

MINUTES
BROOKVILLE BOROUGH COUNCIL MEETING
Tuesday, June 18, 2019 @ 7:00 P.M.

The Brookville Borough Council met in the large conference room on Tuesday, June 18, 2019 at 7:00 P.M. with the following in attendance:

COUNCIL MEMBERS

Phil Hynes
Bill Kutz
Karen Allgeier
Dave Ferringier
Ken King
Rick Baughman

STAFF

Manager Dana D. Schreckengost
Solicitor Jim Dennison

VISITOR/MEDIA

Rose James
Don Pangallo
Aly Delp
Carole Briggs
Pam Henderson
Patti Slaughter

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 (June 4, 2019):

President Pro-Tem Karen Allgeier moved to approve the minutes of the June 4th meeting as submitted; seconded by Member Dave Ferringier. Motion carried 6-0.

FINANCIAL REPORTS:

- A. Review/Approve Accounts Payable** – The current bills were presented for approval. President Pro-Tem Karen Allgeier moved to approve the bills as submitted; seconded by Vice-President Bill Kutz. Motion carried 6-0.
- B. Fund Level Financial Statements Summary** – President Phil Hynes stated you have the fund level financial statements summary, and if there are any questions we are open to that.

PUBLIC COMMENT:

- A. Don Pangallo – Pinecreek Fire Township Concerning Rose Township Fire Protection** – Pinecreek Township Volunteer Fire Department Chief Don Pangallo stated he was formerly a member of the Brookville Volunteer Fire Company serving as Chief for a few years. Don Pangallo stated in his time there, over twenty years ago, Brookville's Chief at the time went to Rose Township and asked them for some more money. Don Pangallo stated back at that time Pinecreek and Brookville Fire Departments shared response to Rose Township, and they both got about one thousand dollars a year. Don Pangallo stated the Chief at that time went there without the blessing of the entire Fire Department. Don Pangallo stated the Chief told them that if they did not give more money he was going to not respond to the Fire Department's calls for

Rose Township. Don Pangallo stated the Chief came to Council, gave his case to the Council, and Council said they will do one better and not let him go to Rose Township to respond to calls. Don Pangallo stated one thing led to another and Brookville no longer responds to Rose Township. Don Pangallo stated we went through this many times. Don Pangallo stated he has been here several times asking for Council's support. Don Pangallo stated the time has come again. Don Pangallo stated the Fire Departments have changed drastically. Don Pangallo stated Brookville and Pinecreek are getting along better together. Don Pangallo stated even without Council's blessing, they have come to the conclusion that when they need help in Rose Township all he has to do is call and they are there. Don Pangallo stated it is something we have been doing for about two years. Don Pangallo stated it is only a couple of calls a year, and it is not costing Brookville tax payers a lot of money. Don Pangallo stated he is asking for Council's support for the Brookville Volunteer Fire Company to respond to Rose Township for mutual aid the same as what Pinecreek responds to Brookville Borough, the same as what the Brookville Volunteer Fire Company responds to Sigel, Summerville, Punxsutawney, or Reynoldsville. Vice-President Bill Kutz stated it only makes sense you guys help each other, and he personally is all in favor of this. Solicitor Jim Dennison stated he thinks they did ask Council within the last couple of years and it was a standing thing that they should use their best judgment. After some discussion, President Phil Hynes stated he thinks we should revisit this, but he would hate to do anything tonight with input from our Fire Chief. President Pro-Tem Karen Allgeier stated she thinks this is a great idea, and it will get rid of the previous stigma of what went on back then. President Phil Hynes recommended that Don Pangallo come to the next meeting with the appropriate paperwork, and at that time our Fire Chief will be here and there can be a discussion.

- B. Pam Henderson and Carole Briggs - Letter Regarding Bike Racks** – Pam Henderson introduced herself and Carole Briggs and stated they came to the last meeting about a letter that they had submitted and there were a lot of questions about the legal ramifications. Pam Henderson asked if anybody discussed that or do we have answers to any of those questions. Vice-President Bill Kutz stated Solicitor Jim Dennison has been sick and he is just here this evening so that has been the issue. Vice-President Bill Kutz stated one of the questions he had is if we put up these bike racks he is concerned if someone goes jogging down Main Street and trips over one of them would you want us to pay for it even though it is coming from the property owner's money but we are technically paying for it, are we liable Mr. Dennison? Solicitor Jim Dennison stated he always thought it was a better idea for the Borough to own, like they own the street lights and parking meters. Solicitor Jim Dennison stated the Borough has limited immunity, so if someone runs into one of these the Borough would get sued anyway along with the property owner. President Phil Hynes stated Councilman Bartley is not here tonight but he had raised concerns about if we own them but it is being paid for by another party - he did not feel that the Borough should be owning these racks.

