

MINUTES
BROOKVILLE BOROUGH COUNCIL MEETING
Tuesday, July 18, 2017 @ 7:00 P.M.

The Brookville Borough Council met in the large conference room on Tuesday, July 18, 2017 at 7:00 P.M. with the following in attendance:

COUNCIL MEMBERS

John Blazosky
Phil Hynes
Bill Kutz
Dave Ferringer
Clarinda R. Darr
Ken King

STAFF

Manager Dana D. Shick
Mayor Richard Beck
Police Chief Jason Brown
Public Works Director -
Dave Vallosio
Code Enforcement Officer -
Donald Jonischek
Recorder Christine Gunning
Solicitor Jim Dennison

VISITOR/MEDIA

Randy Bartley
Scott Shindledecker
Matt Triponey
John Pozza
Ann Sarvey
David Afton
Heidi Afton
Brynn Afton
Sandy Snyder
Rick Baughman
Mabel Dunkle
Paul Namey
Jacob d'Argy
Judy Kiehl

CALL TO ORDER:

President John Blazosky 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 5, 2017):

Member Clarinda R. Darr stated she had a correction to make to the minutes of the July 5th Brookville Borough Council meeting. Member Clarinda R. Darr stated on page three, under 'Elected Officials Comments', her comment regarding the crest should read, 'the crest has not been determined yet'. Member Dave Ferringer moved to approve the minutes of the July 5th meeting as corrected; seconded by Vice-President Phil Hynes. Motion carried 6-0.

FINANCIAL REPORTS:

- A. Approval of Expenditures** – The current bills were presented for approval. Member Dave Ferringer moved to approve the bills as submitted; seconded by President Pro-Tem Bill Kutz. Motion carried 6-0.
- B. Fund Level Financial Statements** – President John Blazosky stated if anyone has any questions regarding the Fund Level Financial Statements, they can ask Vice-President Phil Hynes or Manager Dana D. Shick.

PUBLIC COMMENT:

- A. Judy Kiehl - Crestwood Mobile Home Trailer Park** – Judy Kiehl, a resident at the Crestwood Mobile Home Trailer Park in Brookville, stated she does not understand why even though Crestwood Mobile Home Trailer Park is a private community it can be let to be in such horrible condition. Judy Kiehl stated she spoke with the owner in Maryland, and he just quit calling her back and he says his hands are tied. Judy Kiehl stated numerous properties have been marked for sheriff's sale, and all of a sudden in the past week the grass is starting to get trimmed up. Judy Kiehl stated they only cut grass with a riding mower, and they have tall grass against the trailers. Judy Kiehl stated trailers are falling apart, and she is ashamed to say she lives there. Judy Kiehl stated she did not know if this is a borough problem, but she wanted to mention it and would like to know what can be done. Solicitor Jim Dennison stated he thinks this should be looked into. Solicitor Jim Dennison stated we have a new Code Enforcement Officer who is looking into these things more than in the past. Judy Kiehl stated there is tall grass, and it is a dangerous situation with people getting tick bites and lyme disease. Judy Kiehl stated the management there is poor, and they do not take care of the roads in the winter time. Judy Kiehl asked what rights does she have as a renter on a property. President John Blazosky stated they will have someone look at that. Grass Code Enforcement Officer Dave Ferringer stated he talked to them twice, and sent them a notice on July 11th. Judy Kiehl stated she is embarrassed about the deplorable condition of the trailers. Grass Code Enforcement Officer Dave Ferringer stated he could not speak on that, and he was only working on the grass. Grass Code Enforcement Officer Dave Ferringer stated the new Code Enforcement Officer, Donald Jonischek, will be addressing junk cars. Code Enforcement Officer Donald Jonischek asked Solicitor Jim Dennison if the owner of the trailer court is liable for everything that is there. Solicitor Jim Dennison stated pretty much so, and he thinks Grass Code Enforcement Officer Dave Ferringer is sending him the notice. President John Blazosky thanked Judy Kiehl for her comments.
- B. David Afton - Grass Ordinance** – Brookville resident David Afton thanked all council members for serving on council, and stated he was here to talk about the grass ordinance. David Afton stated the grass ordinance was passed in 2007 to keep the grass nice, but sometimes there are unintended consequences. David Afton stated there is a subset class of our citizens including the elderly and disabled, who cannot afford to bring their properties up to compliance or physically cannot do it. David Afton stated he thinks we have a moral obligation to help them. David Afton stated he has some volunteers who are willing to go and cut those folks grass, and weed eat, and bring them to compliance. David Afton stated he needs some help from the council to have a mechanism to let them know who to help. David Afton stated he is concerned about how the grass ordinance was worded. David Afton stated after a certain time, we are sending people to trespass onto people's property to cut the grass. David Afton stated it seems to him there is a lot of risk in the situation, and he asked council to revisit the grass ordinance and come up with fines instead of cutting the grass. David Afton stated we are asking citizens to follow the grass ordinance, but he drove by

