

MINUTES
BROOKVILLE BOROUGH COUNCIL MEETING
Tuesday, November 6, 2018 @ 7:00 P.M.

The Brookville Borough Council met in the large conference room on Tuesday, November 6, 2018 at 7:00 P.M. with the following in attendance:

COUNCIL MEMBERS

Richard Beck
Phil Hynes
Bill Kutz
Karen Allgeier
Dave Ferringer
Ken King
Rick Baughman
Randy Bartley
Donavan Hoffman

STAFF

Manager Dana D. Schreckengost
Police Chief Vince Markle
Public Works Director -
Dave Vallosio
Code Enforcement Officer -
Donald Jonischek
Solicitor Jim Dennison
Recorder Christine Gunning

VISITOR/MEDIA

Tawnia Norris
Lenetta Murray
Amy Fraccola
Mark Humes
Cindy Yingling
Ryan Pearsall
Clarinda R. Darr
Jess Weible
John Pozza
Joy Norwood
Rose James

CALL TO ORDER:

President Phil Hynes called the meeting to order at 7:00 P.M. and led the group in the Pledge of Allegiance to the American Flag.

CORRECTIONS/APPROVAL OF MINUTES (October 16, 2018):

President Pro-Tem Karen Allgeier moved to approve the minutes of the October 16th meeting as submitted; seconded by Member Dave Ferringer. Motion carried 7-0.

FINANCIAL REPORTS:

- A. Approval of Expenditures** – The current bills were presented for approval. President Pro-Tem Karen Allgeier moved to approve the bills as submitted; seconded by Member Dave Ferringer. Motion carried 7-0.
- B. Fund Level Financial Statements** – President Phil Hynes stated you have the fund level financial statements, and if you have any questions the people that can answer them are here. Member Dave Ferringer asked about the Liquid Fuels, and Manager Dana D. Schreckengost stated we collected more than what we budgeted.

PUBLIC COMMENT:

A. Clarinda R. Darr

- 1. Gingerbread Tour** – Clarinda R. Darr stated the Gingerbread Tour, which is the twenty mile stretch along Route 36 North from Brookville to Leeper with about fifteen vendors and eight restaurants, was very successful.
- 2. Rebecca M. Arthurs Memorial Library Fundraiser** – Clarinda R. Darr stated the Rebecca M. Arthurs Library will have their final fundraiser during

Victorian Christmas. Clarinda R. Darr asked everyone to please participate and help Victorian Christmas out.

3. **Light Up Brookville** – Clarinda R. Darr stated Light Up Brookville will take place November 23rd, and she invited Council to participate in the parade. Clarinda R. Darr stated there will be activities before the parade from 5:00 P.M. to 7:00 P.M. Clarinda R. Darr stated a registration form for the parade is on their website.
- B. **Tawnia Norris – Stormwater – Marlin Street** – Brookville resident Tawnia Norris stated her house flooded for a seventh time on October 2nd. Tawnia Norris stated she has listened to this Council and representatives of this Council for over five years tell her about your liability or lack of for personal property, and then she reviews the properties behind her and talks to the residents on Elm Drive only to find out that a brand new storm drain is dug up and installed on private property by the Borough and that that very storm drain opens up onto a vacant property directly behind her that is private property. Tawnia Norris stated this was all done in the very timeframe that she started flooding. Tawnia Norris stated she came to the Borough asking for insight, explanations, accountability and she gets do you think we could have prevented the '96 flood, it is not personal, prove that we caused the problem, and maybe you should consider planting mature willow trees. Tawnia Norris stated of course I do not think you could have prevented the '96 flood, however when the '96 flood occurred corrective action was taken so it did not occur again. Tawnia Norris stated every time there was one and a half inches of rain in an hour or less homes that were still at risk were bought and residents were relocated, and those that were then deemed safe were offered assistance to repair their homes. Tawnia Norris stated none of those options have been made available to me. Tawnia Norris stated it is not personal can only be answered with it does not get any more personal. Tawnia Norris stated she listened to the Borough's liability responses and personal property responsibility, so she asks how much is a life worth to you. Tawnia Norris stated after telling her the last time she came before Council again it was not your responsibility. Tawnia Norris stated since she flooded again, and in well over twenty-five thousand dollars out of pocket and have two houses that you claim no responsibility or liability for – what is human life worth? Tawnia Norris stated on September 17, 2018 she attended the stormwater meeting and again was told no liability and or responsibility unless she could prove the Borough caused the flooding after she lived there for thirteen years before the issue even occurred. Tawnia Norris stated she was also offered the suggestion of planting mature willow trees to assist with her problem. Tawnia Norris stated she called DCNR and DEP and was advised that if she could find and afford the planting of those mature willow trees it would not solve her problem, and would create a new problem as the spreading of their roots would make her the least popular neighbor in the neighborhood. Tawnia Norris stated she informed the committee that day that this ongoing issue has taken a physical toll on both herself and her mom. Tawnia Norris stated she again asks if you assume no liability for property damage, what about life? Tawnia Norris asked do you assume responsibility for life? Tawnia Norris stated before you answer that please refer to your own

