

CONYNGHAM BOROUGH COUNCIL REGULAR SESSION
Tuesday, September 20, 2016

Conyngham Borough Council met in Regular Session on Tuesday, September 20, 2016 at 7:01 p.m. in Council Chambers, Municipal building, 215 Main Street, Conyngham, Pennsylvania. The meeting was called to order by Council President Gary Gregory, the Pledge of Allegiance was recited and roll call was taken.

Roll Call:

Present: Fuccile, Gallagher, Gregory, Hawk, Jones, McKee, Schneider.

Absent: None.

Others Present: Mayor, Solicitor, Secretary, Treasurer.

Absent: None.

Citizens: Dolores Brosk, Steven Brosk, Richard Angelo, Tim Ference, Matt Szumilo, Rita Washick, Jerry Seiwel, Linda Grencavich, Anita Reber, Susan Byorek.

Public Comment: Anita Reber questioned whether the International Property Maintenance Code can apply to Cuz-N-Joes high weeds, overflowing dumpster and scattered trash.

The Solicitor advised Council formed a Committee six months ago to address such issues. The Borough already has in place a Noxious Weed Ordinance however the IPMC would assist in addressing other issues and it is the Zoning Officer's recommendation the Borough adopt.

President Gregory advised residents have a responsibility to notify the Borough when they observe violations.

Rita Washick added Main Street has a raccoon problem which may be attracted to garbage.

Jerry Seiwel, 334 Main Street, stated the great job on Main Street Streetscape however the project is on hold due to payment problem with contractor.

The Solicitor advised once a payment application is presented the Engineer has 10 days to review and the Borough has 45 days to pay.

Councilman Fuccile noted the Borough held a special meeting in order to facilitate payment to contractor.

Council broke for Executive Session at 7:22 pm.

The meeting resumed at 7:39 pm.

President Gregory advised the Borough has paid all bills in more than a timely manner.

Approval of Minutes:

Motion

Motion to Approve Minutes from Regular Session August 16, 2016; Continued Session August 31, 2016, Special Session September 13, 2016 - Gallagher. Second – Fuccile.

Questions on the Motion: None.

No Roll Call. Unanimous.

Mayor: The Department responded to 54 offenses, incidents and/or requests for the month of August. Five (5) traffic citations and one (1) non-traffic citation were issued. Report is on file.

Treasurer: The August report was reviewed in detail at the Work Session. A copy of the report is available for public inspection and is on file.

Motion

Motion to Accept the August 2016 Treasurer's Report – Schneider. Second – Gallagher.

Questions on the Motion: None.

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ROLL CALL VOTE:

Fuccile	-	Affirmative	Gallagher	-	Affirmative
Gregory	-	Affirmative	Hawk	-	Affirmative
Jones	-	Affirmative	McKee	-	Affirmative
Schneider	-	Affirmative			

Treasurer Blasé requested a Motion to approve the list of obligations in the amount of \$86,371.18.

Motion

Motion to Approve the Bills- Gregory. Second – Fuccile.

Questions on the Motion: None.

ROLL CALL VOTE:

Fuccile	-	Affirmative	Gallagher	-	Affirmative
Gregory	-	Affirmative	Hawk	-	Affirmative
Jones	-	Affirmative	McKee	-	Affirmative
Schneider	-	Affirmative			

Pension contributions required for 2017 are \$0.00 for the Police Pension Plan and \$5,078.00 for the Non-Uniform Pension Plan.

Motion

Motion to Approve 2017 MMO for Police & Non-Uniformed Pension Plans – Fuccile. Second – Gallagher.

Questions on the Motion: None.

ROLL CALL VOTE:

Fuccile	-	Affirmative	Gallagher	-	Affirmative
Gregory	-	Affirmative	Hawk	-	Affirmative
Jones	-	Affirmative	McKee	-	Affirmative
Schneider	-	Affirmative			

Solicitor: Seven bids were received on Penn Bid for the CFA Multimodal Grant Brookhill Road Improvement Project. Bids as follows:

Pennsy Supply, Inc. - \$167,318.15
Barletta Materials Construction - \$189,911.49
Willow Grove Paving, LLC - \$193,838.00
H&K Group - \$194,999.00
American Asphalt Paving Co. - \$198,495.00
M&J Excavation, Inc. - \$201,611.80
Franzosa Trucking Co., Inc. - \$279,953.20

Motion

Motion to Award CFA Multimodal Grant Brookhill Road Improvement Project to Pennsy Supply, Inc. Pending Solicitor, Engineer and Penn DOT Review - Gregory. Second – Fuccile.

Questions on the Motion: Councilwoman Hawk questioned if work was being coordinated with CSJMA on risers for manholes – Yes.

President Gregory noted paving will include Edge Trail and Brookhill Road to Sidehill Trail. A unit price was obtained for additional paving and a bike/walking path.

ROLL CALL VOTE:

Fuccile	-	Affirmative	Gallagher	-	Affirmative
Gregory	-	Affirmative	Hawk	-	Affirmative
Jones	-	Affirmative	McKee	-	Affirmative

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Schneider - Affirmative

Motion

Motion to Adopt Ordinance 300 Amending Service Electric Cable Franchise Ordinance - Schneider. Second – Hawk.

Questions on the Motion: None.

ROLL CALL VOTE:

Fuccile	-	Affirmative	Gallagher	-	Affirmative
Gregory	-	Affirmative	Hawk	-	Affirmative
Jones	-	Affirmative	McKee	-	Affirmative
Schneider	-	Affirmative			

Motion

Motion to Approve LC CDBG Certification Request for Payment #4 for \$17,200.55 - Jones. Second – Fuccile.

