Council President Joe Kurilko called the meeting to order at 7:00 p.m. with the Pledge of Allegiance.
Council Members present: President Joseph Kurilko, Vice-President Roy Larimer, Linda Vrabel, Stan Glowaski, Robert Paul, and Ken Yankowsky. Absent from the meeting was Council Member Gary Damich and Mayor Tom Brown
Also Present: Solicitor Dennis Makel, Secretary Kim Sacco and Assistant Secretary Ruth DiNardo.

Business from the floor:

Andrew Guta of 118 Piersol Avenue brought business to the floor regarding his neighbor's house at 120 Piersol Avenue. He's been complaining since last year and nothing has been done. Mr. Guta brought pictures of the deplorable condition of the home, he showed the secretary flea bites he received while weed whacking near her home. Mr. Krider at HMT condemned the property today (August 7, 2012). Mr. Guta had never addressed the council before this meeting, he had spoken with the former secretary. Kerry delivered ordinance 452 of 1996 to council outlining the proper procedure for addressing an emergency situation. Mr. Guta promised to make copies of the pictures for the boroughs use. Bentleyville Borough will schedule an emergency hearing to address the situation. Mr. Makel will provide council with a new ordinance for Emergency Condemnation procedures.

Mayor Brown arrived at 7:15pm.

Diana Blair and Mary Thompson addressed council regarding the appraisal that was done for the library. The appraisal came in at $442,000.00 which will enable them to keep the entire $400,000.00 matching grant. They are looking for large donations to help them with the project of enlarging and renovating the library/community center. They are requesting that council gives ownership of the building to the Library so that donors feel comfortable donating to the Bentworth Library and Community Center instead of just the Borough of Bentleyville. Ms. Thompson provided council with a copy of the appraisal. There was some discussion of who would continue to do payroll and whether or not Aging department will be notified of the change.

It was **MOVED BY** Stan Glowaski and Seconded by Robert Paul to authorize the conveyance of the property currently housing the Bentleyville Public Library to the Bentleyville Public Library with the reservation that if the library is no longer used as a library or if it goes out of business the property automatically reverts back to the Borough of Bentleyville. The motion carried unanimously.

Mr. Makel said that he would have the deed done next week, and a resolution ready for the September meeting.

Council was also made aware of the tremendous success of this year's summer reading program.

Martha Collins – Nickerson appeared with concerns regarding the ongoing problem regarding the use of Orchard Alley which is a paper alley that is used by several

neighbors. One of the neighbors is giving Ms. Collins a difficult time regarding having stone laid in the alley. Ms. Collins was advised that this is a civil matter and her best bet would be to handle it through civil channels. **Mr. Makel** volunteered to speak with her attorney (Mr. Keith Melenyzer) and she was also advised that she was within her rights to have the property surveyed.

Rod and Deb Kushner wanted to discuss their concerns regarding what would happen to any animals or vermin that are residing at 112 Smith Street when that property is demolished. The Kushners were referred to Sam Vargo, animal control officer, to discuss what could be done.

It was moved by Stan Glowaski and seconded by Roy Larimer to hire Sam Vargo, animal Control Officer, Retroactive to July 17, 2012 at the rate of $250.00 per month. The motion passed unanimously.

It was moved by Stan Glowaski and seconded by Roy Larimer to have the animal control officer make a list of necessary equipment to be reviewed and purchased by Bentleyville Borough. The motion passed unananimous.

Tim Jansante approached Council on behalf of his neighbors on David Drive. They maintain that the Borough did not do due diligence in approving the development. They are requesting that the Borough grant an exception and adopt David Drive as a Borough Road and that the Borough use future liquid fuels monies to pave it. Councilman Yankowsky wants council to have a serious discussion on whether or not to pave the road. Solicitor Makel asked if the Borough had an existing Road Adoption Ordinance, the Borough would need one in order to move forward. The Borough would also need to determine if Mr. Carlisle would be willing to convey the road to the Borough. Tom Brown asked Mr. Jansante and the residents to give council a month to discuss the possibilities with each other and with Ken Carlisle.

Mr. Forte of Caramel Park Road suggested that we deny occupancy permits to any new homes that are built on David Drive until Mr. Carlisle complies. The solicitor doubted whether we could enforce that legally. Mr. Krider of HMT mentioned that there is an ordinance limiting the # of structures on a private drive which might be used to encourage Mr. Carlisles compliance.

Mr. Eugene Clark of 109 David Drive thanked Council for having Carlisle clean up some of the debris he had stored on his property. Kenny Carlisle is putting in a sewer line at 108 David Drive. Mr. Clark is questioning whether or not Carlisle has a permit and how it seems that he can get away with anything.

Michelle Parola at 316 McCormick Avenue is starting a business at 932 Main St and wanted to know if there was anything she needed to do to be in compliance beyond what she had already taken care of with code enforcement.

It was moved by Stan Glowaski and seconded by Roy Larimer to approve the minutes of the Regular meeting held July 3, 2012. The motion carried unanimously.

It was moved by Linda Vrabel and seconded by Roy Larimer to approve the Treasurer's Report of 06/30/12. The motion carried unanimously.

It was moved by Roy Larimer and seconded by Stan Glowaski to install and pay for a new fax and phone line in the patrolmen/chief's office. This is to be paid for out of the Local Share Grant. The motion carried unanimously.

