

JIM THORPE BOROUGH COUNCIL MEETING
MARCH 12, 2020
MINUTES

Meeting called to order at 6:30 pm in the Memorial Hall, 115 East Tenth St, Jim Thorpe, Pa by President Gregory Strubinger with the pledge of allegiance and moment of silence for the men and women serving our country, first responders and their families.

Roll Call of Members & Officials

Gregory Strubinger	Kyle Sheckler (a)	Joanne Klitsch
Thomas Highland (a)	Robert Schaninger	Edith Lukasevich
Michael Yeastedt	Borough Manager Sterner	PSM Yaich
Connor Rodgers	Police Chief Schatz	Solicitor James Nanovic
Mayor Michael Sofranko	Secy. McClafferty	

Mayor's Report

Mayor Sofranko spoke about the Corona Virus and thanked the JTTA for cancelling the Irish festival. He said the businesses will still be open. He asked the public to watch the news and the borough's website for updates.

Mayor Sofranko said the SRO, they are waiting to hear from the JTASD. We are ready to supply the officer and are ready to go. Chief will continue to work on this.

Mayor Sofranko said the other thing with the JTASD the billing for the special events, the security, he needs to know how council wishes to do this? Send PT or FT officers? The JTASD requested that we send PT officers, there so they are billed for the PT Officers rate, rather than the FT officers' rate.

Mayor Sofranko said the Germantown Grove Club will be holding their fishing derby for the special needs' children on May 7, 2020. They are looking for donations. He asked council to consider donating to them, it benefits the children.

Mr. Schaninger asked when do you need to know about the officers' rate for the JTASD?

Mayor Sofranko said the JTASD would like us to bill them for the PT officers' when they are used at their rate and when a FT officer is there charge them that rate. We are billing them one flat rate. He understands the School Boards concerns; PT you pay \$22.00 and FT you pay \$78.26 an hour. This is put out to the FT officers' first, then it goes to the PT officers.

Borough Manager Sterner said council would have to make a motion to charge as you wish to charge. Currently for special events, in the contract for the Police, they are charged the \$78.26 an hour for an event for everyone.

Mayor Sofranko said if you are willing to do that for the School Board, you have other events that go on in town to consider. The Police contract, we have to offer this to the FT first, then it goes to the PT officers', he needs to know how to handle this.

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Police Chief Schatz said he can't have someone coming to him and telling him they want PT officers', that won't work. We charge at one rate. He could figure it out with the time cards, and say here is the rate and here is what we had used: 3 PT officers' and 1 FT officer, here is what to bill, then submit it with the time cards. If you are going to do that, you should look at putting another events agreement in place. The future SRO it states the price in there, that way it is all in the agreement.

President Strubinger said we should authorize the Police Chief to draw up a Police Service agreement and present it to council to review.

Borough Manager Sterner asked are you authorizing the Police Chief to draft a PT agreement or are you approving utilizing FT and PT officers for all events. Having him draft an agreement is not giving the Mayor his answer that he needs.

President Strubinger said this would be amending the current service agreement saying PT officers could be utilized and fall to FT officers.

Police Chief Schatz said they would take the \$78.26 rate out and put the rate of \$22.00 an hour.

SALDO

Canyon Rim RV, Cabins, & Campers, LDP 3/27/2019 last amendment 11/14/19

President Strubinger said the PC has made the recommendation to deny the approval of the Canyon Rim RV, Cabins, & Campers LDP. We received a letter from Canyon Rim granting the borough an extension of time to act on this plan, this was approved until the end of March 2020, included with that request were some comments in regard to the PC, questioning some of the thought process behind their decision. Council just received this today and we have not had time to go through this. He asked Solicitor Nanovic if it is appropriate at this time to table this?

Solicitor Nanovic said he has not had the chance to read that. He said the question is it appropriate to table? It is appropriate for you to either act on the development tonight or approve the extension to the end of May, either is appropriate.

Jake Arner said his reasoning is to answer questions and relay to you the opportunities that exist. He is working on this plan for over a year and he has many firms that are interested in bringing business to Jim Thorpe. The people would be located out of town, they would provide transportation into town so they wouldn't clog the town up with traffic. He hasn't been told the objections to the plans, he doesn't know if they object RV's or if they object the whole plan?

