

**SELINGSGROVE BOROUGH COUNCIL MEETING**

**MONDAY, MARCH 3, 2014 - 7:00 P.M.**

**COUNCIL MEMBERS PRESENT:** V. Pres. Pete Carroll, C/P Marvin Rudnitsky, C/P Tim Charles, C/P Shane Hendricks, C/P Rich Mease, and C/P Erik Viker

**COUNCIL MEMBERS ABSENT:** Pres. Brian Farrell

**OTHERS PRESENT:** Borough Manager/Secretary Paul Williams; Solicitor Bob Cravitz; Mayor Jeff Reed; Junior C/P Jonah Markle; Borough Treasurer/Assistant Borough Manager Sheri Badman; Recording Secretary Chele' Weaver; Main Street Manager Mary Bannon; Parks & Recreation Rocky Baer; Planning Commission Earl Moyer; DH&L Fire Company Gary Griner; Borough Residents Margaret Siro, Vince Stoops, Bob & Linda Derr, Bob Bickhart, Lynn Bressler, Jayme Bucher & John Walters; Richfield residents Terry Leister & Chuck Kantz and McAlisterville resident Kevin Kantz

**CALL MEETING TO ORDER:**

Vice Pres. Carroll called the meeting to order at 7:00 P.M. Mgr. Williams called the roll, followed by a moment of silence and the Pledge of Allegiance.

**REVIEW AND APPROVAL OF COUNCIL MINUTES FROM MEETINGS OF JANUARY 30, 2014 AND FEBRUARY 3, 2014**

Motion made by C/P Rudnitsky to approve the minutes as presented. Motion seconded by C/P Hendricks.

**AYES: SIX (6)**

**NAYS: NONE**

**MOTION CARRIED**

**PERSONS TO BE HEARD:**

**DH&L Fire Company/DH&L Ambulance League** – Gary Griner reported that for the month of February 2014 incidents by Township are as follows: one (1) in Chapman Township; one (1) in Jackson Township; six (6) in Monroe Township; ten (10) in Penn Township; eighteen (18) in Selingsgrove Borough; three (3) in Shamokin Dam Borough; one (1) in Union Township; two (2) in Upper Augusta Township and one (1) in Washington Township.

There were eight (8) automatic alarms; three (3) CO alarms; two (2) motor vehicle accidents with extrication; one (1) false alarm; one (1) good intent/service call; four (4) miscellaneous fires; nine (9) medical assists; six (6) motor vehicle accidents without extrication; three (3) odor investigations; one (1) power lines down; one (1) rescue call; three (3) structure fires and one (1) fire/arson investigation.

This is a total of 302.78 man hours.

**Selingsgrove Area Recreation, Inc. – No Report.**

**Selingsgrove Projects, Inc. – Copy Provided.**

Main Street Manager Mary Bannon stated that the downtown business owners are very happy with how the Borough handled the snow removal. A big thank you goes out to Mgr. Williams and the Borough crew.

A thank you is also going out to Borough Council for all the money that was provided for Piano Palooza. There are now seven (7) pianos that are old and dusty in a warehouse and the artists are going to paint

them and put them out on Saturday, June 7, 2014. There will be some musicians that will be attending and playing the pianos. This should be a fun time for everyone.

MSM Bannon would also like to thank Council for the money for the Rudy Gelnett Music Series which will start on Thursday, June 5, 2014 and go for 11 Thursdays throughout the summer from 6:30 p.m. to 8:00 p.m. in the Selinsgrove Common's.

**Parks & Recreation Commission – Rocky Baer – Copy Provided.**

Mr. Baer informed Council that they have a community member, Judy Guest, who is the daughter of the late Ken Mease, who is interested in getting involved in the community and joining the Parks and Recreation Committee. She attended the meeting and had some good insight on a few items and the Committee would like to recommend her as a member to Parks and Recreation.

Motion made by C/P Hendricks to approve. Motion seconded by C/P Charles.

**AYES: SIX (6)**

**NAYS: NONE**

**MOTION CARRIED**

Park inspections will be performed in March by Borough staff member Michael Lang. Mr. Lang is to provide a list of concerns, so the Committee can fix the items that need attention in the various parks.

A park cleanup day will be held on Saturday, April 12, 2014 and will be called "It's My Park Day." The Committee would like to incorporate Susquehanna University students to help as this is Susquehanna University's service day. Everyone will meet at 9:00 a.m. at Major Anthony Selin Park and will then disperse into work groups from there to go to the various parks.

Mr. Baer stated that the Summer Kids Program is always a topic of discussion. They are always looking for ways to improve it. Pre-qualification and background checks are going to be done this year. The individual will be responsible for the costs involved.

There were seven (7) letters of interest received for the part-time Recreation Director. There will be three (3) to four (4) chosen for interviews.

Chele' Weaver has been watching the PHEAA website for the paperwork and applications for the PHEAA summer jobs. They are supposed to be available in the middle of March 2014. She will download when available. They will be sent to past advisors and students who have participated in previous years.

