

BOROUGH OF GIRARDVILLE

201 NORTH 4th STREET
GIRARDVILLE, PA 17935

PHONE: (570) 276-1635 FAX: (570) 276-1640 e-mail: borohall@ptd.net

Reorganization & Regular Meeting

PLACE: Municipal Bldg. **DATE:** January 4, 2016 **TIME:** 7:30 pm

Mayor Edward administered the oath of office to all newly elected Borough officials prior to the meeting. Duly sworn were, Council members Robert Krick and Dan Heiser. Charles Marquardt was sworn in prior to the meeting and handed in copies of her oath of office and Certificate of *Election. The Mayor chaired the meeting for purposes of reorganizing.

OPEN MEETING

Meeting opened with the Pledge of Allegiance led by Mayor Edward Burns.

ROLL CALL

Members present: Charles Marquardt, Joseph Kessler, Edward Burns, Rick Miller, Dan Heiser, and Robert Krick. Member Absent: Attorney: Christopher Riedlinger.

The floor was opened for nominations.

Nomination opened for Council President. Motion to nominate C. Marquardt made by Rick Miller, second J. Kessler. No other nomination. Voice vote. Councilmen Krick voted no. Motion carried.

The Mayor passed the chair to C. Marquardt.

Nominations opened for Vice-President. Motion to nominated Rob Krick made by D. Heiser. Motion to nominated Joseph Kessler made by Rick Miller. seconded by C. Marquardt. Roll call votes presented by C. Marquardt. On the question, R. Krick, going to do roll call votes just point out of order. They should be roll call votes. Roll call Vice President, Krick voted no. Heiser voted no. Miller voted yes. Kessler voted no. Marquardt voted yes.

Vice-President Motion for R. Krick and no seconded. Motion for J. Kessler, there was a seconded. C. Marquardt, asked for nominations again. Motion to nominate Rob Krick made by D. Heiser, seconded by C. Marquardt. no other nomination was made. Roll call voice vote. R. Krick voted yes. D. Heiser voted yes. R. Miller voted no. J. Kessler voted yes. C. Marquardt, yes. Motion carried.

Nomination for Secretary/Treasurer. Motion to appoint Candice Squires made by D. Heiser, second J. Kessler. Roll call vote: R. Krick yes, D. Heiser yes, R. Miller yes, J. Kessler yes. C. Marquardt yes. Voice vote. All. Motion carried.

Nomination for Borough Solicitor. Motion to appoint Christopher Riedlinger made by D. Heiser, seconded by R. Krick. Motion to appoint Fanelli, Evans, & Patel, P.C. made by R. Miller, seconded by J. Kessler. Roll call to appoint C. Riedlinger- Krick yes, Heiser yes, Miller no, Kessler no, Marquardt yes. Roll call to appoint Jim Amato from Fanelli, Evans, & Patel. On the question, Heiser, Charlie we already passed on one when we agreed on one. Krick it does count out. Voice vote. Motion carried.

Nomination for Chairman of the Vacancy Board. Motion to appoint Vytus Karavage, Motion made by R. Krick, second D. Heiser. Voice Vote All. Motion carried.

Motion to adopt Resolution 2016-1 making National Penn Bank the Borough's main depository made by R. Krick, seconded by R. Miller. Vote. All. Motion carried.

Nominations for NSLA representative and alternate. Motion to appoint as the NSLA representative and as the alternate Rob Krick made by Heiser, second by Miller. Question? None. Vote. All. Motion carried.

Nomination for Code enforcement Officer. C. Marquardt requesting Alternate in place of Jeffrey Wilson who is out at this time due to an accident. Motion to appoint Rick Miller as alternate Code Enforcement Officer made by J. Kessler, seconded by C. Marquardt. Roll call: R. Krick no, D. Heiser no, R. Miller yes, J. Kessler yes, C. Marquardt yes. C. Marquardt, this is only temporarily until we see what happens to J. Wilson. Voice Vote. Motion carried.

Nomination for Permit Officer. Motion to appoint Jean Ann Parfitt made by D. Heiser, seconded by R. Krick. Roll call: Krick yes, Heiser yes, Miller yes, Kessler yes, Marquardt yes. Question? None. Vote. All. Motion carried.

Nomination for Engineer. Motion to appoint Donald Cuff, Entech Engineering, Inc. made by R. Miller, seconded by J. Kessler. Roll call: Krick yes, Heiser yes, Miller yes, Kessler yes, Marquardt yes, Vote. All. Motion carried.

Nomination for Sewer Enforcement Officer. Motion to appoint Larson Design Group made by D. Heiser, seconded by J. Kessler. Vote. All. Motion carried.

Nomination for NS COG representative and alternate. Motion to appoint D. Heiser as the NS COG representative made by R. Miller, seconded by J. Kessler. The NS COG alternate. Motion to appoint Rob Krick as alternate made by D. Heiser, seconded by R. Miller. Vote. All. Motion carried.

Nomination for Environmental Certifying officer – usually Council President. Motion to appoint C. Marquardt made by J. Kessler, seconded by D. Heiser. Question? None. Vote. All. Motion carried.

Nomination for Fire Chief. Motion to appoint F. Zangari made by D. Heiser, seconded by . Question? None. Vote. All. Motion carried.

Nomination for outside permit enforcement. Motion to appoint Building Inspections Underwriters, Inc. outside permit enforcement made by D. Heiser, seconded by J. Kessler. Question? None. Vote. All. Motion carried.

Nomination for the Tax Collection Committee. Motion to appoint R. Miller made by D. Heiser, seconded by J. Kessler. and alternate for TCC Motion to appoint J. Kessler made by D. Heiser, second by R. Miller. Vote. All. Motion carried.

Resolution 2016-2. Mid Penn Bank and/or affiliates, Treasury Resolution with Respect to Cash Managements Services. Appointing the Council President, Vice-President, Secretary/Treasurer on behalf of the borough. Motion to adopt Resolution 2016-2 made by R. Krick, seconded by R. Miller. Vote. All. Motion carried.

Committees will be set at next month meeting in February.

Request by Secretary/Treasurer to have the 2015 books audited by the Deegan Corp, Motion to accept request made by J. Kessler, seconded by D. Heiser. Question? None. Vote. All. Motion carried.

List of regular bills pre-approved to be paid monthly, quarterly submitted. Motion to approve the list for regular payment made by R. Krick, seconded by R. Miller. Question? None. Vote. All. Motion carried.

Reorganizational Meeting Respectfully Submitted,

Candice Squires

Regular Meeting

PLACE: Municipal Bldg. **DATE:** February 11, 2016 **TIME:** 7:30 PM

OPEN MEETING

Meeting opened with the Pledge of Allegiance led by Charles Marquardt.

Charles Marquardt, take a moment of silence in honor of Former Mayor and Councilmen Joseph Kelly who passed way this morning.

ROLL CALL

Members present: Rob Krick, Dan Heiser, Rick Miller, Edward Burns, Charles Marquardt, and Attorney Christopher Riedlinger.

Members absent: Joseph Kessler

Open Meeting to the public on Agenda

*C. Riedlinger, Beginning of the meeting Borough will open with public comments for questions and comments only for items on the Agenda for that night meeting. If an item comes up for vote that wasn't written on the Agenda, before Charlie calls a vote on that particular motion he will open the floor to the public to question that particular motion on an individual basis. Again this is only for items that were not on the Agenda but come up during the course of the meeting. The public comment section at the end of the meeting will be the same as it's always been to raise any issues of interest to anyone in the Borough.

Sandy Wilson, Jeff Wilson was off for a couple of months. Mr. Miller told Jeff after January that Jeff was on hold and no letter was sent that he was on hold. On January 12th he gets a call about doing an inspection. He called Frank Zangari who said he was on hold. Then Mr. Miller calls him the same day and asked to come in for a meeting. Dan and Rob did not know about the meeting. S. Wilson, Jeff goes to this meeting and they said he is on hold and he is not getting his salary it stops. Who is getting his salary? R. Miller, no one. S. Wilson, you're not getting his salary? R. Miller, no. Next day on the 13th Jeff goes up again and the letter is still not done. It was typed that day. I have it right here. I was talking to Danny and Danny said he didn't think on January 4th meeting that the word hold was mentioned. D. Heiser, I was under the impression that we were not going to reappoint Jeff because of his injury. I was under the impression that when that it was because of his injury I didn't know it was an official that's it we're going to. S. Wilson, this is the letter I guess he wrote that on January 4th meeting Council decided to put your position on hold. Jeff did not get this until January the 13th. I want to know Chris did they violate the Sunshine law that these two did not know about this meeting?

C. Riedlinger, Did they violate the Sunshine Law no. Sandy, why not because I read this. Riedlinger, the members of Council can get together for executive session to deal with personnel matters outside of a meeting. Sandy, why would Rick himself call this meeting? R. Miller, I called this meeting with Frank Zangari and your husband to discuss code enforcement and landlord. Was called to have a regular meeting that Charlie walked in on and it was not a council

meeting. D. Heiser, Jeff came in with his doctors not he can come back to work. C. Marquardt, Jeff was off three months with pay. Frank and Rick asked him to come up and handle calls. R. Miller, the last month he did not come in. C. Marquardt, we want to open the position Jeff was never fired from this position. It's an appointed position that was on hold and now we want to open it and Jeff can reapply it's a position to be appointed by council. D. Heiser, where you paid Jeff up to the fourth? Jeff, yes. C. Marquardt, Jeff was off for three months when I told Jeff this he was still off and he needed a letter to return to work. The very next

day Jeff came here with a letter to return to work. My question is when was Jeff available to return to work the next day or two months before that? When I asked for a letter from the Doctor to return to work Jeff had it faxed here the next day. How long ago before that could he come back to work? D. Heiser, here Jeff was able to return to work 1/13/16. C. Marquardt, right I got this. I knew he was cleared to return to work. It had to come up to the next meeting once we got that letter.

Michelle O'Connell, shouldn't Rick abstain from voting because they appointed him in the position. C. Riedlinger, I don't think he should have abstained from voting unless there was a salary to the position.

Heath Ressler, the position was put on hold last meeting so technically the position did not exist as of that meeting. He thinks he is coming back to a job that he was never reappointed. So you're opening it to the floor because the position technically held by Mr. Miller. So the position sits vacant except Mr. Miller filling in. So Jeff wants to do it again this year and your asking him to reapply is that correct? C. Riedlinger, yes that's the way it sounds to me.

M. O'Connell, when you said about salary from abstaining I just noticed here he has \$200 for inspection that's a salary right? C. Riedlinger, I don't know what it is. C. Marquardt, the two hundred was for an inspection. The salary is the \$100.00 week and no one is getting that. Mary Beth Dougherty, was that ever voted on? C. Marquardt, yes back when Joe Charetti was on Council he raised Frank's inspection from \$10.00 to \$15.00 per inspection. M. Dougherty, maybe Council should think about putting it back in the General fund.

APPROVAL OF REPORTS

Minutes: Motion to accept the minutes of the previous meeting made by R. Miller, seconded by D. Heiser. Vote. All. Motion carried.

Treasurer's report: Motion to accept the report made by, seconded by R. Miller, seconded by R. Krick. On the question. R. Krick, is this all the account? C. Squires, no that's your active accounts. There is radio account; Crime Watch raises money to pay the Police radios. C. Squires, there is also the Escrow account and PLGIT. R. Krick is all these accounts turned over to the Auditor when the Audit's done. C. Squires, yes and they get all the statements from year before and January of the New Year. R. Krick who can sign on these accounts. C. Squires, I can Charlie, Rob, Rick, and Ed Burns can make deposits and sign for the Police fund. Vote all. Motion carried.

Mayor's report: Read by E. Burns. Motion to accept report as read made by R. Miller, seconded by D. Heiser. Vote. All. Motion carried.

Code Enforcement report: Motion to accept the report as submitted made by D. Heiser, seconded by R. Miller. Vote. All. Motion carried.

Permit Officer Report: No permits issued in January.

PA Uniform Construction Code report: Quarterly report from Oct to Dec 2015, Demolition up on South Line Street three properties. Foundation repairs on Main Street.

UNFINISHED BUSINESS

- a. Last meeting Code Enforcement Committee to review work of Code Officers and be the eyes and ears of the borough they have no votes no say. They can present violations at Meeting if Code Officer is not available. Six letters were received in interest from Ann Soucheck, Mike Zangari, Betty Ann Bernosky, Joyce Engle, Michelle O'Connell, and Mary Beth Dougherty. Motion to accept those six people made by D. Heiser, seconded by R. Krick. Voted all. Motion carried. C. Riedlinger, we

should have an informational meeting so these people we are aware what is expected of them and what their duties are.

NEW BUSINESS

- a. Request approval for Costars Rock Salt 2016-2017 year. Motion to approve one load of 22 Tons of salt made by R. Miller, seconded by D. Heiser. Vote all. Motion carried.
- b. Hire of new cop. Motion to approve to hire Jonathan Troyer made by R. Miller, seconded by D. Heiser. Vote all Motion carried.
- c. Request to hire Per Diem worker. Motion to approve Richard Evans made by D. Heiser, seconded by R. Miller. Voted. R. Krick voted No, does not agree we need per diem worker. Motion carried.
- d. Looking into the cost of purchasing security cameras. Last month meeting until now two arrests were made. Pictures were taken and Chief Mel Tomeo did file charges with Magistrate office currently waiting on the hearings. We are going to put more signs up over at Recycling bin area. No dumping or littering, if bins are full please take your stuff back with you do not throw on ground. Anyone caught putting stuff on the ground will be arrested. The cameras are night vision and daytime we should be able to pick up people and in the dark. If you see anyone dumping get a license plate number and turn it in. So we can follow through. You might be asked to testify because you were there and witness it.
- e. Code Enforcement position will be open up. Asking for applications including Jeff can apply and put a cutoff date on it. Motion to put the Code Enforcement position up made by (D. O'Connell how long is position for? C. Marquardt, it's year to year to appoint them like everything else we do) Motion to open position made by R. Krick, seconded by D. Heiser. Voted all. Motion carried. Date to have application in Friday, March 4th by 3pm at the Borough Hall.
- f. Duties of Code Enforcement, D. Heiser, everything should be kept in building. Original paper work should stay here. R. Miller, when we are out doing inspections we have to sign off on original paper work then everything will be turned in immediately to Candice, the paperwork and check pending the inspection and is finalized is turned in to Candice. D. Heiser, on number 6. I don't think we should put a date down to comply. It should be common sense. C. Riedlinger, if they want to set a twenty day limit you could but you can fix a window within twenty day. You can't fix a dilapidated house in twenty days. Give them twenty days and prove they are doing something to improve something, allow them to request an additional period of time. It is hard to set a rule to apply for every case. If Code Enforcement Officer is giving multiple extensions it's up to the borough/Council to say you gave enough extensions at their discretion.
 - a. C. Marquardt read off the duties of Code Enforcement Officer.
 - b. Vytus Ambrose what is the salary for Code Officer is that figured out. C. Marquardt, we will. V. Ambrose, I never heard a price on cop or per diem worker. C. Marquardt thirteen to start on cop and the cap is fifteen fifty. The per diem is eight fifty.
 - c. Chris Riedlinger, is the consensus on the Code Enforcement Officer Duties number 6. That within twenty days will be given to comply but extensions requests will be entertained to the Code Enforcement Officer. D. Heiser, I think twenty days is to broad whether it's you have 20 days to cut grass or tear down a house.
Motion to adopt Code Enforcement Officer Duties made by R. Krick, seconded by D. Heiser.
Voted all. Motion carried.
- g. Resolution 2016-3 to raise Occupancy fee from fifty dollars to sixty dollars effective immediately, it approves a new form for an application for Occupancy Permit and establishes general guidelines for the receipt of an Occupancy permit. The application and guidelines are attached to the exhibits of the resolution. Motion to approve Resolution 2016-3 made by R. Miller, seconded by R. Krick. Voted all. Motion carried.
- h. Discussion on an Ordinance for re-inspection on properties originally occupied by the same tenants every two years. D. Heiser, there are people who lived in these houses for quite some time. To prevent Blight

these people live there five six years moves out owner goes in and see's the condition of the home and thinks I'm not about to fix this. Then let it fall down. Inspections should be done every two years to prevent them from destroying the place. C. Riedlinger, working on an Ordinance for another town that they have to get re-inspected every two years. Has a sample for Council to look at to consider doing. Motion to have Chris adopt this Ordinance for tenant's 2yrd inspection in our current Occupancy ordinance made by D. Heiser, seconded by R Krick.

- i. Resolution 2016-4 Home program rental development at 106-118 W. Main St. Girardville to amend administration agreement. Motion to approve Resolution 2016-4 made by D. Heiser, seconded by R. Krick. Voted all. Motion carried.
- j. Resolution 2016-5 Home grant authority to Charles Marquardt and County as administrative agent. Motion to approve 2016-5 made by R. Krick, seconded by D. Heiser. Voted all. Motion carried.
- k. Rangers Hose Co. is requesting permission to hold 100th Anniversary celebration/Parade. Use of parking lot of Rangers to in writing approval from Council to hold liquor outside. Motion to approve the celebration and Liquor License made by D. Heiser, seconded by R. Miller. Voted all. Motion carried.

BILLS

Motion to approve the bill list and the bills that came in after January 4th as submitted and read was made by R. Miller, seconded by D. Heiser Vote all. On question R. Krick, when there is transfer of money from one account to another should be on bill list and voted on. It should be noted on bill list. Candice it is on the treasurer's report. C. Marquardt put it on the bill list. Motion carried.

COMMITTEE LIST:

Street Department: Joe Kessler-Chairmen, Dan Heiser
Police Department: Rick Miller-Chairmen, Dan Heiser
Finance: Rick Miller-Chairmen, Joe Kessler
Personnel: Rob Krick-Chairmen, Joe Kessler
School Building: Dan Heiser-Chairmen, Rick Miller
Building: Rob Krick-Chairmen, Joe Kessler
Blight: Dan Heiser-Chairmen, Rob Krick
Parks & Recreation: Dan Heiser-Chairmen, Rick Miller
Recycling: Joe Kessler-Chairmen, Rick Miller
Code/Q of L: Rob Krick-Chairmen, Dan Heiser

Other business:

- a. Dan Heiser, gave Candice a \$350.00 check from GBA, for their monthly use of building. The GBA got a good deal on printers and they donated one to the borough. C. Marquardt, thanked the GBA for the donation and printer copier fax machine.
- b. C. Marquardt wanted to thank everyone in the community, Ed Burns, borough workers, private guys, Fire Companies, Council, and everyone who helped us move the snow and get rid of it as soon as possible. I think we were better off than most communities and they deserve a round of applause. I think the snow emergency worked. We did put in for the Disaster Program we don't know if we will get funding back at this time. Again thank you to everyone who pitched in and volunteered.

- c. D. Heiser, Charlie the \$14,000.00 we put in to emergency funding what do we do if they don't full reimburse us and only get say 50%? C. Marquardt, the biggest cost we have in that would be the contractor and that would go back to Ed. The Borough workers would be paid regardless because they were out there working. A motion for reimbursement in the amount we get back should be go to everybody made by R. Krick, seconded by D. Heiser. Voted all. Motion carried.
- d. R. Krick, Question about the bank account why are we keeping the police fund? If the borough is budgeting the police car that should be general fund. Ed Burns, not the total Crime Watch is putting fifteen hundred dollars towards it. E. Burns, the one with the radio fund I insisted and did not want that to go into the general fund because it is for the radios. R. Krick we should eliminate the account there is no reason to have a police fund if the cop car is budget out of the general fund. C. Marquardt, let's go over and have it for next meeting. Tabled until next meeting on Police Account.
- e. C. Marquardt, Aqua is going to be replacing pipes on Oak Street and near that street on the side Streets we don't have all the details as of yet we will be meeting with them next work session at 6pm. We need to make sure they have the bonds and insurance.
- f. C. Riedlinger, Borough appraisal for the Tax assessment hiring involving the Allentown Diocese property was continued from January to March 23rd at 9:30am. Fran Zack doing the appraisal and will be taking pictures on Monday the appraisal should be done shortly after. I do want to announce that there was a majority of Council that meet for an Executive Session to discuss personnel matter on January 15th. D. Heiser, there was a session here? R. Krick, why weren't we notified? C. Riedlinger, We can talk about it in an Executive session afterwards.

