

**BOROUGH OF HATORO
COMMITTEE/COUNCIL MEETING
MONDAY, AUGUST 13th, 2012**

PRESENT – President Zygmunt, Councilpersons Tompkins, Fleming, Hegele, Sheedy & Rich; Acting Borough Manager/Superintendent of Public Works Zollers, Assistant Borough Secretary Hegele, Chief of Police Gardner, Code Official Fugate, Solicitor Pionzio, Borough Engineer Dougherty & Treasurer Kalnajs.

ABSENT

Vice President LaSorsa and Mayor Hawkes were absent this evening.

CALL TO ORDER – President Zygmunt called to order the Committee and Council meeting for the month of August at 7:02 P.M.

PUBLIC SAFETY – Councilman Hegele presented the following item.

FEMA/PEMA Hazard Mitigation Grant Open Space Program Maintenance Agreement – Acting Manager Zollers stated this agreement is required for the HMGP application for Woodwinds. The agreement covers the maintenance of the open space. This item was moved to the end of the agenda for approval.

FINANCE – Councilperson Fleming reminded everyone that there will be a capital budget workshop on Monday, September 17th beginning at 4:00 PM.

GRANTS & FUNDING – Councilperson Fleming present the following item.

PA DEP Municipal Recycling Program Performance Grant Submission – Acting Manager Zollers stated this grant is awarded on performance; there is no stipulation on how to use the funds. There is no action needed for this grant.

PUBLIC WORKS – Councilman Rich stated he had nothing for his agenda this evening.

FACILITIES & PARKS – Councilman Sheedy presented the following items.

Special Event Application – Dedication Ceremony – Councilman Sheedy stated State Representative Tom Murt has submitted a special event application for Saturday, September 22nd for the Dedication Ceremony for SP4 Harold E. Cashman Memorial Highway at County Line & Warminster Roads. The event request form has been completed by all. This event will be moved to the end of the agenda for approval.

Special Event Application – Disability Awareness Walk – Councilman Sheedy stated State Representative Tom Murt has submitted a special event application for Saturday, October 13th for a Disability Walk on York Road. The event request form has been completed by all. This event will be moved to the end of the agenda for approval.

Tanner Park Lighting & Landscape Plan Update – Councilman Tompkins stated that Mrs. Catherine Farnen is working on a plan for Planning Commission review. The planning commission meets on September 11th and this should be on their agenda.

Facilities Study Update – Councilman Sheedy stated that Council met with the three architects that submitted proposals to do a feasibility study of Borough buildings. President Zygmunt stated that he liked TCA Architects because their proposal was to use existing buildings. Councilperson Fleming stated she was in agreement with President Zygmunt, she liked additions to the current buildings vs. tearing down and building, TCA was very conservative. President Zygmunt stated the proposal was for \$19,500.00 and includes floor plans for all buildings. This item will be moved to the end of the agenda for approval.

PUBLIC & COMMUNITY RELATIONS – Councilman Hegele presented the following item.

Website Update – Assistant Borough Secretary Hegele stated she continues to work with SiteCats. SiteCats is in the process of transferring the information from our present site to the new site. She stated that some concerns have been raised over the new site being “Smartphone” friendly. Assistant Secretary Hegele will be getting more information and prices on how much and will report back to Council.

Councilman Sheedy asked about the sound system, Assistant Secretary Hegele stated a firm is coming out to look at the system and give us prices in the coming days.

ZONING & HISTORIC PRESERVATION – Councilman Tompkins presented the following item.

CANKAK, LP – 451 Oakdale Avenue – SALDO Application – Councilman Tompkins stated Mr. Whalon was in the audience and he gave Council a quick overview on the proposed project. Councilman Tompkins stated this item will be on the September 11th Planning Commission for review and comment. There was a brief discussion concerning noise complaints and Mr. Whalon assured Council that he is not working outside the hours per the ordinance. Mr. Whalon stated that Sullivan’s is an industrial type business in an Industrial District, he believes that since this business is new to the area and there was nothing at this location prior is perhaps why there is the noise complaints. He is working on mitigating the noise and will wait until he meets with the Planning Commission for recommendation. There is no further action at this time.

ADMINISTRATION – President Zygmunt presented the following item.

