

REGULAR COUNCIL MEETING MINUTES
JANUARY 25, 2016 AT 5:30 P.M.
LEWISTOWN MUNICIPAL BUILDING COUNCIL CHAMBERS

The meeting opened at 5:30 PM with Borough Council President Berrier presiding. The Pledge of Allegiance was recited by all present.

ROLL CALL

Mr. Searer, Mr. Felmlee, Mr. Rager, Mr. Welham, Mr. Lawson, Mr. Berrier, and Mayor Bargo were present. ** Mr. Moore was absent.

HEARING OF PERSONS PRESENT

- A. Wayne Hackett commended the Borough employees and Borough residents on a job well done during the snowstorm. He said that 95% of residents do their part, and its always the same 5% that don't.
- B. Zane Jerzerick, property owner, addressed Council relative to the Residential Rental Unit Registration and Regulation ordinance. He stated that he owned a rental property on North Brown Street, which is located in Ward 3. He was not to be inspected until July 2016, however, he has already had his inspection. He questioned Council why this was done and what qualifications the inspector had? He was told he had to fix an electrical outlet. When he had a certified electrician come out, the certified electrician explained that this was incorrect under the National Standard Electrical Code. Mr. Berrier addressed Mr. Jerzerick and stated that he would have to talk to Mr. Rex Fink, Codes Officer in regards to his questions because he just came on Council a few weeks ago.

REGULAR AGENDA

REPORTS

A. Borough Manager/Secretary

1. The Interim Borough Manager/Secretary reported a Liquor License Transfer.
2. A letter from PennDOT was received approving our County Aid Funds in the amount of \$8,919.60.
3. The Quarterly Intermunicipal Wastewater Meeting Minutes, Rain event information, Biosolids yearly report, and information relative to the movement of temporary flow meters were received from the Wastewater Treatment Superintendent.
4. Ms. Walter explained she received an e-mail from Erin Anewalt relative to the tax exoneration. She cannot exonerate for 10 ½ months, it has to be either a full year exoneration or she will send it to the Mifflin County Tax Claim Bureau as delinquent.

On a motion by Mr. Searer and Mr. Rager, Council unanimously voted to exonerate the entire year of taxes for the Mifflin County Community Church.

5. The Street Sweeper position was posted in house from January 21, 2016 to January 28, 2016. If no bids are received, Council will need to authorize advertising the position at the next meeting.
6. Ms. Walter stated that she received information to the RecTap Rec Park Revitalization Concept Plan. She asked if Council wished to make any changes. After some discussion relative to this, Council will have Mr. Matt Moore read the report and share it with Rec Board for any feedback they may have.
7. Ms. Walter reached out to PSAB in regards to the advertisement of the Borough Manager position. She stated there is no cost for the ad to be placed online however; due to time constraints it will not make their magazine deadline.

UNFINISHED BUSINESS

- A. Mr. Berrier appointed Mr. Matt Moore to Rec Board Committee, Mr. Jim Felmlee to Planning Commission, Public Works, Utilities, Cable Tv Committee, and Mr. Scott Welham will serve as Chairman for the Finance Committee.
- B. On a motion by Mr. Rager and seconded by Mr. Felmlee, Council unanimously voted to advertise the Committee Schedules with the change of the start time of all meetings from 5:00 p.m. to 5:30 p.m.

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JANUARY 25, 2016 AT 5:30 P.M.

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- C. Resolution 2016-1, Appointment of Mayor Bargo as the COG Representative with Councilman Moore as the Alternate

Searer	Yea
Felmlee	Yea
Rager	Yea
Welham	Yea
Lawson	Yea
Berrier	Yea

On a vote by Mr. Felmlee and seconded by Mr. Welham, Council by roll call vote approved Resolution 2016-1, Appointment of Mayor Bargo as the COG Representative with Councilman Moore as the Alternate

- D. Resolution 2016-2, Appointment of Mayor Bargo as the Representative to Fame EMS Board of Directors.

Searer	Yea
Felmlee	Yea
Rager	Yea
Welham	Yea
Lawson	Yea
Berrier	Yea

On a motion by Mr. Rager and seconded by Mr. Felmlee, Council by roll call vote approved Resolution 2016-2, Appointment of Mayor Bargo as the Representative to Fame EMS Board of Directors.