The lease agreement with Susquehanna University for the Dog Park is being reviewed to see if the Committee can move forward with getting the land to have a small dog park added.

Mr. Baer also stated that the Dog Park would like to have an announcement board put up. They cost around \$600.00 plus shipping.

The sign for Major Anthony Selin Park, that is located in the dog park, has cedar shake shingles that are not in good shape. The Committee has decided to patch and repair and move on as time needs for the five (5) year sign plan.

The gates and fences have been pushed out at the Dog Park due to snow. They will be repaired in the spring.

The Environmental Center was discussed and the Committee would like to submit information for some grants. This is still a work in progress.

The sign for the gazebo and Pump House Park is wearing out. This sign was created back in the early 90's. The Committee did get a few quotes to replace the sign in kind. Mgr. Williams actually found a firm that he was familiar with from another municipality that created a very nice sign for that area. The

Committee would like to create a theme for all the Selinsgrove parks. For example, the Rotary Field would have the Rotary emblem added to the sign, for the Pump House perhaps a pump, etc. The Committee may even talk with SUN Tech in New Berlin to see if they could help out.

The gazebo has been washed and treated. However, the creek bank needs to be cleaned up again. This will be done in the spring. It is typically cleaned up every two (2) years.

The Little Norway II ice skating rink has seen a wonderful season. Committee member Leslie Imhoof has been talking with some of the coaches from the ice hockey team at Susquehanna University. She would like to find out if some of the players would be interested next year in setting up a program to help the younger children at the skating rink. A special thank you goes out to Shane Hendricks, Walt Nichols and Dave Bowersox for always helping out and making this a successful ice skating season. The skates will be sharpened at the end of the season with the assistance of Vince Stoops.

Kidsgrove is looking for a new Board member because of a recent vacancy. They are also looking for a sponsor for the Selinsgrove Street Fair. Judy Guest suggested that perhaps Selmax would be interested in assisting with this.

Jr. C/P Jonah Markle asked if it would be okay to have some high school kids come and help with the Park Clean-up Day on Saturday, April 12, 2014. Mr. Baer stated that is a great idea.

#### **Lynn Bressler – Borough Resident**

Ms. Bressler stated that she is representing the East Snyder Community Garden and she would like to thank the Borough for providing the mountain of mulch last year for the gardens. They have used all of it and are looking forward to the Borough returning again this year with more. The East Snyder Community Garden donated over 600 lbs. of food to local food banks, the Episcopal Church in Selinsgrove for Martha's Table, Fishes and Loaves at St. Paul's UCC and they are looking forward to doing it again in 2014.

Ms. Bressler stated that as a private citizen and a resident of Selinsgrove, she would like Borough Council to reconsider their uses of the Community Rooms. She had an incident where she needed to borrow two (2) tables a couple of weeks ago for use in this building in conjunction with the Library upstairs and was denied use of the two (2) tables. There were reasons given, but the most evident one was that the East Snyder Community Garden Committee was trying to circumvent renting the rooms downstairs. All she wanted to do was borrow two (2) tables.

Ms. Bressler would like Borough Council to please reconsider their policies on renting this room. It is our Community Room and we should be allowed to use it. The room is not being used as intended. It is there for people to use. There are two (2) entities that use this room, SPI and a federal organization. Other than that the rooms sit empty and the equipment does not get used. It should be made available to responsible Borough residents. If they ask to borrow something, they should certainly be able to borrow it, especially if it is not leaving the building.

Ms. Bressler contacted C/P Mease and V/P Carroll and was told that they would look into it.

C/P Mease stated that he feels the Community Rooms should be made available for non-profit community groups. They should be able to use these rooms without paying for them. This is his personal opinion. If it is for a private party, birthday party, etc., then it is a whole different situation.

C/P Viker and C/P Rudnitsky would like to see this addressed by the Community Activities & Public Affairs Committee.

#### **Others in Attendance**

**Mr. & Mrs. Bob Derr – Hoopie Bar Crawl** – Mr. Derr informed Council that the 14<sup>th</sup> Annual Hoopie Bar Crawl will take place on Saturday, March 22, 2014. The proceeds from this event benefit Pennsylvania Cystic Fibrosis. They are an independent 501(c)3 organization that helps families in Pennsylvania affected by Cystic Fibrosis. They also annually allocate funds to Cystic Fibrosis research. The Hoopie Bar Crawl honors two (2) Selinsgrove residents that have died of Cystic Fibrosis and future bar crawls will honor these residents as well.

The Bar Crawl starts at the Moose at 7:00 p.m. with people registering and paying the fee. Mr. Derr will take everyone's ID's regardless of age. Registration is 7:00 p.m. – 8:00 p.m. The Bar Crawl will then continue to Bot's Tavern from 8:00 p.m. – 9:00 p.m.; BJ's from 9:00 p.m. – 10:00 p.m.; Selinsgrove Hotel from 10:00 p.m. – 11:00 p.m. and then back to the Moose from 11:00 p.m. – 1:00 a.m. There will then be music provided by Tuxes and Tunes.

