Bentleyville Borough Minutes
Regular Meeting
Tuesday, November 5, 2012 at 7:00pm
900 Main St., Bentleyville, PA 15314

Council Vice President Roy Larimer called the meeting to order at 7:00 p.m. with the Pledge of Allegiance immediately followed by a moment of silence in memory of late council President Joseph Kurilko.

Council Members present: Vice President Roy Larimer, Linda Vrabel, Robert Paul, Gary Damich, Stan Glowaski and Ken Yankowsky. Also Present: Mayor Thomas Brown, Solicitor Dennis Makel and Secretary Kim Sacco.

Business from the floor:

Kierston Donatelli appeared. She is concerned about the proposed closing of the interstate 70 exit 32A by Penn Dot. The project is scheduled to start in 2015 and has not been funded yet. Until the time that it receives funding it can be changed. Ms. Donatelli requested that there be some representation from Borough Council at a meeting to be held on November 13th at noon at King's Restaurant with Rebecca from Bill Shuster's office. Representative Brandon Neuman will also attend. If unable to attend the meeting she asked that people write letters in support of keeping that exit/entrance ramp open.

Roy Larimer requested a motion to accept the minutes of the Regular Council Meeting of 10/2/12. Stan Glowaski requested clarification of a point regarding whether council had decided on forming a committee of landlords or had just discussed it. Stan was told that it was just discussed. **It was moved by** Stan Glowaski and seconded by Gary Damich to accept the Minutes of the Regular Meeting of 10/212. The motion carried unanimously.

It was moved by Gary Damich and seconded by Robert Paul to accept the Treasurer's Report of 09/30/12. The motion carried unanimously.

Unfinished Business:

Roy Larimer nominated Stan Glowaski to fill the vacated position of Council President. There were no further nominations**. There was a motion** to close nominations made by Linda Vrabel seconded by Robert Paul. The motion carried unanimously**. It was moved by** Gary Damich and seconded by Robert Paul to call a vote. Stan Glowaski was elected by affirmation.

It was moved by Ken Yankowsky and seconded by Robert Paul that filling the vacancy on the Bentleyville Borough council, left by the death of Joe Kurilko, be tabled and revisited at a continued meeting. Discussion included the fact that the vacancy must be filled within 30 days of the incumbent's death. The borough will continue to accept letters of interest until the continued meeting at which time council will interview all interested parties. A vote was called. Roll call vote was: Ken Yankowsky, aye; Robert Paul, aye; Stan Glowaski, aye; Gary Damich, nay; Linda Vrable, aye; Roy Larimer, nay.

Dennis Makel reported that after contacting the Department of Revenue and the Recorder of Deeds office we are unable to have the Real Estate Transfer fees waived. We are waiting to see what position the library board wants to take.

Bids for Solid Waste disposal were opened and recorded as follows:

Fayette Waste of Waltersburg, the bid was received on 11/5/12 at 11:33am. It was signed by an officer of the company for $8.99 per unit per month for 2013, 2014 and 2015. There was a certificate of liability insurance but no bid bond.

Big's of Belle Vernon, the bid was received on 11/5/12 at 11:31am. It was signed by an officer of the company for $10.00 per unit per month for 2013, 2014 and 10.30 per unit per month for 2015. There was a certificate of liability insurance and a bid bond.

Waste Management, the bid was received on 11/2/12 at 1:04pm. It was signed by an officer of the company for $9.55 per unit per month for 2013, 2014 and 9.85 per unit per month for 2015. There was a certificate of liability insurance and a bid bond.

Dennis recommends accepting the lowest responsible bidder**. It was moved by** Gary Damich and seconded by Linda Vrable to accept approve the proposal submitted by Waste Management for the years 2013, 2014 and 2015 for Solid Waste Disposal for Bentleyville Borough. The motion carried unanimously.

It was moved by Ken Yankowsky and seconded by Roy Larimer to raise rates for the next three years to $9.70. The motion carried unanimously.

It was moved by Ken Yankowsky to accept the proposal from DeLattre for the quarterly maintenance on the HVAC system. The motion was seconded by Gary Damich. The motion carried unanimously.