CORRESPONDENCE Combined Notice for DECD Home Program available to view on bulletin board.

PUBLIC COMMENT

Mary Beth Dougherty, go back to what Robbie said about the Police car account did you say it was out of the General Fund? R. Krick, no it's in the budget for the general fund. M. B. Dougherty according to this it's being paid out of the Police fund. R. Krick, yes that was my point. M.B. Dougherty yes to follow my point there is not enough in here so it is kind of stupid to have it here. It should be out of General Fund.

M. O'Connell is there an Ordinance in town for Tractor Trail to park on the Main Street or idling, it is in a residential area and school zone. C. Marquardt, I believe there is. Joe Catizone, The Police Officer was quick to follow up on it. At night it is loud. R. Krick, there is an Ordinance we would have to look into it.

D. O'Connell, 508-510 E. Mahanoy Ave? R. Miller there are Cited and going to Court March 1st then it's up to the Judge. D. O'Connell, the houses on Line Street? C. Marquardt, she is going through an appraisal to get the funding for removal of the houses. I do call her every Friday. As far as I know from the contractor everything is on the up and up and she ran into a problem getting the funding. The bottom line is if we don't have anything end of month we will go back to citations. She is out of state and is communicating with us.

M. O'Connell, what about 44-46 Main St? R. Miller, they were cited twice. Yesterday Mel took up the seconded violation on the hole in side walk. 227 North Seconded street has a court date on March 1st we have over seven tickets total.

C. Marquardt, the citations we got two from recycling one lady from Frackville and one from Girardville. We will continue to file those.

M. B. Dougherty, what about Bernie Adams the rumor around town is he's telling people the borough is cutting him a break for helping with Snow removal. C. Marquardt, we asked for permission to push snow on his property and he used his skip loader pushing snow but there is nothing. M.B. Dougherty, is there a citation for 149 W. Main? R. Miller, it's being cited defiantly this week. We went down and looked at it. C. Marquardt, this has been going on for months and we didn't cite him until now, Jeff did you write any citations for Bernie Adams? Jeff, no we gave him a warning letter. M.B. Dougherty, so when I come in March and ask that same question on the record that the answer will be yes we did cite him? R. Miller, he will be cited. C. Marquardt, I think he should have been cited two months ago. There will be a citation issued.

Heath Ressler, the Medical building when are you going to put it to rest? C. Marquardt, I would defiantly find something out and have it here next meeting. R. Krick, the question is how does the borough get it back? H. Ressler, I was under the impression if it was not used it get's reverted back to the borough. C. Riedlinger, I wasn't prepared to look at this tonight honestly I will have to look back at my paperwork from years ago. I just don't remember the deed being prepared. If the condition isn't being fulfilled it may have to go back to court and fill a conversion.

D. Heiser, I would like to adjourn into an Executive session because there was an Executive session held and two of the five members of Council was not notified. C. Riedlinger, you don't need an Executive session I can tell you what happened at last meeting. J. Catizone, was there a reason why they weren't involved? C. Riedlinger, I don't know that answer.

Motion to adjourn made by D. Heiser, seconded by R. Miller. Vote all. Motion carried.

Respectfully submitted,
Candice Squires
Secretary/Treasurer

BOROUGH OF GIRARDVILLE

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Regular Meeting

PLACE: Municipal Bldg. **DATE:** March 10, 2016 **TIME:** 7:30 PM

OPEN MEETING

Meeting opened with the Pledge of Allegiance led by Charles Marquardt.

ROLL CALL

Members present: All members were present Robert Krick, Dan Heiser, Rick Miller, Joseph Kessler, Edward Burns, Charles Marquardt, and Attorney Christopher Riedlinger.

AGENDA PUBLIC COMMENT No Comments from public.

APPROVAL OF REPORTS

Minutes: Motion to accept the minutes of the previous meeting made by R. Miller, seconded by J. Kessler. Vote. All. Motion carried.

Treasurer's report: Motion to accept the report made by D. Heiser, seconded by R. Miller. Vote. All. Motion carried.

Tax Collector's report: Motion to accept the report and pay the tax collector made by, seconded. Vote. All. Motion carried.

Mayor's report: Read by E. Burns. Motion to accept report as read made by R. Miller, seconded by J. Kessler. Vote. All. Motion carried.

Permit Officer's report: Motion to accept the report as submitted made by D. Heiser, seconded by J. Kessler. Vote. All. Motion carried.

Code Enforcement report: Motion to accept the report as submitted made by J. Kessler, seconded by D. Heiser. Vote. All. Motion carried.

UNFINISHED BUSINESS

- a. Ordinance for re-inspection on properties original occupied by same tenants ever 2yrs fee \$10.00 and Resolution 2016-6 Occupancy application \$60.00 per rental unit. Motion to approve Ordinance 2016-1 and Resolution 2016-6 made by D. Heiser, seconded by R. Miller. Voted. All. Motion carried.
- b. Code Enforcement Position. One application submitted by R. Miller. Rick Miller obtains from voting. Motion to hire Rick Miller as Code Enforcement Officer made by J. Kessler, seconded by C. Marquardt. R. Krick voted no. Dan Heiser voted no. Edward Burns voted yes as the tie breaker. On the question E.

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Burns is this with pay. He will receive Code Enforcement salary plus the pay for inspections completed. Motion carried.

- c. Borough received ½ of Grant money for low volume roads project on 4th Street and 5th Street.
- d. C. Marquardt, Reminder The St. Patrick's Parade in town will be held on Saturday, March 19th and Wednesday, March 16th at 7am the Street Sweeper will be coming into the Borough for the Parade Route. If any resident on Parade Route sweeps up and leaves piles please contact the Municipal Building so we can send the guys to pick up the piles prior to the Street Sweeper coming. A.O.H. will be footing the bill.

NEW BUSINESS

- a. Letter from Keystone Anthracite CO., IN. No longer be available to provide snow removal. C. Marquardt Thanked the Burns family for all their help throughout the yrs. Street Committee is asked to look at getting proposals for large amount of snow removal to put in budget for next yr. D. Heiser, has the paper work for PENNDOT and will call them about snow removal on Main Street. Marybeth Dougherty, has pictures from Mahanoy City PennDot did not solve parking problem and there is a new county management coming. C. Marquardt, please be aware we may not have snow removal in the borough anymore. Routes that borough has set for Snow removal will be in effect. If you get snow removed from in front of your house it will be at your expense with whomever you get and it must remove.
- b. Request to accept Christine (Tina) Antalosky letter (work in place of Candice while out for maternity.) R. Krick, someone during the day? C. Marquardt, Tina is available in the evenings. Council will have to review and make a decision on how to handle day to day operations. R. Krick, this is all new to me I assume the office will be closed. Candice Squires, I had this on the Agenda last month work session and was removed. Then I got the letter from Tina. C. Marquardt, Candice will be out eight weeks from the time she has the baby. Candice is not going until hopefully July if all goes well. Candice Squires, separate it and have Tina come in for evenings and Council can find someone during the day. C. Marquardt, I will ask the Personal Committee to look in to it and get back to us next month. Motion to approve letter as needed made by J. Kessler, seconded by R. Miller. Voted. R. Krick, voted no. find someone who can do both. C. Marquardt, it's as needed I asked the girl to put her letter in as a part time basis and so we could get pricing. R. Krick, we should have been told from beginning to figure it out we're winging it. C. Riedlinger, I think the letter is as needed not for any formal commitment and no set hours. Motion carried.
- c. PP&L contract for new LED Street Lights at no cost to the Borough. 175 Lights in the Borough and they are over 10yrs old. Motion to approve PP&L contract made by R. Miller, seconded by J. Kessler. R. Krick on the question. We are changing all the buildings that we control? J. Kessler, no it's just the street lights. Voted all. Motion carried.
- d. Steve Shannon Co purchase 2 front tires on Kubota estimate price includes mount/balance \$330.00. Motion to approve new tire made by D. Heiser, seconded by J. Kessler. Voted all. Motion carried.

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- e. Code Enforcement request for cheap laptop. Motion to purchase laptop made by J. Kessler, seconded by R. Miller. On the question R. Krick, how much money to cap it. J. Kessler, we can put a cap of \$350.00. Voted all. Motion carried.
- f. Ed Burns, something you should look into on the snow removal get rid of that thing out there and get a real backhoe that thing is useless. C. Marquardt, that is something we could look at.
- g. Dan Heiser, Paul Kowalick gave me a check of \$500.00 per Biddy Basketball for use of gym during February and little bit of March we thank you for the use of the building. C. Marquardt, on behalf of Girardville Borough we thank the Girardville Basketball Association for their donation of \$500.00

BILLS

Motion to approve the bill listed as submitted and read was made by D. Heiser, seconded by R. Miller. J. Kessler why was the payroll high? C. Squires, It was for three pay periods two in Feb and beginning one in March pay period. I had to transfer funds at the end of February so it would clear at bank in time for Payroll date March 4th and it shows up on the February statement. Voted all. Motion carried.

CORRESPONDENCE

- a. Northern Schuylkill Council of Governments letter. Reorganizational meeting.
- b. Veterans trip letter looking for a few good people to be sponsors for their day trip.

COMMITTEE REPORTS

Only thing to report under committees:

Street: Done repair work, two storm drains one on the corner of Seconded St and Ogden, the other on B St. and Vine St.

Code/QofL: March 1st Rick and Frank went to court for 508-510 E. Mahanoy Ave the Judge gave the owner thirty days to tear down the house.

Recycling: C. Marquardt, called down the county at the recycling center they had a driver quit, truck brake down, and the weather. The county will monitor for one month see if the need is there for another cardboard bin in. We put signs up as per Police Department and the Magistrate we are enforcing any stuff found with the people's name on. Two people are being taking to Court and awaiting the hearings. We are working on the cameras and possible purchase of new cameras.

Police: Hire a new police officer. R. Krick what is the procedure to hire a police officer? E. Burns, you bring them into the Work Session and interview them. Then vote at the Meeting. D. Heiser, we did have a discussion at the work session with the four of us there. We talked about we have a Personal Committee that maybe we should look into doing it. We need to hire a Police Officer. I think the way it was done is in question. C. Marquardt, Chris what is the opinion on this? C. Reidlinger, if Council wants to change the policy they can do that. The only legal requirement is that Council needs to vote to hire or not to hire. How to get to that point is up

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to Council to decide. If the policy has been as Ed says it has been there's nothing inappropriate about it. Marybeth Dougherty, I would dispute that it was not like that. It was absolutely not like that. As running in the paper we would accept applications and set up interviews the night of work shop with all of council doing the interviews and if the Mayor chooses to sit in on it that was his prerogative to sit on it. It was not always the Mayor decides this is the guy we are going to interview and that's how we are going to hire him. We advertised and took applications they were handed in to the Borough Office by a certain date and time. Council would review tell the Borough Secretary this is who we want to call to interview and have them come into the night of the work shop and everybody on Council was free to sit on the interview. C. Riedlinger, what I said was it's not illegal to do it the way the Mayor just said it was the way to be done. R. Krick, the question is the policy. C. Riedlinger, you can change the policy. E. Burns, change it that's fine. R. Krick, ok that's the way it's going.

*R. Krick I make the motion that all applications go before the whole Council and let Council decided on these interviews and that the Police Chief and Mayor are welcome to give their opinion but it should be Council's job and responsible to make that decision all borough employees. E. Burns, we been doing for eight years. When do you know when you need a new Officer, who tells you that? R. Krick, you can tell us. You can tell the Borough secretary. E. Burns, then put that in it that's fine. I make the motion that if an Officer is needed the Mayor should contact the Borough Secretary so she can contact rest of Council. All of Council looks at the application. Mary Beth Dougherty, how come that changed from doing it making a motion at a council meeting to advertise for a new cop? That's how it used to be. R. Krick, it must be advertised. E. Burns, I don't agree, does it have to be advertised? Mary Beth Dougherty, yes. C. Reidlinger, really no. Mary Beth Dougherty, You don't have to advertise that's how it should be done. E. Burns, waste the money. R. Krick, there's a process to go through. E. Burns, waste the money. C. Marquardt, hold it that's enough. There's a motion. R. Krick, I motion if we need a Police Officer it's advertised. C. Marquardt, let's get this straightened out between all of us right now. If we're looking for a Police Officer and we want to do a interview for a Police Officer we necessarily do not have to advertise but the entire Council would have to make a decision to bring Officer's in at the work session to interview than at the Council meeting we would vote whether or not to accept the offer. Correct? R. Krick, yeah. C. Marquardt, and that would go for Street Committee, Street Department everything. D. Heiser, we have applications on file for any position we can go through them and say we need a Police Officer let's look through them and get these people interviewed. C. Marquardt, all applications filed out need to come to the Borough Secretary and from there they will be taking care of. *D. Heiser seconded. Voted all. Motion carried. E. Burns, the question is are you going to hire this applicant? *Motion to hire Jason Lex as a new Police Officer for the Borough of Girardville made by J. Kessler, seconded by R. Miller. On the question R. Krick, are we going to institute any Policy concerning reimbursement to the Borough cost or upfront cost that are taken by the Police Officer in any reimbursed by the Borough after a period of time. There was a policy 90 days that hasn't been used. I don't know if it's not used it goes away or does the Policy stand I don't know. J. Kessler, we discussed it at a work session we are undecided about. R. Krick, there is an existing Policy now its 90 days. That was brought up in town. Just so we're all clear if the Policy don't apply it doesn't apply. J. Kessler, I did asked this question at the work session are we talking calendar days or work days. R. Krick, my take on that Policy was 90 calendar days. J. Kessler, we have an existing Policy that says 90 days at this point in time we follow the 90 day Policy. In future if we want to change it then we'll change it. R. Krick, I want to find the Policy is it going to be actable to this person? J. Kessler, it will apply until such a point we change it. Voted all. Motion carried.

Solicitor: C. Reidlinger, on March 23rd there is non-Jury trial scheduled before Judge Miller on the appeal from the Diocese on the Tax Assessment on the two church properties. The Borough went to Asses Board last year to have the tax exempt removed from the properties due to no longer being used of religious purposes. The current fair market value of those two properties. The one approximately is \$260,000 and the other is

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approximately \$24,000. The Diocese appraisal of the \$260,000 property that estimated its value to actually be \$79,000. The purpose of the March 23rd hearing is to determine the valuation of that property. The Borough had its own appraisal by Fran Zack a certified appraiser to determine the \$79,000 was high or low in the ball back of what the property was worth. Zack appraisal came in lower than the \$79,000 at \$75,200. The Diocese is willing to enter into a stipulation resolving the issues of the March 23 hearing if we were to agree that the one appraisal of the one property is \$79,000 that's the one that is currently \$260,000 on the tax rolls. The value of the other property that's current \$24,000 currently on the tax rolls is at \$12,000. We did not have a separate appraisal done of the lower value one that value is not significant as far as the number of dollars you would see every year. Due to our appraisal on the property came in lower we would be crazy not to accept the stipulation of the Diocese at this point to have the value set at \$79,000. I recommend the Council to accept that. I need you to vote to authorize me to sign the stipulation and send it to Judge Miller. The empty lot is the \$24,000 property to answer Jim Connors question. C. Riedlinger, if they sell the property for more than \$79,000. I do not think the Borough could go back now and ask for a reappraisal to have it up from \$79,000 to \$85,000, because it would be what's considered under the law to be a spot assessment. You're not allowed to go just pick single individual properties and say let's go to an assessment on this one because it just sold for higher for the value that's listed on that one. If the Borough adopts a policy that says we are going to seek reassessment of every property sold in the Borough that sold for a price in excess of the then appraised value you can do that. As long as you follow up and stick to it every time some property is sold in the Borough for \$10,000 or more than the appraised value that's fine. You can't just pick on property out of the blue with no set standers that applies Borough wide. Jim Connors, St. Vincent's just went up for sale is that going on the tax roll? C. Reidlinger, it's too late to file for 2016. If that property is no longer being used for Religious purposes. J. Connors, it isn't they acknowledge that when they put a for sale sign up. One way or another if the Borough decides to file just like they did for these two properties a petition by I think September 1st of any calendar year. Frank Zangari, I meet with the Diocese this week and Reilly. There is an underground tank at St. Vincent's that will be another issue I hope to hear something back by next Wednesday. That Tank has to be removed. They claimed the tank in the sale, no one is going to buy it and claim the liability. The issue now is the size of the tank.

*Motion to authorize C. Riedliner to sign the stipulation to agree to have the value of the St. Joseph's property set at \$79,000 and the value of the vacant lot to be set at \$12,000.00 made by D. Heiser, seconded by J. Kessler. Voted all. Motion carried.

*C. Marquardt, St. Vincent's do we want to pursue it now? Motion to allow Solicitor to pursue St. Vincent's for taxes made by R. Krick, seconded by D. Heiser. Voted all. Motion carried.

* Motion to allow Solicitor to pursue A Street Church for taxes made by R. Krick, seconded by D. Heiser. Voted all. Motion carried.

OTHER BUSINESS: C. Marquardt, one other thing the 23,25,27 Line Street. I have been back and forth with this lady I sent her a letter and a certified letter. She has ten days from the day I sent the letters and the citations can begin the following day if I do not hear from her. The Code Enforcement will start citing her after the ten days given. I don't know what is going on with her. Code Enforcement can cite her every day. M. O'Connell, stick to it citing her after that letter expires. I brought this up at a Blight meeting. What was told to me you guys should have started citing her as soon as that shit stayed in the pile up there. This is nonsense letting it sit there this long. C. Marquardt, well it could have been sitting there this long even if we cited her. If she didn't pay the fines she just gets drugged in and the pile still sits there Michelle. We are doing our best. When you try to work with people and we do try I'm Sorry I try to work with everyone. Michelle O'Connell, try zero tolerance. C. Marquardt, I tried is all and learned. M. O'Connell, that's it. C. Marquardt, well that's it there will be zero tolerance. That's what it is anymore.

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PUBLIC COMMENT

Bernie Adams, is there any way the Borough can make the Church disclose the fact that the tanks in the ground is a hazard at St. Vincent's? C. Riedlinger, the state sets the laws on what the property discloser are in real-estate sales and they may already require the discloser of that I'm not sure. I don't think the Borough could set that because that is a State regulates what's on property discloser's.

Dan O'Connell, getting back to Borough employment when a person puts in an application how long do we keep that on file? E. Burns, one year.

Dan O'Connell, the handicap spot on Seconded Street why is the sign not down? C. Marquardt, they have that on the list to be taken care of.

Todd Selgrade, Requesting approval from Council to put up No Trespassing signs in the Little League Field. Ed Burns, Mike was over here asking about putting out a box? T. Selgrade, yes we send out a town drive envelope. We are asking to put a lock box here outside the building for the kid's envelopes. D. Heiser, the new thing the guys made to drag the field. They asked if Mike could use the Kubota to drag the field.

*Motion to allow the Little League to put up No Trespassing Signs up made by R. Miller, seconded by D. Heiser. Voted all. Motion carried.

*Motion to approve lock box for Little League at the Borough building made by D. Heiser, seconded by R. Miller. Voted all. Motion carried.

*Motion to approve Mike Soucheck to use Kubota on his own free time to help with the Little League Field made by D. Heiser, seconded by R. Miller. Voted all. Motion carried.

Annetta Whitecavage, can they put No Trespassing Violators will be prosecuted? T. Selgrade, they are about twenty cents more we should be able to do that.

Vytas Ambrose, how much did you get back on the rebate from the Electricity Company last year? R. Miller, not a enough 25% of one month. It comes quarterly.

Motion to adjourn made by R. Miller, seconded by J. Kessler. Vote all. Motion carried.