The event costs \$35.00 and will include a Hoopie Bar Crawl t-shirt and free beer all evening at the bars and at the Moose.

**Vince Stoops – SPI** – Mr. Stoops stated that he has some issues that over the past year have caused him to think that the Borough has a very mischievous little friend in its non-profit downtown development organization. In 2012, Pat Owens, then President of SPI came to Council and told all of Council in response to C/P Charles's question that they were willing and open and readily excited about having new members and new ideas on their Board. Mr. Stoops is here to tell Council that this was a complete lie. It was only meant to try to deceive you to continue to allow them to operate.

At the February 2013 meeting which was the 1<sup>st</sup> meeting Mr. Stoops attended as a full Board member (unanimously elected) he requested financial records from SPI so he could fulfill his obligation as a Board member. SPI operates a lot of things in Selinsgrove, many of which are publicly funded. As a Board member he felt it was his responsibility to educate himself as to what was going on with the Board and specifically how the money was being spent. The response he got back for Pepper's for a year's worth of financial records for a business was one (1) sheet, less than filled out completely, missing lots of information.

Mr. Stoops pointed out to former Main Street Manager Tim Musser that this report was missing quite a bit of information. Mr. Stoops outlined exactly what he was seeking knowledge about and also how Mr. Musser might be able to provide this information to him. From that time to today he still has not received any of these records.

V/P Carroll asked Mr. Stoops if he has gone back and asked for follow up on this. Mr. Stoops replied yes.

Mr. Stoops asks, now why is this a concern? His answer is one (1) because they operate using public money, even if it's a small amount, it's still public money. It's our money, the people of Selinsgrove and it is being spent and being told to us that it is being used to develop our downtown community.

Mr. Stoops stated that his next problem is that those people who are being hired and being used to do these things to develop our community have no oversight by the Board who have been entrusted to oversee them by the Council. Council entrusts the SPI Board to oversee the Main Street Manager Program. Mr. Stoops can tell Council right now that the general Board of that organization has zero oversight. None.

In April of 2013 it was dictated to the Board that Tim Musser had resigned as Main Street Manager and Mary Bannon will assume full-time position. No Board action was taken. No Board action was approved. No action by any member of the Board was even included in the minutes. It was just dictated.

The first attempt to even seek Board approval (after Mr. Stoops had made it aware to them at the April 23, 2013 meeting) and inform the Board that it was inappropriate for them to just expand MSM Bannon's hours without seeking Board approval went nowhere. Prior to even the April Board meeting, not only had MSM Bannon's hours been increased to full-time but an Administrative Assistant had been hired without

Board approval and without the Board even knowing about it. Mr. Stoops can understand even if certain people, the Executive Committee, certain individuals, the President or whoever had the authority within the bylaws, which they don't and Mr. Stoops can show Council the bylaws of SPI. They cannot simply just put someone in place, spend public money and tell no one.

Mr. Stoops has specific concerns with the fact that the Main Street Manager Program has zero oversight provided by the Board. If you ask any questions, as Mr. Stoops has about this, several things will happen to you. There have been two (2) reports of physical damage being done to properties in response to people asking questions. There have been allegations of physical threats being made and conducted, which have absolutely no basis, reported to both civilians and the Borough's Police Department. Also, a member of the current Borough Council wrote a letter without Board authorization to a member of the SPI Board to try to intimidate them off the Board and from asking any questions. In that letter, they accuse this individual of having a mental handicap and also having personality disorders for which they need to seek professional counseling. The person who wrote this letter has no credentials at all to authorize them to write any type of a statement that alleges any type of mental disorder.

Mr. Stoops is here tonight to address these grievances.

C/P Viker stated that if Mr. Stoops has any specific documentable concerns with how the specific grant monies are being managed and misused in accordance with Federal and State laws, to please provide the documentation to Borough Council in print/writing through Mgr. Williams. This would be the only involvement that Borough Council could possibly have. Mr. Stoops stated so Council could audit their books. C/P Viker stated that is correct. Mr. Stoops stated that there is missing money that was not spent appropriately and that he will be emailing everyone on Borough Council with this information.

V/P Carroll stated that Borough Council will sign off on things for SPI and other groups because Council is the recipient for the Borough. There is a responsibility on Council's part and if this information is provided to Mgr. Williams he will see that it gets to the proper Board to find some resolution to Mr. Stoops' accusations. This information can then be referred back to Council via Mgr. Williams and Sol. Cravitz if in fact there are some irregularities that need to be looked at.

Sol. Cravitz stated the Finance Committee would be a good place to start to do an investigation.

Borough resident Margaret Siro asked if this goes somewhere does this again become another Executive Session where the public gets no feedback. V/P Carroll stated it depends on where it goes and what Council finds out. Sol. Cravitz stated that if there is going to be any official action taken by the Borough it would be in a public session.

