BENTLEYVILLE BOROUGH AGENDA
REGULAR MEETING
Monday, December 3, 2013

The Regular Meeting of the Bentleyville Borough Council was called to order at 7:00pm by Council President Stan Glowaski. Roll call was taken and the following were in attendance: Stan Glowaski, Gary Damich, Roy Larimer, Timothy Jansante, Robert Paul and Linda Vrabel. Councilman Yankowsky and Mayor Tom Brown were absent. Also in attendance were Solicitor Dennis Makel and Secretary Kimberly Sacco.

Business from the Floor:

Bill Jobes appeared before council. Mr. Jobes informed council that he was notified by the election office that he had received sufficient write in votes in the November election to win the Two Year council seat that was available. He is honored to have received enough votes and eager to serve on council.

Sam Vargo, appeared to request an increase in his monthly fee as animal control officer. He cited increased cost of gas and insurance as his reasons for making this request. He thinks that an additional $50 should help defray his costs. Council thanked him for his service, assured him that they were quite pleased with the work he has done and told him that they would discuss a possible increase during the "New Business" portion of the meeting.

Kiva Huffman, of Gibson Road, Bentleyville was concerned about the Notice of Violation that she received from HMT regarding the dilapidated state of her property. She was concerned that she was being singled out and also that HMT was not returning her phone calls. She was assured that hers was not the only property that was in non compliance with the Borough's ordinances and hers was not the only one that received a notice. She was also reminded that she had spoken with Kerry Krider of HMT. Council advised Ms. Huffman to continue in her efforts to keep the property's appearance presentable and to keep in touch with HMT and the Borough Secretary.

It was moved by Tim Jansante, seconded by Bob Paul and carried unanimously to approve the minutes of Regular Meeting on November 4, 2013.

It was moved by Roy Larimer to approve the Treasurer's Financial report for October 31, 2013. The motion was seconded by Linda Vrabel and all were in favor.

Unfinished Business:

It was moved by Tim Jansante and seconded by Roy Larimer to adopt the 2014 Budget and the 2014 Tax Rate Ordinance as advertised. All were in favor.

The Borough Office received an executed agreement from Widmer Engineering, it was discussed briefly and council agreed not to take any action on it until January's meeting.

The Borough received a commitment letter from Charleroi Federal for the General Obligation Note on 11/13/13. It has been signed and returned to Charleroi Federal. They still need The Solicitor's Opinion and documentation of compliance with all DCED requirements before closing. Dennis is making a few changes to the note and will proceed as soon as possible.

It was moved by Roy Larimer, seconded by Tim Jansante to purchase a generator from Bossettei, the lowest quote for the generator received, for the amount of $7787.09. Tim questioned whether or not a generator of that size was necessary. They discussed the possibility of power loss during a storm or an emergency. All were in favor.

Dennis looked at Ordinance #462 and offered an opinion that the ordinance does not speak to requiring anyone to repair sidewalks. The question was raised of the liability for maintaining the sidewalks if the Borough repairs them. The ordinance does not speak to that. **It was moved by** Bob Paul, seconded by Linda Vrabel all were in favor of having the solicitor draft a new sidewalk ordinance.

Other Unfinished Business

Roy reported a conversation with Art Blackburn, the street supervisor, registering reservations about deeding away borough roads because of utility rights of way that might run under them.

New Business:

It was moved by Roy Larimer, seconded by Tim Jansante to adopt the proposal from Amerihealth to provide Worker's Comp Insurance for Bentleyville Borough for 2014 at the rate of $22,198.00. All were in favor.

It was moved by Tim Jansante and seconded by Gary Damich to advertise the meeting schedule for 2014, providing Reorganization and the first Regular Meeting of the year be held on Monday, January 6th at 7:00pm. The rest of the Regular Meetings scheduled for the first Tuesday of the month with the exception of the November meeting which will be held on the first Monday. Planning, Zoning Hearing, Recreation Board and Council Work Sessions will be held on the same schedule as last year. All were in favor.