Respectfully submitted,
Candice Squires
Secretary/Treasurer

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Regular Meeting

PLACE: Municipal Bldg. **DATE:** April 14, 2016 **TIME:** 7:30 PM

OPEN MEETING

Meeting opened with the Pledge of Allegiance led by Charles Marquardt

ROLL CALL

Members present: Charles Marquardt, Joseph Kessler, Rick Miller, Dan Heiser, Robert Krick, and Attorney, Christopher Riedlinger

Members absent: Edward Burns

Public Comment on Agenda

No Comment from Public

APPROVAL OF REPORTS

Minutes: Motion to accept the minutes of the previous meeting made by Rick Miller, seconded by Joseph Kessler. Vote. All. Motion carried.

Treasurer's report: Motion to accept the report made by Dan Heiser, seconded by Rick Miller. Vote. All. Motion carried.

Tax Collector's report: Motion to accept the report and pay the tax collector report made by R. Miller, seconded by D. Heiser. Vote. All. Motion carried.

Mayor's report: Read by C. Marquardt. Motion to accept report as read made by Joseph Kessler, seconded by Rick Miller. Vote. All. Motion carried.

Permit Officer's report: Motion to accept the report as submitted made by D. Heiser, seconded by Rick Miller. Vote. All. Motion carried.

Code Enforcement report: Motion to accept the report as submitted made by Joseph Kessler, seconded by Dan Heiser. Vote. All. Motion carried.

Fire Chief's report: Motion to accept the report as submitted made by Rick Miller, seconded by Joseph Kessler. Vote. All. Motion carried.

Fire Chief Recommendations: Stop parking on Vine Street from the 200 Block of E. Mahanoy Ave on both sides of the hill. No way to access C Street or the back of the 200 Block of E. Mahanoy

Ave for Fire apparatus. (Hill behind St. Vincent's yard) Motion to make street no parking on both sides of street made by Rick Miller, seconded by Joseph Kessler. Voted all. Motion carried.

UNFINISHED BUSINESS

NEW BUSINESS

- a. Motion to approve Resolution 2016-8 the Street Lights for new LED Lights made by J. Kessler, seconded by R. Miller. On the question Rob Krick, we're not going to get hit with any other costs to the bulb change? R. Miller, the agreement we got said zero cost to the Borough with 175 lights to be replaced. Voted all. Motion carried.
- b. Motion to approve \$200.00 purchase infield mix for Little League Baseball. The total cost is \$400.00. GBA is covering the other \$200.00. Motion to approve the \$200.00 donation made by R. Miller, seconded by D. Heiser. Voted all. Motion carried.
- c. Air Compressor Motion to purchase at about \$650.00 on sale at Tractor Supply made by D. Heiser, seconded by R. Miller. Voted all. Motion carried.
- d. Curb side Recycling starts Wednesday, April 27th and will resume from April to December on the last Tuesday of each month. If on a holiday Recycling will be pick up on the following scheduled work day.
- e. Ashes will be picked up on Fridays only starting May 6th. If on a holiday Ashes will be picked up on the following scheduled work day.
- f. Health Care Coverage April Premium Motion to have Candice Squires to call payment in over the phone on Friday, April 15th as per Meeting Friday, April 8th made by Joseph Kessler, seconded by D. Heiser. Voted all. Motion carried.
- g. Aqua Project 2016 on Oak and Preston Ave will run into the fall some disruption of water. Project to start in July. Frank Zangari going to other Meeting with Aqua in June and other members from Fire Co and Street Committee. Rob Krick, soon as we get more information we will pass it along. The dig permit for Aqua we have to find out what the single cost, set fee would be and get back to the Engineer.
- h. Land bank. D. Heiser, we had some questions about the \$1,000.00 yr. The land bank is \$1,000.00 a year from Borough and at the end of that year with 90 day notice we can back out of it at anytime. Another question if we're in it for five years and nothing got done in Girardville and after five years spent \$5,000.00. We were assured that's not going to be the case because they are going to want us to stay in it so they're going to make sure Girardville gets something done through the land bank. They can't guarantee that someone from the Borough would be on the board. There is an advisory board that a member from each Borough will have representation on that advisory board. Dan Heiser I personally think it's a good idea. Rob Krick, at the meeting it's not just \$1,000.00 from Municipal there is a large pool of money according to them so they can do some things. D. Heiser after taking the building down in the first five years after property goes back on the tax rolls the Borough would give half of the tax money collected to the land bank. So basically we could get building torn down that we are not getting taxes on now and at least get half of it for five years and after five years collect all the taxes. If the land bank acquires a property it will be the borough's responsibility to maintain the weeds and snow remove of sidewalks and stuff like that. C. Marquardt, is this something

we need to vote on tonight? D. Heiser, I think that is something we need to do by resolution. Motion to proceed and sign agreement with the land bank made by D. Heiser, seconded by R. Krick. Voted all. Motion carried.

- i. Motion that we pay our \$100.00 dues this year for COG made by D. Heiser, seconded by R. Krick. Voted. Joseph Kessler voted no. Motion carried.
- j. 4th and 5th Street project should be done Wednesday next week. C. Marquardt, we contacted the lady and she'll resubmit the paperwork for the other projects that was put in.
- k. Handicap Parking and Robin West requested handicap parking 222 B Street Oct 30, 2015. D. Heiser, did everyone reapply for permits this year? C. Marquardt, no there was a discussion at January meeting and everyone was to review it. D. Heiser, they should resubmit/reapply and we look through them. Motion that all existing handicaps we currently have in the Borough to receive a letter, they are to reapply and will be reviewed by Street Committee and entire Council and a decision will be made based on the condition if any improved or whatever has taken place Motion made by D. Heiser, seconded by J. Kessler. Voted all. Motion carried.
- l. Snow Removal Plan 2016. D. Heiser, to hire a contractor is going to cost a fortune we can send out letters out. We should sit down and set a requirement. J. Kessler we would need to submit cost of labor, equipment. D. Heiser, but six inch snow vs. 15 inch snow, hour rate what is per hour. D. Heiser, Rob had an idea to put an ad in the paper. C. Marquardt motion to put ad in newspaper asking contractors if interested submitting to do snow removal in the Borough with the equipment they have and their hourly rate made by R. Krick, seconded by D. Heiser. Voted all Motion carried. Rob Krick Hold of advertise late in the summer in August. C. Marquardt, hold until August.

BILLS

Motion to approve the bill list as submitted and read was made by R. Miller, seconded by J. Kessler. Question R. Krick, few bills here for the police officers these guys get reimbursed after 90days under the old policy? C. Marquardt, we have to review the policy and they would get reimbursed after the ninety days. R. Krick, we should have a meeting. C. Marquardt, hold off and have a meeting. Approve to pay the bills and review the policy see if they qualify. Vote. All. Motion carried.

CORRESPONDENCE

- a. Seltzer Group is hosting luncheon April 26th at noon for anyone on the Council.

COMMITTEE REPORTS

Police: Nothing to report

Street: 4th and 5th covered.

School Building: Nothing to report

Blight: Had a meeting with the Solicitor on things and recommendation. C. Riedlinger, we should do a short Ordinance creating an appeal board to review the decisions of the Code Enforcement Officer by

an independent group of people to basically comply with the do process requirements of the law we don't have in place for certain things like the landlord occupancy permits we did a few months ago in an Ordinance. I think we should do an Ordinance for that reason. We also talked about possibly amending the 2007 Occupancy Permit Ordinance that's currently on the books but I'm not sure that's decided to move on immediately. Issue was brought up by Mary Beth that there may be a change in the law coming that would affect the changes we want to make to that. So you may want to wait a month or two to decide what to do with that. The appeal board you really want to move on now if you're going to vote to authorize me to draw one up at the next meeting you should probably have a few names in mind to put on the appeal board. I in vision creating a three member appeal board one member be a Council member the other two members not to be Councilmember's. Ideally they would be some people that have some experience in construction, housing, blight fields. Good idea to have a few names in mind next month meeting so if there is an Ordinance created and approved next month you can appoint people immediately. *Motion to authorize the Solicitor to come up with the appeal board by R. Krick, seconded by D. Heiser. Question? That Ordinance you aren't going to specifically put in there that one Council person on the board? I think we'd be better off that no one from Council is on it. C. Riedlinger, I'll just make it a three member board and you can appoint whomever you want to appoint I'm not going to put qualifications within the Ordinance. I would just formally recommend no more than one to be a Councilmember. Voted all. Motion carried. R. Krick, as far as the Ordinance with making a sale with the property that occurs that has to be inspected and notification given to the buyer. C. Riedlinger, that would be the potential change to the 2007 Ordinance but what I just learned tonight there may be a bill in the legislature that would affect the legality of that. We currently have an Ordinance on the books from 2007 that requires buyers of property get occupancy permits before they move into them and the Occupancy permits can be denied if the property is not habitable. Based on the State Law that exists that carries harsh penalties for new buyers of properties that fail to fix code violations within the first eighteen months of ownership. I thought that would be a good idea to add a requirement to the Ordinance that exists to require sellers at the time of selling property to notify the Borough of intent to sell the property and to have it inspection done. So a list of Code violations that exists on the property to be created by our Code Officers and that list would be required to be given to the buyer at the time of sale. Much like a seller's closer statement currently has to be given to the buyer at the time of sale under State Law. This would have the affect of putting the buyer on notice of what the Code violations are that have to be remedied within the first eighteen months before the harsh penalty provisions of that State statute would kick in. That's the thing we may want to hold off on a month or two to see if the law changes in regards to what you can require seller's to do because evidently there is a bill going to our State Legislature right now that may directly affect that. That is what we are talking about to doing to the 2007 Ordinance.

Finance: Nothing to report

Personnel: Nothing to report

Code/QofL: Nothing to report

Recreation: Nothing to report

Recycling: C. Marquardt was in contact with Joe Scribbick who is the recycling coordinator for the county and he sent an email back with the issues we have at our recycling. The overflow with the cardboard. They had trucks break down and drivers quit. He will hire another driver and obtain another recycling truck. He will follow up in a month to see if the solution is affective. If not then he will add additional bins or pick up more frequently.

Solicitor: C. Riedlinger, couple of months ago you guys voted to authorize me to file a tax appeal for the exemption that currently exists on St. Vincent's property at the time I thought it had to be filed in the fall in September. It turns out I found out you can file to have exemptions granted or removed in April there was an April 13th deadline so I filed a couple days prior to that. The request to have the exemptions to St. Vincent's removed based on what I learned about the property itself and the use of it. I suspect it's just the rectory building that would be affected by this request I think the Church is still going to be used for religious purposes and I suspect the school is too based on couple things the Diocese Lawyer has told me. The rectory appears not to be used for any purposes. There are five building listed under this parcel number the Church, school, and rectory included there are cases that allow you to separate the different buildings even though they are on the same tax parcel number and have an exemption removed from one of them. Even though exemptions may still apply to the others. I think a hearing will be scheduled May 10th that is the day they are doing the exemption hearing's. Someone from the Borough should go.

PUBLIC COMMENT

Jenna Petusky and Justin Faire, TNR Program Trap Neuter and return for stray cats. They are doing TNR again anyone who wants to help or volunteer may contact them or Ann Soucheck. Justin has flyers and Boyer's tags some portion of proceeds goes to the cause. The cats for no nonsense neutering can be done at \$35 dollars apiece. Beat the heat ends April 29th and its \$20.00 per cat. They all work with no nonsense neutering. Signup sheet will leave at the borough for anyone who wants to get their cat neutered or help the cause. Ann Soucheck, if you call to have cats TNR please do not feed them so they can trap the cats. They won't be able to trap any of the cats if they are full from being feed and they bait the traps with food to catch them. D. Heiser, you should be commended for what you're doing.

Tom Clark, called about trash over the place at three locations Tom wants to thank Rick Miller and Frank Zangari for doing a good job.

Joe Catizone, what is it going to take to get the Medical Building back? C. Riedlinger, I tried to contact the Attorney that represents the Medical Building via email twice in the last week three weeks to get update on project. I haven't hear a response I was asked to reach out to Joe Wayne I don't feel comfortable. I should be really contacting their lawyer. I mentioned to you Charlie about calling Joe. C. Marquardt, yes I called him twice and keep missing both Joe's calls. I hope to have something for next meeting. We are trying to contact the lawyer to find out what is going on.

Dan O'Connell, March 21, 22 Blight meeting did anyone from Council go? D. Heiser, yes. D. O'Connell, did anyone one from Code Enforcement go? R. Miller, I was in the hospital. D. Heiser, main thing they talked it about was ways to get properties. Holman talked about Public nuisance Christine Holman explained to us about it. The lady on Line St Property they went after her criminally. Have the police file a criminal public nuisance citation then it would go directly to Magistrate and kind of bypasses Code enforcement with waiting thirty days. He said she would come to talk to us again. D. O'Connell, what is the update on the Line St property? C. Marquardt, cited and in court just waiting on hearing's. She taken care of property in Ashland and now she is out of money and trying to come up with the funds to pay for Line properties. R. Miller, when we talked to the Magistrate they said to bring her here it seems she had issues there before. Frank Zangari, we had this women in the Court we had her for \$3,000. The fines are \$1,000 per address. There was an agreement made when the contractor called Charlie to let her go to Ashland. In good faith she was to come back to Girardville and she didn't do it. So that Court case never happened a new appeal has been cited out now again \$3,000.00 we're back to square one and prolonged for six months we should have never let this women go. She's from NJ and don't care about Girardville or its people. So they only way to fix it now is to go back. D. O'Connell, if she does have properties can't we tie them up on her? F. Zangari, yes. The

Magistrate has been given them thirty days then it's Criminal. The police need to step in and go to next level. C. Riedlinger, once someone been filed the same Municipal Code violations two separate times and after the seconded time still isn't fixed misdemeanor criminal charges can be filed against them.

Michelle O'Connell, was there a benefit basketball tournament last weekend? R. Miller, there was a couple of weekends ago. M. O'Connell, at what to that benefit? R. Miller, the money will be given to the Borough for the basketball courts. M. O'Connell, what basketball court outdoors? R. Miller, yes. M. O'Connell, for what? R. Miller, for when they sealed it. M. O'Connell, wasn't that donated by a resident? R. Miller, not all of it. Remember we had a balance. M. O'Connell, from my understanding it was going to be paid from all of this. D. Heiser, we exceeded it by a lot. I guess and I think it's a good thing to have these things. I think we should know what they're going to be and who is going to have it because the bills for the school and Biddy Basketball give as much as they can. I stopped the kids used to call me and I stopped letting them in because for \$30 and they are in there for three hours we use \$70 worth of heat.

Vytas Ambrose, instead of spending money on basketball courts spends it on the play grounds. Rob Krick, I think Council should be the one to authorize something like that. The Fire victims it was in the newspaper that Girardville Biddy Basketball offered them they to stay there. I'm not sure the Biddy Basketball has the right to stay there.

Jenna Petusky, I think that was the team that one kid was on the sponsor offered them a place to stay I don't think they offered them to stay in the gym. R. Krick, that's how the paper read if I'm wrong I'll be corrected. I'm going to look at the paper again. The things like that and Council has no input I don't think people have a right away control of the building.

Alex Gregis, the drainage on 4th and 5th St. I talked to council before about it on Julia St there is no water drainage on the street except on butler township side. I think there should be a drain on the corner. Can you add it on the project? R. Krick, it sounds like CBG project. You're in a complicated situation since its Butler. A. Gregis, so what's that street Girardville? R. Krick, that's a good question I don't know that. C. Marquardt, the Engineer is coming up in the next couple of weeks I'll ask him to look at that and based on the boundary line. We can add it to our list of CBG projects and ask. A. Gregis, that Street light isn't working out there. C. Marquardt, I'll call them again first thing in the morning.

Betty Ann Bernosky, I have major concerns about the incident that happened by my block for three days. The lady with the knife, cops were called and nothing was done. They claim they arrested her and him. You guys need to do something about the drugs in this town it is crazy. I can't sit on my front or back porch that I don't see it. The cops need to either make more of a presents around town. Five foot from a bus stop and she is running around with a knife that kids are getting off in twenty minutes. I'm feed up. Port Carbon was in the paper they asked for help from the Drug task force. I think this Borough Council needs to do that our cops cannot control it all.

Art Engle, every day problem you sit on the back porch you can see them hand it off sitting in cars constantly. Instead of sitting worrying about someone who is doing 40 MPH or 35. I understand all these other towns you see in the paper have drug busts and we can't get one.

Mary Beth Dougherty, can I just add something here you guys need to talk to your Magistrate's Office and the Court house you guys need to find out what the opinion is in this county law enforcement and the justice system of your cops. You need to have a conversation with those people and find out what exactly they think of your cop. I'm telling you I hear it first hand and I'm not going to speak publicly but I'm just given you guys a bit of advice go talk to them and find out what their option is of your cop. Let them tell you guys I'm not saying anything else.

Margaret Mulligan, I get up at 4-4:30 in the morning for work they are out on the street. They lay on the street even had pillows. I get four hours a sleep a night because of them. I had it too you don't even feel safe in your own home.

Art Engle, why can't we get the drug task force?

Jenna Petusky, is there any discussion on the drug problem? C. Marquardt, I'm waiting on Mel to come in.

Mary Beth Dougherty, I don't care if anyone gets mad at me. That's not fair to put him on the spot. You are the Elected officials in this town it's your job, your responsibility to address that with him. It's not fair to have him come in blindsided. We are addressing you guys. You should discuss it with him and get back to us. C. Marquardt, the Council its self will address this and we want the Mayor to address this too.

Motion to adjourn made by R. Miller, seconded by J. Kessler. Vote. All. Motion carried

Respectfully submitted,
Candice Squires
Secretary/Treasurer

BOROUGH OF GIRARDVILLE

201 North Fourth Street
GIRARDVILLE, PA 17935

PHONE: (570) 276-1635 FAX: (570) 276-1640 e-mail: borohall@ptd.net

"This institution is an equal opportunity provider and employer"

Regular Meeting

PLACE: Municipal Bldg. **DATE:** May 12, 2016 **TIME:** 7:30 PM

OPEN MEETING

Meeting opened with the Pledge of Allegiance led by Charles Marquardt

ROLL CALL

Members present: Robert Krick, Rick Miller, Edward Burns, Charles Marquardt, and Chris Reidlinger

Members absent: Dan Heiser and Joseph Kessler

Drug Task Force

District Attorney Christine Holmen and Detective Kurt Montz came to speak about how the Drug Task Force works.

Public Comment on Agenda

No Comment from Public

APPROVAL OF REPORTS

Minutes: Motion to accept the minutes of the previous meeting made by R. Miller seconded by R. Krick. Vote. All. Motion carried.

Treasurer's report: Motion to accept the report made by R. Miller, seconded by R. Krick. Vote. All. Motion carried.

Tax Collector's report: Motion to accept the report and pay the tax collector report made by R. Miller, seconded by R. Krick. Vote. All. Motion carried.

Mayor's report: Read by E. Burns. Motion to accept report as read made by R. Miller, seconded by R. Krick. Vote. All. Motion carried.

Permit Officer's report: Motion to accept the report as submitted made by R. Krick, seconded by C. Marquardt. Vote. All. Motion carried.

Code Enforcement report: Motion to accept the report as submitted made by R. Krick, seconded by C. Marquardt. Vote. All. Motion carried.

UNFINISHED BUSINESS

- a. Handicap parking. C. Marquardt, Joe and Danny are still working on the handicap parking. Reviewing all handicap spots throughout the town and they will bring report back to Council. They'll determine who is going to have them and if existing ones are going to stay and what ones will be issued. To apply for a spot get an Application from the Borough and doctor needs to fill it out and there is a \$50.00 fee for cost of signs. You get the \$50.00 back if you are not rewarded a spot.