- E. Resolution No. 2016-7, Appointment of Venus Shade to the Police Advisory Board

Searer	Yea
Felmlee	Yea
Rager	Yea
Welham	Yea
Lawson	Yea
Berrier	Yea

On a motion by Mr. Felmlee and seconded by Mr. Lawson, Council by roll call voted appointed Venus Shade to the Police Advisory Board for a two (2) year term.

- F. Resolution No. 2016-8, Appointment of Neil Purcell to the Police Advisory Board.

Searer	Yea
Felmlee	Yea
Rager	Yea
Welham	Yea
Lawson	Yea
Berrier	Yea

On a motion by Mr. Rager and seconded by Mr. Welham, Council by roll call vote appointed Mr. Neil Purcell to the Police Advisory Board for a two (2) year term.

G. Council held discussion relative to the EG Channel Advertisement. Mr. Moore was absent from the Meeting. Mr. Berrier questioned whether or not this would have to be done. Mr. Remy stated there was an Ordinance adopted in 2014 establishing the EG Channel.

REGULAR COUNCIL MEETING MINUTES
JANUARY 25, 2016 AT 5:30 P.M.

LEWISTOWN MUNICIPAL BUILDING COUNCIL CHAMBERS

On a motion by Mr. Searer and seconded Mr. Felmee, Council unanimously approved sending Right to Know requests to the Mifflin County Commissioners as well as Mifflin County School district to determine how much each entity has spent relative to the EG Channel.

NEW BUSINESS

- A. Council held discussion relative to the Teamsters Contract. Mr. Lawson sat on the negotiations committee however the last he was aware, there was no final contract ready.

On a motion by Mr. Rager and seconded by Mr. Searer, Council unanimously approved to table the Teamsters Contract until the February 8, 2016 meeting. Mr. Lawson will read this and see what changes were made.

- B. Ms. Walter stated a letter was received from PennDOT requesting a financial commitment for the no turn on red sign at Juniata Street and Third Street. Sgt Sheaffer, Lewistown Police Department stated he has lived on Fourth Street all his life and being able to turn at that intersection on red creates a burden for travelers to merge onto Fourth Street. He felt it was a good idea to check into this. Mr. Felmlee questioned whether there was any major accidents up in the area. Sgt. Sheaffer stated no. Ms. Walter will inquire about the cost of having an engineer perform a study in the area.

Searer	Yea
Felmlee	Yea
Rager	Yea
Welham	Nay
Nay	Yea
Berrier	Yea

On a motion by Mr. Searer and seconded by Mr. Lawson, Council by roll call vote approved to table the Financial Contribution for PennDOT.

- C. On a motion by Mr. Rager and seconded by Mr. Lawson, Council unanimously approved for the Council President and staff to execute the Mifflin County Housing Contract for Police Services for 2016.

- D. Mr. Berrier stated Council was looking to appoint a President Pro Tempore. Mr. Remy stated that our Borough Code does not allow for a President Pro Tempore. He recommended that we talk to our bank and see about adding him as an authorized signor as a Council Member on the Incumbency of Officers.

On a motion by Mr. Searer and seconded by Mr. Lawson, Council authorized staff to add Mr. Welham to our Incumbency of Officers.

- E. On a motion by Mr. Searer and seconded by Mr. Welham, Council unanimously (5-1(Lawson)) approved the advertisement of the Assistant Wastewater Superintendent with the job description including the proper qualifications.

- F. Ms. Walter stated the light at the Third Street/Brown Street intersection is not working. It is currently flashing. Lepley Electric provided a quote relative to replacing the Traffic Signal Controller Cabinet. Ms. Walter stated she contacted PSAB relative to the three quotes and three quotes are not needed due to the emergency of the situation. Mr. Remy stated he is familiar with at least two (2) cases in where it was deemed a Public Safety Issue.

REGULAR COUNCIL MEETING MINUTES

JANUARY 25, 2016 AT 5:30 P.M.

LEWISTOWN MUNICIPAL BUILDING COUNCIL CHAMBERS

On a motion by Mr. Searer and seconded by Mr. Welham, Council unanimously approved Lepley Electric to replace the traffic signal at Third Street and Brown Street for a cost not to exceed \$8,360.00.