### **Margaret Siro – Borough Resident**

Mrs. Siro would like to address the meeting minutes that Recording Secretary Chele' Weaver has been providing. Mrs. Siro has been collecting minutes since she moved here and she has attended many meetings. She has noticed that the minutes from previous years and provided under different leadership, were more detailed and perhaps at times too detailed, but if Borough residents couldn't make it to a meeting these minutes certainly gave the residents a good idea of what was going on. Mrs. Siro has now noticed that the minutes are getting more compact. She is concerned that the public needs to know more. Just because the residents don't attend, doesn't mean they aren't interested.

C/P Rudnitsky stated that the secretary that produces the minutes is giving summaries not a transcript. Sol. Cravitz stated that the open records law and also the open meetings law it is stated that as long as a resident tells Council that they would like to record a meeting, they can record it. It must be announced and the recording device must be made viewable so everyone knows that this is being done. Minutes are provided to record the official actions of the Council. Minutes could be provided that would perhaps just say motion, second, pass – period. They don't go into the discussion, it is not the Congressional record. Mrs. Siro stated that to the average citizen it could be the Congressional record. Sol. Cravitz stated it is not required in Pennsylvania law. Out of courtesy over the years, the Borough has made the minutes to

read like a novel. This does not have to be done. The Borough did it out of courtesy, they don't have to do it out of necessity. They do not have to be provided verbatim. Mrs. Siro stated that she is not saying the Borough has too, she is saying that she wishes people could see it from the other side of the podium or the desk. Sol. Cravitz stated that is why the residents could come to the meetings. They are public meetings.

**COMMITTEE / COMMISSION / BOARD REPORTS:**

**FINANCE & BUDGET COMMITTEE – Tim Charles, Chairman**

**Payment and Ratification of Bills**

Motion made by C/P Charles to pay the bills as reviewed. Motion seconded by C/P Hendricks.

**AYES: SIX (6)                      NAYS: NONE                      MOTION CARRIED**

**Statewide Tax Recovery, Inc. – Exoneration Requests – No Report.**

**Award Contract for 2014 Borough Cleanup – Copy Provided.**

C/P Charles stated there were two (2) bids submitted. The lowest bid submitted was by Hometown Disposal. Cocolamus Creek Disposal came in at \$169.50/ton and Hometown Disposal came in at \$167.25/ton.

Motion made by C/P Charles to award the bid to Hometown Disposal. Motion seconded by C/P Rudnitsky.

**AYES: SIX (6)                      NAYS: NONE                      MOTION CARRIED**

**Award Sale of Equipment – Copy Provided.**

**1994 Chevrolet Pickup** – High bidder was Mardean Howell with a bid of \$3,101.52.

Motion made by C/P Charles to approve. Motion seconded by C/P Viker.

**AYES: SIX (6)                      NAYS: NONE                      MOTION CARRIED**

**2008 Ford Crown Victoria** – High bidder was Ken Reich with a bid of \$600.00.

Motion made by C/P Charles to approve. Motion seconded by C/P Rudnitsky.

**AYES: SIX (6)                      NAYS: NONE                      MOTION CARRIED**

**1987 Mauldin Vibratory Roller** – High bidder was Moyers Marine with a bid of \$516.00.

Motion made by C/P Charles to approve. Motion seconded by C/P Hendricks.

**AYES: SIX (6)                      NAYS: NONE                      MOTION CARRIED**

**Gelnett Request** – This request is from the Shade Tree Commission for new park benches. It is a matching request and they are asking for \$6,160.00. They have a private donation of \$6,160.00 to replace 10 park benches. They are dark green steel/cast iron benches to replace the existing benches and add additional benches on Market Street.

Motion made by C/P Charles to accept this request. Motion seconded by C/P Rudnitsky.

**AYES: SIX (6)**

**NAYS: NONE**

**MOTION CARRIED**

**Gelnett Trust Change** – C/P Rudnitsky stated that when the Investment Committee met with the Trustees of the Gelnett Trust in January 2014, they provided the Trustees report for the year 2013. Among the things that C/P Rudnitsky noticed was that they were assigning all of the operating costs of the Trust to the income. In other words, the fund was invested it produced income – they subtracted Trustees and accounting fees which amounted to over \$47,000.00 to arrive at net income. The net income is then made available to the Borough.

C/P Rudnitsky thought this was not the way it had to be done and he checked the law. The Uniform Trust Code adopted in 28 states requires that they assign half of those costs to the principle of the fund and the other half to income. In Pennsylvania's version it's at the discretion of the Trustee's.

One way that the Borough can increase the amount that comes to the Borough from the fund is to ask them to exercise discretion and assign half of those annual costs to the principle and half to income. That would increase the amount available to benefit the residents today of over \$23,500.00.

Motion made by C/P Rudnitsky to make this request to the Trustees. Motion seconded by C/P Viker.

**AYES: SIX (6)**

**NAYS: NONE**

**MOTION CARRIED**

**Selinsgrove Area Recreation, Incorporated** – C/P Charles stated this is in regards to the pool. They are concerned with not having enough money to get the pool open for the 2014 season. The Borough has allocated \$20,000.00 from the general budget and \$20,000.00 of Gelnett Trust funds. After a long discussion the Committee found worded in the Gelnett document that funding may not be provided for proposals for annual campaigns, general endowment funds and operating budgets.