Mr. Yeastedt asked where are these buildings supposed to go to which lot?

Jake Arner said the cabins will go on any lots. They have to try to get businesses here in town first, then until the economy is good, then build the cabins. The goal is to allow the viewers to come and pull in, bring business to town, then slowly replace the RV's & tents with the cabins.

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Jake Arner said if we get approved the plans are to go up the Mahoning side with the RV's, they are going to redesign the curve, so 2 RV's can pass each other. They did have a discussion about fixing up Flagstaff Road. They would not be able to fix up the road until things got going. He is requesting for an extension, the economy, no one can tell you what is going to happen, we are all concerned about it. People don't want to travel right now with the Corona virus. His request for extension is two folds, it was to buy time to see what happens, and to allow you to make a decision on the Short-Term Rental opening. If he can get cabins, & RV's on the residential plans. He needs to be told what he needs to do to make these plans acceptable.

Mr. Yeastedt said you can't build the cabins until you have the sewer.

Jake Arner said that is correct. He said he can have a campground without sewage for 3 years. We would put holding tanks, and DEP allows you to run the sewage and do holding tanks and add to the hotel, many campgrounds get started this way. He put in a request to the PC to get a sewer line down to Highland Beverage. The borough would have to be involved with the extension of the sewer line within the public right-of-way. He has a quote along with the Flagstaff hotel to put a sewer line in up that hill, he has to get the line to the base of the hill. He said a few month ago they got final approval for the 84-lot plan. A few months back he got approval for 270-lot Residential plan that the cabins could go on. However, with the change in the state on STR, they are not allowed to put cabins that can be rented without your permission, without your document on STR ordinance.

Borough Manager Sterner said these are preliminary plans, the 270-lot that was approved, the are all lineal plans, he still has to go through the final plans, but that is where the sewer and water comes in.

Solicitor Nanovic said you made the comment earlier, that some RV parks start with holding tanks, your plans said you are going to have central sewer on it.

Jake Arner said correct, septic sewage can go to holding tanks, it can hook up to the sewer. DEP allows what they call dump stations.

President Strubinger said one of the comments the Planning Commission made, in regards to the rejection was they did not feel that the use is permitted in R-2 or Special district.

Jake Arner said there is no camping in the R-2 district, the camping is in the Special district, in their opinion it is allowed in the Special district.

President Strubinger said another comment from the Planning Commission did not find the proposed use that it is agritourism.

Jake Arner said it costs a lot of money to put a vineyard up, it takes a lot of money to put up a winery. In the meantime, they started a farmer's market, and this was approved by the borough. The idea is to build a winery, and they can put in the vineyard and everything else. Without tourism and customers, they will likely not be able to do anything.

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President Strubinger said the other comment from the PC is that the agritourism must be located on the same parcel where the activities take place, lands and several parcels with different owners.

Jake Arner said the 200 acres of agritourism lands spans over 2 parcels of land. The one parcel is by an event parcel and the other parcel 70 acres is part of the camping parcel. The camping plans they will be subdivided, so the agritourism use will be on both parcels and the camping is on one parcel, they both are I the same ownership, just different entities.

Mr. Yeastedt said the way this is written, doesn't the agritourism have to be in place in order to qualify to be able to change it to a camping lot?

Jake Arner said this is planning stage, what they are doing, is planning for the future use.

President Strubinger said the PC the plan is not an amendment to the 2005 approved plan that this is a new plan.

Borough Manager Sterner said this pertains to the agreement, which she doesn't believe the plan agreement is correct, we did it for the residential, it has not been addressed for this plan.

Jake Arner said that is the agreement that he agrees to contribute money to pay pave Flagstaff Road.

Louis Hall, PC chairman, said first off, the 90% is building RV, Cabins, it's supposed to be geared towards winery, the agritourism ordinance. They are looking at 200 lot camping subdivision, then the winery came up. It is supposed to have been to further agritourism, winery, then you're going to have a few camp sites around, not a 270-lot camp. They gave him reasons; the reasons were camping is not allowed in special or R-2 district. They felt this type of development is not in the spirit in the ordinance that it is created for.