Waterford Pike which is owned by the Brookville Municipal Authority, and it had high grass. David Afton asked that council revisit the grass ordinance and perhaps take out the risk and liability, and sharpen the language. David Afton asked council to formulate a fair and equitable enforcement plan so citizens can understand the rules of the road. David Afton stated he hopes that we can take care of the one sector in our community that cannot afford to cut their grass and cannot physically do it. President John Blazosky thanked David Afton for his comments.

REPORTS:

Chief of Police –

- A. Mutual Aid Agreement** – Police Chief Jason Brown stated he is asking that council approve the Mutual Aid Agreement with Clarion Borough that he mentioned at the last meeting. Police Chief Jason Brown stated it has been approved and signed by the Clarion Council and Chief Peck at their last meeting. Police Chief Jason Brown stated the agreement is exactly the same as the other Mutual Aid Agreement they approved before with Punxsutawney, with the only change being the name of the borough. Vice-President Phil Hynes moved to approve the Mutual Aid Agreement with Clarion Borough as presented; seconded by Member Clarinda R. Darr. Motion carried 6-0.
- B. Project Child Safe** – Police Chief Jason Brown stated he wants to inform everyone that Project Child Safe is a nationwide program of the National Shooting Sports Foundation. Police Chief Jason Brown stated this program promotes firearm safety through responsible firearm ownership, and he personally supports this program whole-heartedly. Police Chief Jason Brown stated several years ago the Brookville Police Department joined fifteen thousand other law enforcement agencies in the country in a cooperative effort with the National Shooting Sports Foundation. Police Chief Jason Brown stated he was recently able to request and receive about one hundred Project Child Safe firearm safety kits which include a gun lock and an information packet. Police Chief Jason Brown stated they are free of charge as the program is funded by donations both corporate and private. Police Chief Jason Brown stated since its inception, this program has provided over thirty seven million free kits in all fifty states and five U.S. territories. Police Chief Jason Brown stated if anyone is interested in obtaining one of these kits, please contact the Brookville Police Department. Police Chief Jason Brown stated he would like to put a limit of two kits per household.

Fire Company – No Report

Director of Public Works – Public Works Director Dave Vallosio stated the Craig Street storm drainage project was completed last week. Public Works Director Dave Vallosio stated with the amount of rain we have been having, he has had some of his men working in the old kitchen complex installing some ceiling tiles that have been missing for years, and building a wall to improve the fire protection. Public Works Director Dave Vallosio reported all work orders are current.

Zoning/Health Officer – No Report

Code Enforcement Officer – President John Blazosky introduced and welcomed Donald Jonischek as the new Code Enforcement Officer. Code Enforcement Officer Donald Jonischek reported he went around with former Code Enforcement Officer Emerson Turnbull. Code Enforcement Officer Donald Jonischek stated he is looking for abandoned vehicles first of all to get them out of the way. Code Enforcement Officer Donald Jonischek stated he does not fly off the handle easily. President John Blazosky stated we had a very lax code enforcement, and now we are going to start enforcing what we have.