The Committee recommends that Council waive the operating budgets term for the Selinsgrove Pool because they need some of the \$20,000.00 to be able to open. C/P Viker asked how much? C/P Charles stated \$15,000.00. C/P Viker asked is Council committed to then fund the pool. C/P Charles stated just for this year. They need \$74,000.00 this year to run the pool. The Borough had budgeted \$40,000.00 but only \$20,000.00 can be used for operation of the pool. The Committee recommends that Council waive this part of the funding. Sol. Cravitz asked if it was just for 2014. C/P Charles stated that the waiver would just be for 2014 and it will be revisited next year.

Motion made by C/P Charles to approve. Motion seconded by C/P Hendricks.

C/P Mease stated he wanted to clarify that the Borough is not giving the pool any more money. The Borough is just allowing the pool to spend it the way they would like to.

**AYES: FIVE (5)**

**NAYS: ONE (1) – C/P Carroll**

**MOTION CARRIED**

**Berkheimer – Local Services Tax** – Sol. Cravitz stated that Berkheimer would charge the Borough 2.05% of the tax collected. The Borough would pay for the postage as it now does, but Berkheimer will cover all the other costs. This is similar to what the Borough does when they collect the Per Capita Tax for \$5.50. Any costs beyond that, the Borough will receive the tax and maybe a little bit of interest, but Berkheimer gets all the additional costs which range from \$25.00 clear up to attending a Sheriff Sale for \$250.00.

The annual cost that Berkheimer is projecting is \$2,368.13 and this is collecting roughly between \$108,000.00 and \$115,000.00 in tax. Currently this is being done in-house by DZO Janet Powers and the Borough prints everything up and sends it out to all the tax payers subject to the tax. Sol. Cravitz stated what makes this attractive is the fact that if they do collect the Per Capita Tax, they have a list of the residents in the Borough and collect the Earned Income Tax. Bottom line is that when Council compares the cost that the Borough is paying right now and having the headache of having to administer this, it makes sense to consolidate. Berkheimer has agreed to this through 2016.

V/P Carroll stated there will be no action taken on this tonight pending further review.

**PUBLIC FACILITIES & SERVICES COMMITTEE – Shane Hendricks, Chairman – No Report.**

**BOROUGH ADMINISTRATION / PROPERTY AND EQUIPMENT – Pete Carroll, Chairman – No Report.**

**COMMUNITY ACTIVITIES AND PUBLIC AFFAIRS – Richard P. Mease, Chairman**

**Approve request for Wheelin 2 Freedom 5K Fundraiser – Copy Provided.**

C/P Mease stated this will start at Selinsgrove Elementary School, going out past Selinsgrove High School and crossing over 18<sup>th</sup> Street in two (2) places. They will be contacting the Police Department to let them know when and where they are going to be crossing on 18<sup>th</sup> Street. This will take place on Saturday, July 26, 2014 from 11:00 a.m. to 12:00 p.m.

Motion made by C/P Mease to approve. Motion seconded by C/P Charles.

C/P Viker reminded Ms. Bucher, the Coordinator of the event, that no volunteers can direct traffic at all. Fire Police and the Selinsgrove Police Department are the only ones able to do this. The telephone number for Mr. Carson Leitzel, who is in charge of the Fire Police, will be provided to Ms. Bucher.

**AYES: SIX (6)**

**NAYS: NONE**

**MOTION CARRIED**

**PERSONNEL MANAGEMENT COMMITTEE – Marvin Rudnitsky, Chairman – No Report.**

**PUBLIC SAFETY COMMITTEE – Erik Viker, Chairman**

C/P Viker informed Council that he had the opportunity to meet with Mr. Hakeem Johnson, who is a representative of the English Language Organization, which is a private company that provides opportunities in America for foreign students to come to America to learn English. Mr. Johnson wanted to advise Council and the Police Chief that there will be over the course of the next few months and then ongoing there after a population of up to 50 foreign students who will be coming to the Selinsgrove area to study and learn the English language. These students will be primarily from Saudi Arabia, Somalia and certain areas of China. Some of these students may be coming with their families and renting a place in Selinsgrove.

**PLANNING COMMISSION – Earl Moyer, Chairman – Copy Provided.**

Mgr. Williams stated there were five (5) members in attendance on Wednesday, February 19, 2014. The organizational meeting was held and the Chairman, Earl Moyer was re-nominated. There has been a change in vice chairperson and that person will be Rocky Baer. A presentation took place and the Commission is working from the action plan that Council adopted over the next 24 months.

The first item up for the Planning Commission is to spend some time on the Subdivision and Land Development Ordinance. The Commission had an overview of Union Counties sample Ordinance as a model to utilize, the Commission also received a copy of Northumberland Counties model Ordinance and the Commission would also like to get a copy of the draft Ordinance from Snyder County to begin a contrast and comparison in coming up with what fits Selinsgrove.