Solicitor Nanovic said there were 2 reasons given at the PC meeting.

Louis Hall said they did explain to him the reasons. He did have questions about what the acceptable scope of camping use and they is explained this is not how it is stated. It is dependent on how the winery takes off. The solicitor advised us not to respond and they didn't.

Jake Arner said he is doing the best he can to make a bigger winery. He thinks council should do more research; this is council's decision.

President Strubinger said if we grant the time extension is there something other than the Short-Term Rental ordinance that is still pending, that you will do to the current plan.

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Jake Arner said he can provide more information and you can do mor research and determine if this is a good idea or not. If you deny this, his only choice is an appeal. An appeal is a lot of money for the borough and him, this is not positive, it's not a win, win situation.

Solicitor Nanovic said you can either accept the extension to May 31, 2020 or reject the plans as recommended by the PC with the 3 comments.

Mayor Sofranko said you came here with plans for 84 homes, then 270 homes, council gave you approval and PC approved. Now, you came with the RV, Cabins, Camp that is 3 plans, then you came with the winery. His advice is stick with one plan, then come back to council.

Borough Manager Sterner asked Jake Arner on the plans, PC feeling is that the RV should be an accessory use to the agritourism. The way the plan is now, they feel that the agritourism is accessory to the RV, the way it's presented. Can you change that and are you willing to change that? So that the PC feels that what you submitted, the RV's is accessory use to agritourism, not the other way around. You present the plans and they tell you what they see, what they see is the RV is not accessory to agritourism is. Can you swop that?

Jake Arner said he I willing to change it, but he has to fund it. Funding #1 - \$250,000.00 for Flagstaff Road, where does the money come from? It comes from investors. If we don't have RV's, the investors can't invest in RV's, then they can't do it. Then they will just have the residential plans, which is already approved.

MOTION: Robert Schaninger to grant the extension until May 31, 2020 for the Canyon Rim RV, Cabin & Camper LDP 3/27/19 last amendment 11/14/19.

MOTION DIES DUE TO LACK OF A SECOND

MOTION: Joanne Klitsch second Edith Lukasevich to go with the Planning Commission's recommendation to reject the Canyon Rims RV, Cabin & Camper LDP 3/27/19 last amendment 11/14/19:

- 1) Plans do not comply with the SALDO Section 390.13A use he has proposed is not permitted use in zoning
- 2) Planning Commission does not find the proposal as agritourism
- 3) Section 500.50.1 provides agritourism must be on the same parcel of land where farming activities take place, 2 plans, sperate parcels and different owners.

ROLL CLL VOTE:

Gregory Strubinger
Michael Yeastedt
Joanne Klitsch
Edith Lukasevich

Robert Schaninger

Thomas Highland
Kyle Sheckler

YES 4

NO 1

ABSENT 2

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James Dougher, JTTA presented the Police Department with a \$500.00 donation for the command unit. He said the Irish festival has been postponed to prevent the spread of the Corona virus, it's for the safety of the community.

Bill Maehrer, 345 W Broadway, said an hour and a half on Canyon Rims you wonder why people don't come to the meetings.

Ray Braider, 25th Jim Thorpe Birthday celebration, the Veterans he thanked council for acknowledging the veterans, this year they are being charged the vending permit fee. He hopes council reconsiders charging the veteran's the fee for the vending permit, we wouldn't be here if it weren't for them.

Louis Hall said this was an oversight on the Planning Commission part when they updated the ordinance.

MOTION: Michael Yeastedt second Joanne Klitsch to restore the exemption for the Veteran's, no fee until the ordinance is amended.

YES 5

NO 0

ABSENT 2 Tom Highland & Kyle Sheckler

Roy Christman asked council to adopted resolutions for House Bill #22 & House Bill 23.

MOTION: Gregory Strubinger second Michael Yeastedt to adopt resolution supporting House Bill #22 & House Bill #23.

YES 5

NO 0

ABSENT 2 Tom Highland & Kyle Sheckler

Bill Gentile, Pleasant Hill, spoke about the noise ordinance. He has a band and they practice in his garage and the cops came to his place informing him of the ordinance the borough has in place. He asked what the fine could be and what

Police Chief Schatz said the ordinance is in place for the LCE establishments, for the Opera House. Under the disorderly conduct there is a section there for disturbing the peace.