G. Ms. Walter stated she received a quote from Lepley Electric to transfer a signal head at the Valley street and South Pine Street intersection. The pole was a hazard to the community as it was in poor condition. There was some discussion relative to whether or not this quote included a new pole. Mr. Berrier stated that Penelec would be supplying the pole and Mr. Lepley would be coordinating this.

On a motion by Mr. Rager and seconded by Mr. Welham, Council unanimously approved accepting the quote to replace the signal head at the Valley Street and South Pine Street intersection.

H. Ms. Walter stated she was contacted by Centre Publications relative to advertising in the Juniata River Valley Visitor's Guide. Ms. Bargo stated she thought it would be good to advertise what our community can provide as well as advertising for the Community Center. Mr. Berrier questioned whether it was actually worth spending that type of money. Mr. Berrier asked whether Mr. Welham would be interested in developing a new ad. Council made mention of contacting Ms. Barr to see if this ad generated any revenue.

On a motion by Mr. Welham and seconded by Mr. Rager, Council unanimously tabled this until Mr. Welham could design a new advertisement.

I. Ms. Walter stated that the Borough received information regarding United Fire & Rescue List of 2016 officers and had also received a request for the release of their Tower Equipment funding. The amount requested was \$28,096.00. Mr. Felmlee questioned whether the proper paperwork was submitted. Staff has received everything other than their 990 which is not due to the Borough until May 15th of each year. Mr. Berrier stated they are scheduled to have this paid off in 2018. They owe approximately \$96,900.00 on the loan.

On a motion by Mr. Rager and seconded by Mr. Felmlee (5-1)Searer)), Council unanimously approved releasing United Fire & Rescue's Tower Equipment request.

J. Ms. Walter informed Council that the minutes were received from Mifflin County Parks and Recreation Council.

K. Ms. Walter also stated that a request was received to appoint a Borough Representative on the Mifflin County Parks and Recreation Council. Mr. O'Donnell had been previously appointed. Due to Mr. Moore not being in attendance, more discussion is to be held at the next meeting.

PUBLIC COMMENT

1. Gary Bingaman, Owner of property at Third Street and Valley Street, questioned why the officers are doing 60 mph up Valley Street. They are running their lights and sirens but are driving extremely fast for this road. Sgt. Sheaffer said that the officers are usually responding at high rates and in pairs when there is an assault or a domestic disturbance. This is done for the officers safety as well as everyone else involved. The officers go through extensive training that allows them to learn to drive in stressful conditions.

REGULAR COUNCIL MEETING MINUTES

JANUARY 25, 2016 AT 5:30 P.M.

LEWISTOWN MUNICIPAL BUILDING COUNCIL CHAMBERS

2. Venus Shade, chairman of Kid Connection, requested Council waive the fees for this event. Council asked whether it was done in the past. She stated due to the records she has, she is unable to answer that question. Staff stated they have paid fees in the past. This will go to the February 8, 2016 Council Meeting.

Mr. Lawson wanted to let the other Council Members know that John Pannizzo treated our Borough employees to a meal over the weekend. The employees that worked the snow event were provided a free meal. Mr. Berrier stated that our employees did a wonderful job and need commended for all their effort and hard work.

Council went into executive session at 6:52 p.m. to discuss personnel and legal issues.

Council came out of executive session at 7:49 p.m.

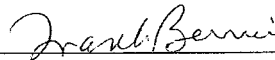
Mr. Berrier noted that the Personnel Committee scheduled for later tonight was postponed.

On a motion by Mr. Welham and seconded by Mr. Felmlee, with Mr. Rager abstaining, council unanimously approved adoption of the Wage & Salary Resolution #2016-9.

After discussion in regards to the Concession Stand, on a motion by Mr. Searer and seconded by Mr. Felmlee, council unanimously approved advertising the amended proposed budget. Mr. Berrier also directed Ms. Walter to post this on the website.

On a motion by Mr. Searer and seconded by Mr. Rager, council unanimously approved the prearbitration settlement in regards to a Borough employee.

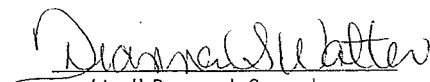
On a motion by Mr. Rager and seconded by Mr. Felmlee, council unanimously voted to adjourn at 8:00 p.m.



(Vice) President, Lewistown Borough Council

(Seal)

ATTEST:



(Asst) Borough Secretary