NEW BUSINESS

- a. GAMA requesting approval to refinance for USDA/RUS Loan with Girardville Borough acting as grantor for the loan. Motion to approve loan, question R. Krick, did the sewer authority decide which way they will go with options? Ed Burns, no we hope Council will sit with us when we discuss that. Other question R. Krick, is that Escrow fund still there? E. Burns, yes. R. Krick, that money would be free up then if it were needed. Motion for refinance loan made by R. Miller, seconded by R. Krick. Voted all. Motion carried.
- b. Water Shed will hold Public Meeting at Municipal Building Monday, May 16th at 7pm. Motion to approve meeting made by R. Krick, seconded by R. Miller. Voted all Motion carried. R. Krick, Water Shed association we built the trail if anyone uses it and we purchased all the properties on 4th Street out to the Creek on all sides. The proposal was to treat the mine acid water and there is probably 35-34% iron in that water. If we can treat that we will drop % by 35% of Mahanoy Creek. We got a grant to cover Engineering.
- c. May 28th Tag Day to support Trap Neuter Return Program from 9am to 11am on corner of Seconded and East Mahanoy Ave, and at Main and third Street. Motion to accept Tag Day made by R. Miller, seconded by R. Krick. Voted all Motion carried. Ed Burns, they are doing a great job and you can see the difference in town with population of cats. Thank you!
- d. Girardville Hose Co Tag day May 29th from 9am to 1pm. Motion to approve Tag Day May 29th made by R. Miller, seconded by R. Krick. Voted all. Motion carried.
- e. Girardville Hose Co Block Party in August, road closure, police present, and memo from Borough from other Municipalities. Motion to approve all requests from Girardville Hose Co Block party made by R. Miller, seconded by R. Krick. Voted all. Motion carried.

- f. Letter from American Legion Memorial Day Remembrance Ceremony and road. Motion to approve Annual Memorial Parade made by R. Miller, seconded by R. Krick. Voted all. Motion carried.
- g. Resolution 2016-7 Execute a Proposal/Contract with Entech Engineering Inc. Motion to accept Resolution 2016-7 made by R. Krick, seconded by R. Miller. Voted all. Motion carried.
- h. Ordinance 2016-2 Appeal Board Motion to approve Ordinance. Motion to approve Ordinance 2016-2 made by R. Miller, seconded by R. Krick. Voted all. Motion carried.
- i. Community Development Block Grant (CDBG) packet from Schuylkill County Courthouse. Application due Monday August 2nd must be in office no exceptions to deadline. C. Marquardt and R. Krick did meet with Don Cuff last week. Handicap for the Borough is still in the mix. They looked at Beech St and at the Ambulance building with the drainage problem from top of hill down to the intersection. C. Marquardt, one thing we forgot to look at Alex Gregis and I apologize I will ask Don to look at that too. In the mean time Don is going to submit all three in. Motion to approve continuance of applications made by R. Krick, seconded by R. Miller. Voted all. Motion carried.
- j. Letter North Schuylkill Landfill Association & Transfer Station. Special meeting May 17th at the American Legion in Mahanoy City. Girardville Borough looking into someone from Council to attend meeting.
- k. Letter PA State Association of Boroughs Proposed Constitution Change.
- l. Request usage of the A Street Gym from the Girardville Little League Association to hold a Basket Auction June 24th and June 25th 2016 to benefit the Little League. Motion to approve the use of Gym for Auction made by R. Miller, seconded R. Krick. Voted all. Motion carried.

BILLS

Motion to approve the bill list as submitted and read was made by R. Miller, seconded by R. Krick. Question? R. Krick, the PP&L bill at the school is there anything going on there because it's like two hundred bucks? C. Marquardt, the coolers for the food bank but everything should be off. We can check to see if there is a problem we can ask Jason to take a look at it the guy with the food bank. Vote. All. Motion carried.

CORRESPONDENCE

- a. Northern Schuylkill Council of Governments Meeting May 25th at 7pm in Mahanoy City.
- b. Schuylkill Chamber of Commerce Annual Dues Letter total \$197.00.
- c. MRM workers Comp flyer and several other flyers.

COMMITTEE REPORTS

Police: R. Krick, We will advertise for more cops. E. Burns, where will you advertise? R. Miller, Career Link, paper, and possibly Indeed. C. Marquardt, doing next meeting? R. Miller yeah. C. Marquardt, so doing interviews until after next meeting? R. Miller, probably not. E. Burns, I want it noted too to the Police Committee that we feel below all the rates in all these towns. Soon as we train someone they're going for bigger bucks. It's up to you what you want to do to get the rates up if possible. I know it's hard we have no Tax base here. It's something to look at anyway. C. Marquardt, is it up by much? E. Burns, two bucks an hour.

Street: C. Marquardt, Working on more storm drains.

School Building: C. Marquardt, Rick you want to check on the PP&L bill for that? R. Miller, yeah.

Blight: None

Finance: None

Personnel: R. Krick, I'm probably going to call a personnel meeting in the next week.

Code/QofL: C. Marquardt, landfill Rob you're the Rep and Rick is the alternate. R. Krick, I am ok I will go to the meeting.

Recreation: None

Recycling: C. Marquardt, I did find more garbage over there. Something we did file citations I took pictures off my phone. Jason has filed the charges. We are going to take it to court it is the same offender. If you see the bins are full please do not set it on the ground and please take it back with you and bring it back when bins are empty.

C. Marquardt, under the Line Street demolition, the houses up there. I attended the hearing with Rick and she was found guilty on all three citations and was fined \$3,000.00. We are also going to pursue like Christine did. She is now going to be charged criminally also. She tried to pay a \$1.00 a day but has thirty days to appeal. My understanding is there is a lot of money owed to the contractor on that job yet. And a lot of money owed to contractor for the ones she had in Ashland. Basically what she said at the meeting. C. Riedlinger, this person is probably going to end up in jail and please know that does not mean the problem will be fixed. C. Marquardt, along with criminal complaints we are citing her every other day right Rick? R. Miller, yeah. C. Marquardt, we are citing her every other day. Frank Zangari, we are not getting stuck with her properties she has assets. Criminally if you go after her those assets become part of the case. Mary Beth Dougherty, if you go after her civilly too under Act 90 on that we're going to have a track record. F. Zangari, the tax payers are not going to pay for this. There are enough laws to go after her assets. Riedlinger, if she really does have that and is facing jail she may come up with the money to put down on that maybe that will happen.

Solicitor: C. Riedlinger, we did go to the Tax Assessment Appeal hearing for the Rectory at St. Vincent's on this past Tuesday and there is no decision rendered yet. We are trying to get the exemption for that property removed. I know there is a couple of Municipalities in the County right now that are cutting back on their full-time Police Officers because of cost of health

insurance, pensions that full-time Officers bring and they are going to more of a part-time force. Actually you are facing competition in another way not just increase hours. The Municipalities are looking to have part-time on their list and because they are saving a lot of money in the form of pensions and everything else they are paying part-timers a lot more and that is part of your problem just so you know that.

PUBLIC COMMENT

Mary Beth Dougherty, Charlie you mention the dumping over at the recycling center. I don't know if this would pertain to this or not the PSAB magazine there is article in it they will loan you cameras. Next I have an article here for the solicitor for vacant properties registration ordinance that I think the city of Hazleton is looking at doing. The ordinance gives the Fire Dept the ability to dub property maintenance code and fire inspections and issue violation notices. Frankie I know he doesn't want to do violations notices I'm thinking in our own efforts to try and find legal way to get code inspectors into some of these properties it might be worth investing in it. C. Riedlinger, you also been helpful to me with providing me with updates with the bill that is going to legislation that is looking to amend a State Statue that currently exist that allows inspections of newly purchased properties. We have an ordinance from 2007 that is in place already that goes towards that end. Mary Beth Dougherty, the past complaints this past month on the Chief of Police I just wondering Council had the opportunity to address the complaints and report back to us. I'll I heard tonight is hiring more cops and paying the existing cops more money which I don't know how well that is going to play with this audience. After what I heard last month I don't know if that is the answer we all expected to hear so I'm curious to see what all went on since last month meeting in regard to some of the complaints that was brought to Council attention Thanks. C. Marquardt, we'll have a report back with the Police next meeting because Danny isn't here tonight. They did have a meeting I guess they did list everything that was said here other than that I don't input to it because I wasn't involve in it. Mary Beth Dougherty, who is the Police Committee? C. Marquardt, Danny and Rick. M. Dougherty, can't Rick give us a report? R. Miller, we discussed matters with Mel that time and the biggest thing we got back was that the money is not there. It's not this it's not that. The day we held the meeting Ashland had a \$2.00 Hr raise that day for part-time people. Joe Catizone, so you guys pressuring him on he is saying I'm not getting enough for this? C. Riedlinger, I don't think Mel was saying that I think he was saying it's hard to keep people here to help him because they get hired elsewhere. Ed Burns, he is more disgusted that he can't keep them he trains people and then their gone. M. Dougherty, most of the complaints were about him if I remember correctly if I recall correctly those complaints were about him. E. Burns, I have permission to say this tonight I don't think you have to worry about Mel too soon I don't think he will be here too long. He goes I go guaranteed. Edna Labie, soon do you think we'll be without a Police Force and the State Police will cover our loss. Ed Burns, that's what all people want around here they don't want police in this town. They only have 64hours a week. The rates are down.

Joe Catizone, the appeal board motion what is the plan for that. C. Riedlinger, the Council will appoint the members. It only appeals for some incidents. Example is someone has a hole in there roof Rick issues a notice of violation; if they don't fix it he issues a citation. They you have a hiring before Magistrate. In that type of instance you don't need appeal board locally because their due process rights to a hiring over seeing Rick are provided by the Magistrate hiring conducted by Judge Hale. Under the same maintenance code ordinance if Rick condensation notice to order someone to be removed from their home because it's dilapidated condition or public health safety hazard. The issue of a condensation order doesn't resolute in a

Magistrate hiring so there is no appeal mechanism for that. So the appeal board only appeals in the incident like where Rick would condemn a property. Somebody would have the right to file for an appeal. That would come to an appeal board. So anything that would go to the Magistrate you don't need an appeal board for. Because the people's due right process rights are protected by the hiring at the Magistrate's Office. When one of our ordinances doesn't allow for a Magistrate hiring and it's just the Code Officer making a decision that's final then the appeal board would come into play.

Annetta Whitecavage, the sewer with the money the \$200,000.00 fund are you talking about the PLIGT fund? R. Krick, that's the money that was put aside by the RUS. A. Whitecavage, I want people to understand that money can't be touched it's for emergencies. R. Krick, that is required by a government loan. They won't have a government loan anymore so it will free up that money. A. Whitecavage, is there any way that you can make it that a \$1,000.00 goes into that fund. To have that money because the rebids and equipment that fails. E. Burns, as far as I was told yes that money will be there. R. Krick, the savings as I understand is on the interest.

Tom Clark, I been on the phone with Borough, Police, Bligh Committee this past month because of many problems I just wanted to thank you for the quick response and the positive response.

Mike Zangari, June 4th is our Model T truck parade and we got a really good response and support from our Community thank you for that. Ogden Street residents thank you for giving up your parking that day. Anyone that has trouble with the lights and sirens, during the parade the apparatus will be announced at the Rangers. The parade starts at 1pm but if someone does have trouble with the sirens come to the Rangers. Within that block the apparatus will be announced and will be quite it is a lot nicer to see the trucks. It will be a slow parade and the apparatus will be lined up by year so it will be a neat to watch. If you have trouble or young children with that come to the Fire House it's not a gimmick to get you to buy food. Come enjoy the Parade.

F. Zangari, we did eleven properties today. Rick and I are trying to dwindle in this Code Enforcement to day time operation they call at 10pm at night about someone's property is bullshit. Jeff is laughing because he's been there and it is bullshit. At 10 O'clock at night the property is standing there for 20 years. At 10 O'clock at night is not the time to annoy us. So we are filtering the calls through the Borough. That is where to call. Bernie Adams has been cited. Including yours there is nine straight Court cases at \$1,000.00 a piece that all been won in the favor of the Borough.

Annetta Whitecavage, Frankie isn't there a phone number that people are supposed to call and it rings here? F. Zangari, yes. We can post it at the Borough hall.

Michelle O'Connell, the machine says Girardville Borough Hall. It should say Girardville Blight hotline. Not Borough Hall that's why I think people are getting confused.

Michelle, O'Connell, where there quality of life citation given out like for the garbage? R. Miller, no. F. Zangari, We did Seconded Street today there is garbage it's been unfit for 25yrs we issued a fine for \$1,000 bucks. R. Miller, the last two I wrote up was under the maintenance code that's a \$1,000.00 fine. F. Zangari, and that's a better way to go its stronger and it has more bite in the Magistrate's office. R. Miller, I haven't been using the quality the fines that's an ordinance we have to go after the money. That doesn't go to the JP. There has been three written and then file the citations right under the property maintenance code it goes right to the office. F. Zangari, we have four Court hearings the next five Tuesdays so you know where the citations are going. I think she already postpones next weeks. R. Miller, we had seven in May and Six in June already. F. Zangari, we have a hearing on George Atiyeh at 227 North Seconded Street between Marsha and John Pigeon and Mr. Budnavage. He lost in the Magistrate's Office and he has

appealed it. Also Churby's will be County Court. C. Marquardt, John will you put that number in the paper with tonight's Correspondence.

Heath Ressler, Medical Center? E. Burns, they looked at the A Street School for something last Thursday I don't know for what. C. Marquardt, if they make proposal. Then in turn through Chris we will get the property back.

Motion to adjourn made by R. Miller, seconded by C. Marquardt. Voted all. Motion carried.

Respectfully submitted,
Candice Squires
Secretary/Treasurer

BOROUGH OF GIRARDVILLE

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GIRARDVILLE, PA 17935

PHONE: (570) 276-1635 FAX: (570) 276-1640 e-mail: borohall@ptd.net

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Regular Meeting

PLACE: Municipal Bldg. DATE: June 9, 2016 TIME: 7:30 PM

OPEN MEETING

Meeting opened with the Pledge of Allegiance led by Charles Marquardt

ROLL CALL

Members present: Charles Marquardt, Rob Krick, Rick Miller, Joseph Kessler, Dan Heiser, Chris Reidlioni

Members absent: Candice Squires

APPROVAL OF REPORTS

Minutes: Motion to accept the minutes of the previous meeting made by Dan Heiser, seconded by Joe Kessler. Vote. All. Motion carried.

Treasurer's report: Motion to accept the report made by Rick Miller, seconded by Joe Kessler. Vote. All. Motion carried.

Tax Collector's report: Motion to accept the report and pay the tax collector made by Dan Heiser, seconded Rob Krick. Vote. All. Motion carried.

Mayor's report: Read by E. Burns. Motion to accept report as read made by Dan Heiser., seconded by Rick Miller. Vote. All. Motion carried.

Permit Officer's report: Motion to accept the report as submitted made by Joe Kessler, seconded by Rick Miller. Vote. All. Motion carried.

Code Enforcement report: Motion to accept the report as submitted made by Joe Kessler, seconded by Dan Heiser. Vote. All. Motion carried.

Fire Chief's report: Motion to accept the report as submitted made by Rick Miller, seconded Joe Kessler . Vote. All. Motion carried.

UNFINISHED BUSINESS

NEW BUSINESS

- A. Mike Zangari thank the public for their support of the Rangers parade and the events following the parade.
- B. The summer lunch program has started and it will run from June 7 to August 28, 2016. There will be no lunch on July 4th.
- C. Schuylkill County Solid Waste letter was read by Charles Marquardt. Dates for Girardville are September 22, 23 and 24. Thursday September 22 and Friday September 23 the hours are 9am to 5pm. Saturday hours are 9am to 1 pm. Motion to participate made by Rob Krick, seconded by Dan Heiser.
- D. Charlie Marquardt thanked Rita Ann Hartz for donating swing for playground,

BILLS

Motion to approve the bill list as submitted and read was made by, seconded by Vote. All. Motion carried.

CORRESPONDENCE

COMMITTEE REPORTS

Police: Dan reported we held a police committee meeting, that Rob Krick, Rick Miller, Edward Burns and Mel Tomeo. Dan explained how we have a retention problem due to the fact we pay less and officers leave for better pay. Young officers come here for training such as taser training. Dan explained we put in place a policy to deter this in that new will no longer receive free training, that any expense they incur at the start will be reimbursed after they have been here for such a time that entitles them to receive it. Dan said we also discussed salaries and that its not in the budget this year and that Rob had an idea that we may be able to cut hours and use the money saved to raise the salaries now. We would in January give the hours back and find another way to pay for the raises. Dan made motion to advertise for hiring police officers. He also said that the newspaper has not been a good place to advertise. We will instead try Career Link and Indeed as ways to find candidates. Motion seconded by Rick Miller.

Street: Joe Kessler reports that he and Mike will go around and check the drains to see what each needs done to clean up and/or repaired. Also Dan Heiser reported we are waiting to find out the availability of the roller so we can do some blacktop work.

School Building: None

Finance: None

Personnel: None

Code/QofL: None

Recreation: Question on mulch for the park. Rick and Dan will check into it.

Recycling: None

Solicitor: St Vincent rectory will remain tax exempt for the time being.

Landfill: Rob Krick attended meeting and reported that if the landfill were to close as a member if they have any outstanding debt as a member we would be responsible for a share of that debt but if they have a surplus of money then we are entitled to a share of that. Rob explained the situation in detail.

PUBLIC COMMENT

Letter received from permit officer Jean Ann Parfitt that she is going on vacation from June 17th to June 26th. Ann Soucheck took over while Jean Ann was on vacation. Jean Ann to return on the 27th to her duties as permit officer. Rick Miller made the motion to ok this, seconded by Dan Heiser.

Dan Heiser said Borough Hall will be open Monday through Friday from 8am to 12 noon for borough business and 1pm to 3 pm for GAMA business.

Jenna Petusky said that thanks to tag day they have plenty of money to get cats fixed. Ann Soucheck assisted in raising this money, which is available to all of Schuylkill County.

Dan O'Connell ask for update on Line Street. Was explained to him she received \$3000 in fines and in 30 days she will be fined again and can be fined every day at that point.

Charlie explained that we need to do surveys to get our CDGB grants for three projects in town. There are 60 plus homes to contact. These surveys will be sent to these homes with self addressed return envelope.

Joe Catizone and Michelle ask about having drain cleaned up near their residence on William Street. Charlie said he would send someone down in the morning to take care of it.

Resident ask if we could look into having town wide yard sale. Charlie made some suggestions when we might be able to do it. Edna Labie suggested September. We would look into this. Anyone who wants to be on a committee to help put this together can sign up at the borough hall.

Rob Krick brought up that we need mulch for the park. Charlie ask Dan and Rick to check on prices.

Rob Krick brought up the medical center making motion to contact the board about giving the borough back the land in the park since they are not using it, seconded by Dan Heiser, motion carried. Solicitor is to send a letter to the attorney of the Geisinger group on this matter.

Ron Zangari ask about process for handicap parking. Joe Kessler said all handicap parking places will be reviewed and some may lose their current places as they will be awarded according to our ordinance. Dan assured Ron Zangari he would be hearing from them shortly.

Mary Beth Dougherty brought up that the weeds around the trees in town need trimmed. Mayor Burns reported there are programs coming out at career link that could be used for this. Also he said we will be getting help from the prisoners again soon.

Mary Beth also questioned Bernie Adams parking in lot next to olds pizza placed on Main street. Rick Miller said it's a police matter. Mayor Burns said it's a zoning problem and Mary Beth said it wasn't. Mayor Burns referred to being told by zoning at the court house two years ago. He added you cannot get a permit for parking off street along Main street. Charlie said council will check into it.

Resident Connor reports on success of North Schuylkill Baseball team and their recent victory in the state play offs quarter final round, adding they are now going to compete in the state semi finals for the right to advance to the state championships in State College. Charlie ask for a round of applause from the audience. Mayor Burns and Dan Heiser suggested we send them a letter of recognition for what they have accomplished no matter what the outcome may be.

Vytas Ambrose ask about painting crosswalks and Charlie told him we will get done what we can.