The second matter that was discussed was dealing with commercial vehicles. This winter season there had been a resident whose family has been disturbed by an idling diesel truck overnight. This truck is parked in a residential area near 8<sup>th</sup> Street and Spruce Street. This truck will be idling in the middle of the night for about ½ hour. Mr. Rocky Baer presented a comprehensive draft to the Planning Commission to

consider. Because this is a change in policy the Commission is asking for some direction from Borough Council to see whether this is something Council would like to see enforced.

Mgr. Williams informed Council that last summer on South High Street the Borough dealt with a similar issue with a registered travel trailer parked in the street. The Borough's Ordinances do not have anything specific that renders any assistance to the Police Department for enforcement action when it comes to a vehicle that should ordinarily be in someone's driveway, on private property and even renting a space in a public storage facility rather than being left on the street for a period of time. In fact, it was reported that an adjoining apartment on S. High Street had someone actually utilizing it as a residence by sleeping in it.

This new comprehensive draft presented by Mr. Baer would allow local enforcement in any residential zoning district.

DZO Powers has taken it upon herself to start preparation of updating the Borough's Comprehensive Plan and one of the first steps that you undertake in a Comprehensive Plan is public input and a place to derive that public input is by way of a questionnaire or survey to the residents. The Borough does intend to include this survey in the March 2014 newsletter as an insert. The Borough is asking that the residents return them to the office either in person or by mail. The Borough is also going to utilize Survey Monkey.

The Borough is attempting to come up with questions that are oriented towards land use and development over the next 10 year period. Also, questions as to how the residents might want to have tax payer money utilized – for instance, towards the swimming pool.

Mgr. Williams stated that Penn Valley Airport has had a change in management. Jon Trainor has been appointed as the new Manager. He was on staff as a Flight Instructor. The previous Manager Jim Taylor had extended an invitation for the Borough to participate in the FAA required 20-year horizon Airport Layout Plan for the airport. The first meeting has been scheduled for Monday, March 31, 2014 at 4:00 p.m. at the airport. Mgr. Williams spoke with Charlie Benner and he intends to attend on the Borough's behalf. Mr. Benner is the Borough's representative to the Airport Authority. V/P Carroll will also be attending.

**ZONING HEARING BOARD – Cyril Runkle, Chairman – No Report.**

**CIVIL SERVICES COMMISSION – Dalton Savidge, Chairman – No Report.**

**SHADE TREE COMMISSION – Bo and Joan Fasold – Copy Provided.**

Mgr. Williams informed Council that the Shade Tree Commission is getting a Grant for 23 trees. They do not have to be limited to being a street tree therefore the Commission has a little bit of leeway outside of the typical right-of-way. These trees could be placed in a front yard.

The Commission did receive a quote from Hawk's Nursery for planting of these trees at \$80.00/tree, this does include the excavation, soil enhancement, staking and mulching.

Mr. Fasold did report that someone broke a Gingko tree at the corner of Chestnut Street and Market Street at the southeast corner. This tree will be replaced free of charge.

**BOROUGH ADMINISTRATIVE REPORTS:**

**MAYOR – Jeff Reed**

**Presentation of the Police Report for January 2014 – Copy Provided.**

Mayor Reed informed Council that the two (2) new officers Fortin and Petrovich are now able to work shifts on their own.

**BOROUGH SOLICITOR – Robert Cravitz, Esq.**

**Adopt Resolution 2014-05 retiring construction line of credit and issuing a nonelectoral general obligation note to pay balance of construction loan. – Copy Provided.**

Sol. Cravitz stated the Borough took out originally a \$5.4 million dollar construction loan. The Borough borrowed the money from Juniata Valley Bank and this was for a construction line of credit. The project is now completed with an amount of four (4) million dollars. This needs to be paid by May 2014. This needs to be retired and issue a nonelectoral general obligation note. The balance is not to exceed \$3.5 million dollars.

Motion made by C/P Viker to adopt Resolution 2014-05. Motion seconded by C/P Charles.

**AYES: SIX (6)                      NAYS: NONE                      MOTION CARRIED**

**Adopt Resolution 2014-06 regarding receiving proposals for the permanent financing. – Copy Provided.**

Sol. Cravitz stated that the Borough has gone out and solicited over 12 different financial institutions and got the best rate from the bank that gave the Borough the initial loan which is Juniata Valley Bank. This will be done by private sale and needs to be given to DCED.

Motion made by C/P Charles to adopt Resolution 2014-06. Motion seconded by C/P Viker.

**AYES: SIX (6)                      NAYS: NONE                      MOTION CARRIED**

**Adopt Resolution 2014-07 awarding the general obligation note to Juniata Valley Bank. – Copy Provided.**

Sol. Cravitz informed Council that the Borough will borrow money not to exceed \$3.5 million (dollars). This is conditional upon the Department of Community and Economic Developments approval for the issuance of such notes. This will authorize the President of Borough Council, the Borough Secretary and the Borough Solicitor to execute the note and all related documents on the Borough's behalf.