It was moved by Linda Vrabel, seconded by Gary Damich to renew the Real Estate Tax Collector's Bond of 30% of the estimated face amount of the tax duplicate. All were in favor.

It was moved by Stan Glowaski, seconded by Tim Jansante and all were in favor of renewing the PSAB Subscription to the Municipal Magazine for all elected officials.

Entering into a new agreement with Southwest Regional police was discussed. Chief Hartman sent a letter detailing Southwest's request for an increase from $45 per hour to $50 per hour**. It was moved** by Roy Larimer and seconded by Robert Paul to have the solicitor draw up an agreement with Southwest providing the $50 / hour rate at a reduced schedule from November 1st through April 30th. The agreement should be on a month to month basis instead of an annual contract. Discussion is that SW needs to be more aggressive enforcing traffic regulations. All were in favor.

It was moved by Roy Larimer and seconded by Gary Damich to enter into a lease agreement with Rice Energy. Discussion included the possibility of getting Rice Energy to increase the royalty rate from 17% to 18.5%. All were in favor. Dennis is going to request and 18.5% royalty.

Clyde Kearns requested that the Borough put a "No turning" sign at Oliver in front of the Penn Print parking lot. Council discussed the situation briefly and determined that the placement of a "No turning" sign was the responsibility of the property owner.

John Petrisek, solicitor for the BMA and PCSA alerted the secretary that the Borough would need to provide a letter to the BMA and to the PCSA requesting a copy of their meeting minutes each month. Dennis advised council that it is customary for the municipal authorities that operate in a municipality to provide those minutes to the municipality. The secretary was authorized to send a letter to the authorities to request signed meeting minutes each month

It was moved by Tim Jansante and seconded by Roy Larimer to pay Art Blackburn for vacation time that would remain unused at the end of 2014.

It was moved by Bob Paul, seconded by Tim Jansante all were in favor of raising the animal control fees to $300 per month.

Secretary's Report: None
Recreation Board Report: Santa Claus will be at Richardson Park on December 7 with the parade beginning at Jet's Drive at 6:00 pm and arriving at Richardson Park by horse and buggy at around 6:30 pm. Council was encouraged to attend the event.
Solicitor's Report: None
Mayor's Report: None
Committee Reports:
Building & Borough Properties – Stan Glowaski, Chair.

Streets & Bridges – Robert Paul, Chair It **was moved by** Bob Paul and seconded by Roy Larimer to have Ray Kelley fill in on a temporary basis in case of severe weather to clear parking lots, etc paying him $12.00 per hour. All were in favor.

Discussion included having the borough workers close the park December the 8th,, after that date, Henry Wilson would discontinue his seasonal position at the park.

It was moved by Robert Paul and seconded by Roy Larimer to have Henry treat and clear the sidewalks at the Municipal Complex as needed during inclement weather at his current seasonal rate.

Police & Lights – Roy Larimer, Chair Collection of parking meter money was $36.90

Health & Sanitation – Linda Vrabel, Chair

Redevelopment – Gary Damich, Chair

141 Main Street will be torn down this month. The secretary was instructed to check with Kerry Fox regarding including reconstruction of sidewalks at 141 Main Street in redevelopment project.

The Borough has forwarded the Demo and Release form to Dennis to complete and send to Redevelopemnt Authority for the 2 remaining demolition properties included in our Community Development Block Grant.

Phive Starr had contacted us and Dennis was to draft an agreement with them covering 117 Main St and 105 First St**. It was moved by** Tim Jansante, seconded by Gary Damich all were in favor of entering into an agreement with Phive Starr Properties.

Finance & Purchases – Ken Yankowsky, Chair. The Monthly Financial Report was read by Stan Glowaski.

Other Business:

It was moved by Robert Paul to pay the bills. The motion was seconded by Tim Jansante and carried unanimously.

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

It was moved by Linda Vrabel to adjourn the meeting. The motion was seconded by Tim Jansante and carried unanimously.

Stan thanked Ken and Linda for all of their service. They will be missed.

Respectfully Submitted,

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Kimberly G. Sacco
Borough Secretary/Treasurer