Mayor Sofranko suggested he talk with his neighbor about this matter.

Mr. Schaninger informed everyone he is here for the residents. He spoke to Jarrod before from the Times News and gave him his phone number and email address to write an article. This way the residents know they can contact him if they have a problem that they would like council to address.

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Public Comment

Electronic & Tire Recycling event 5/9/20 – 7:00 am to 11:30 am
UCC Joint Board of Appeals letters of Interest

Action:

MOTION: Michael Yeastedt second Joanne Klitsch to approve the Council Workshop meeting minutes from February 6, 2020.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Joanne Klitsch second Michael Yeastedt to approve the Council meeting minutes from February 13, 2020.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Robert Schaninger second Michael Yeastedt to approve the expenditures from all funds as presented.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Joanne Klitsch second Michael Yeastedt to approve the Treasurer report February 2020 as presented.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Michael Yeastedt second Gregory Strubinger to authorize the Solicitor to draft an ordinance for Hemlock Street No Parking.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Michael Yeasted second Joanne Klitsch to authorize the Solicitor to draft an ordinance for the Fire Companies to Merge.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Michael Yeastedt second Joanne Klitsch to adopt Resolution 2020-05 Personal Property 2005 Ford F150 for sale.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Gregory Strubinger second Michael Yeastedt to approve the sale of the Ford F150 bid to Edward Humphrey amount \$1,350.00.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

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MOTION: Michael Yeastedt second Robert Schaninger to adopt Resolution 2020-06 Third Party Inspectors.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Gregory Strubinger second Michael Yeastedt to approve Bureau Veritas Zoning & BCO Professional Services Contract.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Gregory Strubinger second Michael Yeastedt to approve Barry Isett & Associates Stormwater Management Professional Service Contract.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Michael Yeastedt second Edith Lukasevich to approve the Community Planning Professional and Management Services conditioned DCED concerns are addressed, Summit Hill Borough and the solicitors review and approve the agreement.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Gregory Strubinger second Michael Yeastedt to approve the new Tax Collector, Patricia Spillman, to use the Borough Office Conference room on Tuesday 11:00 am to 2:00 pm, Thursday 5:00 pm to 8:00 pm, Saturday 9:00 to 12:00 pm May 23, May 30, August 22, & August 29, 2020, with no fee, until the term expires on December 31, 2021.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Gregory Strubinger to pay Tony Augustine the Property Maintenance/Nuisance/Health Official a rate of \$20.00 an hour.

QUESTION:

Mrs. Klitsch thought the rate of pay was \$18.00 an hour.

MOTION WITHDREW by Gregory Strubinger

President Strubinger asked that this be discussed personnel matter along with litigations in executive session at the end of the meeting.

MOTION: Gregory Strubinger second Michael Yeastedt to adopt Resolution 2020-07 Fee Schedule 2020.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

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MOTION: Joanne Klitsch second Edith Lukasevich to approve the JTNB 24th year celebrating Community Banking Month – 5/8/20 rain date 5/15/20.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Edith Lukasevich second Joanne Klitsch to approve St. John's Lutheran Church Sticky bun sale – 4/16/20.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Edith Lukasevich second Joanne Klitsch to approve St. John's Lutheran Church Strawberry festival - 6/28/20.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Michael Yeastedt second Edith Lukasevich to approve RUNegades 5K on Saturday, May 16, and the 10K Marathon on Sunday, May 17, 2020.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Robert Schaninger second Michael yeasted to authorize the Art in the Park event to use Kemmerer Park grounds on August 1, 2020.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Michael Yeasted second Robert Schaninger to approve the Repository Sale of parcel ID #83A2-18-J40.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Gregory Strubinger second Robert Schaninger to table Flizack request until we receive paperwork from his attorney.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Michael Yeastedt second Joanne Klitsch to approve Commuter Services of PA information to be posted on our website.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

Borough Manager Sterner informed council that the shade tree located at 306 Center Street has been removed.