It was moved by Roy Larimer and seconded by Robert Paul to purchase a telephone with caller ID for the use of Southwest Regional Police while utilizing the "Chief's" office. This is to paid for out of the Local Share Grant. The motion carried unanimously.

It was moved by Ken Yankowsky and seconded by Stan Glowaski to have high speed internet installed at Caramel Park. The motion carried unanimously.

It was moved by Roy Larimer and seconded by Stan Glowaski to adopt the domain name bentleyvilleborough.com and to maintain that domain at a cost of $13.95 per month. Ken Yankowsky asked the secretary to advise the sewage authority of the web address and to ask them to put an informational message on their bills. Ken also volunteered to try to negotiate a better price with Fairpoint Communications.

It was moved by Roy Larimer and seconded by Linda Vrabel to have internet access installed at the Maintenance Garage and to pay for the services. The motion carried unanimously.

Stan Glowaski left at 8:25pm.

Champion Energy was discussed. The Borough is still being charged for early termination fees. Dennis Makel is addressing the situation to prove that the Borough's agreement with insource is invalid.

Flynn Environmental has found that the former Citgo Site had no ground water contamination. They will continue to monitor quarterly.

It was moved by Linda Vrabel and Seconded by Ken Yankowsky to Adopt Ordinance #551 of 2012 Vacating Center/Centre Alley. The motion carried unanimously.

It was moved by Roy Larimer and seconded by Ken Yankowsky to reschedule the regular meeting scheduled for November 6th, 2012 to Monday, November 5th due to General Election falling on the same day. The secretary will advertise the change via the Observer Reporter. The motion carried unanimously.

We received a letter from the Municipal Authority with a decision not to bill the Borough for hydrants in the current fiscal year. The decision will be reviewed annually.

It was moved by Ken Yankowsky and seconded by Linda Vrabel to allow the Secretary to purchase Versacheck software and blank check stock to be used for small accounts and grants. The motion carried unanimously.

It was moved by Ken Yankowsky and seconded by Roy Larimer to purchase 6 hard drives to back up the server at a cost not to exceed $210 each. The motion carried unanimously.

It was moved by Roy Larimer and seconded by Linda Vrabel to allow Planet Aid to set up a Clothes and shoes donation box next to the dumpster in the Borough parking lot at 900 Main St. The motion carried unanimously.

Ken Yankowsky moved that Bentleyville Borough agrees to participate in a no-cost study of alternatives to promote recycling in the Mid Mon Valley. It is understood that the study will be coordinated by the Mid Mon Valley Inter-municipal Cooperative administered by the Mon Valley Progress Council. While Bentleyville Borough should give consideration to any recommendations of the study, it is understood that participation does not obligate a municipality to adopt any study recommendations. The motion was seconded by Linda Vrabel and carried unanimously.

It was moved by Linda Vrabel and seconded by Ken Yankowsky to request Hiser Engineering for Neiswonger Construction to do a pre blast survey.

Council discussed Chief Mike Hardesty's offer of courtesy patrols through Bentleyville on his way to and from work at West Pike Run Township. It was decided that his offer of service could not be considered at this time due to the Borough's contract with Southwest Regional Police force.

Council discussed moving the dead end sign on Washington St to a more visible spot to avoid problems with tractor trailers getting stuck on Washington St.

Council discussed whether or not to get quarterly maintenance for DeLattre instead of semi annual. Ken Yankowsky suggested we look into an insurance policy that would cover all service and calls. The secretary will check with DeLattre Corp.

Announcement was made for a Local Share Grant informational meeting at Court House Square on Thursday, August 30th at 7pm. There is no cost to attend. The secretary and assistant secretary plan to attend.

On the recommendation of Solicitor Makel do not do anything to effect Zoning for Act 13 for Oil and Gas.

It was moved by Ken Yankowsky and seconded by Linda Vrabel to waive the Solicitation fee for Mr. Thomas Corey of the Mon Valley Veteran's council while he solicits businesses in the Bentleyville Area for contributions and advertisements in their annual Veteran's Day Parade booklet.

Council asked Solicitor to review that Atlantic Broadband stock purchase agreement to determine whether or not the Borough should sign it as is. Mr. Yankowsky asked if this would be a good time to review the cable franchise agreements. The secretary was advised to secure copies of these agreements.

Secretary's Report: None

Recreation Board Report: All went well at the Stars and Stripes event. There were lots of free activities for the children of the community. The recreation board made a little bit of money.

Solicitor Report: None

Mayor Report: None

Buildings and Borough Properties: None

Streets and Bridges: None

Police and Lights: Roy Larimer reported that the new water fountain is in. The 20' x 30' building is complete. He asked that all of council check it out before making the final payment to Thomas Shumar. Lioness Club donated playset that came in this week. Next they will tackle downspouts and electric. They want to pave the Alley next to Patress's for access to the Park. Roy Larimer collected $58.86 from the parking meters.

Health and Sanitation: Complaint regarding garbage pickup on Third Street.

Redevelopment: None

Finance and Purchases: Report read.

It was moved by Robert Paul and seconded by Linda Vrabel to pay bills as presented. The motion carried unanimously.

It was moved by Linda Vrabel and seconded by Roy Larimer to accept the receipts. The motion carried unanimously.

It was moved by Linda Vrabel and seconded by Robert Paul to adjourn the meeting. The carried unanimously.

The meeting was adjourned at 8:55pm.

Respectfully submitted

_____
Kimberly G. Sacco
Borough Secretary Treasurer