarten through 8<sup>th</sup> grade students' routes as they walk to school. Mayor Carroll will speak at Penn Township tomorrow night and give them packets. The school district will be the facilitator for this grant and they will submit the application. The grant request can be for up to \$1 million for the total project, combined between the school district, Penn Township and the Borough. There will be a one-day event with people coming up from Harrisburg to go over some of the project ideas. Mayor Carroll suggested assigning this to a committee for review. A model resolution was handed out to Council members. Surveys were sent to parents of students in the target grades. As a parent with two younger children in the school district, Recording Secretary Dawne Long has received two surveys of one page each, front and back. Pres. Handlan referred this to the Safety Committee. C/P Anderson asked if the resolution needs to be adopted and Mayor Carroll replied it does not need to be done tonight. Mgr. Bickhart stated the grant application deadline is August 1. The school district will take the lead on this so Council will need to act on a recommendation from the Safety Committee at the July meeting. Mgr. Bickhart has not had a chance to read the resolution from Mayor Carroll but noted it does not seem to contain all of the things that the model sample has. That will be resolved because Council would be authorizing the school district to submit a grant on the Borough's behalf and to conduct construction projects in the Borough. Council needs to give the school district authorization to do that and not just agree to the program. The resolution needs to say a bit more. Mayor Carroll has outlined a long list of things that are being considered. All are reasonable and have been discussed in the past. Some are for the Borough to do, some are for Penn Township to do, and some are for the school district to do.

#### **BOROUGH SOLICITOR: Robert Cravitz, Esq.**

**Omega Bank** – Solicitor Cravitz reported that the assessment office is getting the formula worked out and then it will go as part of an order to Judge Knight probably in the next couple of weeks.

**Andretta/Foreman Issue** – Solicitor Cravitz reported that Mr. Andretta got married last month and he was on his honeymoon for three weeks. Solicitor Cravitz saw Mr. Andretta's lawyer today at an arbitration and he said that Andretta is getting a contractor and he will have a copy of a contract to Solicitor Cravitz tomorrow. Mayor Carroll thanked Solicitor Cravitz, noting that Mr. Foreman caught the mayor outside the Borough office and spoke with him for about 20 minutes. He called Solicitor Cravitz and he returned his call very quickly, which helped to calm Mr. Foreman down. Pres. Handlan cautioned the mayor and Council not to engage Mr. Foreman in conversation, suggesting to just let him talk and then move on. Mayor Carroll stated that Mr. Foreman brought up old issues, but the mayor informed the solicitor of all that was said and again stated that he appreciated Solicitor Cravitz's response on this issue.

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

**Update on pending projects** – Mgr. Bickhart reported that the 2008 Utility Program is finishing up without major incident. The 2008 Street and Alley Program is about to get started. Unexpectedly, word has come in that PennDOT will accept the Borough's request for reimbursement of their curbing. The Borough is working with the Fair Association in trying to work out an arrangement with them that might

result in them reimbursing the Borough for their curbing. The Fair Association had requested the consideration of changing the future location of the main driveway into the fairgrounds to be opposite the intersection with Industrial Park Road where it comes out onto Sand Hill Road. The engineer has worked out some sketches to show how that would work. Mgr. Bickhart will review this with Corby to make sure that there are no other problems that would exist with this. If the Fair Association does put in the new driveway they will close off an old one. The CDBG project will be bid this fall and discussions continue with John Coukart concerning the project in general and most recently, based on the Safety Committee's comments of wanting to look at some kind of walkway for the Front Street project, working out some issues there. There are a number of trees so the Shade Tree Commission would have to become involved. The rest of the items are subdivision land development plans that have been pretty much resolved and most are actually under construction.