Engineers Report dated September 4, 2015 that states the pipe between her house and her mom's house needed to be replaced, and a larger catch basin installed, which you never did. Tawnia Norris stated she reviewed the partial right to know information that she received, that she has the right to have all of. Tawnia Norris stated here is a second right to know request, and she wants them all or she will be calling the Office of Open Records. Manager Dana D. Schreckengost stated I can only give you the records that I have. Tawnia Norris stated then I would say you need to investigate and get them because I know the Engineers Report stated last time that the drain across the street from me needed to be dug up from underneath the house or that needed to be cut off because there is a drain that goes directly across the street from me underneath the house that the house never should have been built over in the 1970's. Tawnia Norris stated that drain needs to be replaced because it is too small. Tawnia Norris stated I know that the drain between my house and mom's house is right here on the report that you gave me that said that you should replace and that the Borough employees would replace. Tawnia Norris stated I know if that had been done at the very least she would not have been sitting in the emergency room with her mom having a mini stroke two weeks ago. President Phil Hynes thanked Tawnia Norris and stated we will comply with any open records request and consider it further.

REPORTS:

Chief of Police

- A. **Officer Mark Humes** – Police Chief Vince Markle presented Officer Mark Humes a plaque for 33 years of service in Brookville Borough. Police Chief Vince Markle stated Officer Humes was a great asset to the police department as well as the community. Police Chief Vince Markle thanked him for his years of service. Mayor Richard Beck stated Officer Mark Humes has always been a good asset to our police department and he appreciates everything he has done.
- B. **Statistics for October** – Police Chief Vince Markle stated in October the Brookville Police Department had 177 calls for service, 45 assists, 104 citations, 29 incidents, 79 warnings, 300 parking tickets, 18 felonies, 35 misdemeanors, 22 drug arrests, and 16 summaries.
- C. **PoliceOne Academy Training** – Police Chief Vince Markle stated we had 56 PoliceOne Academy trainings. Police Chief Vince Markle stated that was brought to his attention by Manager Dana D. Schreckengost. Police Chief Vince Markle stated our Officers are getting certificates and it has a plethora of trainings from active shooters to traffic stops to anything you want to learn about. Police Chief Vince Markle stated the guys have taken advantage of that. Police Chief Vince Markle stated to send our Officers to that many trainings would cost the Borough about twenty thousand dollars.
- D. **Tasers** – Police Chief Vince Markle stated he asked Council to make a motion to give him the approval to order new tasers. Police Chief Vince Markle stated the current tasers they have are dated. Police Chief Vince Markle stated Taser is going to stop making the batteries and cartridges for the tasers we have. Manager Dana D. Schreckengost stated the funds are there. Manager Dana D. Schreckengost stated we can take money from what would have been the

lifeguards to tasers. Member Dave Ferringier moved to go ahead with the tasers; seconded by President Pro-Tem Karen Allgeier. Motion carried 7-0.

- E. School Officers** – Member Randy Bartley asked if we have police officers in both Hickory Grove and the High School. Police Chief Vince Markle stated yes, we have a full-time officer at Hickory Grove Elementary, and a full-time officer at the high school, and we also have fifteen hours delegated to the police department to cover Northside and Pinecreek so we are covering the school about ninety-five to one hundred hours a week. Member Randy Bartley asked if that was done through state grants, and Police Chief Vince Markle stated yes. Member Randy Bartley thanked the Brookville School Board for going after those grants aggressively.

Fire Company

- A. Statistics for October** - Ryan Pearsall, Deputy Chief of the Brookville Volunteer Fire Company, reported in October they had 16 calls, 2 structure fires, 1 fire alarm, 1 vehicle fire, 1 carbon monoxide incident, 1 natural gas incident, 1 hazardous condition, 3 motor vehicle accidents, 2 fuel spills, 1 tree down, 1 flooding, and 1 EMS assist.
- B. Time Change – Battery Change** – Ryan Pearsall stated the Brookville Volunteer Fire Company would like to remind everyone that this past weekend with the time change is also a good time to change the battery in your smoke and carbon monoxide detectors.
- C. Training - Devil's Night** – Ryan Pearsall stated this past weekend the DuBois Fire Department invited the Brookville Volunteer Fire Company to go through a training with them for their annual Devil's Night.
- D. Fire Prevention Month** – Ryan Pearsall stated the past month was fire prevention, and during the weeklong event members of Brookville, Pinecreek, and Sigel Fire Departments attended various schools and daycare centers in the area to deliver the message to the children.

