

**BOROUGH OF SOUTH GREENSBURG
REGULAR COUNCIL MEETING
SEPTEMBER 17, 2012**

Council President Clentin Martin called the meeting to order at 6:30 P.M.

All those present repeated the Pledge of Allegiance to the Flag.

PRESENT: Hixson, Iezzi, Martin, Putt, Thomas

PRESENT: Solicitor Timothy Fedele, Engineer Douglas Regola

ABSENT: Yarnell, Zalakar, Mayor Betty Dobies

CITIZEN'S REMARKS:

Pete Lastik, 1044 Brickyard Lane

Mr. Lastik asked if Brickyard Commons would be responsible for the holding pond? He said if they are, he would like a set of the drawings for the pond.

Mr. Regola said there isn't an overall complete set of stormwater drawings for One Overview Place because the Stormwater Management Ordinance went into effect after that. He said the Conservation District approved the stormwater plan for One Overview Place.

Mr. Lastik then asked if Council would inspect the gate that is to be put up?

Mr. Martin said yes.

APPROVAL OF PREVIOUS MEETING'S MINUTES: A motion was made by Thomas/Hixson to approve the minutes of the public hearing held on August 13, 2012 and the regular meeting held on August 13, 2012.

VOTE: 4 Yes, 0 No, 2 Not Present, 1 Abstain (Iezzi) - Motion carried.

CORRESPONDENCE: The Borough Secretary read monthly correspondence and copies were given to each Council member.

COMMITTEE REPORTS:

MAYOR: Police Report for August: 126 incidents, 35 citations, 7 parking notices, 20 arrests, 1,758 miles logged on the cars and \$2,018.24 collected in fines and reports.

POLICE & EMERGENCY MANAGEMENT: No report.

BUILDINGS & GROUNDS: No report.

STREETS & SANITATION: The Foreman's report for August was presented.

FIRE & WATER: Fire Chief's report for August: 42 alarms and drills. Truck mileage: 94 miles on the 1994 rescue truck, 231 miles on the 2008 engine, 89 miles on the 2004 squad truck and 757 miles on the chief's vehicle.

PARKS & RECREATION: Mr. Hixson said Terry Pegg would be starting on the wall at the

Elm Street playground.

PLANNING, ZONING & CODE ENFORCEMENT: Mrs. Putt presented the Zoning Officer's Report for August: 1 accessory building permit, 1 fence permit and 3 certifications for a total of \$105.00. UCC Report for August: 1 permit for a total of \$36.90.

SOLICITOR'S REPORT: No report.

ENGINEER'S REPORT: Mr. Regola said Donegal Construction told him our paving project is on the schedule. He said it now depends upon the jobs ahead of us and the weather.

SEWAGE AUTHORITY REPORT: Mr. Petroy said the Authority still couldn't get an agreement with the Hempfield Township Municipal Authority regarding sewer taps.

FINANCIAL REPORT: Mr. Kunkle presented the financial report for August. A motion was made by Putt/Thomas to acknowledge receipt of the financial report.

VOTE: 5 Yes, 0 No, 2 Not Present, 0 Abstain - Motion carried.

UNFINISHED BUSINESS:

A. AS BUILT DRAWINGS FOR BRICKYARD COMMONS BOND: Mr. Regola said he received revised as built drawings on August 27, 2012. He said there are differences between the design by the engineer and what is shown on the as built drawings. Mr. Regola said the only way to determine if what's designed will work is to have an analysis done.

Mr. William Woodman, 459 Slate Run Road, said Mr. Pillsbury from the Conservation District told him that the elevations in the design are okay.

Mr. Regola reminded Council that the Borough has the Stormwater Management Ordinance, not the Conservation District.

Mr. Woodman said it comes down to a couple of inches for something that's approximately two tennis courts in size and that it should be okay.

Mr. Regola said that's not what is indicated on the as built drawings. He said there's not one hole on the as built drawings that is the right size.

Mr. Woodman then said if the Borough is concerned about something that doesn't work, then they should check out the water problem near his business at 1817 Broad Street. He further said if that problem is not taken care of, he might be forced to take legal action.

Mr. Martin reminded Mr. Woodman that he built in a flood plain.

Mr. Woodman said it's not the creek that floods, it's the catch basins near the Maintenance Building.

A motion was made by Putt/Iezzi to go into executive session for legal matters at 7:03 P.M.

VOTE: 5 Yes, 0 No, 2 Not Present, 0 Abstain - Motion carried.

A motion was made by Iezzi/Hixson to go back into regular session at 7:18 P.M.

VOTE: 5 Yes, 0 No, 2 Not Present, 0 Abstain - Motion carried.

Mr. Martin stated that the Solicitor and Engineer both advise that an analysis is needed or the Borough would be at risk for liability.

Mr. Woodman then advised that the Borough would be hearing from his attorney.