Mayor Carroll asked about the Weiser Run project, noting that he asks about this every month. Mgr. Bickhart stated that he asks John Coukart every month and he is still working on it. Pres. Handlan asked what exactly "still working on it" means. Mgr. Bickhart replied that it is not done yet. He stated a timeframe or deadline has never been established and Pres. Handlan stated that maybe Council should do that. This has gone on and on and on. C/P Anderson asked if Coukart is to get back to the school district and Mayor Carroll stated that the school district and Borough are splitting the cost to determine what can be done to finally resolve this issue so both parties can move on. However, Coukart has not gotten to that point yet to get it moving. The school district constantly asks Mayor Carroll about this and so he asks Mgr. Bickhart. Mgr. Bickhart stated that Council has given Coukart some major projects that he has been diligently working on, including Front Street and Second Street and the CDBG program, which is still being designed. He thinks it is a matter of him not having time to get to it yet. Pres. Handlan noted that the CDBG program is new and the Weiser Run issue is old. C/P Anderson suggested that the Weiser Run issue is more difficult to resolve. Mayor Carroll stated that he does not want to speak for the school district, but they are wrapping up a budget meeting and they thought this would be resolved because Council pushed the issue. Pres. Handlan agreed, stating Council did push the issue and now is just sitting back. She asked Mgr. Bickhart to convey to John Coukart that this lack of movement is a concern of Council and the school district. Mgr. Bickhart stated he will ask Coukart for a schedule for the July meeting. Pres. Handlan suggested that Coukart come to the meeting. C/P Herb stated that it would be nice to use whatever leverage Council has on this issue. Mgr. Bickhart stated that if Council directs him to come he will come, but the most effective thing at this point would be to have him issue a schedule for the July meeting so that Council will know when the project should be finished. If Council does not like the schedule then they can ask him to come to a meeting. Pres. Handlan commented on her dissatisfaction with the engineer's one-line descriptions in the update letter.

**BOROUGH TREASURER: Sharon Badman**

**Review Treasurer's Report for May 2008** - Pres. Handlan 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 Complaint Update** – Mgr. Bickhart reported that this year there were 29 property owners who had not cut their grass and had exceeded the ordinance, so they were sent a letter. Some phone calls were received and most properties are now in compliance. The most recent complaint is garbage left behind by a college student tenant at 107 Market Street. This is a property that is being sold and the Borough is trying to determine who the responsible party is. On May 9 there were some issues that came up that also involve CK-COG's building permits so Mgr. Bickhart is trying to schedule a meeting with them to go to the property at 502 North Market Street to address these concerns. There actually were two different parties that called in about this property. Mayor Carroll stated that last year he had given Solicitor Cravitz a copy of an ordinance that had gone through in Trevorton on the issue of abandoned cars. He stated that hopefully this will help with these issues in Selinsgrove.

**Update of PROPERTY TRANSFERS and BUILDING PERMITS ISSUED, Janet Powers, Deputy Zoning and Permit Officer** – Information only

**Reminder about PSAB Annual Conference, June 8-11, 2008** – Mgr. Bickhart asked that anyone interested in attending please contact him.

**Reminder about “College and University Communities Workshop” June 18, 2008, Susquehanna University** – Mgr. Bickhart reported that this is the second in the series of the workshops that he and C/Ps Anderson and Inch had gone to at Bucknell. C/P Anderson asked if this is an all-day event again and Mgr. Bickhart replied it is the same as before, with registration at 9:00 a.m. and ending by 3:00 p.m. Mgr. Bickhart stated that SU is seeking to bring people in to speak on some of the primary issues that were of concern, such as campus police, borough police, a representative from the State System of Higher Education, and possibly the district attorney. C/P Mengel asked if there was ever a report on the meeting at Bucknell and C/P Anderson replied that she had given a report. She stated a lot of the things that have been in the paper recently from Lewisburg are the things that were discussed at the workshop in terms of downtown issues. C/P Anderson stated that she would attend the June 18 workshop.

**SELINGROVE MUNICIPAL AUTHORITY – Donald Bottiger, Chairman** – No Report

**EASTERN SNYDER COUNTY REGIONAL AUTHORITY – Bob Dagle and George Kinney, Chairmen**

**Notice concerning the filing of a Water Quality Management Permit Application pertaining to the re-rating of the organic treatment capacity of the existing wastewater treatment plant** –

Mgr. Bickhart reported this is an attempt to try to offer a solution to the condition that caused the temporary connection ban inside the system in four municipalities. The authority is moving forward to resolve the problem and it is expected to be resolved in a matter of months rather than years.

**Notice concerning measurement of high levels of Biological Oxygen Demand (BOD), a measure of the organic strength of wastewater, from metering manhole at Sand Hill Road, area predominantly serving the Industrial Park and Susquehanna University** –

Mgr. Bickhart stated that there have been unofficial indications that ESCRA, in sampling in the manhole where the Borough flows are from predominantly the university area, Sand Hill Road and Industrial Park, found that the strength of the organics exceeds the limitations by double the amount. The Borough will have to begin looking at its own system to determine who is delivering those high concentrations of organics. Mgr. Bickhart stated he does not know what the solution may be. C/P Viker asked if there is more information to come on this and Mgr. Bickhart replied that there is, and based on that the Borough needs to come up with a strategy to do its job. ESCRA will pass along a surcharge to the Borough and the Borough will have to find someone to pass the surcharge along to, or to eliminate the overage after they find out where it is. Mgr. Bickhart looked to see if ESCRA continued sampling after the university completely left to see if in some way their departure would change the concentration. If it does, it tells the Borough one thing and if doesn't it tells them something else. Early indications are that it did not change it all that much. That means there is an industry that is discharging concentrations that should not be discharged.