Solicitor Jim Dennison stated it is a choice of how you do it. Solicitor Jim Dennison stated you can go either way. Solicitor Jim Dennison stated the Borough has limited liability on that stuff, and he is not sure how dangerous these things really are. After some discussion, President Phil Hynes stated Solicitor Jim Dennison will review the letter, and at the next meeting we will hopefully have a full contingent here to vote on it one way or the other.

REPORTS:

Committee Reports

A. Street Committee

1. **2019 Paving Re-bid Opening** – Vice-President Bill Kutz stated we have a couple of bids here we need to look at. President Phil Hynes stated this is the second submission of the bids. President Phil Hynes stated the first bids did not meet our budgetary requirements. Street Committee Chairman Bill Kutz stated we have a bid from Glenn Hawbaker out of DuBois with option number one in the amount of \$113,865.00, and option two at \$142,255.00 with a bid bond. Street Committee Chairman Bill Kutz stated HRI out of State College submitted a bid with option one in the amount of \$107,518.75, and option two at \$135,920.50 with a bid bond. President Pro-Tem Karen Allgeier made a motion to award the project to HRI for option two at \$135,920.50; seconded by Member Rick Baughman. Motion carried 6-0.

Solicitor

- A. **Offer to Purchase Real Estate through the Tax Claim Bureau** – Solicitor Jim Dennison stated he has two things. Solicitor Jim Dennison stated one is an offer to purchase some real estate through the Tax Claim Bureau. Solicitor Jim Dennison stated whenever there is a property that does not sell at the tax sale, and then it does not sell at the judicial sale, it goes into the county repository and anybody can come into the Tax Claim Office and make a bid on a piece of property. Solicitor Jim Dennison stated on the last judicial sale there was an old mobile home at Crestwood that was not sold. Solicitor Jim Dennison stated these people want to make an offer of fifty dollars to purchase it. Solicitor Jim Dennison stated one of the good things about this is it will put it back on the tax rolls. Solicitor Jim Dennison stated right now it is collecting no taxes. Solicitor Jim Dennison stated the tax claim is required by law to get the approval of the County Commissioners, the Borough Council, and the school district so he recommends Council approves this application of Kie and Charlotte Brown to purchase a property from the Tax Claim Office. Vice-President Bill Kutz moved to approve the application of Kie and Charlotte Brown to purchase a property from the Tax Claim Office as presented; seconded by President Pro-Tem Karen Allgeier. Motion carried 6-0.
- B. **LERTA (Local Economic Revitalization Tax Assistance) Application for the old Kentucky Fried Chicken Building** – Solicitor Jim Dennison stated we have a LERTA application which is for real estate tax abatement. Solicitor

Jim Dennison stated it is for the old Kentucky Fried Chicken building on Allegheny Boulevard. Solicitor Jim Dennison stated it is being purchased by a James Robertson and he is making significant improvements to the building. President Pro-Tem Karen Allgeier moved to approve the LERTA application for the old Kentucky Fried Chicken building on Allegheny Boulevard as presented; seconded by Member Rick Baughman. Motion carried 6-0.

Borough Manager

- A. **CD Renewal** – Manager Dana D. Schreckengost stated we have a CD coming due that is currently in the amount of \$65,439.95. Manager Dana D. Schreckengost stated three local banks have put in a bid. Manager Dana D. Schreckengost stated the first is from Farmers National. Manager Dana D. Schreckengost stated they are suggesting a money market which has an interest rate of two point two five percent. Manager Dana D. Schreckengost stated it is a short term account, and the two point two five percent is an introductory rate for eighteen months. Manager Dana D. Schreckengost stated the next is from S&T Bank they have six months at one point eight seven, or twelve months at one point nine two. Manager Dana D. Schreckengost stated First Commonwealth is six months for one point eight, and twelve months for two. After some discussion, President Pro-Tem Karen Allgeier moved to authorize Manager Dana D. Schreckengost to open a new PLGIT Prime Account entitled reserve upon the maturity of the CD at S&T Bank we will take the full balance which is the current balance plus the interest and transfer it into the new reserve PLGIT Prime Account; seconded by Vice-President Bill Kutz. Motion carried 6-0.
- B. **Special Event Permit – WRC Cork and Fork** – Manager Dana D. Schreckengost stated we have a special event permit for WRC's Senior Services Cork and Fork event scheduled for August 10th from 4:00 P.M. to 9:00 P.M. Manager Dana D. Schreckengost stated it is being held on their grounds, and they are just notifying us that there will be wine with food. Manager Dana D. Schreckengost stated all members have signed off on this special event permit. President Pro-Tem Karen Allgeier moved to approve the special event permit for WRC's Senior Services Cork and Fork event as presented; seconded by Vice-President Bill Kutz. Motion carried 6-0.

UNFINISHED BUSINESS: None

NEW BUSINESS: None

MEDIA QUESTIONS/COMMENTS/CLARIFICATION: None

ADJOURNMENT:

President Pro-Tem Karen Allgeier moved to adjourn; seconded by Vice-President Bill Kutz. Motion carried 6-0 at 7:30 P.M.

Borough Manager