President Gregory noted Payment Application was received yesterday and immediately processed.

Questions on the Motion: Councilwoman Hawk questioned number of draw downs on grant – Four; however, contractor only has three payment applications. First draw down was for engineering fees.

ROLL CALL VOTE:

Fuccile	-	Affirmative	Gallagher	-	Affirmative
Gregory	-	Affirmative	Hawk	-	Affirmative
Jones	-	Affirmative	McKee	-	Affirmative
Schneider	-	Affirmative			

Motion

Motion to Advance Contractor Richard Angelo, Inc. \$25,000.00 from General Fund to be Reimbursed from LC CDBG Conditioned upon Contractor's Immediate Return to Jobsite - Gregory. Second – Fuccile.

Questions on the Motion: None.

ROLL CALL VOTE:

Fuccile	-	Affirmative	Gallagher	-	Affirmative
Gregory	-	Affirmative	Hawk	-	Affirmative
Jones	-	Affirmative	McKee	-	Affirmative
Schneider	-	Affirmative			

Motion

Motion to Advertise Ordinance to Adopt 2015 Edition of the International Property Maintenance Code in its Entirety - Schneider. Second – Jones.

Questions on the Motion: None.

ROLL CALL VOTE:

Fuccile	-	Affirmative	Gallagher	-	Affirmative
Gregory	-	Affirmative	Hawk	-	Negative
Jones	-	Affirmative	McKee	-	Affirmative
Schneider	-	Affirmative			

The advertisement will also include the repeal of any Ordinances inconsistent with IPMC. Fees for violations to be set.

The Solicitor noted for the record that an Executive Session was held prior to the onset of this evening's Council meeting for Personnel.

Fire, Rescue & EMA: Conyngham had two (2) Fire and Rescue calls and seven (7) EMS calls for the month of August.

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Councilman McKee advised Conyngham Borough Council to report to Butler Township for EMA meetings/drills.

Councilwoman Hawk suggested change in EMA procedures. Vice President Schneider stated Borough is contracted through 2018.

Recreation: Vice President Schneider stated a contractor is being contacted to conduct a feasibility study of utilizing CSJMA cameras for the park along with the purchase of additional cameras. Details will be forthcoming.

President Gregory reiterated the Borough's position is to have monitoring by Police only for privacy reasons.

Planning & Zoning: The Zoning Report was read into the record. There were four (4) permits issued and seventeen (17) concerns addressed/actions taken.

Councilman Gallagher and President Gregory commended the Zoning Officer for his reporting and service to the Borough.

Department of Public Works: 2011 Dump Truck is paid in full.

Buildings & Grounds: Front door replacement will be completed in the coming week.

Grants: Main Street Streetscape to be completed by the end of October.

Sugarloaf Avenue Phase I & II from Sheetz to Independence Avenue to be bid and awarded spring 2017.

Brookhill Road Improvement Project awarded.

Master Plan will be underway soon. Master Plan Committee includes representatives from Council, CVCO, Friends of the Nescopeck, Downtown Business District, Parks & Recreation and Remembering Ryanne Foundation. Public hearings will be held as well.

The borough is applying for a PA Small Water & Sewer Grant in the amount of \$500,000.00 with a 15% match for stormwater improvements in Luchi Manor.

President Gregory is pleased over \$1,000,000.00 in grant funding has been received under current Council tenure.

Police: Contract negotiations are underway.

New Business: A recommendation has been made to terminate the contract with the Independent UCC Inspector with thirty (30) day notice. The Solicitor will provide RFP for services for Council to consider at October session.

Motion

Motion to Terminate Contract with Independent UCC Inspector via 30 Day Notice and Solicit Proposals for Inspection Services- Gregory. Second – Jones.

The Solicitor clarified that termination will not affect existing permits.

Questions on the Motion: None.

Public Comment: Steven Brosk questioned the termination – At Will Contract.

ROLL CALL VOTE:

Fuccile	-	Affirmative	Gallagher	-	Affirmative
Gregory	-	Affirmative	Hawk	-	Affirmative
Jones	-	Affirmative	McKee	-	Affirmative
Schneider	-	Affirmative			

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Old Business: Councilwoman Hawk questioned LSA Grant at 245 Main Street – Near completion. Survey field work has been completed for 245 Main Street as well and will be submitted to Planning Commission and Council for approval. The deed includes a Reverter Clause to the Borough if CSJMA ceases to exist.

Field work has been completed on the George Estate subdivision with submission to the Planning Commission and Council in the near future.

Catch-All: President Gregory announced Free Used Tire Pick Up by DPW workers to be held. Please contact the office for further details or to sign up.

Public Comment: Dolores Brosk, 4 Liberty has concerns over the proposed sidewalks on Sugarloaf Avenue including maintenance, liability and existing trees.

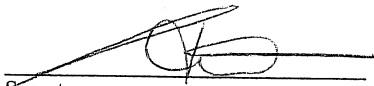
President Gregory advised the arborvitae will remain per our Engineer, safety is first and foremost and maintenance and liability are the responsibility of the homeowner, however the Borough can discuss options. This project will also alleviate drainage problems.

Jerry Seiwel recommended addition of trash receptacles to alleviate littering.

Motion to Adjourn @ 8:46 pm – Schneider. Second – Gallagher. No Roll Call. Unanimous.

No Roll Call. Unanimous.

ATTEST:



Secretary