Director of Public Works – Public Works Director Dave Vallosio stated contrary to popular opinion we are picking up leaves this year. Public Works Director Dave Vallosio stated the men are having trouble getting them off the trees. Public Works Director Dave Vallosio stated people should rake their leaves to the curb not onto the street, and they will pick them up. Public Works Director Dave Vallosio stated all work orders are current, and they are doing their everyday duties.

Zoning/Health Officer – No Report

Code Enforcement Officer – Code Enforcement Officer Donald Jonischek reported he had several complaints of garbage and dog feces on Pine Street. Code Enforcement Officer Donald Jonischek stated there was a complaint about a boat in storage on Barnett Street, and he had six locations with high weeds and grass. Code Enforcement Officer Donald Jonischek stated on Sandy Way there is a large amount of trash down by the creek by a travel trailer. Code Enforcement Officer Donald Jonischek stated there were a couple of places with tree limbs blocking the sidewalks, and they were taken care of.

Code Enforcement Officer Donald Jonischek stated a garage is caving in on Middle Street. Code Enforcement Officer Donald Jonischek stated he has one for Police Chief Vince Markle to take care of that is on his public road. Member Rick Baughman stated Brookville Equipment is renting the garage on Middle Street from Pittsburgh and Shawmut.

Committee Reports

A. Finance Committee

1. **2019 Budget** – Finance Committee Chair Karen Allgeier stated Council Members have copies of the proposed 2019 General Funds Budget as well as the budgets for Street Light Fund, Fire Fund, Liquid Fuels, and the Walter Dick Park Budget. Finance Committee Chair Karen Allgeier stated highlights of the budget in expenditures we are proposing are one thousand dollars going to the solid waste collection and recycling, and additional funding to the Code Enforcement Department with regard to blighted properties. Finance Committee Chair Karen Allgeier stated Police Chief Vince Markle has requested a new vehicle, and we have budgeted for a new patrol car with the associated equipment. Finance Committee Chair Karen Allgeier stated the budget is balanced and no tax increase is included in this budget. Finance Committee Chair Karen Allgeier stated if you have any questions, feel free to call me with regard to the budget. Finance Committee Chair Karen Allgeier stated she hopes Council can vote on putting it out for public review at the next meeting. President Phil Hynes thanked Manager Dana D. Schreckengost, the Finance Committee, and all the department heads for keeping within the budget, and being able to do it without a tax increase.

B. Personnel Committee

1. **Retiring Part-time Employee** – Personnel Committee Chair Karen Allgeier stated one employee will retire at the end of the year, and so we need to look forward to finding a replacement for this employee prior to retirement on December 31, 2018. Personnel Committee Chair Karen Allgeier stated it is a part-time position. Personnel Committee Chair Karen Allgeier stated she talked to the Personnel Committee, and she would like to move forward at the next meeting with publishing that job at least within house and then out to the public if no one within the ranks we have wants the position. President Phil Hynes asked if somebody submitted their notice, and Personnel Committee Chair Karen Allgeier stated not an official notice yet but we have been advised. Manager Dana D. Schreckengost stated we can get an official notice. President Phil Hynes stated he thinks the committee should have official notice, and then bring a suggestion to Council for recommendations. President Phil Hynes stated he would hate to be proactive and then have someone change their mind.

Solicitor

- A. **Proposed Rezoning** – Solicitor Jim Dennison stated he wanted to make Council aware of the proposed rezoning of a couple of properties at the intersection of Pickering and Mabon slash Creek Street. Solicitor Jim Dennison stated he does not expect any action tonight. Solicitor Jim Dennison stated if Council wants to proceed with that they can give him the authorization to do an advertising at the next meeting. Solicitor Jim Dennison stated this was reviewed by the Planning Commission and comes on their recommendation. Solicitor Jim Dennison stated no official action needs to be taken at today's meeting.
- B. **67 Jenks Street Update** – Solicitor Jim Dennison stated the property at 67 Jenks Street will be put up for judicial sale sometime this spring, and he recommends holding off on tearing it down. President Phil Hynes stated since Council previously voted to move forward with that, I think we should have a motion to at this point hold off. Member Dave Ferringer moved to hold off until March or April after the judicial sale and see where it goes from there; seconded by President Pro-Tem Karen Allgeier. Motion carried 7-0.