NEW BUSINESS:

A. TRANSIT AUTHORITY AGREEMENT: A motion was made by Iezzi/Putt to approve the Transit Authority Agreement for 2012-2013 at a cost of \$1,443.00.

VOTE: 5 Yes, 0 No, 2 Not Present, 0 Abstain - Motion carried.

B. POLICE SOFTWARE MAINTENANCE AGREEMENT: A motion was made by Iezzi/Putt to approve the Police Software Maintenance Agreement with Metro Technology Services at a cost of \$998.00.

VOTE: 5 Yes, 0 No, 2 Not Present, 0 Abstain - Motion carried.

C. RESIGNATION OF POLICE OFFICER: A motion was made by Iezzi/Thomas to accept the resignation of Dominic Berlin as a part-time police officer.

VOTE: 5 Yes, 0 No, 2 Not Present, 0 Abstain - Motion carried.

D. HIRE NEW POLICE OFFICER: A motion was made by Iezzi/Thomas to hire Michael J. Sethman as a part-time police officer at \$13.35 per hour (\$12.35 per hour training).

VOTE: 5 Yes, 0 No, 2 Not Present, 0 Abstain - Motion carried.

E. KREINBROOK SUBDIVISION PLAN: A motion was made by Putt/Thomas to approve the Kreinbrook Subdivision Plan.

VOTE: 5 Yes, 0 No, 2 Not Present, 0 Abstain - Motion carried.

F. KREINBROOK STORMWATER MANAGEMENT PLAN: A motion was made by Iezzi/Putt to approve the Kreinbrook Stormwater Management Plan, contingent upon receipt of a Best Management Practices Agreement, all necessary bonds and payment of all fees.

VOTE: 5 Yes, 0 No, 2 Not Present, 0 Abstain - Motion carried.

G. KREINBROOK LAND DEVELOPMENT PLAN: A motion was made by Iezzi/Hixson to approve the Kreinbrook Land Development Plan, contingent upon receipt of a Best Management Practices Agreement, all necessary bonds, payment of all fees and final approval.

VOTE: 5 Yes, 0 No, 2 Not Present, 0 Abstain - Motion carried.

H. BALLFIELD LEASE & FEE: A motion was made by Iezzi/Putt to require a signed lease, a certificate of insurance (naming the Borough as an additional insured) and payment of a non-refundable \$250.00 fee for anyone wishing to use of any of the Borough's ballfields.

VOTE: 5 Yes, 0 No, 2 Not Present, 0 Abstain - Motion carried.

I. REQUEST FOR LEAVE UNDER FAMILY & MEDICAL LEAVE ACT: Mr. Fedele said the leave is no longer being requested.

J. HIRE SUBSTITUTE PART-TIME LABORER FOR GARBAGE COLLECTION: A motion was made by Iezzi/Hixson to hire Fred Attenberger as substitute part-time laborer for garbage collection.

VOTE: 5 Yes, 0 No, 2 Not Present, 0 Abstain - Motion carried.

A motion was made by Hixson/Putt to permit Mike Gonder's softball team to finish the season

using the Borough’s ballfields contingent upon a signed lease, a certificate of insurance (naming the Borough as an additional insured) and maintenance of the ballfields used, in place of payment of a non-refundable fee.

VOTE: 5 Yes, 0 No, 2 Not Present, 0 Abstain - Motion carried.

William Costelnock, 1141 Acorn Drive

Mr. Costelnock said something needs to be done with the trees in the park near his house. He said when the acorns fall off the tree, they sting.

Mr. Martin said he would have someone look at the trees.

APPROVAL OF PURCHASES: A motion was made by Thomas/Putt to authorize the following purchases:

<u>Vendor Name</u>	<u>Description</u>	<u>Amount</u>
ASA Concrete Services	Replace Front & Rear Sidewalks	<u>\$11,750.00</u>
	TOTAL:	\$11,750.00

VOTE: 5 Yes, 0 No, 2 Not Present, 0 Abstain - Motion carried.

APPROVAL OF BUDGET TRANSFERS: None.

APPROVAL OF BILLS: A motion was made by Putt/Hixson to authorize payment of the list of bills as presented by the Borough Secretary and summarized below:

<u>Account</u>	<u>Amount</u>
General Fund	\$ 58,701.73
VFD Capital Reserve Fund	225.67
Sanitation Fund	14,944.02
Park Fund	<u>178.97</u>
TOTAL:	\$ 74,050.39

VOTE: 5 Yes, 0 No, 2 Not Present, 0 Abstain - Motion carried.

ADJOURNMENT: A motion was made by Thomas/Iezzi to adjourn the meeting.

VOTE: 5 Yes, 0 No, 2 Not Present, 0 Abstain - Motion carried.

Meeting adjourned at 7:45 P.M.

Respectfully submitted,

Lee Kunkle, M.P.A.
Borough Secretary