Committee Reports –

A. Public Works Committee

1. **Additional 2017 Paving** – Public Works Committee Chairman Bill Kutz reported we had our original bids for road paving and we had a little bit of money left over, so the committee looked at four different areas. Public Works Committee Chairman Bill Kutz stated the first one is starting at Rose Siding Road down to about Thompson Street. Public Works Committee Chairman Bill Kutz stated there is a curb there that is allowing a lot of water to run onto people's property, so we want to rebuild the curb. Public Works Committee Chairman Bill Kutz stated secondly, Thompson Street is pretty bad, and about two thirds of that street will be replaced. Public Works Committee Chairman Bill Kutz stated we are going to put a base on Depot Street this year and tar and chip it next year. Public Works Committee Chairman Bill Kutz stated if you go up Marlin Street and turn right up to Rose Street, it is really bad in there as well, so we are going to put a base on that this year and tar and chip it next year. Public Works Committee Chairman Bill Kutz stated it is coming out of committee to advertise this bid. John Blazosky asked all council members in favor of this motion coming from committee as presented to say 'aye'. Motion carried 5-1, with Member Dave Ferringer opposed.

Solicitor

- A. **Resolution 533-17 – Liquor License Transfer** – Solicitor Jim Dennison stated we received an application from Sheetz to transfer a liquor license from an establishment in Gaskill Township to Sheetz's facility on 300 West Main Street. Solicitor Jim Dennison stated prior to the meeting, today at 6:30 P.M. council held a hearing on the application and pursuant to that application he prepared Resolution number 533-17 which approves the transfer of restaurant liquor license number r-16819 into the borough of Brookville to the Sheetz facility. Solicitor Jim Dennison stated he needs a motion to adopt that resolution if council so wishes. President Pro-Tem Bill Kutz made a motion to adopt Resolution number 533-17 liquor license transfer; seconded by Member Ken King. Motion carried 5-1, with Member Clarinda R. Darr opposed.

Borough Manager

- A. **Special Event Permit – Light Up Brookville** – Manager Dana D. Shick stated we have a special event permit for Light Up Brookville. Manager Dana D. Shick stated all signatures have been signed off on this, but we are pending a PennDOT permit for street closure. Manager Dana D. Shick stated Light Up Brookville is scheduled for Friday, November 24th from 4:00 P.M. to 9:00 P.M. on Main Street. Vice-President Phil Hynes moved to approve the special event permit for Light Up Brookville; seconded by Member Ken King. Motion carried 6-0.
- B. **Pennsylvania State Association of Borough's (PSAB) Fall Leadership Conference** – Manager Dana D. Shick stated the Pennsylvania State Association of Boroughs (PSAB) Fall Leadership Conference is scheduled for October 13th through the 15th at the Kalahari Resort in the Poconos, and she is interested in attending. Manager Dana D. Shick stated the registration deadline is September 29th, and if anyone is interested in attending they should contact her. Vice-President Phil Hynes moved to allow Manager Dana D. Shick to attend the PSAB Fall Leadership Conference; seconded by President Pro-Tem Bill Kutz. Motion carried 6-0.
- C. **Executive Session** – Manager Dana D. Shick requested an executive session for a personnel matter with no action expected.