Mgr. Bickhart stated these are new and serious issues. It will be difficult for the Borough as they have never gotten involved with this before. Connection bans are a new thing, as are phosphorus and nitrogen credits. The organic load is a major concern. The enforcement is up to the Borough now. C/P Anderson stated that since it's new it either means a new industry or an industry that is disposing of something differently than it used to. Mgr. Bickhart stated there are no permits that have been issued for any processes that would result in this so someone is in violation of the Borough's ordinances.

**NORTH-EASTERN SNYDER COUNTY JOINT AUTHORITY – Bill Hetherington and John C. Bickhart**  
– No Report

#### **NEW BUSINESS:**

**MAYOR** – Mayor Carroll noted that the street crew does an excellent job. They plant flowers at the veterans' memorial for Memorial Day and around the police station they have removed the mulch and gone to stone just like at the Borough building. The summer crew is making everything look much nicer, thanks to Corby's direction.

## **COUNCIL MEMBERS**

**Liberty Alley** – C/P Mengel asked if anything has been done regarding the issue of Liberty Alley next to Cole's Hardware. C/P Hendricks stated that he took some digital photos. He spoke with Cole's and they do not care what is done with the alley. He tried to talk to the people who live along Route 522, knocking on their door several days in a row, and they were not home. C/P Mengel stated that she has tried to speak to their neighbors several times and has not found anyone home there either. She stated maybe a letter needs to be sent for their input on the issue. C/P Anderson asked how this alley is different than the half alley behind her house which belongs to the Borough but the residents get to maintain it. She asked if it is the same for every alley. Mgr. Bickhart replied that the alleys are the same in that they show up in the subdivision plan, which makes them paper streets. There is a promise to certain people that there is an easement and access there. If the Borough does not open an alley within 21 years they lose the right to open it without the consent of the adjoining property owners. Solicitor Cravitz stated that would take a deed of dedication similar to what Marvin Rudnitsky talked about at tonight's meeting and then the Borough would decide whether to accept it or not. Mgr. Bickhart stated that the act of opening an alley is a deliberate intent to do something. He stated he does not know the history of the alley at Cole's. He does not know if the Borough put the stone down or not. C/P Anderson stated that on her alley the four property owners pitch in money to have stone put down. Mgr. Bickhart stated the property owners along Liberty Alley could do the same thing, or the Borough could vacate its interest and the residents could do whatever they would like to do with it. It is a question of whether it serves a high enough public need. C/P Mengel stated that this needs to be determined by speaking to those residents. C/P Viker asked whether C/P Hendricks' committee could do an official recommendation on this. Mgr. Bickhart stated he can send a letter to the property owners to ask for their input.

**Executive Session** – C/P Hendricks asked about the Executive Session that was listed on the agenda. Pres. Handlan stated that this was tabled at Chief Garlock's request.

## **OTHERS**

**Summer Meetings** – Pres. Handlan asked who will not be at the July and August meetings due to vacations. C/P Hendricks will not be at the August meeting. No one else will miss either meeting.

**Brew/WineFest** – Pres. Handlan stated that for the Brew/WineFest Council had moved to allow closure of Pine Street but there was no action on a waiver for vendor permits. C/P Anderson asked if this means the vendors do not have to have a permit, just like the Market Street Festival.

Motion by C/P Herb to waive vendor permits for the Brew/WineFest. Seconded by C/P Anderson.

**AYES: FIVE (5)**

**NAYS: NONE**

**MOTION CARRIED**

**Note Card** – Pres. Handlan stated that Council members received a note card in their packets. She had asked some time ago for a note card in order to write a personal note to citizens in the Borough regarding their accomplishments or whatever. She stated she would not be representing all of Council in these messages, but she thought it would be nice to have some note cards. If anyone wishes to use them to connect with the community, they can see Sheri, who has a supply on hand.

## **ADJOURNMENT:**

Meeting adjourned at 10:05 p.m.

Attachments: None