

May 3, 2016, Council Meeting
Minutes

The regular meeting of Clarion Borough Council was held on May 3, 2016, in the Assembly Room of the Clarion Free Library. President Lapinto called the meeting to order at 7:00 p.m. Everyone recited the Pledge of Allegiance. Councilmembers present were Ms. Roberts, Dr. Sanders Dédé, Mr. Aaron, Mr. Noto, Mr. MacBeth, and President Lapinto. Mr. Zerfoss was absent. Chief/Secretary/Treasurer Hall, Solicitor Marshall, Mr. Colosimo, Mr. Preston, Mr. Sharrar, and Ms. LaVan were also present. Mayor Walters was absent.

Since Mayor Walters is absent, Solicitor Marshall asked that the record reflect that President Lapinto will be acting in that capacity and will not be able to vote unless there is a tie.

On a motion by Mr. Noto with a second by Mr. MacBeth, approving the April 5, 2016, Council Meeting, minutes, were carried with a vote of four yea with Dr. Sanders Dédé abstaining as she was absent.

CITIZEN COMMENTS: Agenda Items

There were none.

ADMINISTRATION

On a motion by Mr. Aaron with a second by Dr. Sanders Dédé, approving the appropriations for the month of May, was carried with a vote of five yea.

President Lapinto commented the Treasurer's Report of Fund Totals and Budget Analysis are in the packet for Council's review.

On a motion by Mr. Noto with a second by Dr. Sanders Dédé to approve the American Legion Post #66's special event request for traffic control to be held May 30, 2016. The motion carried with a vote of five yea.

On a motion by Mr. Noto with a second by Dr. Sanders Dédé, approving the First Baptist Church's special event request to request closure of 7th Avenue from 649 Main Street North to Madison Road for Vacation Bible School from July 11 to 15, 2016, from 5:45 p.m. to 8:15 p.m., was carried with a vote of five yea.

President Lapinto announced there will be a second Council Meeting held on May 17, 2016, at 7 p.m. at the Clarion Free Library.

BLUEPRINT COMMITTEE

Dr. Sanders Dédé stated the Blueprint Committee is still working on the placement of the sign and trying to get approval of where it will be placed. The drawing is basically done and is a directional sign about the community where the businesses are located along Main Street. It will be updated periodically. Dr. Sanders Dédé reported this will be funded through a grant.

President Lapinto commented one location being considered is on campus and will draw the parents and individuals visiting the campus to Downtown.

Dr. Sanders Dédé noted right near Starbucks is being discussed.

Secretary Hall reported Mr. Colosimo and he met with Eric Miller, the Facilities Director of University, and David Love about putting it near Starbucks, who were receptive. However, the triangle piece owned by the Borough is a possibility as well.

President Lapinto thanked Mr. Colosimo for the tremendous amount of work in getting all the businesses and everything listed and coded.

If someone is driving on Interstate 80 and google Starbucks, Dr. Sanders Dédé feels the sign would be right there and bring him/her up to Main Street to visit other businesses.

PUBLIC WORKS

Mr. Noto, in the absence of Mr. Zerfoss, commented permission is necessary to advertise Ordinance #2016-817, the LGUDA Ordinance in regards to the front-end loader.

Secretary Hall informed everyone the Solicitor received a letter from DCED requesting additional information, which this ordinance addresses the issues.

Solicitor Marshall verified that is correct.

Secretary Hall stated Council will follow the same process as the last time; advertise the Ordinance and then officially adopt it at the May 17th Council Meeting to complete this process.

On a motion by Mr. Noto with a second by Mr. Aaron to give permission for Solicitor Marshall to advertise Ordinance #2016-817, LGUDA Ordinance in re front-end loader.

If the Borough buys a police car next year or the year after, President Lapinto inquired if this same process must be followed.

Solicitor Marshall agreed.

President Lapinto asked at what point the Borough won't have to do this anymore; after everything is paid off.

Secretary Hall believes if it's under \$125,000.

Solicitor Marshall stated the Borough is allowed to finance small capital projects up to an aggregate of \$125,000. If you have 2 or 3 finances outstanding that exceed \$125,000, then this procedure must be followed. An ordinance will be enacted and filed with DCED.

President Lapinto asked if DCED takes all these little loans and lumps them into one?