Motion to adjourn made by Rick Miller, seconded by Dan heiser. Vote. All. Motion carried

Respectfully submitted,

BOROUGH OF GIRARDVILLE

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Regular Meeting

PLACE: Municipal Bldg. **DATE:** July 14, 2016 **TIME:** 7:30 PM

OPEN MEETING

Meeting opened with the Pledge of Allegiance led by Charles Marquardt

ROLL CALL

Members present: Charles Marquardt, Rob Krick, Dan Heiser, Chris Reidlinger

Members absent: Candice Squires, Rick Miller, Joe Kessler, Ed Burns

APPROVAL OF REPORTS

Minutes: Motion to accept the minutes of the previous meeting made by Dan Heiser, seconded by Rob Krick. Vote. All. Motion carried.

Treasurer's report: Motion to accept the report made by, seconded by . Vote. All. Motion carried. Not Available

Tax Collector's report: Motion to accept the report and pay the tax collector made by Rob Krick, seconded Dan Heiser. Vote. All. Motion carried.

Mayor's report: Read by Charles Marquardt. Motion to accept report as read made by Dan Heiser., seconded by Rob Krick. Vote. All. Motion carried.

Permit Officer's report: Motion to accept the report as submitted made by Rob Krick, seconded by Dan Heiser. Vote. All. Motion carried.

Code Enforcement report: Motion to accept the report as submitted made Rob Krick, seconded by Dan Heiser. Vote. All. Motion carried.

Fire Chief's report: Motion to accept the report as submitted made by Dan Heiser, seconded Rob Krick . Vote. All. Motion carried.

UNFINISHED BUSINESS

Dan Heiser reported Chris will look into this. Our plan is in September to review all our handicap parking and to apply our ordinance in awarding handicap parking places. Our ordinance is quite clear on who should have Handicap parking place. Dan assured those like Ron Zangari who have new application in will be review also at that time. Dan also said everyone will receive a letter to renew along with a copy of our ordinance.

NEW BUSINESS

- A. Charlie read a letter from the Schuylkill County Drug and Alcohol Program. "Public Access to Narcan" is the name of the program. They are asking to let them have a program at Borough Hall. The date for this program is August 24, 2016 from 5:30pm to 7:30 pm. Motion to allow this by Dan Heiser, seconded by Rob Krick. Vote. All. Motion carried.
- B. Charlie announce that Rhorer Bus service is hiring and that we have a phone number and web site for anyone interested.
- C. Dan Heiser said we are at the mercy of some one else for the roller and that Mike Soucheck told him we are getting it next week. Dan Heiser made motion to buy 6 ton of hot patch. Seconded by Rob Krick. Dan also explained with pending Aqua project that holes on Oak Street will be look into filling with cold patch. Vote. All. Motion carried.
- D. Charlie announced we officially a member of the county land bank.

BILLS

Motion to approve the bill list as submitted and read was made by Dan Heiser, seconded by Rob Krick. Vote. All. Motion carried.

CORRESPONDENCE

COMMITTEE REPORTS

Police: Dan Heiser gives report on hiring new ,only an ex officer applied. Also talked about new proposal for police department. \$16 an hour \$19 or \$20 an hour for premium shift. Dan and Rob then tried to explain another option that was given, that Rob krick says would cause taxes to be raised, when they were interrupted by Dan O'Connell. Motion made by Dan Heiser for \$16 Monday through Thursday and \$19 an hour on Friday and Saturday from 6pm to 6 am. Also police are given 48 hours for patrol and 8 hours for court. Rob Krick tells the people that Mel Tomeo is currently working 10 and 12 hour shifts. 3 days a week instead of working 4 shifts of 8 hours. Rob and Dan explain that council can set wages and how many hours police is budgeted per week but

the Mayor has total control of the schedule. Solitor explains that council can mandate the total hours for a week and can set pay rates however they desire but can not mandate they only work 8 hour shifts. Mary Beth Dougherty rants on about Mel and that salaries are not the issue, he is. Others also spoke out with everything being about Mel and the ones not present. At this point Charles Marquardt Ask for a second on the motion by Dan Heiser and seconded by Rob Krick. Vote. All Motion Carried.

Street: Rob Krick questioned who authorized borough workers to clean up coal on road in Butler Township. No one knew. Procedure is to call the state. Rob Krick ask who makes the decision on the hours the per diem worker works. Charlie said it should be the street committee's decision. He said Paul was out lately to help with the grass while Mike worked on some smaller storm drain projects. That when they get to bigger projects Paul helps Mike. They currently have 22 drains done. How many hours were budgeted for per diem worker was ask by Rob Krick. Charlie said he will find out.

School Building: None

Finance: None

Personnel: None

Code/QofL: None

Recreation: None

Recycling: None

Solicitor: None

Landfill: None

PUBLIC COMMENT

Charles Marquardt ask for a motion to pay new premium for health benefits with the premium going up \$164 per month. Dan Heiser made the motion. Seconded by Rob Krick. Vote. All. Motion carried.

A discussion on demolition and the grant available led Rob Krick to say the Blight Committee should get together and help prioritize a list of possible properties to obtain and tear down. Charles Marquardt then suggested a meeting of this committee and Rob Krick said he would try to set something up in a week or so. The discussion then turned to the land bank and some properties they may be looking into.

Charles Marquardt then gives update on CDGB grants to fix some areas of concern on two streets and that we still need surveys back from the residents in these areas.

Mr. Connor, of Mahanoy Avenue, Ask why 209 E. Mahanoy Avenue was boarded up then allowed by Rick Miller to be removed by a realtor so he can clean it out. He questioned Rick Miller's authority to unboard the property. Frank Zangari explained that the realtor was hired by the VA. and cleaned up the property and padlocked the property. Edna Labie presented a \$1500 check to the police car fund.

Alex Gregas thanked Frank Zangari and code enforcement for cleaning up the yard next to him, Tina Parker property at 358 W. Main Street, but complained about they still have things leaning up against his home and between his home and theirs.

It was explained how the county takes trustee of a property and that you cannot prosecute them.

Dan O'Connell questioned properties on Line Street. Frank tries to explain that we cannot clean it up, she owns the property. We can only continue to fine her. Solitor says even if she is charged with misdemeanor she will not go to jail.

Dan O'Connell ask why we don't look into regional police and its explained how you need other municipalities to participate. It was suggested Dan Heiser bring it up at next COG meeting.

Suggestion made for yearly evaluation on employees.

Michelle O'Connell ask why Rick Miller won't cite owner of 36 W. Main Street. She referred to Mr. Code enforcement and why he won't cite people who are sick or in nursing home. He needs to be consistent. Even if they clean it up they should be fined.

Motion to adjourn made by Dan Heiser, seconded by Rob Krick. Vote. All. Motion carried

Respectfully submitted,
Jean Ann Parfitt
Secretary/Treasurer

BOROUGH OF GIRARDVILLE
201 NORTH FOURTH STREET
GIRARDVILLE, PA 17935

PHONE: (570) 276-1635 FAX: (570) 276-1640 e-mail: boroughhall@ptd.net

Special Meeting

PLACE: Municipal Bldg. DATE: July 26, 2016 TIME: 7:00 PM

OPEN MEETING

Meeting opened with the Pledge of Allegiance
led by Rob Krick

ROLL CALL

Members present: Rob Krick, Dan Heiser, Joe Kessler
Ed Burns

Members absent: Charles Marquardt, Rick Miller,
Candice Squires, Chris Reidlinger

POLICE: Rob Krick opened the Special
Meeting on the preferred shift pay for
police officers. Dan Heiser made a mis-
take on the preferred shift rates.
originally voted on at July 14, 2016 Regular

Meeting. Dan said \$16.00 Monday through Thursday and \$19.00 an hour on Friday and Saturday from 6 PM to 6 AM. Dan made a motion to correct it to \$17.00 Sunday through Thursday and \$19.00 an hour Friday and Saturday from 6 PM to 6 AM. Rob Krick asked for a second on the motion by Dan Heiser and seconded by Joe Kessler. All motion carried. After that Council went into an Executive Meeting to discuss a Personnel Issue

Motion to adjourn made by Joe Kessler, seconded by Dan Heiser

Respectfully submitted,
~~Candice Squires~~
Secretary / Treasurer
JeanAnn Parfitt

BOROUGH OF GIRARDVILLE

201 North Fourth Street
GIRARDVILLE, PA 17935

PHONE: (570) 276-1635 FAX: (570) 276-1640 e-mail: borohall@ptd.net

"This institution is an equal opportunity provider and employer"

Regular Meeting

PLACE: Municipal Bldg. **DATE:** September 08, 2016 **TIME:** 7:30 PM

OPEN MEETING

Meeting opened with the Pledge of Allegiance led by Charles Marquardt

ROLL CALL

Members present: Rob Krick, Dan Heiser, Joe Kessler, Charles Marquardt.

Members absent: Edward Burns, Christopher Riedlinger

Motion to appoint Michael Huss Councilmen finish out term of Rick Miller made by D. Heiser, seconded by J. Kessler. Voted all Motion carried.

Michael Huss Sworn in before Council this day the eighth of September, two thousand and sixteen By Mary Beth Dougherty Notary.

Letter of resignation effective on August 31, 2016 from Police Chief Mel Tomeo. Motion to accept resignation made by D. Heiser, seconded by J. Kessler. Voted all. Motion carried.

Letter of resignation from Mayor Edward Burns. Motion to accept Mayor resignation effective September 8th 2016 made by J. Kessler, seconded by D. Heiser. Voted all. Motion carried.

APPROVAL OF REPORTS

Minutes: No report submitted at this time.

Treasurer's report: Motion to accept the report made by J. Kessler, seconded by D. Heiser. Vote all. Motion carried.

Tax Collector's report: No report submitted.

Mayor's report: No report submitted. C. Marquardt, any report to be submitted will have for next meeting.

Permit Officer's report: Motion to accept the report as submitted made by D. Heiser, seconded by M. Huss Vote all. Motion carried.

Code Enforcement report: No report submitted. Code Officer is on the way to the hospital. C. Marquardt will try to have report for next meeting.

UNFINISHED BUSINESS

NEW BUSINESS

- a. C. Marquardt request to move Council Meeting back one week from October 13th to October 6th 2016 and advertise for the position of Mayor due to thirty days to reappoint new Mayor instead of having a special meeting. Motion to move Meeting back to October 6th made by D. Heiser, seconded by J. Kessler. Voted all. Motion carried. Deadline for Mayor Applications to be handed in is Friday, September 30th by 3pm per Council.
- b. Secretary/Treasurer bond increase to \$50,000.00 Motion made by R. Krick, seconded by D. Heiser. Voted all. Motion carried.
- c. D. Heiser interviewed by Council two Officer's Rachel Lenar and Jody Long. Motion to Hire Rachel Lenar and Jody Long on the recommendation of D. Heiser to give Mr. Long to end of November to complete his two hundred question test to become a Police Officer again or he'll need to reapply after November 2016 Made by D. Heiser, seconded by M. Huss Voted all. Motion carried. James Connors- how far does Lenar live from the area? D. Heiser, Albrightsville she works 30 sum hours a week in Mahanoy City and couple of hours in Tamaqua and she has no problem with hearings and is very professional. J. Connors- the problem with Mel was the proximity of his home to the Borough and now you're getting. D. Heiser, the problem of Mel wasn't the proximity of his home it was the scheduling around the proximity of his home to the Borough. J. Connors anyone else apply that is closer to the Borough? C. Marquardt, no one else has applied they are the only two who applied. D. Heiser, she has no problem working the hours we give. R. Krick, she has no problem staying an hour or two after her shift in another Borough to attend our hearing's. Annetta Whitecavage, in an emergency we wouldn't call her anyway wouldn't we call the State Police. R. Krick, right. C. Marquardt, as of right now what we accepted as applications what we feel comfortable going with and what we are going to do. Any more applications come in we will review. We are looking for night time hours and weekends.
- d. Letter from Christine Willis 527-529 E. Mahanoy Ave properties damaged by fire now repaired request to receive funds from Escrow. J. Kessler, is everything done Frank? Frank Zangari, yes sir. Motion to release funds made by D. Heiser, seconded by J. Kessler. Voted all Motion carried.
- e. Basketball Sign-up's Dan Heiser request to use the Borough Hall for sign ups Sept 26th and 27th from 6-8pm and October 3rd and 4th from 6-8pm. Motion to allow Biddy Basketball to use the Borough hall for sign ups made by D. Heiser, seconded by M. Huss. Voted all Motion carried. D. Heiser, One of the night we will be a little later to have reorganization meeting after the sign ups.

- f. C. Marquardt, Starting Monday, October 3rd 2016 Ashes will be picked up Mondays and Fridays (holiday will be next business day).
- g. C. Marquardt, Recycling will continue last Tuesday of the month weather permitting thru December 27th 2016.
- h. C. Marquardt, Fall Clean up will be held behind the A Street School NO ELECTRONICS ARE BEING ACCEPTED. There are fees for some items the list and prices will be displayed at the Borough. Dates are Thursday, Sept 22nd and Friday, September 23rd from 9am to 5pm. Saturday, September 24th from 9am to 1pm.

BILLS

Motion to approve the bill list as submitted and read was made by seconded by J. Kessler, seconded by D. Heiser. Voted all. Motion carried.

CORRESPONDENCE

- a. Meeting Notice Wednesday, Sept 28th 2016 Northern Schuylkill Council Governments hosted by Frackville Borough with Guest speaker.
- b. Magazines and flyers

COMMITTEE REPORTS

Street: J. Kessler, hole opened on the road down on Ogden St. by Churby's and Mike Soucheck checked it out. The hole is deeper than six feet. The problem is the road is caving in all around this small hole. We have no idea what is causing it. We are talking about cutting a section of the road to see what is going on and exactly what we have to do to resolve. Until we do that we really don't know what we are looking at.

D. Heiser, since Seconded Street is closed for the Emergency Vehicles we are going to temporarily close the first three houses down on Churby's side. This way Fire Truck can get passed it with out going over the hole. The Kubota is being repaired so if it is something to dig up or fill we will have to call someone in to repair.

Police: None

School Building: None

Finance: None

Personnel: None

Code/QofL: None

Blight: R. Krick, Seconded Street Closing I don't know who closed it. Maybe someone does here. I don't know who authorized the closing. What we thought about doing is proceeding with criminal offense against these guys. My understanding is the charges have not been filed. Do you know if charges was filled Charlie? C. Marquardt, I don't. Per Christine Holmen I sent two certified mail letters to each owner and sent each letter regular mail. Rick took the copies down to the properties and posted them. I told Jason Lex he needed to write up the report and contact Christine Holmen. Marybeth Dougherty- this hadn't happen as of last night I asked Christine. C.

Marquardt- I have to ask Jason to do it during the day. He only comes in here in the night time. I have to see if I can get him to do it on his day off. She is only down there during the day. Maybe I can get a number to contact her at night time too. I will communicate with both of them together. As far as citing them I have no idea where the fines are or where the citations if any are filled on it I could not answer that. I was hoping Rick would be here. Frank Zangari- three citations were implemented and all in the Magistrate's office awaiting hearings. I was advised four and half hours away at the beach that Council closed Ogden St. I called home to have it put on Facebook. I come home 4 ½ hours later to find out it was not closed. Mr. Miller and I drug the horses across. Whoever made that decision was made by Council certainly not the Fire Chief. R. Krick- I'm not saying it was a wrong decision. I said at the work session, who is authorized to close the street? Someone has to have the authorization to determine it is that dangerous. I'm not denying it's a dangerous situation but, somehow we need to get on the page and who can close a street. I thought we were all on the same page to file charges. I thought we were going to move on that the next day. My understanding the Officer was going to contact the D.A. the next day to try to get some immediacy in the process. Because if you charge criminally he has ten days is my understanding and if he doesn't there can be a warrant put out for him. That was to put some leverage to move and do something. We haven't got that far yet. C. Marquardt, I did contact Jason the next day and he needed to contact Christine he said he would. When I spoke to him two days later he said he hadn't contact her yet because of his shifts. I said to please contact her I will call him tomorrow to please contact her. If the citations were filled through Code Enforcement Rick should post them I gave him the postings the other day. F. Zangari- I personally put the postings on the buildings they are posted. I honestly sit here in disbelief that the charges aren't filled. You can't mess around with the buildings the way they are. Days can't go by talking to the Police Officer we got to press the charges. C. Marquardt- I don't know how much further I can go I have one cop and I'm trying to do the best I can. F. Zangari- we have a D.A. that is willing to bend over backwards. I don't understand why at night time he couldn't call her she's not willing to help him. C. Marquardt- your guess is good as mine I'm not here with him I'm at work myself. I asked the guy he said he will talk to her. When the meeting is over I will go over and call Jason to find out exactly why he hasn't contacted her. I will ask him to please do that first thing tomorrow. D. Heiser- with the street being closed that give us the Public Nuisance. We stand a better chance of that not getting tossed out because of the nuisance for School buses, general public, and emergency vehicles.

Recreation: None

Recycling: None

Solicitor: None

Landfill: None

PUBLIC COMMENT

Annetta Whitecavage- you bought a lot of macadam the being of the year to fill potholes. I was wondering how far that got because it never came down our block again. This is over a year. Tim Sullivan had to go back and fill the hole's himself. One hole alone took three quarter tons. D. Heiser- last I knew they used up two tons and they did ask for permission to get two more. The

thing with black top is it's all hot and based when we can get the roller from Mahanoy City when they're not using it. I'm sure it's still in the works for when we can get the roller. Annetta even a thank you to Mr. Sullivan for filling the holes himself he did put the stone in and it is a lot better. He was going out and by more patch I said the Borough is supposed to do it not to go out.

Mike Manbeck- two years ago you condemned a house next door to me and she put a padlock on the door moved out. The house is filled with garbage I'm up to sixty seven rats. Thirteen mice I caught coming out of that house. I want to know who is responsible for that house right now being that it is condemned and in commissioner statues for taxes. Which is over \$100,000.00 in leans and that Frank found out for me. Naturally I'm not paying all that to tear it down. Who is responsible that the Borough condemned it and padlocked it. C. Marquardt- she is responsible. The solicitor and County solicitor is trying to get it somehow to get the leans. Some of the leans are loan for \$40,000 from Money Store. Our solicitor said we don't know where to contact them about the lean and if you do contact them. They don't have to give you any kind of information. They are trying to find a legal way where's this transaction where she got money from what store where at and go that route. Try and get it on traditional sale but we have to get the leans. M. Manbeck- what about going into the basement and cleaning it out if you take away the garbage away the rats won't congregate. I'm catching rats with large nipples so you know they are feeding. I'm catching rats during the day that's how many is coming out of the house. D. Heiser- Chris is trying to get the owner if they can't locator and they make every reasonable effort to locator her they might get a Judge to wave the time period to go to the Traditional sale then all leans are waved. M. Manbeck the whole basement is filled top to bottom of garbage and its house hold garbage. First time they were fined they had garbage for four years. They get it cleaned out inspected they can move in. Three and half years later they never threw out a bag again it's all in the house. I can set a trap at 5pm at night and have a rat trapped by 5:30pm. They come out during the day I caught fourteen in two days just by putting out from 5pm to 9 that night. D. Heiser- we can call Chris and see if we can legally go in there to do that. M. Manbeck- the Borough has to have some right being that the Borough condemned it and seen the condition of the house. We need to be able to get in there and do something. I'm tired of catching rats. F. Zangari- there is seven dead animals in there and the building is hazardous. M. Manbeck- all the ceiling dropped in the basement and there's black mold in there now. The whole building is destroyed. I need help with the rats. I'll tear the building down myself that's not the issue just to have the yard. D. Heiser- I'll give Chris a call in the morning. There has to be something we can do if it's a health hazard. M. Manbeck- there's cats laying in there on the couch curled up like they're sleeping but their dead. When you walk in the rooms you are stepping over dead cats. Annetta Whitecavage- that leaves it open for the rats to go to other houses. That's definitely a health hazard. C. Marquardt- we will look into it Mike and get with you.