NPDES-MS4, General Permit PAG-13 NOI – President Zygmunt stated last month Council authorized the Engineer to proceed with the completion of the NOI, this month Council needs to approve the submission. This item was moved to the end of the agenda for approval.

President Zygmunt stated on the voting agenda tonight is for Council to consider the Tanner Park Indemnification Agreement. Mr. Farnen from Elm Street asked if Elm Street would be held responsible forever for the installation of playground equipment at the park. He stated he could only speak for one volunteer but the group is non-profit and this legal document is in the hands of Borough Council, in his opinion it was holding up the project. Solicitor Pionzio suggested to Mr. Farnen to have their lawyer contact her to discuss this matter.

ADJOURNMENT – The Committee Meeting portion of the agenda was adjourned at 7:27 P.M. President Zygmunt announced there would be a brief recess before the Council meeting.

COUNCIL MEETING

CALL TO ORDER – President Zygmunt called the Council portion of this meeting to order at 7:35 P.M.

INVOCATION – President Zygmunt stated there would be a moment of silence for the shooting victims earlier today from A&M University and also in memory of the recent passing of former Councilman Dr. Bob Doorley.

PLEDGE OF ALLEGIANCE – The Pledge of Allegiance was led by Chief Gardner.

President Zygmunt announced there was an executive session on Thursday, August 9th to conduct Feasibility Study interviews.

President Zygmunt announced that at a prior meeting he advised everyone in attendance if they were parked in the Victorian Village parking lot you would need to move your vehicle, there was no mention of police there waiting to tow vehicles as mentioned in a local news article. He reminded everyone that that parking lot is private property and citizens attending Borough meetings should not park there.

PRIVILEGE OF THE FLOOR FOR AGENDA ITEMS – There was no comment from the public.

MAYOR'S REPORT – The Mayor was absent this evening. There was no report.

PRESIDENT'S REPORT – President Zygmunt stated he had nothing to report this evening.

TREASURER'S REPORT – Treasurer Kalnajs noted a balance of \$4,430,314.07 on all accounts at the end of July 2012. Interest earned for the month totaled \$392.27 on all accounts.

SOLICITOR'S REPORT – Solicitor Pionzio stated she had nothing to report this evening.

ENGINEER'S REPORT – Engineer Dougherty stated he had nothing to report this evening.

MANAGER'S REPORT – Acting Manager Zollers updated Council on two items this evening.

1. Woodwinds Application – Acting Manager Zollers stated this application and gathering of additional information is progressing.
2. 2012 Road Paving Program – Acting Manager Zollers stated that he is working with Engineer Dougherty on establishing a list.

DEPARTMENT SUPERVISOR'S REPORTS

CHIEF OF POLICE REPORT – Chief Gardner stated the Car Show went well this year; he thanked everyone involved for their help. Chief Gardner stated the 1st Annual National Night Out was a success; the turnout was great, he stated the Chamber would like to do this every year. Councilman Tompkins thanked the Chief, he stated it was a great event and he would be encouraging more people to attend next year.

TAX COLLECTIONS REPORT – The report for the month of July was submitted to Council in advance of tonight's meeting.

PUBLIC WORKS REPORT – President Zygmunt noted the Public Works Report was submitted to Council in advance of tonight's meeting, and that copies of the report were available on the sign in table. Acting Manager/Superintendent Zollers stated he had nothing further to report.

CODE ENFORCEMENT REPORT – President Zygmunt noted the Code Enforcement Report was submitted to Council in advance of tonight's meeting, and that copies of the report were available on the sign in table. BCO Fugate had nothing further to report.

FIRE MARSHAL REPORT – President Zygmunt noted the Fire Marshal Report was submitted to Council in advance of tonight's meeting, and that copies of the report were available on the sign in table.

VOTING ITEMS

July 23rd, 2012 Council Meeting Minutes – Councilman Sheedy motioned to approve the July 23rd, 2012 Council Meeting Minutes, motion seconded by Councilman Hegele, all ayes. Motion carried 6-0.

Approval of Department Supervisor's Reports – Councilman Rich motioned to approve the receipt of the Tax Collections, Public Works, Code Enforcement, Fire Marshal and Treasurer's Report for the month of July, motion seconded by Councilman Tompkins, all ayes. Motion carried 6-0.

Approval of Warrant List, Payment of Bills, Manual Checks/Transfers – Councilman Tompkins motioned to approve the Warrant List, Payment of Bills, and Manual Checks & transfers, motion seconded by Councilman Rich, all ayes. Motion carried 6-0.