Borough Manager

- A. **dotGrants – County Aid Request** – Manager Dana D. Schreckengost stated it was brought to her attention that we as a municipality have the right to apply to the county for a portion of their liquid fuels if they have excess liquid fuels. Manager Dana D. Schreckengost stated she talked to the Finance Committee and found a grant slash loan program through USDA that would be great to purchase a new Borough dump truck for the Public Works Department. Manager Dana D. Schreckengost stated she believes thirty-five percent would be a grant with the remainder being a low interest rate loan at approximately four percent. Manager Dana D. Schreckengost stated she would like to apply to the county for eleven thousand dollars to go towards the purchase of a new Borough dump truck. Manager Dana D. Schreckengost stated the new Borough dump truck in total would cost one hundred and sixteen thousand dollars. President Phil Hynes stated our budget next year could handle a loan payment. Member Randy Bartley moved to allow Manager Dana D. Schreckengost to apply to the county for Liquid Fuels funds in the amount of eleven thousand dollars; seconded by President Pro-Tem Karen Allgeier. Motion carried 7-0.
- B. **Cash Transfers** – Manager Dana D. Schreckengost stated she would like to make some cash transfers which will all be from S&T Bank to PLGIT where we get interest.
 - 1. **Liquid Fuel Fund** - Manager Dana D. Schreckengost stated she would like to take three hundred dollars from S&T Bank for the Liquid Fuel Fund and put that in PLGIT. Member Randy Bartley moved to approve Manager Dana D. Schreckengost's request to move three hundred dollars from S&T Bank for the Liquid Fuels Fund to PLGIT; seconded by President Pro-Tem Karen Allgeier. Motion carried 7-0.

2. **General Fund** – Manager Dana D. Schreckengost stated she would like to take one thousand dollars from S&T Bank for the General Fund and put that in PLGIT. President Pro-Tem Karen Allgeier moved to approve Manager Dana D. Schreckengost’s request to move one thousand dollars from S&T Bank for the General Fund to PLGIT; seconded by Vice-President Bill Kutz. Motion carried 7-0.
 3. **Library Fund** – Manager Dana D. Schreckengost stated she would like to take one thousand dollars from S&T Bank for the Library Fund and put that in PLGIT. Member Randy Bartley moved to approve Manager Dana D. Schreckengost’s request to move one thousand dollars from S&T Bank for the Library Fund to PLGIT; seconded by President Pro-Tem Karen Allgeier. Motion carried 7-0.
 4. **Fire Fund** – Manager Dana D. Schreckengost stated she would like to take one thousand dollars from S&T Bank for the Fire Fund and put that in PLGIT. President Pro-Tem Karen Allgeier moved to approve Manager Dana D. Schreckengost’s request to move one thousand dollars from S&T Bank for the Fire Fund to PLGIT; seconded by Vice-President Bill Kutz. Motion carried 7-0.
 5. **Capital Fund** – Manager Dana D. Schreckengost stated she would like to take four hundred dollars from S&T Bank for the Capital Fund and put that in PLGIT. President Pro-Tem Karen Allgeier moved to approve Manager Dana D. Schreckengost’s request to take four hundred dollars from S&T Bank for the Capital Fund and put it in PLGIT; seconded by Vice-President Bill Kutz. Motion carried 7-0.
- C. **Resolution 548-18 – Jefferson County Tax Collection Committee (JCTCC) - Operating Budget** – Manager Dana D. Schreckengost stated we have Resolution 548-18 for the Jefferson County Tax Collection Committee’s (JCTCC) operating budget. Manager Dana D. Schreckengost stated it has remained stagnant at ten thousand dollars for the past four years she has served on that committee. Manager Dana D. Schreckengost stated they have been great with their funds. Manager Dana D. Schreckengost stated every municipality must approve the tax collection budget. President Pro-Tem Karen Allgeier moved to approve Resolution 548-18 for the Jefferson County Tax Collection Committee’s operating budget of ten thousand dollars as presented; seconded by Vice-President Bill Kutz. Motion carried 7-0.
- D. **Resolution 549-18 – Tax Collection Committee (TCC) - Voting Delegates** – Manager Dana D. Schreckengost stated we have Resolution 549-18 for the Jefferson County Tax Collection Committee (TCC) delegate appointment. Manager Dana D. Schreckengost stated she is the primary delegate, the first alternate voting delegate as Bonnie Parrett, and the second alternate is Kerry Swineford. President Pro-Tem Karen Allgeier moved to approve Resolution 549-18 for the Jefferson County Tax Collection Committee delegate appointment as presented; seconded by Vice-President Bill Kutz. Motion carried 7-0.
- E. **Special Event Permit – Victorian Christmas** – Manager Dana D. Schreckengost stated we have a special event permit for Victorian Christmas

taking place Friday, November 30th through Sunday, December 2nd. Manager Dana D. Schreckengost stated it does have a state road closure, and the permit has been submitted for that. Member Randy Bartley moved to approve the special event permit for Victorian Christmas as presented; seconded by Member Ken King. Motion carried 7-0.