Edna Labie- are they having a town wide yard sale I haven't heard anything on it. C. Marquardt- yep it's posted. The sign up sheet is out there. The 17th 8-1pm.

Tom Balsavage- The road block is killing our business. We are down three quarters of our business is shoot. Who closed the road? C. Marquardt- we closed the road for the simple reason of the buses that go by there. It was considered hazardous. We are doing our best. I apologize. Mel resigned and I asked this other cop to take the initiative based on the information I received. Here is where I'm at with it I did my end. Kathy Balsavage- it's just the run around. T. Balsavage- Ogden St isn't important as Second St.? C. Marquardt- Ogden is yes. T. Balsavage- why isn't it blocked off? There's more building facing Ogden St. then what's facing Second St. D. Heiser- there collapsing this way and there going to push out. I'm no structural engineer. T. Balsavage- who deemed it hazardous? D. Heiser- I guess the Fire Chief. J. Kessler- it was basically the Council deemed it hazardous there was three of us involved that closed the road. T. Balsavage- I don't see anybody up there with an Engineer Degree or Contractor's license. J. Kessler- Tom look

at the building the whole back is gone it's falling. T. Balsavage- why can't it be blocked off the same as Ogden St. just taking a couple of parking lots? I'll tell you why you wanted to cause trouble with the school district and make it look more hazardous. So you can file your charges. Those don't help us. J. Kessler- why would we do that to make trouble with the school district? T. Balsavage- because you need your push to make your charges go a lot faster. I'm not stupid. The first two weeks it was blocked same as Ogden St. Then all of a sudden the brain storm came up right before school started. That you need to block the Street off completely. J. Kessler- that's because one evening me and my wife were sitting out on our side porch. Ten minutes after seven pm we heard a big bang. We walked down, looked at the building and the whole back of Simons building was gone. The top floor was gone. T. Balsavage- so it's falling inward. J. Kessler- the front is pushed out it's going to blow out its going across Seconded St. T. Balsavage- it's going to go across Ogden Street too aren't those people just as important if they are driving across there. J. Kessler- the side is blocked off we blocked the pavement off. T. Balsavage- you blocked off a couple of parking spot off. Us you took the whole Street and all our true traffic. Our people don't want to come in there and have to be playing games to park and back out of there. Go back to putting them back by the side walk. Do us a favor. D. Heiser-there's two stories of brick. J. Kessler- it boils down to a public safety issue. T. Balsavage- isn't that a County road? County takes care of the bridge. J. Kessler- That's the Counties Bridge the road is ours. County owns the bridge we are responsible for the roads. T. Balsavage- I still don't see anyone up there with education on building that could make that call. Edna Labie- who all was down there checking that out? I was told the County Commissioner is there any help out there from the County. C. Marquardt- Rick Miller was down there Joe Kessler, I was and Rob came down later. Danny was at work and Christine Holman was there the owner of Simons was there and a paralegal. T. Balsavage- until you get someone who knows what they are talking about with buildings or an engineer you have no right to close our roads. Kathy Balsavage- that's our lively hood. T. Balsavage- that might take ten snow storms before that building falls down. Are we going to be out of business before that happens? D. Heiser- and it might fall on all the kids waiting there for the bus are we willing to take that chance. T. Balsavage- I want to know why aren't they waiting on Ogden St. why isn't that blocked off.? J. Kessler-because they changed the bus routes they don't go Ogden Streets. T. Balsavage- your just jerking me around no one has an answer for me. Still no one wants to say who closed that road. J. Kessler- Council closed that road. C. Marquardt- I will contact the Borough Engineer tomorrow morning. I will have the Engineer come up and I will have him tell us what we need to do. T. Balsavage I need to be there. K. Balsavage- do you like working with out a pay check no you don't. T. Balsavage- they have all there other paychecks. Robbie you got a business you wouldn't want the road blocked off in the front of you so you can't get any cars in the garage right? R. Krick- I agree with you. I would say this as far as I know the idea that it was purposely done to put pressure on these guys. T. Balsavage- sure it was. R. Krick- I can't say I was for everything but the DA showed up on Monday morning and it was under my suggestion Monday morning to call the DA. The Street was already blocked and she's the one that said you can file the charges. T. Balsavage- Monday was a holiday why weren't they filled on Tuesday? Nobody even knows where the paperwork is. R. Krick- the call was made to the DA she happened to be in Ashland she showed up here. Then she told us to file the charges. I don't know the discussion on Sunday. I was not involved in it. I can tell you what the discussion was Monday. As far as I know it wasn't done purposely in order to charge these guys that's all I know. Monday the DA said you can file under public nuisance basically because of the school busses. Whether or not that was in anyone's mind when it was closed Sunday I can't speak to that. T. Balsavage- while I'm listening no charges are filed on that. R. Krick- as far as I'm concerned we were going to be very aggressive. Frank was there and we called the solicitor wanted a letter drafted everything was supposed to more real quick and I'm sitting here. I was under the impression as of this

morning that the charges were filed. There not. T. Balsavage- another week down the toilet for us. R. Krick- they got ten days to respond if he doesn't respond. You can put out a warrant for him. I think we have to make a stand. How much money we are going to spend on it, that's going to be up to everyone. T. Balsavage- and there is no way to convince you to move that back and open it up? You are killing us. R. Krick- I understand I don't know what liability happens to the Borough. I think it's a good idea to have the Engineer. T. Balsavage- do I have the right to be there? R. Krick- I would say so. Do you want me to let you know when that meeting is? T. Balsavage- yes. R. Krick- your welcome here as far as I'm concerned. T. Balsavage- we are losing six parking spots move them down were they belong. If someone can't see the sign back thirty feet road closed they don't belong driving. R. Krick- unless we can rig a sign on the corner road closed. Frank Zangari- the address involved are 201, 203, and 205. 2013 if you move the barricades down. I'll tell you straight out when that siren blows that barricade is moving. Whether I have Fire Police moving them we are moving them. I'm not, for me to go out that high road around the barricades I wouldn't want to be on that end of the fire. If you're compromising with your business I understand both sides maybe you should move them down to 213. R. Krick- maybe get a sign up on the corner saying dead end. C. Marquardt- alright Tommy we will move them down tomorrow.

Paul Kowalick- when charges are filed what time table are we talking? The road gets up when will the building get demolished? R. Krick- it's all in the air I don't know. C. Marquardt- Code Enforcement can continue to file everyday. They can continue to file \$1,000.00 charge after the hearing every day. R. Krick- this guy from NY brought up a paralegal the first time we meet and then crying he doesn't have any money but I don't know how much it cost to pay a paralegal to come from NY to Girardville. Tom Balsavage- can anyone bring in an excavator and push it in a pile? R. Krick- I think there is a legal process. You have to go to the Court to get the Ok. Council would have to file it. T. Balsavage- Can you put leans on the properties they live in now. R. Krick- I don't now that, it's a possibility. I don't what that process is.

Dan O'Connell- the three properties on Line Street what is going on? Don't give me your nonsense it's time the Borough starts pushing. C. Marquardt- what are you pushing for she has no money. D. O'Connell- put her in jail for a day or two. C. Marquardt- that is up to the Courts it's not up to us. D. O'Connell- press it have the Courts do something now. It's a year Charlie. C. Marquardt- as far as I know she is paying the fine. She was issued a fined I'd have to ask Rick that. They made an agreement when she was found guilty to pay with the Magistrate. It's the same situation Tommy is talking about on Seconded. We go in there to knock the properties down to save it. Put it in a pile we are going to have the same issue on Line Street. D. O'Connell- why was that contractor left moved that's my problem with this whole thing. Kitsock knocked it down and then he left. Because she didn't have the money to clean it up. C. Marquardt- she paid to have him knock it down she didn't pay him to have it hauled away. Then he went to Ashland and knocked the other one down all the way. Then he got stuck both ways around. My understanding. D. O'Connell- that should have never happened. C. Marquardt- I can't stop him from doing that. D. O'Connell- was there a contract or something? C. Marquardt- that's between them that doesn't have anything to do with the Borough. D. O'Connell- I drive by that every day and have to look at it. C. Marquardt- I'll call the Magistrate tomorrow and ask her if she is paying the fines. D. O'Connell- doesn't after so many citations don't that become criminal? C. Marquardt- sure it does. She filed bankruptcy and all the Borough is going to end up cleaning it up. D. O'Connell- the tax payers are. C. Marquardt- well that's right you're going to end up picking it up. D. O'Connell- no we are not you guys do nothing with these people. That's my argument here. C. Marquardt- I agree with you argument Dan but this is where it gets to this is how it gets Dan. Just like Frank said we are taking them down just the way they want us to do through the system. Frank Zangari- she has three thousand dollars in fines at the hearing she tried to get out of payment with the Magistrate. She went out front made arrangement to pay on the \$3,000.00 fines. Criminally if she isn't paying

her fines you can serve criminal charges. D. O'Connell- maybe someone should explain to the Magistrate what we are going through. Frank Zangari- Rick tells me he gets a report every month. R. Krick- he didn't know when I asked him. Frank Zangari- he said on the report she was not on there. R. Krick- she hadn't paid any fines and that was part of the discussion with the District Attorney. That if someone had not paid their fines there is a stipulation somewhere in the law that allows them to charge criminally. D. O'Connell- that's my point here let do something. This has been going on for a year. Lock her the hell up for a day or two.

Mary Beth Dougherty- how come GAMA was late two months for Borough Building and School Building. Are there any other bills not paid. C. Marquardt- Jean Ann and Tina missed those bills when they were here helping out. You have to realize Candice was out and we had another person filling in here. Mary Beth- I understand this and Council should have been better prepaid for this. Is the Audit from last year finished yet? Can we see a copy? J. Kessler- no. Dougherty the Dead line to file it to DCED is April 1st. So it hasn't been completed. J. Kessler- is the audit completed yet Candice? Candice- No the audit is not done. Dougherty- no one on Council knows it's not done yet so we really have no clue what is going on with finances. The audit isn't done yet. The guy who did the Budget last year just resigned and nobody questioned that. No one questioned this. D. Heiser- it was questioned at the work session. Dougherty- Wow, Wow. Candice- they got backed up on another audit. That is why we didn't get it in yet. She has to come and get every thing last I spoke to her she was backed up on another audit then her husband was in the hospital when she is finished that other audit we were next to have ours done. Dougherty- wow I don't remember this being done this late. It not being submitted to DCED that affects 80% your grants folks. Any DCED money that intentionally could come in the Borough we won't get until the audit and paperwork is up to date. I mean late bills the audit not done yet. Annetta Whitecavage- the audit went out to a firm do they have only one employee there that can do the audit. M. Dougherty- has anyone talked to the auditor and followed up on this at all? A. Whitecavage- the firm in Pottsville I forget the name of it. C. Marquardt- Deegan. M. Dougherty- this is unacceptable. I suggest someone on Council call Deegan and get the full story I find this hard to believe that an auditing company would be this unprofessional. I find it extremely hard to believe that it would be this unprofessional. We have been a long time client. It was never ever a problem. This is the first time I ever heard of anything like this. But again I would questioning why the finances chairman whatever he was doing the budget he gone. All these people are gone bills aren't paid. I don't know. Maybe DCED need to. You guys need to think about the early intervention program and get your finances under control.

Tom Bradshaw- the road got closed I don't see why it is getting laid on you. Mel was still on duty wasn't he? C. Marquardt- yes. T. Bradshaw- the DA and you guys are going to bend over backwards in the system filing the charges and he was here for two days why didn't his boss send him down? C. Marquardt- I don't know just trying to fill in and get it straightened out.

Motion to adjourn made by J. Kessler, seconded by D. Heiser. Voted all. Motion carried.

Respectfully submitted,
Candice Squires
Secretary/Treasurer

BOROUGH OF GIRARDVILLE

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"This institution is an equal opportunity provider and employer"

Regular Meeting

PLACE: Municipal Bldg. DATE: October 06, 2016 TIME: 7:30 PM

OPEN MEETING

Meeting opened with the Pledge of Allegiance led by Charles Marquardt

ROLL CALL

Members present: Robert Krick, Dan Heiser, Michael Huss, Joseph Kessler, Charles Marquardt, and Attorney Christopher Riedlinger

Members absent: None

Public Comment on Agenda - No Comment from Public

Nomination to fill the vacant mayor seat called for by C. Marquardt.

Nomination of Joseph Catizone Jr made by seconded by Question? None. Vote. All. Motion carried.

Joseph Catizone Jr. was sworn in by Mary Beth Dougherty, Notary Public.

He was then welcomed by the Council members and those present.

APPROVAL OF REPORTS

Minutes: Motion to accept the minutes of the previous meeting made by J. Kessler, seconded by D. Heiser
Vote. All. Motion carried.

Treasurer's report: Motion to accept the report made by D. Heiser, seconded by M. Huss . Vote. All. Motion carried.

Mayor's report: Read by C. Marquardt. Motion to accept report as read made by J. Kessler, seconded by D. Heiser. Vote. All. Motion carried.

Permit Officer's report: Motion to accept the report as submitted made by D. Heiser, seconded by M. Huss.
Vote. All. Motion carried.

Code Enforcement report: Motion to accept the report August/September as submitted made by R. Krick, seconded by J. Kessler. Vote. All. Motion carried.

Fire Chief's report: Motion to accept the report as submitted made by J. Kessler, seconded by R. Krick. Question D. Heiser, no parking on Vine Street and C Street didn't we do that a couple of months ago? Mike Zangari, you did put it though the minutes it's not posted or marked. C. Marquardt, take care of that tomorrow with those guys. Vote. All. Motion carried.

Tax Collector's report: Motion to accept the report and pay the tax collector made by D. Heiser, seconded by M. Huss. Vote. All. Motion carried.

UNFINISHED BUSINESS

NEW BUSINESS

Mayor position applicants are Joe Catizone Jr. and John Wayne. Nomination to fill the vacant mayor seat called for by C. Marquardt. Nomination for Mayor, Joseph Catizone Jr made by R. Krick, seconded by D. Heiser. Question? None. Vote. All. Motion carried.

Joseph Catizone Jr. was sworn in by Mary Beth Dougherty, Notary Public. He was then welcomed by the Council members and those present.

Formally approve Resolution 2016-13 appoints J. Catizone Jr. Mayor made by D. Heiser, seconded by M. Huss. Voted all. Motion carried.

- a. C. Marquardt introduced Officer Jason Lex. Police Applications Earl Johnson and Matthew Williams. These officers's can work nights and weekends for us. Motion to hire Earl Johnson. R. Krick, we all decided to hold off from hiring anyone until the new Mayor was in place so we can understand what his schedule is so he can schedule these guys. D. Heiser, the people that were interviewed are aware of this as well. C. Marquardt, tabled until next meeting. D. Heiser, we are still accepting applications.
- b. Letter from The Girardville Good Time Club asking permission to hold Annual Halloween Parade Sunday, October 30th @ 2pm. From Sullivan's Funeral home to Girard Hose Co. Motion to approve parade made by D. Heiser, seconded by J. Kessler . R. Krick, will there be any clowns? Voted all Motion carried.
- c. Trick or treat night will be held Monday, October 31st from 6-8pm. Motion to approve Trick or Treat night made by D. Heiser, seconded by R. Krick. Voted all Motion carried. C. Squires request to get parade and Trick or Treat in paper. C. Marquardt I'll get John to put in the paper.
- d. Started Monday, October 3rd 2016 Ashes are picked up Mondays and Fridays (holiday will be next business day).
- e. Snow removal announcement we added Beech Street to the list. D. Heiser, we should advertise in the paper that we are accepting bids for snow removal. Motion to put in paper for Snow removal Bids made by D. Heiser, seconded by R. Krick. Voted all Motion carried.

BILLS

Motion to approve the bill list as submitted and read was made by J. Kessler, seconded by D. Heiser. Vote. All. Motion carried. R. Krick, comment could we have bills to be reviewed at work session. C. Squires I usually do have them before due to week early meeting bills were still coming in.

CORRESPONDENCE

- a. Letters and flyers.

COMMITTEE REPORTS

Police: Nothing further.

Street: D. Heiser, Kubota fixed and is coming back. J. Kessler when guys patched the roads with hot patch they raised the gate on back on truck chain slipped. The tail gate dropped down landing on ball hitch for trailer and it crushed the tail gate bolted out big dent in top of it. It won't close and if we fill it with rock salt most of it driving down the road we need to replace. *Motion to purchase new tail gate for dump truck made by D. Heiser, seconded by J. Kessler. Voted all Motion carried.

School Building: None

Finance: None

Personnel: R. Krick, I noticed on payroll. The workers are getting every pay period three four six hours overtime. Who authorizes that? D. Heiser, they had asked to work over time. This pay period was because they had half a truck of hot patch left and they needed to finish what they were doing. You can't just through hot patch out. C. Marquardt, all the overtime for the Borough workers go through Joe and Danny and they did that. D. Heiser, yeah.

Code/QofL: 2nd Street we meet with Engineer and his opinion. He told us we can move barriers back but he will continue to monitor the situation down there. If he deems it necessary then we will do whatever he requires us to do. Whether it's going back to blocking the roads or whatever it takes until these properties are taken care of through the courts system or whatever. We did contact the Engineer and the people that were here came when we had the meeting. D. Heiser, read letter from Don Cuff on the 2nd street properties. C. Riedlinger, I recall someone from the District Attorney Office telling me that Council was told to have something in the minutes to restrict public access to certain areas like side walks around those buildings that would help in the Public Nuisance Prosecution on that case. Should motion to erection of the barriers that Don Cuff from Entech Engineering recommends the public is effected by the conditions of these building on Seconded St. D. Heiser includes if the Borough Engineer Don Cuff feels that Streets need to be block we don't have to have a meeting. If it's his recommendation to close Streets we follow his recommendation if something happens on a Wednesday in the middle of the month the next meeting isn't until seconded Thursday following month.

- Approval of erection of the barricades preventing sidewalk pedestrian travel in front of those buildings. Motion made by D. Heiser, seconded by M. Huss Voted all. Motion carried.
- Approval to have Don Cuff the Borough Engineers recommendations anymore serious conditions such as vehicular traffic on the Streets then recommendations go in effect immediately with out waiting for next Council meeting. Motion made by D. Heiser, seconded by M. Huss Voted all Motion carried. R. Krick, I think the pedestrian's traffic is restricted on both streets Ogden and Seconded Street. I think that should be reflected in the meeting.

C. Marquardt, we also received the packet back from PEMMA on the snow removal everything is signed and waiting on when the funds will be distributed. I talked to Brain Kimmel it is long process and can take awhile.

Recreation: None

Recycling: None

Solicitor: None

Landfill: R. Krick attended the meeting

Blight: None

Cog: September meeting was Canceled. D. Heiser we got a letter the land bank is submitting application for funding. A letter of recommendation that we support the land bank. C. Riedlinger, there is one property in

Girardville they are targeting for possible acquisition to demolish or rehabilitation I'm not sure which and don't have the address.

Aqua Project: C. Marquardt, Aqua wants to do a project on Oak St. in Girardville. The existing water mains that will be replaced on the Streets are N. Julia St. East and West Oak. North and South John. North and South Richard. North and South William. East and West Preston. North and South Line. North and South Seconded St. North Third St. West Main St. State Route 4030. They already hired a contractor. We had several discussions with these people. We had a meeting with them already. We were under the impression that when they dug the trenches and everything we understood they had to put the academe back in the trench. We were asking for a overlay in the road on Oak St because the equipment will be the full length of the road. Aqua does not want to do that. So they suggest to us in this letter if we are not satisfied with this that we need to conduct additional meetings with them. I just received this today from them along with the maps. I did fax this down to our Engineer and we will set up more meetings with Aqua and see what the problem is. At the end of this letter says Council is requesting full cart weight payment restoration on Oak St due to the poor conditions of the existing pavement. However, addressing this existing problem require extensive base repairs to insure that the new pavement surface holds up over time. Aqua is requesting approval of the project as proposed. However, if the proposed project is unsatisfactory to Council we propose meeting to address the issue in grater detail. I want to find out are they going to overlay the Street or they originally going back to only doing the trench, we're all not happy with that. Once we set another meeting up with them and get the ball rolling we'll call the Engineer for Aqua tomorrow. Danny talked to him, he told him one thing and told us one thing verbally, told our Engineer one thing verbally. Then when it came down to the meeting everything changed. We thought that they were going to take some stone away from the ditch area to compensate for the overlay. The Engineer or who ever it was for Aqua said no he doesn't want to do that. So now we're back to were we were they just want to do the trench work. I mean some of the Streets on Oak St the equipment they are bringing in is the full width of the Streets. We will set up another meeting with Aqua and get this resolved I hope.