Approval of Fire Company Expenditure List – Councilman Hegele motioned to approve the transfer of funds to the Enterprise Fire Company in the amount of \$6,790.85, motion seconded by Councilman Tompkins, all ayes. Motion carried 6-0.

FEMA/PEMA Hazard Mitigation Grant Program Open Space Maintenance Agreement – Councilman Rich motioned to approve the FEMA/PEMA Hazard Mitigation Grant Program Open Space Maintenance Agreement, motion seconded by Councilman Tompkins, all ayes. Motion carried 6-0.

Special Event Application – State Rep. Tom Murt – Dedication Ceremony – Councilman Sheedy motioned to approve the Special Event Application from State Rep. Tom Murt for the Dedication Ceremony SP4 Harold E. Cashman Memorial Highway on Saturday, September 22, 2012, motion seconded by Councilman Hegele, all ayes. Motion carried 6-0.

Special Event Application – State Rep. Tom Murt – Disability Walk – Councilman Sheedy motioned to approve the Special Event Application from State Rep. Tom Murt for the Disability Awareness Walk on Saturday, October 13th, 2012 on York Road, motion seconded by Councilman Hegele, all ayes. Motion carried 6-0.

Agreement for Construction/Installation of Playground Equipment and Landscaping at Tanner Park – Councilman Tompkins motioned to approve the Acting Borough Manager and President of Council executing the Indemnification Agreement subject to modifications being approved by Solicitor Pionzio, motion seconded by Councilman Hegele, all ayes. Motion carried 6-0.

Facilities Master Planning Proposals for Borough Buildings – Councilman Rich made a motion to approve to retain TCA – Thomas Committa Associates, Inc. for the Facilities Master Planning Agreement not to exceed \$19,500.00, motion seconded by Councilman Hegele, all ayes. Motion carried 6-0.

Employee Ratification List – Councilman Rich made a motion to approve the salary adjustments for Zollers, Watkins, Parker & Puceta on the employee ratification list, motion seconded by Councilman Hegele, all ayes. Motion carried 6-0.

Councilman Sheedy made a motion to approve the salary adjustment for Assistant Secretary Hegele on the employee ratification list, motion seconded by Councilman Tompkins, all ayes with Councilman Hegele abstaining due to conflict. Motion carried 5-0.

Stormwater Management NPDES-MS4 – NOI – Councilman Rich made a motion to approve the submission of a Notice of Intent to apply for a new Stormwater NPDES-MS4 PAG-13 general permit, NOI – Notice of Intent, motion seconded by Councilman Tompkins, all ayes. Motion carried 6-0.

SPECIAL UPDATES

Councilwoman Fleming stated she had nothing to report this evening.

Councilman Hegele stated he had nothing to report this evening.

Vice President LaSorsa was absent this evening.

Councilman Tompkins stated he had nothing to report this evening.

Mayor Hawkes was absent this evening.

Councilman Rich stated he had nothing to report this evening.

Councilman Sheedy stated he had nothing to report this evening.

President Zygmunt stated he had nothing to report this evening.

OLD BUSINESS – There was no old business to come before Council this evening.

NEW BUSINESS – There was no new business to come before Council this evening.

PRIVILEGE OF THE FLOOR

Mr. Bruce Hart, 175 Earl Lane wanted to compliment Public Works for the great job they did cleaning up after the car show. He also asked why there were so many trucks parked near the cell tower in the Little League. Acting Manager Zollers stated he would look into this.

Ms. Tracy Thatford, 3 Drummers Way stated Aqua recently shut off her water with no warning. President Zygmunt advised Ms. Thatford that she should call Borough Hall when this happens, so the staff can act on the complaint, rather than waiting until after it happens. Acting Manager Zollers stated they shut his off to and he called, Aqua was installing a valve, he asked Aqua for advance notification in the future. Ms. Thatford asked for a status on Woodwinds. Acting Manager Zollers stated he has not heard anything else from FEMA/PEMA.

ADJOURNMENT

There being no further business, the August 13th Committee/Council meeting of Borough Council was adjourned at 7:52 P.M.

Respectfully submitted,

Alfred "Fred" Zollers
Borough Secretary

Transcribed by Assistant Borough Secretary Diane Hegele