



REGULAR COUNCIL MEETING MINUTES
August 7, 2017 @7:00 PM
159 MONROE STREET
PROSPECT, PA 16052

CALL TO ORDER: President Bill Marciniak called the regular meeting of the Prospect Borough Council to order @7:00PM. There was a salute to the flag and a prayer given by Bob Boice. The following Council members were present: Mary Harmon, Glen Gitzen, Bob Boice and Mayor Jim Butler. Eric Hilliard and Sam Wagner was absent. Stepanian & Menchyk, LLP Solicitor, Andrew Menchyk and KLH Engineer, Shawn Rosensteel were also in attendance.

Mr. Katz was sworn in as Councilman by Mayor Butler.

EXECUTIVE SESSION: 7:04PM ~ Legal and Personnel Matters

RESUMED: 7:21PM

APPROVAL OF MINUTES: There were no changes to the July 3, 2017 Regular Council Meeting Minutes. Mr. Gitzen made motion to approve the July 3, 2017 Regular Council Meeting Minutes; Ms. Harmon 2nd. Motion carried.

VISITORS: See attached sign-in sheet.

LIBRARY: Mr. Gitzen had nothing to report.

PUBLIC SAFTEY: Ms. Harmon had nothing to report.

Ms. Harmon said that Rube's Rum completed their 16th event on July 22nd event with 105 runners/walkers. She wanted to thank the Mayor, Police Officers, Borough employees, Council and all volunteers for all their help.



PLANNING COMMISSION: Alan Vagasky held its regular meeting on July 17th at 7PM. Jake Dressler and Mr. Tomosovich from Gateway Engineering were in attendance as well as Shawn Rosensteel present via speakerphone. Mr. Dressler's development was reviewed and previous items of concern were noted. Previous areas of concern were the water supply and setbacks. Mr. Dressler assured items of concern will be brought into compliance and the setbacks will be revised and DEP water issues will be addressed as needed. It was moved by Teddy Davis and 2nd by Bill Marciniak to recommend to Council conditional approval based on meeting the condition set forth. Mr. Rosensteel to send a letter to Council based on the number of occupants per camper/RV would require no permit from DEP. Mr. Boice made motion to approve the Mark IV Farms mobile home development based upon the recommendations of KLH Engineering; Mr. Katz 2nd. Motion carried.

STORMWATER MANAGEMENT AND STREETS: Mr. Boice said that with all this rain we have been having he had no complaints with the stormwater.

Mr. Boice said though for streets he did see some water on Kennedy Road and asked George Simcic to look at this the next time it rained so we could find out where the fix is needed.

Mr. Boice said that the chip and tar on Bear Creek Road will be done sometime this week; weather permitting.

Mr., Boice said that there are many weeds along the curbs but maintenance men have been spraying them.

BUILDING & GROUNDS/MAINTENANCE & FACILITY: Mr. Boice said that he and Mr. Wagner had the garage doors painted by the Correctional people.

Mr. Boice said that the fence at pond needed painted but part of the fence is rotting. He would like to budget for a new fence at the pond and to add a fence at the property beside the borough building near Huff's property.

Mr. Boice said that the slab under the storage building that was removed cannot be used for the original purpose of being used as a salt building. George has gotten 3 estimates; Finke Concrete \$3,518, Milich Concrete \$4,030 and JJ Specialty \$4,500. The original motion was to not to exceed \$7,000 in total costs so this will need a motion. Mr. Boice made motion to have the cement pad poured by Finke Concrete at a cost of \$3,518 and our maintenance guys will move the dirt; Mr. Gitzen 2nd. Motion carried.

Mayor asked what the future plans were for the slab that was under the old storage building. Mr. Boice said maybe they will dock part of it and park the oil tank on top. In the future maybe add a carport and park the old pickup truck in it.

Mr. Boice said that a new commode was added to the ladies room by Sarvey as the old one would not work.

Mr. Boice said that the dump truck has a leak in the hydraulic tank that needs repaired before it can pass inspection. George got a few quotes; Walsh Equipment \$474.30 and RJ Hydraulics \$429.30 (not included shipping charges and a couple that would not quote. Mr. Boice made motion to have the dump truck repaired from Walsh Equipment for \$474.30 plus installation fee; Mr. Katz 2nd. Motion carried.