Solicitor: C. Riedlinger, Schuylkill Community Action Project on West Main Street. The bulk of my invoice this month is the work for the Schuylkill Community Action and probably will be the next month as well. They want me to do reports of the Title search on these properties and they can try to acquire Title insurance on the properties. I want to remind Candice particularly I will highlight the Schuylkill Community Action work because I think they will reimburse the Borough for that. I don't know when I think you will get reimbursed.

Loan developer Agreement. The Agreement is between the Borough and Schuylkill Community Action and the County of Schuylkill dealing with giving the authorization for Schuylkill Community Action to be the developer on the project with the Home funds. It's agreement they want executed and I have reviewed it C. Riedlinger I don't have any problem with it and I recommend the Council vote to approve the agreement and authorize Charlie as the person signing on behalf of the Borough. Mike Manbeck, I have a question one of the houses that is in that lot is still up for repository list how could that be? C. Riedlinger, I think all eight properties were acquired by the Borough. If it is on the list it would be a mistake. I know they are all tax exempt.

* Motion to accept the Loan Developer Agreement made by R. Krick, seconded by J. Kessler. Voted all Motion carried.

R. Krick, I would like to bring up the Medical Center the property the Solicitor sent them a letter asking for some response and didn't get any. As of yet we haven't gotten any written response. You had mentioned something Charlie. Do you have anything in writing? C. Marquardt, no I have nothing in writing. Joe had also talked to Joe too. The response we got was it's coming back to us.

* Motion to authorize the Solicitor to start to take whatever legal steps are required for us to take the property back made by R. Krick, seconded by D. Heiser. Voted all Motion carried.

PUBLIC COMMENT

Edna Labie, The Girardville Seniors are collecting non perishable food for the food pantry for make a difference day. I have a box out there if anyone wants to donate anything here or give me a call and I'll gladly pick it up. We're going to do that for make a difference day. Any people in town that don't leave the kids in for Halloween that live alone or afraid to leave them in if they would like to donate some candy for us to help fill our bags for Trick or Treat we'll gladly accept it from them. C. Marquardt, you can hang a flyer up and anyone can contact you.

Rosalie Kuzma, my issue is the park between Main and seconded St. Where they made that the bus stop. Whose decision was it to make that the bus stop at the park? C. Marquardt, the School moved it up there from the properties down below. I contacted based on your letter the school board members. They said they would look into it and investigate. One of the school Directors came here and I gave him a copy of your letter. He was taking it back to the board. They were talking about possibly moving it again. They understood that parents were there with these kids. I don't know what age bracket they are in. They may have seen something but no one has stepped forward. They are investigating it and they have not got back to me yet. R. Kuzma, can you make a recommendation to put it on the A Street in front of the school. C. Marquardt, I know they originally wanted to move it to Second and A Street because I guess that's the route. I don't think they wanted to come around. They do pick students up on Main. I can suggest it to them I don't know what kind of problems it would cause on A Street. R. Kuzma, there was damage they trampled the flowers to clime the coal. They trampled them all down pushed the fence down. I got them back up. Some of the steams weren't broke. Some survived some didn't. C. Marquardt, this happened right after they were put there. R. Kuzma, yes I'm up there all the time. D. Heiser, can't we send a letter to the transportation department and make them aware of the situation? C. Marquardt, sure. The transportation department will go though the school board. R. Kuzma, you can tell that to the school if one of those kids are pushed over the edge and hit their head on the pavement or something. C. Marquardt, I'll ask them about the A Street school if Council doesn't have a problem or if there is any other area. They did talk about possibly moving to Church across from Centiole's too. D. Heiser, that's were it was the longest time. C. Marquardt, I don't know why it's not there nor did the Church have a problem with that I don't know. They mentioned that. R. Kuzma, on that lower level I don't know if it's the High School kids or the small kids but they took the store in the back they took seven huge rocks out of his foundation. It's laying up there if you think I'm telling stories you can look. They pulled out chunks of his foundation and that was not there before. I put anywhere to \$80-\$100 in flowers for the park and I carry water up and take care of them weeding them. I clean up the trash but come spring when I put the new plants in they'll trample them. That's like putting a match to a hundred dollar bill. I been taking care of that since 2011 a donation on my part. C. Marquardt, why I have you up there. Will you be interested in doing a Christmas thing again this year? R. Kuzma, I don't have anything planned if I can though something together. I haven't been feeling well the last couple of months. I may do that yet. I'll see how it goes. You know me I can come though the last minute. C. Marquardt, yes I do.

Wade Richards, The Solicitor is looking to get the ground back. Can you possibly look in where all the money donated for that project? Have someone come in and explain where it went. Lot of organizations donated. Mary Beth Dougherty, Chris what would be for anybody that did donate and is pretty much screwed out of their money what would be the right protocol? What is the procedure for those folks? I think they need to be the ones to start the inquiry or ask questions. I know the Borough is not an interested party. C. Riedlinger, I assume the Girardville Medical Center project has asked for donation from residents of the Borough lot of people donated money for that project. I'll be honest I don't know off the top of my head to tell you. Was there a promise that it was going to be returned if the project never went forward? Mary Beth Dougherty, is that something for the Attorney Generals Office to investigate? C. Riedlinger, if there is some concern that there was some fraud on there part. Mary Beth Dougherty, there is that's safe to say. Yes. C. Riedlinger, yeah I guess you should call some body at the State level like the Attorney General Office. Mary Beth Dougherty, The Attorney General's Office or if it's registered as a charitable organization to the department of State. I don't know. I don't think they have investigated abilities. C. Riedlinger, I don't know of the top of my head. If you think there was money solicited. Mary Beth Dougherty, any one that had given money and has an interest in the situation. C. Riedlinger, off the

top of my head I don't know for sure. There's got to be some State agency that investigates situations like that. Because if there was some fraudulence enticement to donate money yea I mean. I don't know on top of my head who it would be but, there has to be a State agency thing like that. Mary Beth Dougherty, the Attorney General's Office. I'll just dig in the office to see what I can find out.

Mike Manbeck, my rat problem is getting worse. Now came though the first floor and they come right out on the deck now back porches. There has to be something bottom line. D. Heiser, at last meeting we said we would talk to Chris about it. We talked to Chris about it. Mike Manbeck, you can't sit out on the back porch anymore. If your back there reading sitting there quite and though a slice of pizza there. The rats will come right on the deck. I can't set traps on that the dogs will get trapped themselves. D. Heiser, inside the house with the rats and the garbage and the animal carcasses and all that stuff. I'm sure everyone agrees it wouldn't be right for us to send our Borough workers in a situation like that. So if we could contact someone who could come do that stuff. It would cost a lot of money and what we would do is putting a lean against the building that we are trying to get the leans taken away from so you could acquire. M. Manbeck so if takes three years lets say to get that building on repository. To get leans taken off. I have to deal with this for three years. R. Krick, I think to get put on repository there is a chance it could be moved up. I think it could be. That's a situation would be best to get moved up on the list. M. Manbeck I'm asking for help. Annetta Whitecavage, you're looking to build new houses in that block when you're going to have all these rats on the block. M. Manbeck, I'm over a hundred and thirteen now since last meeting. C. Riedlinger, all I can tell you is people at the County told me that they will attempt to get it on the Spring Judicial Sale list in 2017. They will attempt to get it on the list. You have to either one server the owner with notice that it's going to Judicial Sale or get a court to excuses them from having to serve the owner. The County Commission has told me given the lateral of those two options if their going to try and get a Court to excuse personal service on the owner. They are going to have to tell the Court the attempts they made to locate the owner. I told the Council if you know where Mrs. Elmore is let me know so I can let the County know. If you don't know where she is at least make some attempts to find her. So I can tell the County what attempts we made to find her. One of those things has to happen to get it on the Judicial Sale in the Spring of 2017. C. Marquardt, we were told she may possibly be in Scranton. We need to narrow it down to exactly the location. We can't hire a constable, Sheriff's deputy to serve papers unless we know exactly where she's at. If any one knows or know of someone who knows let us know so we can locate her. R. Miller, I cited her I have an address. M. Manbeck, is that the Allentown address? R. Miller, I don't know I don't remember. If she doesn't contact the District Office she's automatically found guilty and a warrant will be out for her arrest. C. Riedlinger, if a warrant is issued she's not automatically found guilty there's a warrant out for her arrest. Just because a warrant is issued doesn't mean anything is going to happen quickly. The Constable has to go out and get somebody, bring them in on a warrant or it's just going to sit in warrant statues forever. So the practical reality is he files a citation and there's no entry of a plea guilty or not guilty on it and warrant is issued there's nothing he can do and the warrant could sit there for god knows how long before anybody finds the person or attempts to find the person. M. Manbeck, what if I cleaned the house myself the borough condemned the property and put a padlock on it. What if I cleaned it? C. Riedlinger, are you talking about going in there personally or hiring someone to go in? Mike Manbeck, I'm going in myself. C. Riedlinger, I'm not going to give advice one way or another on that. If you are will to hire someone I think I could get permission. Not permission but authorization under one of our ordinances to get the Borough to do it but that would cost a lot of money. The borough would do it if you paid the person to clean it. M. Manbeck, I want to buy the house and tear it down. In the meantime if I could take out the 3 1/2 years of garbage that is lying in there maybe that would solve the rat problem coming in to my house and I'm sure other houses around. C. Riedlinger, I understand what you are trying to do. You have to understand as a solicitor I'd be reluctant if we ever got in Court over something for me to explain to a Judge we hired someone to go do it. We didn't hire a professional we hired the next door neighbor to go do it. A. Whitecavage, this is a health hazard to not only his family but other families. C. Riedlinger, I can't tell you, you have the right to go into that house and do it. M. Manbeck, will I be arrested for going in to clean it up. C. Riedlinger, if the owner of the house made a complaint you were trespassing in her home yes she could. A. Whitecavage, can't the Courts do something about this health hazard my god there's rats. C. Marquardt, Mike at the end of the meeting will you meet us in the Office with the entire Council. M. Manbeck, yep.

Annetta Whitecavage, first I want to thank the Borough Workers for the nice job on the pot holes behind West Main Street. They are perfect very nice job I want to thank Council and the Borough workers. Second do we still have a Blight Committee? How do you get on the Blight Committee and when do they meet? C. Marquardt, I have an offer for you.

Mary Beth Dougherty, can I ask if we can have a meeting I have a bunch of stuff from the Pottsville meeting I was there on Tuesday. I think it's really good stuff their list is excellent how they rate properties. Also they talk about changing their rental ordinance at the meeting it was in the paper about it. This isn't the ordinance Chris it's just some points. On one of the things their doing any property that taxes are owed on it that's rental property. They need to a certificate of Occupancy taxes have to be paid up. C. Marquardt, Annetta would you be interested in sitting on Appeals Board. I need three people one from Council and two from Public this is Appeals Board that would sit in on anybody appealing the Code Enforcement. If you would please submit your name in to Candice. I'm not sure if Danny or Joe would sit on it as one of the Council members. If you are interested please submit your name in. We do have this Resolution, we do have this going and with all these cases coming and people want to ask for a hearing we don't have an Appeal Board in place. C. Riedlinger, no one asked for one yet. C. Marquardt, no one asked yet but it could happen. A. Whitecavage, when do the letters have to be in by? C. Marquardt, this has been going on since May. Turn them in before next Council meeting again at 3pm get them in by the Work Session. C. Marquardt, to be honest with you if you can get three people none of them on Council that would be more preferable. I put a Council person on there because you're going to have trouble getting anybody. If you can get three people that are not on Council that would be better. R. Kuzma, in reference to that could you print up what it involves to be on an Appeals Board and what you have to do and know. So you know if you are qualified to go in the position. Some flyer so people can see if they would fit there or have the intelligence for that. C. Marquardt, yes definitely.

Paul Kowalick, in concern to Mrs. Kuzma's problem up there. When the houses became a problem on Seconded Street. They eliminated two bus stops for the children. So now they have all the children from east end going there. Now the Street is open maybe if they put the bus stop back like on in front of St. Vincent's Church and the other one of course down in front of the Jiffy Mart I don't imagine no one wants their children there. Maybe if they would eliminate the problem because everyone is going up there now that's why there is a problem. When before it was just a handful of children. C. Marquardt, so in other words if I could get them to move both bus stops in front of St. Vincent's. P. Kowalick, I don't want people on A street mad. Go back to now that the street is open it might eliminate the problem. This is probably all North Schuylkill's decision anyway. It's just a suggestion.

Michelle O'Connell, the properties on Main Street where Schuylkill Community Action project is going can that possibly get cut? They plan on having a pre-bid meeting soon and it's a mess. C. Marquardt, first chance we can get them down there we will. We cut it a couple of times already this year. D. Heiser, talk to Mike maybe he can get the prisoners to come in. C. Marquardt, the prisoners are done for this season unless there is any openings come open or if someone backs out. We are on the list. I did mention it to them about the lot. Their still mulching on the island and still trying to get the lawns cut around. I know its coming and I did mention it to them. M. O'Connell, was the bank ever cited for the way that building is with the tree coming out the top? C. Marquardt, Rick was the bank ever cited? R. Miller, no. C. Marquardt, can we look into that? R. Miller, yeah. C. Marquardt, thank you.

Mike Zangari, are we doing a town Christmas tree or something for Santa when we bring him Thanksgiving Night? Any idea what we can do? It's always nice to see. C. Marquardt, we have a tree up at the park top of Main Street that we tried to put lights on there. There's a Christmas tree planted when the park was put in. the problem that came up there was of lighting the tree. We had it going there and then there was an issue with the owner. As far as running power into the place and all that was a cost factor that they didn't know what they could do. I don't know what to tell you on that Mike. They do have the lights. They can't put them on that tree we just don't have a source for power. You can't run a temporarily line in I found that out. I'll let you know more if we can come up with getting some kind of power to it. I did talk to the owner of the property behind it. The owner of the apartment building behind it there is a possibility I might be able to get something there. He

hasn't gotten back to me and I had mentioned that from last year up until now. You're bringing it up again. I will mention it to him again.

Motion to adjourn made by D. Heiser, seconded by J. Kessler. Vote. All. Motion carried.

Respectfully submitted,
Candice Squires
Secretary/Treasurer

BOROUGH OF GIRARDVILLE

201 North Fourth Street
GIRARDVILLE, PA 17935

PHONE: (570) 276-1635 FAX: (570) 276-1640 e-mail: borohall@ptd.net

"This institution is an equal opportunity provider and employer"

SPECIAL MEETING

PLACE: Municipal Bldg. **DATE:** October 17, 2016 **TIME:** 7:00 PM

OPEN MEETING

Open – Pledge lead by R. Krick

ROLL CALL

Members present: Rob Krick, Dan Heiser, Joseph Kessler, Mayor Joseph Catizone Jr

Members absent: Mike Huss, Charles Marquardt, Solicitor Christopher Riedlinger

PURPOSE OF MEETING

To Appoint Police Officers.

PUBLIC COMMENT

No comments.

BUSINESS

a. Motion to hire Earl Johnson for Police Officer at \$15.50 Hr base pay made by Dan Heiser, seconded by Joe Kessler. Vote. All. Motion carried.

b. Motion to hire Matthew Williams for Police Officer at \$15.50 Hr base pay made by Dan Heiser, seconded by Joe Kessler. Vote. All. Motion carried.

Motion to adjourn made by Dan Heiser, seconded by Joe Kessler. Vote. All. Motion carried.

Respectfully submitted,

Candice Squires
Secretary/Treasurer

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Regular Meeting

PLACE: Municipal Bldg. **DATE:** November 10, 2016 **TIME:** 7:30 PM

OPEN MEETING

Meeting opened with the Pledge of Allegiance led by Charles Marquardt.

ROLL CALL

Members present: Robert Krick, Dan Heiser, Mike Huss, Joseph Kessler, Joseph Catizone Jr.
Charles Marquardt and Attorney Christopher Riedlinger
Members absent: None

Public Comment on Agenda: No Comment from public

A.O.H. Joseph Wayne, I submitted a letter to Council to hold our Annual Parade will be held March 25th it is usually held the Saturday after St. Patrick's Day. This year St. Patrick's falls on a Friday and we do have trouble with bands and so forth so we had to move it back a week. The other request is to extend the liquor license and rope the street off. I want to thank you for your past help. I will meet with the mayor.

APPROVAL OF REPORTS

Minutes: Motion to accept the minutes of the previous meeting made by seconded by D. Heiser, seconded by M. Huss. Voted all. Motion carried.

Special Meeting: Motion to accept the minutes from October 17th 2016 made by D. Heiser, seconded by J. Kessler. Voted all. Motion carried.

Treasurer's report: Motion to accept the report made by J. Kessler, seconded by M. Huss. Voted all. Motion carried.

Mayor's report: Read by J. Catizone Jr. Motion to accept report as read made by M. Huss, seconded by D. Heiser. Voted all. Motion carried.

Permit Officer's report: Motion to accept the report as submitted made by J. Kessler, seconded by M. Huss. Voted all. Motion carried.

Code Enforcement report: No report submitted. Proposal to amend Ordinance. Motion to amend Ordinance made by J. Kessler, seconded by R. Krick. Voted all. Motion carried.

UNFINISHED BUSINESS:

NEW BUSINESS

- a. Letter from Good Time Club asking to put up decorations and on Saturday, November 19th and hold the Annual Santa Claus Parade at 5pm on Thanksgiving day November 24th Motion to approve Good Time Club requests made by D. Heiser, seconded by M. Huss. Voted all Motion carried.
- b. Old Fashion Puppet Show Dominick The Italian Donkey by Rosalie Kuzma on December 18th at 2:30pm. Boyers will donate snacks. Girardville Crime watch donate drinks. Annetta Whitecavage donated crayons and coloring books. Edna Labie will meet with the Senior Citizens of Girardville to approve making hot dogs for the children. Sharon Smith gave \$20.00 towards the party. People gave \$30.00 last year. R. Kuzma is dressing as Mrs. Clause and has an Elf coming. Santa may also appear.
- c. Reappoint new agent for PEMMA to fill Rick Miller's position motion to appoint Dan Heiser on all correspondence made by M. Huss, seconded by R. Krick. Voted all. Motion carried.
- d. Letter of interest on Code Enforcement Appeal Board position. Motion to appoint Tom Clark made by R. Krick, seconded by D. Heiser. Voted all. Motion carried.
- e. Bids for Snow Removal. Motion to accept Norm Runkel. No motion needed.
- f. 2017 Membership Renewal NEPA Alliance Motion to accept. Tabled look into before accepting the motion.
- g. Budget Proposal for 2017 will be available for Public inspection November 27th.
- h. Request from A.O.H. to hold St. Patrick's Day parade March 25th 2017 made by M. Huss, seconded by D. Heiser. Voted all. Motion carried.
- i. Request from A.O.H. to extend Liquor License to include the sale of alcohol in the confined area of Beech and Line Streets on March 25th 2017 for St. Patrick Day parade and request formal notice of approval. Motion to accept extended license made by D. Heiser, seconded by M. Huss. Voted all. Motion carried.

BILLS

Motion to approve the bill list as submitted and read was made by D. Heiser, seconded by M. Huss. On the question, D. Heiser, why was \$676 to put snow removal in paper. Candice, special meeting was a legal ad for Special meeting and Snow removal ad. R. Krick, the Lowes late cost

\$38.00 late fee. Candice, it is not on the pre approved bill list. *Motion to add Lowes on the pre-approved bill list made by R. Krick, seconded by M. Huss. Voted all. Motion carried. All in favor on the bills. Voted all Motion carried.