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MOTION: Gregory Strubinger second Joanne Klitsch to notify the owner by letter of the Shade tree located at Second & Center Streets needs to be removed.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Joanne Klitsch second Michael Yeastedt to advertise the Chemicals for the Water & Sewer Plants.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Michael Yeastedt second Gregory Strubinger to authorize the Solicitor to notify the property owner at North & 11th Streets, he is to make repairs to the pipe, he will need Stormwater Management permit, and the Engineer is to inspect the work prior to cover, and he has 90 days. If he requires more time he would have to come back and request it.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

President Strubinger said we spoke about the curbing last week and the paving project for this year and some of the areas in the borough, prioritizing such area that may benefit from curbing and catch basins. Some discussion lead to us authorizing the Public Service Manager and Manager to take a look and get a list prioritizing areas that may benefit from curbing.

Borough Manager Sterner said the Engineer explained we should start with the lowest area with stormwater management and work our way up. Those areas do not coincide with our paving project for this year. Entech did say they could create a plan for us for the stormwater. She does not know if council would like to do this, this is not a bad idea, this is a good way to approach this. You won't get any stormwater done this year. You may want to consider moving forward with the paving for this year, as we had budgeted. With the paving, council has not decided if you want us to contact the property owners and require them to install curbing or suggest, that now would be a good time to install the curbing before we do the paving. She id forward council the email from BIA – Dan, who does Stormwater Management, so you could get a range of what it would cost. The ordinance states that the stormwater engineer would be the one to determine the grade for that. He gave an estimate for that, every area is going to be different with the length. This is just for the curbing; the sidewalk would be a little more.

President Strubinger asked the \$1,500.00 what would that entail?

Mr. Yeastedt said this would be to do the survey, the slope of the curve, the proper seal to put it in, to the borough's specification.

Borough Manager Sterner said this estimate is on 50 ft of frontage. They would come out do the survey, sidewalk and the edge of the road, then create a small grading plan, which would have the topo information. Then the homeowner could use this plan to hire and install sidewalk & curb, our guys would go out and do the final inspection. They will have to hire someone else to get the work done.

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MOTION: Michael Yeastedt second Edith Lukasevich to move forward with the current paving plan for 2020.

QUESTION:

Mrs. Klitsch asked we will be sending letters out suggesting or requiring curbing, is this part of this?

Borough Manager Sterner said this is just the paving of the roads.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Gregory Strubinger second Michael Yeastedt to suggest we notify the residents they may want to install curbing, in conjunction with the road paving project.

COMMENTS:

Borough Manager Sterner said the idea is to notify the people on the roads that we are going to pave, as part of this paving project. Do you want to suggest that to these people?

President Strubinger said we should suggest curbing, if residents feel this would be beneficial in their neighborhood that have issues.

Mayor Sofranko said the borough Engineer is to make this call, the price came from BIA and they are not the engineer.

Borough Manager Sterner said BIA is the Stormwater Management Engineer, this was just approved.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

President Strubinger asked when do you think the Borough Facilities project will be put out for bids?

Borough Manager Sterner said there are a few small things we are waiting for from Spillman's and Penn Dot.

MOTION: Gregory Strubinger second Michael Yeastedt to approve the Memorial Park Master Site Plan invoice for Christie M Davies, SRA Yellow book Appraisal review - \$3,800.00.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Joanne Klitsch second Robert Schaninger to approve Barry Isett & Associates invoice - \$9,028.00.

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YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Robert Schaninger second Gregory Strubinger to approve WWTP Upgrade Project Entech Technology bid Security transfer.

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

Utilities Action

Utility Account Liens Reports

- Active Utility Accounts Garbage & Others Liens Report (0)

MOTION: Joanne Klitsch second Michael Yeastedt to approve the Activity Utility Account Garbage Only Lien Report (6).

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

- Active Utility Accounts Sewer/Garbage Lien Report (0)
- Active Utility Accounts Water/Garbage Lien Report (0)

MOTION: Joanne Klitsch second Edith Lukasevich to approve the Active Utility Account Water/Sewer/Garbage Lien Report (1).