Motion made by C/P Charles to adopt Resolution 2014-07. Motion seconded by C/P Mease.

**AYES: SIX (6)                      NAYS: NONE                      MOTION CARRIED**

**Adopt Ordinance No. 814 Authorize the Borough to Borrow Funds from JVB for the permanent financing for the Borough Building Construction/Renovation Project – Copy Provided.**

Sol. Cravitz stated this will be sent to the Department of Community and Economic Development. This states that the Borough will be borrowing money up to \$3.5 million (dollars). This will be paid out of the Borough's General Fund, Sewer/Water Fund and also the Economic Development Fund. It is authorizing the pledging of the Borough's taxing authority to pay off \$3.5 million (dollars). It also grants permission for the President of Council, the Borough Treasurer and the Borough Solicitor to sign the documents to secure the loan, provided DCED approves what the Borough has done.

Motion made by C/P Rudnitsky to approve. Motion seconded by C/P Charles.

**AYES: SIX (6)                      NAYS: NONE                      MOTION CARRIED**

**Review Lease Agreement with Susquehanna University – Copy Provided.**

Sol. Cravitz informed Council that this is for the vacant parcel of land next to the Dog Park. Mgr. Williams, Treas. Badman and Susquehanna University have reviewed this several times. Sol. Cravitz stated for

clarification purposes, the Borough had entered the same kind of lease agreement with regards to the AYSO soccer fields. Susquehanna University owns the land and the Borough is leasing it. Why this parcel of land was never included, Mr. Cravitz feels goes back to Susquehanna University feeling at that time they were going to do something with it. This parcel of land is 1.34 acres and will now be leased to the Borough. It will start with an initial term of 25 years and include an additional term of another 25 years. The AYSO soccer fields have been leased to the Borough for 60 years. The Borough will agree to cut the grass and provide any type of snow removal. This is a bare bones vacant land lease.

Mgr. Williams suggested showing this to Susquehanna University as a draft to see if they have any comments and then addressing them at the April 7, 2014 Council meeting.

**Meeting with ESCRA**

Sol. Cravitz stated this is in regards to Council authorizing the payment of a fee to Attorney Terry Light for \$250.00/hour to act as a Moderator with regards to the meeting between ESCRA and the Borough and its expenditure of public money. This will be a shared expense of up to \$125.00 not to exceed this per hour. ESCRA has requested via memo today, Monday, March 3, 2014 that this will be a meeting strictly limited to Selinsgrove Borough and ESCRA. They do not want to include Shamokin Dam at this point to cloud the issue. This will be a two (2) way split with regards to the fee. Sol. Cravitz stated that once he gets authorization from Council he will setup the meeting.

V/P Carroll asked Sol. Cravitz to explain what the difference is between a Moderator and a Mediator. He wants to make sure that everyone understands. Sol. Cravitz answered that a Moderator is a person who fields questions and keeps everyone in line so there is not an altercation. A Mediator is a person who is appointed to act as an Arbitrator who will take both sides and then come up with a recommendation. It can be a binding mediation or it can be a recommendation in regard to a settlement. The Mediator is more in line with a legal proceeding where you are presenting your arguments to the Mediator. A decision will then be made or an advisory one such as a recommendation will be made. The Moderator just sits there and goes back and forth. They can do recommendations, but they really don't have any control. They cannot make a decision.

Motion made by C/P Rudnitsky to utilize Attorney Terry Light as a Moderator with a rate of \$250.00/hour with a cap of the Borough's share at \$1,250.00. Motion seconded by C/P Charles.

**AYES: SIX (6)                      NAYS: NONE                      MOTION CARRIED**

**BOROUGH ENGINEER**

**Update on pending projects – Coukart & Associates, Inc. – Copy Provided.**

Mgr. Williams stated that the 2013 Street Program has seen the Contractor submitting all the closeout paperwork.

A preliminary submission (paper copies) was made to PennDOT in support of the Downtown Streetscape – Phase III. The Borough is anticipating receiving some review and comments, so the plans can be finalized and the Borough can move on to the next step.

Weis Markets has been at a standstill because of the weather.

The Traffic Signal at Mill and Market Streets does require a motion because it is a contractual item. The Contractor is requesting an additional 30 days because of a weather related delay. They were hoping to start with the base/foundations of the traffic signal poles by the end of February and it didn't happen.

Motion made by C/P Viker to grant an additional 30 day extension. Motion seconded C/P Charles.

**AYES: SIX (6)                      NAYS: NONE                      MOTION CARRIED**

Engineer Coukart is continuing to work on the design for the 2014 Street Project. His survey crews have been hampered because of the weather. The Borough is trying to schedule a meeting with Engineer Coukart for an update and cost estimates on Monday, March 10, 2014. He feels that the project may be ready for bidding by the end of March 2014.

**Update on pending projects – Larson Design Group – No Report.**

**BOROUGH TREASURER – Sharon M. Badman**

**Approve Treasurer’s Report for Month of February 2014 – Copy Provided.**

Motion made by C/P Viker to approve. Motion seconded by C/P Charles.