Solicitor Marshall verified that was correct.

Mr. Noto reported the Borough exceeded \$125,000, and now this has to be done.

Solicitor Marshall confirmed that was correct.

Secretary Hall pointed out the biggest reason the Borough exceeded the \$125,000 is due to the line of credit for capital projects for storm water repairs.

The motion carried with a vote of five yea.

Mr. Noto stated Council needs to approve the final payment of \$1,963.32 to Terra Works.

Secretary Hall commented this is the last payment due for the Center Place Project. The EADS Group looked at the work and is pleased with everything.

More importantly, Mr. Noto asked if it has rained recently to see if there are any issues?

Mr. Preston stated there are no issues with the work.

Secretary Hall agreed no complaints have been received.

On a motion by Mr. Noto with a second by Dr. Sanders Dédé, approving payment of Terra Works, Inc., Pay Request Number Two (final payment) in the amount of \$1,963.32 for completion of the 2015-4 Center Place Storm Sewer Repair Project, contingent upon the Borough receiving all executed project closeout documents, was carried with a vote of five yea.

STORM WATER AUTHORITY

Mr. Noto announced permission is necessary to advertise a Public Hearing to be held June 7, 2016, at 6:15 p.m. to form the Clarion Borough Storm Water Authority.

President Lapinto asked if this is the first step?

Secretary Hall stated yes. A couple of preliminary steps were already done before this.

On a motion by Mr. Noto with a second by Mr. Aaron to give permission to advertise a Public Hearing to be held June 7, 2016, at 6:15 p.m. to form the Clarion Borough Storm Water Authority. The motion carried with a vote of five yea.

Mr. Noto stated next is to give permission to advertise Ordinance #2016-820, Storm Water Authority Ordinance, to get the ball rolling.

Secretary Hall clarified this Ordinance and notices were prepared by the Borough's special counsel, Salzman Hughes.

Solicitor Marshall understands that is their specialty and that everything is prepared correctly.

On a motion by Mr. Noto with a second by Mr. Aaron, giving permission to advertise Ordinance #2016-820, Storm Water Authority Ordinance, was carried with a vote of five yea.

PUBLIC SAFETY

Mr. Aaron announced and congratulated Robert Seyler on his upcoming anniversary date on May 11th. Mr. Seyler's rate will increase to \$18.45 per hour, which is 75% of this contract's standard base rate.

President Lapinto thinks Mr. Seyler has been a great asset to the Department and was Officer of the Year.

On a motion by Mr. Aaron with a second by Mr. Noto to change the status of Robert Seyler, Jr., from probationary police officer to regular full-time police officer as of May 11, 2016, with an hourly rate of \$18.45, which is 75% of the contract's standard base rate. The motion carried with a vote of five yea.

On a motion by Mr. Aaron with a second by Mr. Noto, giving permission for Solicitor Marshall to advertise Ordinance #2016-818, LGUDA Ordinance in re police car, was carried with a vote of five yea.

LIBRARY REPORT

Mr. Noto stated the library director is in the process of speaking with a contractor to get some plans for redoing the bathroom. Once received, Council can review them to see if they are acceptable and proceed.

HOUSING AND ZONING

On a motion by Dr. Sanders Dédé with a second by Mr. MacBeth, giving permission to advertise Ordinance #2016-819, amending Section 210-29F12, Signs, of the Zoning Ordinance, was carried with a vote of five yea.

On a motion by Dr. Sanders Dédé with a second by Ms. Roberts to give permission to advertise a Public Hearing to be held June 7, 2016, at 6:30 p.m. prior to the Council Meeting, to receive public comments on proposed Ordinance. The motion carried with a vote of five yea.

Dr. Sanders Dédé stated the pool opening is June 4, 2016.

Dr. Sanders Dédé stated the Committee is going to be going around the Borough and looking at different things and asked the local media to let the public know the Borough will be enforcing

trash, loitering, illegal parking, and excessive noise. If these are rentals, the landlords will be cited. Dr. Sanders Dédé thought the Chief was going to have to arrest her last weekend because she approached the neighbors and asked them to pick up their trash. They were adamant they were not going to pick it up.

President Lapinto asked if there's an ordinance for permanent garage sales, like the one that is located along Fifth Avenue?

Dr. Sanders Dédé stated it's just embarrassing when parents, or anyone, visit the Borough and have to drive past all that crap.