YES 5 NO 0 ABSENT 2 Tom Highland & Kyle Sheckler

- Temporary Off Lien Report (0)
- Inactive (0)
- Uncollectible Accounts Report (0)
- Utility Accounts Proposed Updates (0)

MOTION: Robert Schaninger second Edith Lukasevich that the Utility Billing be extended from 15 days to 30 days.

QUESTION:

Mr. Yeastedt asked if this was set by resolution or by ordinance.

Solicitor Nanovic said by ordinance, it would require an ordinance change.

Mrs. Klitsch said she understands where you are coming from, she works 2 jobs to pay her bills, we were so far behind before and thanks to the setup Maureen has come up with we are bringing in more money, no matter what we do we will always have delinquents. She thinks what we have going now is good.

President Strubinger said we went from 10 days up to 15 days, there were 5 days added.

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Mr. Schaninger said it's ok when you can afford to pay your bills, but when you get hit with \$15.00 delinquent fee that would be able to get them a gallon of milk, dozen eggs and something else.

Borough Manager Sterner said part of the reason we reduced our delinquents, is that we are sticking to what council adopted.

ROLL CALL VOTE:

Robert Schaninger
Edith Lukasevich

Michael Yeastedt
Joanne Klitsch
Gregory Strubinger

Thomas Highland
Kyle Sheckler

YES 2

NO 3

ABSENT 2

Tax Exoneration Action

MOTION: Michael Yeastedt second Gregory Strubinger to approve the exoneration request for Rita Serina – retired and Leo O'Donnell – retired.

YES 5

NO 0

ABSENT 2 Tom Highland & Kyle Sheckler

President Strubinger said the 457 plan he is waiting for information.

Mr. Yeastedt had a meeting with PMRS. He sent back a revised plan that they discussed; they would like this back by July. We need to determine whether PT workers if they are allowed in the plan, council needs to decide yes or no. If we decide yes, there is a minimum number of hours, they suggested 20 hours, this is adjustable. The ability to increase, no cost to the borough, the amount of money an employee can put into his retirement, maximum is 20%, this would go from 10% to 20%.

Borough Manager Sterner said we would have to send an amendment regarding the dollar amount for hours of service.

Mr. Yeastedt said we contribute \$3.10, then it goes up according to the Teamster contract. We could do this once for 4 years of the contract.

Borough Manager Sterner asked council if they would like to discuss this now? She said this would only be for future PT employees. The PT employees that are currently part of this will remain in, you cannot take them out. This is not police; this is non- union.

MOTION: Joanne Klitsch second Michael Yeastedt to approve the FT rate for the Police Service contract.

YES 5

NO 0

ABSENT 2 Tom Highland & Kyle Sheckler

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MOTION: Michael Yeastedt second Gregory Strubinger to go into executive session for litigation and personnel.

YES 5

NO 0

ABSENT 2 Tom Highland & Kyle Sheckler

Into executive session at 9:45 pm
Back at 10:24 pm

MOTION: Michael Yeastedt second Robert Schaninger to instruct the Borough Manager to notify the owner of 330 Center Street property that the lower level services one unit not two units, credit the account for the first floor rear, remove from Credit Tech report, notify the tenant of the findings for the Water/Sewer/Garbage bill.

YES 5

NO 0

ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Robert Schaninger second Gregory Strubinger to pay Tony Augustine \$20.00 an hour rate of pay plus mileage for the Property Maintenance/Nuisance/Health Inspector job.

YES 4

NO 1 Joanne Klitsch

ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Michael Yeastedt second Gregory Strubinger to authorize the Solicitor to respond to Loughery litigation.

YES 5

NO 0

ABSENT 2 Tom Highland & Kyle Sheckler

MOTION: Robert Schaninger second Gregory Strubinger to adjourn.

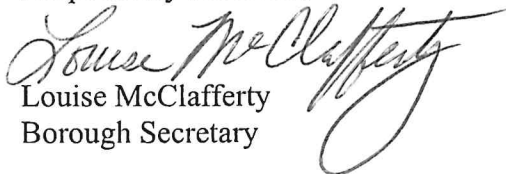
YES 5

NO 0

ABSENT 2 Tom Highland & Kyle Sheckler

Adjourned at 10:27 pm

Respectfully submitted


Louise McClafferty
Borough Secretary