Stan Glowaski wants his fellow councilmembers to read the article in the Borough Magazine regarding rental inspections. He thinks it's a good idea and wants council to work toward some sort of process for doing this. Tom Brown voiced his opposition. **It was moved by** Ken Yankowsky and seconded by Robert Paul to not entertain the idea of having rental inspections in the Borough of Bentleyville. Four were in favor with Gary Damich and Stan Glowaski voting no.

It was moved by Roy Larimer and Seconded by Linda Vrabel and carried unanimously to advertise the intention to adopt the 2013 Budget and Tax Rate Ordinances (No. 553 and 554).

Roy Larimer nominated Gary Damich for the position of President Pro Tem vacated by Stan Glowaski. There were no more nominations**. Linda Vrabel moved** to close the nomination seconded by Roy Larimer. All were in favor of closing nominations. All were in favor of Gary Damich becoming President Pro tem.

New Business:

It was moved by Roy Larimer and seconded by Ken Yankowsky to adopt Resolution #4 of 2012 supporting Bentleyville Municipal Authority's application for a Local Share Grant.

A request was made by residents and the road crew to purchase and install guide rail at the end of Level St and Cherry St. Ken will look into acquiring the materials.

It was moved Linda Vrabel and Seconded by Roy Larimer to authorize Solicitor Makel to work with Widmer Engineering to draft a storm water ordinance that will benefit Bentleyville and satisfy the MS4 requirements. The motion passed unanimously.

It was moved by Ken Yankowsky and seconded by Roy Larimer to pay Morgan Excavating the contracted amount of $53, 373.83 for completion of the 2012 Paving Project. The motion carried unanimously.

It was moved by It was moved by Gary Damich and seconded by Roy Larimer to hire Ray Kelley on an as needed basis @ $12.00 / hour. Mark will be off of work on Worker's Compensation for at least 4 weeks. Ken was hoping that we could hire someone strictly "as needed", thus affording the Borough an opportunity to save money. The motion was called and passed with all in favor.

It was moved by Ken Yankowsky and seconded by Roy Larimer to authorize the solicitor to bond Ames Road due to blasting and strip mining by Neismonger Construction in Fallowfield Township. The motion carried unanimously.

It was moved by Gary Damich and seconded by Ken Yankowsky to approve the application for a subdivision presented by Ava Maria Nuccetelli with the condition that the mylar plan include a note that the existing dwelling is non-conforming.

It was moved by Gary Damich and seconded by Ken Yankowsky for the borough to obtain and install a sign on the corner of Spring and Fourth St. The sign would indicate that drivers should slow down since there is a handicapped child in residence. The motion carried unanimously.

It was moved by Ken Yankowsky and seconded by Linda Vrabel that the secretary be allowed to attend training held on November 16th at the Mon Valley YMCA. The motion carried unanimously.

Secretary's Report: LSA Funds were received for the third quarter of 2012 in the amount of $9,119.19. We received a thank you from Aging Services for our support of the Bentleyville Senior citizen's center. We received a thank you from Joe Kurilko's family. The secretary reminded council that we would be hosting the Tri County Borough Association Meeting at the Bentleyville VFD Social Hall on Thursday, November 15th at 7pm. She also announced that there would be an energy savings workshop held on November 29th.
Recreation Board Report: Santa Claus will be arriving at the park on Saturday, November 24th. There will be horse and buggy rides, food and activities. The park will

be closing on November 30th. Stan thanked the rec board and the mayor for all of their hard work on the parade.
Solicitor Report: None

Mayor Report: None

Buildings and Borough Properties: None

Streets and Bridges: Gary has been put on the streets and bridges committee. Robert Paul will be appointed as chairman.

Police and Lights: Received $51.15 from parking meters.

Health and Sanitation: None

Redevelopment: Working on the 2013 CDBG.

Finance and Purchases: Report read.

It was moved by Ken Yankowsky and seconded by Roy Larimer to have Dennis Makel represent Sam Vargo on his summary appeal in front of DJ Hopkins in March.

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 Gary Damich to accept the receipts. The motion carried unanimously.

It was moved by Roy Larimer and seconded by Linda Vrabel to Continue the meeting until November 8th at 7pm for purposes of interviewing parties interested in filling the vacancy left by Joe Kurilko. The motion carried unanimously.

The meeting was adjourned at 8:25pm.

Respectfully submitted

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Kimberly G. Sacco
Borough Secretary Treasurer