

MINUTES
BROOKVILLE BOROUGH COUNCIL MEETING
Tuesday, July 16, 2019 @ 7:00 P.M.

The Brookville Borough Council met in the large conference room on Tuesday, July 16, 2019 at 7:00 P.M. with the following in attendance:

COUNCIL MEMBERS

Richard Beck
Phil Hynes
Bill Kutz
Karen Allgeier
Dave Ferringer
Rick Baughman

STAFF

Manager Dana D. Schreckengost
Solicitor Jim Dennison

VISITOR/MEDIA

Rose James
Tawnia Norris
Joyce Wills
Chad Weaver
Brianne Daugherty
Angel Smith
Annoria Schreckengost
John Pozza
Carole Briggs
Trina Gonzalez
Rory McMurtry
Noreen McMurtry
Aly Delp
Pam Henderson
Lenetta Murray

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 (July 2, 2019):

Member Dave Ferringer moved to approve the minutes of the July 2nd meeting as submitted; seconded by Member Rick Baughman. Motion carried 5-0.

FINANCIAL REPORTS:

- A. Review/Approve Accounts Payable** – The current bills were presented for approval. President Phil Hynes stated there was one addition. Manager Dana D. Schreckengost stated Dennison Law Offices in the amount of \$3,677.80 Vice-President Bill Kutz moved to approve the bills as amended; seconded by President Pro-Tem Karen Allgeier. Motion carried 5-0.
- 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. Tawnia Norris and Joyce Wills - Stormwater** – Brookville resident Joyce Wills stated she lives at 45 Marlin Street. Joyce Wills stated the word ‘Council’ in the Webster dictionary is an assembled meeting of an official body of lawmakers in our Borough. Joyce Wills stated you are elected, so you are a decision making body please keep that in mind. Joyce Wills stated on five-one-nineteen she sent a letter to Judge Foradora related to flooding issues at 45 Marlin Street and the effect it has had on her physically, emotionally, and financially. Joyce Wills stated he responded on five-fourteen-nineteen. Joyce Wills stated what I am going to address cannot be fixed until 51 Marlin Street’s flood issue is fixed as it directly affects 45 Marlin Street. Joyce Wills stated she has been flooded seven times in the last five years, related to storm drain water. Joyce Wills stated Gwin, Dobson, and Foreman, the engineers for the Borough, have been involved since 2013 when the stormwater off of Elm Drive was directed to the property behind 51 Marlin Street that overflows to the basement of 45 Marlin Street. Joyce Wills stated she will focus on 45 Marlin Street. Joyce Wills stated this problem has been addressed with Borough Council numerous times by Tawnia Norris. Joyce Wills stated Gwin, Dobson, and Foreman has been involved since 2013 when stormwater off Elm Drive was directed to the property behind 51 Marlin Street that overflows into the basement of 45 Marlin Street. Joyce Wills stated we were never notified that this was done. Joyce Wills stated engineers’ active research stated catch basins and new pipe was needed to replace collapsed pipe between the two properties. Joyce Wills stated this was discussed on eight-four-fifteen with Dave Vallosio and Dave Ferringer who agreed Borough Maintenance could do this. Joyce Wills stated this was never done, so she continues to flood every time there is a heavy rain. Tawnia Norris stated everybody else’s problem gets fixed to the tune of \$11,000.00 because water is rushing out around the guard rails on Sayer Street. Tawnia Norris stated you spent another \$4,000.00 because someone was concerned because water was washing and leaving an ugly sight on their driveway. Tawnia Norris stated in 2012 a new drain was put on Elm Drive. Tawnia Norris stated since then you have repaired the drains on Baughman Way and Jenks Street so all the water runs down to the vacant lot behind her house and onto Joyce Will’s property. Tawnia Norris stated you cannot fix everything above me and tell me it is my fault. Tawnia Norris stated you have increased the flow, you have increased the velocity, and you changed the direction. President Phil Hynes stated o.k. you made your point. President Phil Hynes asked if there was anything new to bring before us. Tawnia Norris asked what is going to be done. President Phil Hynes stated we will take it under consideration. Tawnia Norris stated she has been under consideration now \$30,000.00, one stroke, and seven floods. President Phil Hynes stated we are not going to resolve this issue tonight. President Phil Hynes thanked Tawnia Norris.
- B. Brianne Daugherty – Paper Alley Stormwater Pipe** - Brianne Daugherty stated she owns 44 South White Street, and she has been working on it for two years. Brianne Daugherty stated they completely renovated it. Brianne

Daugherty stated she has gotten multiple complaints from her tenant that her car drags at the bottom of the street, and she is afraid she is going to pop a tire going over the drain pipe there. Brianne Daugherty stated she put in two requests to the Borough to cover it up or allow her to cover it up. Brianne Daugherty stated she just wants it covered so her tenant feels comfortable living in the rental she is providing which has been completely renovated. Brianne Daugherty stated she is asking the Borough's permission to take care of it herself. Brianne Daugherty stated people who live in another house on this alley are here tonight. Brianne Daugherty stated they too have to use that alley to exit, and they too have lower cars that drag at the bottom. Rory McMurtry stated he has lived there for seven years, and contractors will not fix it because he cannot prove ownership of the road. Solicitor Jim Dennison stated you have the right to fix the whole alley. Noreen McMurtry stated three contractors told her they cannot fix it, and she has to go through the Borough. After some discussion, President Phil Hynes stated Council will look into what we can do, and we will try to get an answer for you by the next Council meeting.