- F. **Special Event Permit – Wine and Shine Walk** – Manager Dana D. Schreckengost stated we have a special event permit for the Wine and Shine Walk sponsored by the Brookville Area Chamber of Commerce taking place Saturday, December 1st from 1:00 P.M. to 5:00 P.M. on Main Street. Manager Dana D. Schreckengost stated there are no road closures. Member Randy Bartley moved to approve the special event permit for the Wine and Shine Walk sponsored by the Brookville Area Chamber of Commerce as presented; seconded by President Pro-Tem Karen Allgeier. Motion carried 7-0.

UNFINISHED BUSINESS:

- A. **Kayak Launch** – President Phil Hynes stated the Redbank Valley Trail Association came to us with discussions of a kayak launch. President Phil Hynes stated they are currently applying for a grant that is due next week, and they are looking for a letter of support and approval from Council. Member Randy Bartley moved to send a letter for the Redbank Valley Trail Association's grant application in support of the kayak launch; seconded by President Pro-Tem Karen Allgeier. Motion carried 7-0.

NEW BUSINESS: None

ELECTED OFFICIAL COMMENTS:

- A. **Alternate Junior Council Member Donovan Hoffman** – Alternate Junior Council Member Donovan Hoffman stated in sports, the girls cross country team placed third in districts, the girls volleyball team placed second in districts, and winter sports officially began. Alternate Junior Council Member Donovan Hoffman stated the school is putting on the musical 'You're a Good Man Charlie Brown' on November 14th, 15th, and 16th. Alternate Junior Council Member Donovan Hoffman stated the senior spaghetti dinner will take place on November 14th.
- B. **Mayor Richard Beck** – Mayor Richard Beck stated over the last year the police department has totally turned around, and has state of the art equipment. Mayor Richard Beck thanked Police Chief Vince Markle, the department, Council, Manager Dana D. Schreckengost, and the Street Department for all their help.
- C. **Member Rick Baughman** – Member Rick Baughman stated the Brookville Police Department and the Brookville Volunteer Fire Company with their calls are both outstanding groups. Member Rick Baughman stated he could not feel prouder or safer. Member Rick Baughman stated not to take away from the police department, but it takes a lot to be a volunteer fireman.

- D. Member Randy Bartley** – Member Randy Bartley stated Mayor Richard Beck mentioned some of the high tech equipment that the Brookville Police Department is receiving now, and he would like to comment on the good old fashioned police work that they are doing that the Mayor is well aware of. Member Randy Bartley stated they have been very aggressive in some operations that he cannot go into at this point, but you will be reading about at some point in the future.
- E. Member Ken King** – Member Ken King thanked all of our departments for all they do.
- F. Member Dave Ferringer** – Member Dave Ferringer stated he echoes all so far, and stated we are lucky to have such good police and fire protection. Member Dave Ferringer stated it is obvious they are working well together.
- G. President Pro-Tem Karen Allgeier** – President Pro-Tem Karen Allgeier thanked Alternate Junior Council Member Donovan Hoffman for filling in for Junior Council Member Brynn Afton. President Pro-Tem Karen Allgeier asked everyone to participate in the YMCA auction on November 10th. President Pro-Tem Karen Allgeier stated she, along with Manager Dana D. Schreckengost, President Phil Hynes, or Member Ken King can answer any questions on the budget.
- H. Vice-President Bill Kutz** – Vice-President Bill Kutz stated he appreciates what the Brookville Police Department and Brookville Volunteer Fire Company do, and stated Alternate Junior Council Member Donovan Hoffman did a good job this evening.
- I. President Phil Hynes** – President Phil Hynes stated he concurs with everything else that Council said, and the only comment he has to make is he hopes to heck it stops raining soon. President Phil Hynes asked the media if they had any questions.

MEDIA COMMENTS/QUESTIONS/CLARIFICATION: None

ADJOURNMENT:

President Pro-Tem Karen Allgeier moved to adjourn; seconded by Vice-President Bill Kutz. Motion carried 7-0 at 7:51 P.M.

Borough Manager