UNFINISHED BUSINESS:

- A. **Bike Rack Placement Locations** – Vice-President Phil Hynes stated council previously approved the design of the bike racks to be placed on Main Street to help promote the Redbank Valley Trail. Vice-President Phil Hynes stated a letter was sent to local businesses to see if they wanted to purchase one. Vice-President Phil Hynes stated the local business would purchase the bike rack, and the borough would install and maintain it. Vice-President Phil Hynes stated there was a question from merchants as to whether we will install these curbside or next to the windows of the stores. Vice-President Phil Hynes stated they have had a lot of discussions with a lot of the people involved, and he recommends proposing the installation of these bike racks at curbside. Vice-President Phil Hynes stated we would like to get a few bike racks ordered and do a test run. Vice-President Phil Hynes stated the issue he is bringing to council now is whether to install the bike racks curbside or next to the stores, and his motion is that we do it curbside. This motion was seconded by Member Clarinda R. Darr. Motion carried 6-0. After some discussion regarding responsibility for various incidents regarding the bike racks, Solicitor Jim Dennison stated if someone has a problem we will deal with it. Solicitor Jim Dennison stated every situation is different, so it is hard to give a straight answer on every situation that would arise.

NEW BUSINESS: None

ELECTED OFFICIAL COMMENTS:

- A. Mayor Richard Beck** – Mayor Richard Beck thanked everyone for coming to tonight's meeting and giving their responses and everything. Mayor Richard Beck stated he thinks it benefits the borough to know how people feel about everything, so thanks to everybody that came.
- B. Member Ken King** – Member Ken King stated it is good to see a lot of participation in our meetings. Member Ken King welcomed Donald Jonischek as Code Enforcement Officer, and stated he is looking forward to making our town more beautiful.
- C. Member Clarinda R. Darr** – Member Clarinda R. Darr thanked everyone for coming to tonight's meeting and welcomed Code Enforcement Officer Donald Jonischek. Member Clarinda R. Darr stated she had an update on the Walter Dick Park rejuvenation meeting that was last Wednesday. Member Clarinda R. Darr stated they had a good crowd with some good questions, and it looks like the Steering Committee will have another meeting in August. Member Clarinda R. Darr urged everyone to attend the fair.
- D. Member Dave Ferringer** – Member Dave Ferringer thanked everyone for coming to tonight's meeting. Member Dave Ferringer told David Afton in regards to the grass ordinance it is not a personal matter, it is a Brookville matter. Member Dave Ferringer welcomed Code Enforcement Officer Donald Jonischek.
- E. President Pro-Tem Bill Kutz** – President Pro-Tem Bill Kutz stated he echoes what everybody else has said. President Pro-Tem Bill Kutz stated it is nice to see the people here and how they participate. President Pro-Tem Bill Kutz stated Dave Afton - very well said, and Judy – very well said. President Pro-Tem Bill Kutz welcomed Code Enforcement Officer Donald Jonischek.
- F. Vice-President Phil Hynes** – Vice-President Phil Hynes thanked everyone for their feedback on the bike racks and asked for more. Vice-President Phil Hynes stated he has seen a lot of out-of-state people on the trail. Vice-President Phil Hynes stated the Trail Association got an e-mail and a donation from a couple that started in Kittanning, rode up here and stayed overnight in Brookville, and then rode back the next day. Vice-President Phil Hynes stated they have been on a lot of trails and they said our trail is at the top of their list. Vice-President Phil Hynes stated the trail is starting to attract the tourism we thought it would.
- G. President John Blazosky** – President John Blazosky thanked everyone for coming to the meeting tonight, and stated Code Enforcement Officer Donald Jonischek is coming into this in the right frame of mind. President John Blazosky asked the media if they had any questions.

MEDIA COMMENTS/QUESTIONS/CLARIFICATION:

- A. John Pozza** – Reporter John Pozza asked since the bike racks would be curbside, they would probably need to be installed where the bricks are, is that correct? Vice-President Phil Hynes stated he would think so, yes. Reporter John Pozza asked if that presents any problems installation-wise. Vice-

President Phil Hynes stated we will have to remove the bricks in the area where we put the bike rack. Vice-President Phil Hynes stated we will have to do a test run and see.

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 8:00 P.M. with no action taken.

ADJOURNMENT:

Member Dave Ferringer moved to adjourn; seconded by Vice-President Phil Hynes. Motion carried 6-0 at 8:00 P.M.

Borough Manager