- C. **Annoria Schreckengost – SMP Home Medical Parking** – Annoria Schreckengost from SMP Home Medical stated a couple of months ago she came here and spoke about getting an extra parking spot on behalf of the handicapped and veterans. Annoria Schreckengost stated she is giving Council a thank you card on behalf of SMP Home Medical for allowing them to help their patients and their community members. President Phil Hynes thanked Annoria Schreckengost.
- D. **Chad Weaver – Courthouse Handicap Parking Request** – District Court Administrator Chad Weaver stated he is along the same lines with the handicap issue in front of the Courthouse. Chad Weaver stated at one time he thought there was a handicap spot right out in front of the Courthouse. Chad Weaver stated he thinks when they did the repave about two years ago, they were moved or distributed differently. Chad Weaver stated it was brought to his attention through various sources that it would be nice to have a handicap spot right in front of the Courthouse at the corner of Main Street and Pickering Street. Street Committee Chairman Bill Kutz made a motion coming from committee to put a disabled parking spot at the corner of Main Street and Pickering Street in front of the Courthouse. President Phil Hynes asked all Council Members in favor of this motion coming from committee to say 'aye'. Motion carried 5-0.

REPORTS:

Committee Reports

A. Street Committee

1. **Courthouse Handicap Parking Request** – President Phil Hynes stated this has already been covered.

Solicitor

- A. Bike Rack Letter** – Solicitor Jim Dennison stated he received that letter from Carole Briggs, and he does not know where we are with the bike racks at this point. President Phil Hynes stated we approved the bike racks, but the issue from the last meeting was whether this letter should come from Council or from the ad hoc committee. After some discussion, President Pro-Tem Karen Allgeier stated she made some minor revisions to the letter to make it more succinct, and she would show those revisions to Carole Briggs. President Phil Hynes stated the letter directs everybody to Manager Dana D. Schreckengost. Manager Dana D. Schreckengost stated they do not need to talk to her directly, they can just call into the office. President Phil Hynes stated rather than spending a lot of time on this, he thinks the ad hoc committee should send out the letter from them, and if anyone on Council has anything they want to change in the existing letter, give them the feedback, get a final letter, and send it out. President Phil Hynes stated let us have Council and the ad hoc committee work together, and get this letter out and sent.
- B. Executive Session** – Solicitor Jim Dennison requested an executive session for a personnel matter with no action expected.

Borough Manager

- A. Special Event Permit – Brookville Community Prayer Service** – Manager Dana D. Schreckengost stated we received a special event permit for Brookville Community Prayer Service to be held on Monday, July 29th in the Town Square. Manager Dana D. Schreckengost stated they already have permission from HBI for that, and everybody has signed off. Manager Dana D. Schreckengost stated they are requesting a waiver for the insurance policy requirement for this special event permit. Manager Dana D. Schreckengost stated there is no alcohol, there will be bottled water and lemonade, and no cost for cookies or food. Manager Dana D. Schreckengost stated it is just a prayer service. President Pro-Tem Karen Allgeier moved to approve the special event permit for the Brookville Community Prayer Service as presented; seconded by Member Rick Baughman. Motion carried 5-0.
- B. Quality of Life Ordinance** – Manager Dana D. Schreckengost stated at the last meeting we passed out examples of the Quality of Life Ordinance. Manager Dana D. Schreckengost stated she just wants to remind everyone to look over those, so we can start to put together a draft for Brookville possibly.

UNFINISHED BUSINESS:

- A. Bike Rack Letter** – President Phil Hynes stated this was already discussed.

NEW BUSINESS: None

MEDIA QUESTIONS/COMMENTS/CLARIFICATION:

- A. John Pozza – Brookville Community Prayer Service** – Reporter John Pozza asked when the Brookville Community Prayer Service will take place. Manager Dana D. Schreckengost stated 6:30 P.M. to 8:30 P.M.

EXECUTIVE SESSION:

Brookville Borough Council entered an executive session at 7:45 P.M. to discuss a personnel matter with no action expected. Executive session ended at 8:11 P.M. with no action taken.

ADJOURNMENT:

President Pro-Tem Karen Allgeier moved to adjourn; seconded by Vice-President Bill Kutz. Motion carried 5-0 at 8:12 P.M.

Borough Manager