Mr. Sharrar stated two different locations that had garage sales out are done. The Borough does not have an ordinance regulating yard sales. The Committee will have to review that and come up with one to be able to control how long a yard sale can last and so on.

At the Blueprint Meeting, President Lapinto commented Penny Campbell, who is the director of the Housing Authority, stated she's in charge of all Section 8. Ms. Campbell will be invited to attend the next Housing and Zoning Meeting, because she would like to hear complaints. The Housing Authority actually took over a couple properties on Sixth Avenue. President Lapinto stated Ms. Campbell is very interested in working with the Borough and informed the Blueprint Committee that if a window is broken, the landlords just go in and put a board up.

Mr. Colosimo noted Section 8 has to follow HUD guidelines, which are much stricter than the Borough's.

Dr. Sanders Dédé mentioned that's why she keeps inquiring how the house at the corner of Fifth Avenue and South Street continues to be a rental.

President Lapinto stated the Borough wants to work with the Housing Authority, because these kinds of conditions will not be tolerated.

PARKS AND RECREATION

Ms. Roberts asked Secretary Hall to discuss the fence.

Secretary Hall stated C & H Fencing is installing fence at the Paul A. Weaver Community Park at a cost of \$5,550. According to Mr. Aaron, the company is almost done. Secretary Hall asked Council to ratify the contract so when it's completed and inspected the contractor can be paid.

Mr. Aaron questioned when the old fence is coming down?

Secretary Hall reported after high school ball season is completed. In discussions with Mr. Himes, it should only take a day to remove.

Mr. Preston agreed that's probably all it will take.

Ms. Roberts asked if a motion is necessary?

Solicitor Marshall stated yes.

On a motion by Ms. Roberts with a second by Mr. Aaron to ratify the fence contract with C & H Fencing for Paul A. Weaver Community Park at a cost of \$5,550.

Mr. Noto asked when it will be completely done.

Mr. Aaron commented it's over half way done now so it shouldn't take long.

The motion carried with a vote of five yea.

On a motion by Ms. Roberts with a second by Mr. Aaron to approve the 2016-2018 Pool Management Agreement with the Clarion County Branch YMCA.

President Lapinto asked if the agreement is satisfactory?

Secretary Hall and Ms. Roberts both agreed it was.

For information, Dr. Sanders Dédé asked when the new Y is going to open?

Ms. Roberts announced the YMCA is waiting to see if they are going to receive any state funding before moving forward.

Secretary Hall commented the YMCA might break ground early this fall if the grant comes through.

Even if the YMCA opens their new facility and pool, Ms. Roberts feels confident that they would be able to staff and manage two pools. It should not be a problem.

The motion carried with a vote of five yea.

President Lapinto asked if the chairs and lifeguard stands were ordered yet?

Secretary Hall stated not yet but will be here in time for the pool opening.

President Lapinto understands Mr. Colosimo was trying to obtain information last year on what municipality the pool users lived in, which no one seemed to know where he/she lived. This year, President Lapinto asked that a column be added to find out where they go to school.

Secretary Hall doesn't think this will work for Mr. Colosimo's purposes.

President Lapinto feels it's a good idea to know where everybody goes to school and will discuss the reason why she is curious at budget time.

Ms. LaVan commented a column can be added to the form.

President Lapinto reported the individual doesn't even have to list his/her address.

Ms. Roberts reported Mr. Colosimo has to keep track of where the users live.

Mr. Colosimo thinks that could be added to the form to be completed on the daily sheet.

President Lapinto stressed the reason will come out when the budget discussions start.

SECRETARY'S REPORT

Secretary Hall reminded everyone Clean-Up Day is scheduled for May 14, 2016, from 6:30 to 11:30 a.m. at the Public Works Building. Residents and businesses are both able to participate.

MAYOR'S REPORT

President Lapinto, in the absence of Mayor Walters, had nothing to report.

OLD BUSINESS

There was none.

NEW BUSINESS

There was none.

CITIZEN COMMENTS: Non-Agenda Items

There was none.

CORRESPONDENCE

There was none.

On a motion by Dr. Sanders Dédé with a second by Mr. Aaron, the meeting was adjourned at 7:30 p.m.

Mark E. Hall, Borough Secretary