PERSONNEL: Mr. Marciniak wanted to thank Higgy for his work and dedication and has decided to step down to part time effective July 23rd. Thanks again for all your years of service and dedication!



Mr. Marciniak wanted to introduce Joe Yusko as our new part time employee. He will fill in when Higgy is not working.

MAYOR: Mayor Butler wanted to echo Ms. Harmon regarding Rubes Run. He wanted to thank Chuck, Terry, George, Wendy, Portersville Rotary and the EMS.

POLICE: Mayor Butler said he wrote his policeman their evaluations and gave them to the Personnel Committee and to Ms. Marzullo to file in their personnel file.

Mr. Gitzen made motion to purchase 2 2x-3x and 4 large/xlarge vests from Galls with the Galls credit we have for a cost of \$77.94; Ms. Harmon 2nd. Mr. Boice said "No". Roll call: Ms. Harmon, yes; Mr. Gitzen, yes; Mr. Katz, yes; Mr. Boice, no, Chair, yes. Motion carried.

Mayor Butler said that Rachel will need another eye test per Mpoetc. Mr. Marciniak said that if she cannot get all completed by next meeting that we should look for another applicant. Mayor Butler said it was not her fault as the forms were filled out incorrectly by her doctor. Mayor Butler said she has done the physical and psych exam. She works full time for the Sheriff's Department and has to accrue time to get these tests done. The doctor's filled the forms out with her missing fingers and arms. The doctor sent it in a 2nd time wrong again. Mayor Butler said that all police officers have full time jobs that is why we hire them as part time. The borough allows 120 hours per month for all officers to work. Mr. Marciniak said we should have a time limit on her status of working here. Mr. Boice said we should do some research into hiring a full-time police officer but first see how much it is going to cost and put some figures down, then discuss.

Bill Marciniak said that any councilman or employees can drive the police cars and we need keys to move them. Mr. Boice made motion to have the policeman have access to the lock box where

the police keys will be kept; Mr. Katz 2nd. Ms. Harmon said "No". Roll call: Mr. Boice, yes; Mr. Katz, yes; Mr. Gitzen, no; Ms. Harmon, no, Chair, yes. Tie Vote - Mayor Butler; yes. Motion carried.

SEWAGE: Mr. Rosensteel said that he understood from the Sewage Committee Meeting that KLH was to put off the evaluation with DCNR because of the cost until we meet with a Park representative to negotiate the agreement.

Mr. Rosensteel said we have a meeting scheduled with DEP on August 17th at 10AM.

Mr. Rosensteel will get together with George as he is aware we have some modifications to the Sewer GIS Mapping. He will also get with George before starting the Stormwater GIS Mapping.

Ms. Harmon made motion to get the 3 rounds of hepatitis shots for Joe Yusko at a cost of \$270, purchase safety vests cost \$60-80 and purchase 1 case of safety suits cost \$170; Mr. Katz 2nd. Motion carried.

Ms. Harmon asked all council to get there wish list for 2018 ready as she was going to start the budget within a couple weeks.

TRUCK COMMITTEE: Mr. Boice had nothing to report.

OLD BUSINESS: Solicitor Menchyk said that the committee needs another meeting as the sewer structure needs some reworking. Meeting scheduled August 29th at 6PM for the Codification Committee.

Solicitor Menchyk said that the Floodplain Ordinance is work in progress.

Solicitor Menchyk said that the Mark West Liberty Bluestone has signed the agreement and he received this as of today. They will be closing by August 17th and will receive deed for the property.

NEW BUSINESS: Solicitor Menchyk said that we received some of the Right-of-Ways for Monroe Street but there are still more outstanding. He will send follow-up letters. Mr. Rosensteel needs to meet with Ms. Perry at the next Sewage Meeting.

Mr. Marciniak said that the Car Cruise will be held on September 17th and PennDot was notified of road closing.

Solicitor Menchyk said that the Right-Of-Way for Harmon Lane is being worked on by Abstract. Mayor Butler said we need to find out officially. Solicitor Menchyk agreed as this could be an issue moving forward.