**AYES: SIX (6)                      NAYS: NONE                      MOTION CARRIED**

**Approve the 2013 Consumer Confidence Report – Copy Provided.**

Motion made by C/P Viker to approve for printing. Motion seconded by C/P Charles.

**AYES: SIX (6)                      NAYS: NONE                      MOTION CARRIED**

**Review and approve the March 2014 Borough Newsletter – Copy Provided.**

A suggestion was made by C/P Rudnitsky to include Featured New Businesses.

C/P Charles suggested putting an article in the newsletter about the foreign students visiting Susquehanna University who don’t speak English. The residents may be asking why some different nationalities are here and this would explain why.

Motion made by C/P Charles to approve with changes. Motion seconded by C/P Hendricks.

**AYES: SIX (6)                      NAYS: NONE                      MOTION CARRIED**

**BOROUGH MANAGER / SECRETARY – Paul A. Williams**

**Manager’s Monthly Activity Report – Copy Provided.**

Mgr. Williams stated that first and foremost he would like to acknowledge the Public Works Department for the wonderful job they have done during the month of February 2014 with the removal of snow.

He also would like to acknowledge DB Construction for the use of their mini excavator that was used to help remove the snow on Market Street.

Mgr. Williams also informed Council that at the last Borough Council meeting we had a presentation by Stacy Richards of SEDA COG regarding the Energy Improvement Initiative. This has given Mgr. Williams some added incentive to go out and meet some of the business owners that he hasn’t met before and to see if there would be some support from the community for this project from both non-residential and residential property owners.

Ms. Richards is hoping to get more than a warm and fuzzy feeling and perhaps a nod from Borough Council at their Monday, April 7, 2014 meeting for her to go forward and actually make application to the Appalachian Regional Commission. She is striving for \$25,000.00 in federal money hoping this will be matched with another \$25,000.00 from PP&L for their weatherization program which would benefit the residential component of the Borough. This would be year #1.

Year #2 would be a focus on the non-residential, institutional or light industrial users. This funding has not been identified and is in question.

The Borough is seeking support from the community to go forward with this.

V/P Carroll asked how the property at 397 Eighth Street was coming along. Mgr. Williams stated that someone has removed whatever was valuable inside the residence – the copper wiring, the copper plumbing – it has been striped. It appears that the people who had been living there have only been doing things that are detrimental to the property for cash rather than fixing it up in hopes of returning there.

**Teri MacBride, Regional Affairs Director - PP&L**

Mgr. Williams informed Council that he received an e-mail from Teri MacBride about the challenge people are having in making an energy generation choice (an alternative to PP&L). Some people have selected a variable rate rather than a fixed rate. There are three (3) agencies to file complaints with and what needs provided to these entities. They are the PUC, the Consumers Advocate, and the Attorney General's Office. The consumer needs to provide a copy of their invoice, a copy of the contract that they entered into with the 3<sup>rd</sup> party as well as the marketing piece that caused the individual change.

**Notice: PSAB 2014 Annual Conference – April 6-9 at The Penn Stater, State College, PA**

Mgr. Williams informed Council that the theme is "Borough's Build Bridges for Communities". Mayor Jeff Reed was the recipient of one complimentary registration certificate for a Borough Council appointee. If anyone is interested in attending, please let Mgr. Williams know.

**Notice: Statements of Financial Interest are to be completed and returned to the Borough Office before May 1, 2014**

**ZONING – Janet Powers, Deputy Zoning and Permit Officer**

**Update of ZONING, SIGN & DEMOLITION PERMITS ISSUED & REAL ESTATE TRANSFERS – Copy Provided.**

**SELINGSGROVE MUNICIPAL AUTHORITY – Donald Bottiger, Chairman**

Mgr. Williams informed Council that Elroy Mengel has stepped down and that Arnold Gentner of S. High Street would like to fill the vacancy. This would be a term of four (4) years and would run through 12/31/18.

Motion made by C/P Hendricks to approve. Motion seconded by C/P Charles.

**AYES: SIX (6)                      NAYS: NONE                      MOTION CARRIED**

**EASTERN SNYDER COUNTY REGIONAL AUTHORITY – Ed Mann**

**Monthly Minutes – Copy Provided.**

Mgr. Williams stated that on page two (2) under Old Business, organic loadings for 2013 were listed and that October, November and December of 2013 (when ESCRA's lab was no longer being used) there is a difference with the results of the 3<sup>rd</sup> party lab (when compared to the other nine (9) months).

ESCRA's projects are just getting underway and this year's Pre-Construction Meeting is Wednesday, March 5, 2014 at 1:00 p.m. at ESCRA. Mgr. Williams stated he will try to attend.

**NORTH-EASTERN SNYDER CO. JOINT AUTH. – Bill Hetherington/Dianne Mengel – No Report.**

**ADJOURNMENT**

Motion made by C/P Viker to adjourn. Motion seconded by C/P Mease.

Meeting adjourned at 9:47 p.m.

Respectfully submitted by

Chele' Weaver  
Recording Secretary