Mr. Marciniak said we received the Impact Fees \$5,848.18 in which we prior approved \$4,786.30 for radios. He would like to use the balance of \$1,061.88 towards the Fireman's Pagers for next year. Ms. Harmon said that we need to find out how much Franklin Township is paying. Mayor Butler said that the Rotary is thinking about donating to the radios also. Ms. Harmon said this needs to be put on hold. Mayor Butler said we have till the December meeting to decide. Mr. Katz made motion to promote George Simcic to Maintenance Supervisor; Mr. Boice 2nd. Motion carried.

Mr. Gitzen made motion to increase George Simic's pay by \$2.00 per hour effective this payroll; Mr. Katz 2nd. Motion carried.

Mr. Gitzen made motion to approve the Prospector to go to print; Mr. Katz 2nd. Motion carried.

The Borough received a letter from PennDot about RTMC (PennDot's Regional Management Center) that they require all road closings including Special Event Permits to be reported to the Center which enters the information into the Road Closing Reporting System. One must notify the Center 15 minutes before the closure is to be in place and also notify the Center 15 minutes before the road closure is removed. Mayor Butler said he would take care of notifying them.

Mr. Gitzen made motion to hold Halloween on Tuesday, October 31st, at the Volunteer Fire Department Judging 5-6PM, Trick or Treat 6-7:30PM; Mr. Katz 2nd. Motion carried. Mr. Katz requested the fire truck to be located by the Fireman's Pond. This is usually up to the Fire Department but Mayor Butler said he would make inquiries.

Mr. Gitzen made motion to donate up to \$150.00 for Halloween prizes; Mr. Katz 2nd. Motion carried. Mr. Gitzen asked Mayor Butler for police coverage and Ms. Marzullo for the letterhead to use for donations.

Mr. Marciniak said that we need all information entered for SHACOG for 2018 purchases by August 31st.

Ms. Harmon made motion to purchase a locked, steel sewage collection box for the Borough building at a cost of \$250; Mr. Gitzen 2nd. Motion carried.

Mr. Marciniak said they we need to check into tax free fuel. Mr. Boice will call Kwik Fill to inquire.

Mr. Boice said that he and Mr. Wagner talked to George Wagner about someone wanting to rent his property. They are a company that changes speedometers from kilometers to miles per hour. These cars are from Canada. This is zoned center square and would allow a parking area. They want to install a fence which no permit is required unless use a barbwire at top. George Wagner would like a letter from the Borough telling him this is OK. They hold these cars for thirty (30) days and then send to the auction. They will be using both sides/lots. Ms. Harmon said that Sam Wagner told her that Mike Grill looked at the building and told him all was OK. Mr. Marciniak and

Solicitor Menchyk agreed that the gentlemen or a representative from this company should attend our meeting. We need to make sure he has all proper permits and legally we cannot just give him a letter.

Bill Marciniak stated some meetings coming up if anyone interested. August 24th 1:30PM – Traffic Signals, BCBA Dinner Meeting September 14th 6:30, August 18th Kelly Butler Courthouse – BCBG Grants, and August 9th Council of Government DCED to Discuss Funding and Butler Twp. Bldg. 6PM.

PAY BILLS: Motion made by Mr. Katz to pay the General Fund Bills for \$2,509.80; Mr. Gitzen 2nd. Motion carried.

Motion made by Ms. Harmon pay the Sewage Fund Bills for \$33,550.20; Mr. Katz 2nd. Motion carried.

Motion made by Ms. Harmon pay the Highway Aid Fund Bills for \$3,918.90; Mr. Katz 2nd. Motion carried.

Round Table:

Mr. Boice	No additional comments
Mr. Katz	No additional comments.
Mr. Rosensteel	No additional comments.
Mr. Marzullo	No additional comments.
Solicitor Menchyk	No additional comments.
Mr. Gitzen	No additional comments.
Ms. Harmon	No additional comments
Mayor Butler	No additional comments.
Officer Hilton	No additional comments.
Joe Yusko	No additional comments.
George Simcic	No additional comments.
Bill Marciniak	It was said earlier everyone needs to get along on this committee. Bill Katz spoke of this earlier when being sworn in. We are here to serve the residents. We need to start working together, stop talking behind peoples back, need to start working with each other. I am on every committee and I want to be informed and not to be blindsided. I want a copy of every piece of correspondence or email that comes through this borough.

ADJOURN: 8:57PM. No further business at hand, motion made by Mr. Boice to adjourn; Mr. Katz 2nd.