CORRESPONDENCE

Northern Council of Governments meeting notice. Wednesday, November 16th in Mahanoy City. Magazines and flyers.

COMMITTEE REPORTS

Police: C. Marquardt, Officer Uniforms \$450.00 motion to purchase made by M. Huss, seconded by J. Kessler. Voted all. Motion carried. Located a battery for the taser cost for battery \$50.00. Motion to purchase battery made by R. Krick, seconded by D. Heiser. Voted all. Motion carried.

Street: C. Marquardt, Aqua will start project on Oak Street Monday.

School Building: D. Heiser, the amount of money to heat and light the place. \$30.00 first hour and \$20.00 for every hour after that. Must have someone 18yrs or old to sign agreement before they go in. There will be a \$20.00 deposit. We go in after to lock up and inspect that there is no garbage, no damage, no tobacco use, and the toilets are not clogged. Then the \$20.00 deposit will be refunded. One of the Coaches of Biddy basketball Wes installs lights in gymnasium. He is going to look into getting a discount price on lights for our gym. He and his father-in-law will do the labor a little cheaper on the weekend if Council has no problem of us perusing looking into the cost to save us a lot of money those lights take forever to light and we are having a hard time trying to replace the bulbs. R. Krick, the original light they were commercial. They use to have a program with PP& L for that replacing lights for a business. Maybe we should take a look at that. That might be an option. *Motion to look in to PP&L and other means to replace lights made by M. Huss, seconded by D. Heiser. Voted all motion carried.

Blight: R. Krick, 7 worse main buildings in town we came up with at the last meeting. We'll have another meeting that's within the next week and peg down which ones that we think on that list we can actually take hold of in order to apply to the demolition fund. If I'm not mistaken Michelle that demolition is financed 100%. Michelle O'Connell, yes. R. Krick, so there are no Borough monies involved in the demolition of the project. The cost incur to us inquiring the property. The property we are looking at is in Repository and probably would be the easiest ones to get. C. Riedlinger, if it's in Repository you could probably get very cheap. R. Krick, we'll have another meeting and unfortunately I didn't get the list for people to look at it the seventeen worse. C. Marquardt, do you have a date set for the meeting? R. Krick, I would like to talk to everybody on the committee so everybody can make it. I don't see Frank here and I would like to have the Code Enforcement there. I'll let you know so we can post it.

Finance: None

Personnel: None

Code/QofL: C. Marquardt, the Code Enforcement attended a hiring the other day for the Seconded Street properties. Those properties are being cited a \$1,000.00 per day. They are well aware of it they attended the hiring the people that own it. Rick Miller and Frank will be citing them everyday and turning it in to the magistrate. On the weekends they'll cite and turn them in on Monday morning. R. Krick, they were found guilty on the Borough Ordinance or found criminally on the charges filed by District Attorney. C. Riedlinger, there is no way charges filled by the District Attorney in the last month would have been resolved in Court by now. R. Krick, ok that was just a question I wasn't sure.

Landfill: None

Recreation: None

Recycling: None

Solicitor: C. Riedlinger, you made reference to the Budget being available to the Public for inspection Candice you know you have to advertise that in the paper as well? There will be a newspaper ad notifying that the Budget will be available for inspection November 27th. Vote to authorize me to prepare the advertisement for the Tax Ordinance. * Motion to authorize the Solicitor to prepare the Tax Ordinance made by M. Huss, seconded by J. Kessler. Voted all. Motion carried. I been told by two Council members to contact Miners Bank and prepare a Resolution for Tax Anticipation Note for early 2017 as well. The amount we formally gotten was \$40,000.00 is that correct. C. Marquardt, yes. *Motion to authorize the Solicitor to look into preparing the Tax Anticipation Note with Miners Bank for \$40,000.00 made by M. Huss, seconded by J. Kessler. On the question D. Heiser, we can up to \$40,000.00 we don't need \$40,000.00. C. Marquardt, yep up to just like last year when they gave us the \$50,000.00 and we gave ten back. Resolution for the Council. Permit fees for excavation permits. There was a dispute with Aqua for the lasted excavation going on now. Don Cuff took a look at our Ordinances permit fees and recommended change. This would be Ordinance 2016-14 and the Permit fees would be as follows a permit would be \$25.00 plus either \$50.00 for excavation of 10 linear feet or less or \$50 per every 10 linear as rounded up to the closest ten foot increment for an excavation in excess of 10 linear feet. Girardville Borough Council shall have the right to reduce this permit fee on a case by case base upon the receipt of an option of the Borough Engineer that the permit fee is calculated above is likely to exceed the cost of monitoring and inspecting the excavation but if so reduced shall be no lower than the Engineers reasonable cost estimate for such monitoring and inspecting. *Motion to approve Resolution 2016-14 made by R. Krick, seconded by J. Kessler. Voted all. Motion carried. C. Riedlinger, Don Cuff recommends changes to the section that had to do with refilling an excavation once it had been performed. Should do it at the December meeting since you have two other Ordinances in December so you can advertise all three at once and maybe save a few dollars. So if you want me to draft up the recommendation quick for next meeting I can do that as well. * Motion to allow the Solicitor draft up Ordinance made by R. Krick, seconded by M. Huss. Voted all. Motion carried.

Opening on the GAMA Board Butler representative George Misunas resigned. Two letters was received from Kathleen Jones and Fred Squires. C. Marquardt, I was confused I thought they submitted a name and there is two here. R. Krick, they submitted a name. C. Marquardt, we make a vote to put someone on. R. Krick, I think I'm pretty sure you have to be in the service area and Mr. Squires isn't in the service area. Service area you have to be serviced by the sewer authority to sit on it. We went through this with someone who lived in Connerton didn't live in the service and didn't serve for that reason. C. Marquardt, in case it was asked do we have the language on it. R. Krick, I'm positive I don't want to say I'm absolutely positive that's the language as I understand it you have to be in the service area. C. Marquardt, well table this until we find out for sure based on what Rob had said. I just am not sure about this I think the township should choose the applicant.

C. Riedlinger, I finally received some communication from the lawyer representing the Medical Center and they have agreed to Deed the property back to the Borough. The Deed has been prepared and I had with me tonight. I gave it to Mr. Wayne and he took it with him. I'm anticipating that Deed will be signed in the near future and this matter will be done. I did explain to Mr. Wayne and the lawyer I would like to get minutes from an actual meeting of their governing body authorizing the sale and authorizing Mr. Wayne being the signatory on behalf of the Medical Center. Once that's accomplished and signed the Deed will be filed. Wade Richards, what about the money. C. Riedlinger, I'm not involved with any legal investigation regarding the money that wouldn't be done by Borough Council no. Mary Beth Dougherty, a lot of people donated money that are missing it.

PUBLIC COMMENT

Edna Labie, I want to thank everyone who donated for the Food pantry the seniors it turned out great and I want to thank everyone that donated candy for Halloween night we had a great amount maybe 150 kids.

Tom Clark, the old Church 201 A. Street tax exempt? C. Riedlinger, I don't think I did. I'll find out by the next meeting I promise.

Linda Catizone, concerning the Borough Ordinance they just amend. What's the language on it now? C. Riedlinger, it's the property Maintenance Code Ordinance its general fashion and says something like the outside residence shall be cleaned of garbage rubbish and trash something to that effect. Probably not specific about it like televisions or couch or refrigerator out on your front porch. These particular items are not allowed. Linda Catizone, what is the difference of the Code Enforcement tickets and quality of Life. Why do you need a board to review that? C. Riedlinger, the board is not reviewing the tickets. C. Marquardt, if you received a fine from Code Enforcement and you're not happy with the fine. C. Riedlinger, no that's not actual. We have a landlord registration ordinance that requires landlords to open up rental properties prior to renting out to tenants. Rick can go in and say to the landlord you have code problems I'm not giving you a permit you can't rent it. That aggrieved landlord needs somewhere to appeal to say the wrong decision was made you have to give me this permit. L. Catizone, how are they qualified? I just don't understand. C. Riedlinger, there are some

ordinance that isn't Rick's decision. Some are the magistrate's decision. The landlord ordinance who needs a permit by law you need an appeal board for people who can appeal Rick's decision if he doesn't grant a permit. If a landlord fails to comply with our ordinance that can go to Judge Hale. The Code Officer will cite them if they don't let him in the property for inspection.

Mary Cress, last Friday a ticket was on vehicle for parking partially on pavement which I have done since I lived there no one on the other side received a ticket. I took measurements of my vehicle if I were parked on that white line I still would have to be partially parked on my pavement to be off the lane of traffic and the way trucks come barreling though and other cars. Numerous vehicles have been hit in that block and are hit and runs. Are we going to continually get tickets? Edna Labie, I don't know if you have the right to change the parking on that road because of being the State highway. Joe Catizone mayor, last night that was brought up and discussed a few citizens though out the Borough had received some tickets that in your exact example had been parking a certain way or parking in a certain area for so long and had never ticketed. I have done I think my best in sorting though the tickets like in your case. The Officers and I agreed that for now we are going to turn away because of past practice. There was also a couple of tickets that people have received in the Borough that are unacceptable and would not push off and I apologize if anyone got those but if you are going to park against traffic your going to be ticketed and again if you park in front of a hydrant you are going to be ticketed. In a case where it had been past practice that was brought up at the Work Session. R. Krick, we did question whether or not the Borough has the right to change parking we do have the right. Whether or not we are going to do that. J. Catizone Jr, Jason and I discussed and with a few other Officers we are going to allow the other things to happen but like I said to other residents certain things are not going to be excused parking against traffic that's not this case. R. Krick, we had Penn Dot up there a couple years ago and we wanted Penn Dot to make the call. J. Catizone, does that satisfy you Ma'am. Mary Cress, as long as I don't get ticketed. J. Catizone, you will not Ma'am.

Ann Soucheck, I have an issue with the house, where her house is probably four down from her. The road goes here to here and she's parked in a corner. Four doors up from her now Mr. Kerrigan who has three quarters of his car parked on the side walk that's a no no because I can't get though there. He can park in front of his house they always have. From Gloria Brennan's down there's no reason why they can't park normally. Their house yes it does get cornered so there is an issue with how she can park her car. But the other one I do not agree with everybody should be allowed to park on the pavement. I'm not walking out on the Street to walk down because I walk that way. A lot of people walk on that Avenue. J. Catizone, for now what we liked to do is not ticketed those vehicles until we sit down and take a hard look at it.

Heath Ressler, on parking there's a pick up truck parked in the Fire Lane over here is it ticketed? On Williams Street to pull out there is gold colored Tahoe that's parking in a no parking sign at the first painted spot. How come that's never ticketed? J. Lex, because I didn't see it. H. Ressler, how long have you been a cop in this town? J. Catizone, hold on. Let's limit it to us please. H. Ressler, before we get off the subject of parking Charlie might know this. Why a blind eye to certain things and everyone else gets screwed. That's how I feel about it. I usually don't say nothing until it's brought up and it pisses me off. I see this stuff and certain people can do what ever the hell they want and park which ever way they want. As soon as I park the wrong way against traffic on the hill I get a ticket. Tonight I understand how she feels. That's my

complaint is this gold Tahoe is parked I don't know if it's illegal there's a no parking sign, the first painted space and it's between the two. It changes the side triangle when you go to pull out. Based on the speed limit of the highway. That the State allows where you get your speed limit based on the side triangle pattern of the intersection. Yet I don't know if it's illegal or not. The first painted space side bar it's not a space. J. Catizone, where is that again. R. Ressler, its William and Main. J. Catizone, that my truck it's Envoy not a Tahoe. It's not an illegal parking space but by all means the Officer can go and ticket it. If you want to blank ticket everybody. H. Ressler, I don't want to blank ticket everybody. J. Catizone, you do you just said that but if that's the case hey I try to work with everybody. H. Ressler, if you're going to go by this then everybody parks illegally and no body parks on the side walk and everybody parks the same. Some of us just get a little irritated the way you enforce things. I know you're new to being the mayor just letting you know some of us get irritated about this parking crap. J. Catizone, ok I apologize for that I try to have reasonable answer for her at my first meeting when this came up earlier this week. I tried to get what I could resolve for everything the best I could I apologize if that was not enough. H. Ressler, you have to understand for twelve fifteen years no one said a word to me up on the hill. I come out of my house one day and I get a parking ticket not even a yo hey you can't do this. J. Catizone, do mind if I talk to you after about this. There are certain things maybe I don't understand about it Heath and I apologize about this. R. Krick, a lot of people got ticketed. I personally got ticketed. I think that whole episode that you're speaking of was a couple of Police Officer's who were P.O. at Council that's exactly what it was. I mean I was upset you should be upset because that's exactly what it was. Ann Soucheck, so Joe what you are saying know is that as we move forward we are going to enforce on bases. J. Catizone, do to past practice like I said I don't think it's fair to ticket people for doing things that they have done for years. Even though we have some new energetic Officers on the force that really want to try and make a difference in the community. To hold them back on some things are unfair.

Chris Riedlinger, back to explaining the landlord and appeal board. Pretend your going to get a drivers license. If you choose to drive with out a license your committing a crime can be cited and the citation can be brought before a Magistrate. You can be found guilty and fined. Same with the landlord who doesn't open his building up to be evaluated by Rick for a permit to let it out. If you drive with out the license you're committing a crime and can be cited. If you rent the place out with out the permit you're committing a crime and can be cited but if you go get your drivers test and pass it but the clerk behind the desk just refuses to give you your license. That's the situation where your not before a Magistrate you have to have some avenue where you can appeal his decision where you think you been aggrieved. Like wise if a landlord thinks he should have gotten his permit but Rick refuses to give it to him. That's why the appeal board exists to review Rick's decision to refuse the permit. That's an example as to why you need an appeal board in some instances but you go before a Magistrate in other instances. That's all I wanted to qualify.

Michelle O'Connell, while talking about parking and Ordinances. I have a question about is there an Ordinance for parking in a lot? I want to say a junk yard. Is there an Ordinance if it's not zoned off for parking? I asked this awhile ago about on the Main Street parking and it's not a zoned area. I have three addresses here. Why we talked about last week where the houses are going there is three cars back there. One has no license plate, one has no tags, and I think the trailer has no tags. Where Sweet Peas was there you have a trailer parked along side of the

building and also cars are starting to park there is that zoned off for parking? Can they do that? C. Marquardt, I don't believe so. M. O'Connell, the third one is Seconded Street there is a property. There are two cars in it and two to three trailers in the yard. In the yard that is not sloped for a driveway. Is that permitted is there an Ordinance for that? C. Marquardt, to be honest with you I would say no. M. O'Connell, so shouldn't they be getting cited to? C. Marquardt, we would have to look at it. R. Krick, I think we had had this discussion concerning the property on Main Street where the houses are going. There was some discussion talking about the removal of vehicles. I think we were leaning towards that is a Code Enforcement issue. Rather than a tag and tow. You go to the Magistrate and cite people and let the Magistrate make the call to have them towed. That was the discussion we had. Mary Beth Dougherty, where the houses are going that's the Borough property. R. Krick, no that's not the Borough's property. It's the property next to it. Mary Beth Dougherty, you're talking about Bernie Adams what's their charge. C. Marquardt, it's in the Janet Morgan property Mary Beth. C. Riedlinger, I would recommend if there is an Ordinance that prohibits the parking of junk vehicles on private property that you cite them for violating the Ordinance and let the Magistrate imposes the penalty on them. M. O'Connell, so Code Enforcement on Main Street next at Sweet Peas and then 121 Seconded Street. C. Riedlinger, I think I would have the Code Officer or Police Officer issue the citation it doesn't matter. M. O'Connell, do you know what I mean the curb cuts to go into a parking lot the sidewalk is lower. On Seconded St. it is not and on Main St. it is not either. Do they have to get it specially zoned off? (To much chatter at once.) C. Marquardt, quiet please.

M. O'Connell, what is going on with Line Street? C. Marquardt, the hiring was pushed up to December 12th by the Magistrate. The guys are citing. She is paying the fines. She paying \$25 a week or \$25 a month I'm not sure and Rick isn't here. That was the Magistrates ruling. She is being fined for it and everything is being handled and the rest of it was taking though the County thought the District Attorney's Office. C. Riedlinger, you know as an interesting comment to make about what you just said I happen to be in front of Judge Hale today for Court on a Municipal Code violation and she made the point to tell me on how good of a job Rick and Frank were doing. C. Marquardt, we appreciate that.

Linda Catizone, Danny with the Ambulance did you have to go and apply for a driveway permit? D. Heiser, yeah the State told us that. The reason was they said no because on the Main Street for driveway purpose both sides we would have to take. C. Marquardt, you can apply for a driveway permit. There people who have done that but I'm sure you'd have to apply to County and Zoning. D. Heiser, on the Borough Street if Bernie Adams if he wanted to drive on Richards Street could he apply and be allowed? C. Marquardt, I guess he could apply why couldn't he it's up to the Council whether or not they want to approve it. I would think as long as it's on our Street. I think if it's entering a State highway the State would have to give permission. D. Heiser, I think that's why the Ambulance had to get permission from the Borough. C. Marquardt, the Ambulance situation I was involved in. It would have taken the parking all the way down to Vytas's house on both sides of the Street up and that's why we gave them permission to go out William's Street on the Corner. R. Krick, I think the biggest issue with the Ambulance was because it's an Emergency vehicle regulations for towing it's different than a private driveway. C. Marquardt, at that time there was stores down there Capparell's and Flann's and a lot of issue the bank was there.

Vytas Ambrose, Charlie did you get a driveway permit with the Borough? C. Marquardt, I did not. Vytas, why not. C. Marquardt, because I just took my vehicles off the

Street that's why I didn't think I was violating anything really. Maybe I am I don't know. The way parking is anymore with people moving in with two or three cars.

Motion to adjourn made by J. Kessler, seconded by D. Heiser seconded. Voted all.
Motion carried.

Respectfully Submitted,
Candice Squires
Secretary/Treasurer

BOROUGH OF GIRARDVILLE

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GIRARDVILLE, PA 17935

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Regular Meeting

PLACE: Municipal Bldg. **DATE:** December 08th, 2016 **TIME:** 7:30 PM

OPEN MEETING

Meeting opened with the Pledge of Allegiance led by Charles Marquardt

ROLL CALL

Members present: Robert Krick, Dan Heiser, Mike Huss, Joseph Catizone Jr, Charles Marquardt, and Christopher Riedlinger

Members absent: Joseph Kessler.

Charles Marquardt, read a letter signed Santa Council, Mayor, Solicitor, and Secretary received a gift at their place of seating.

PUBLIC COMMENT: None

APPROVAL OF REPORTS

Minutes: Motion to accept the minutes of the previous meeting made by D. Heiser, seconded by Mike Huss. Vote. All. Motion carried. Annetta Whitecavage, can we get more copies of the Agenda. C. Marquardt, I suppose that is no problem.

Treasurer's report: Motion to accept the report made by Mike Huss, seconded by D. Heiser. Vote. All. Motion carried. R. Krick, Mid Penn Bank grant 2,001.86 is that money left over from the paving project on the hill? C. Marquardt, no. C. Squires, some was from the insurance money for the truck to be fixed. R. Krick, obviously if that was money from grant left we'd have to pay that back. Ok.

Mayor's report: Read by Mayor Joe Catizone Jr. Motion to accept report as read made D. Heiser, by seconded by M. Huss. Vote. All. Motion carried. D. Heiser, Joe can we get copies? J. Catizone Jr., absolutely.

Permit Officer's report: Motion to accept the report as submitted made by R. Krick, seconded by M. Huss. Vote. All. Motion carried.

Code Enforcement report: Motion to accept the report as submitted made by R. Krick, seconded by D. Heiser. Vote. All. Motion carried. C. Marquardt, Paper work was processed for one of the properties on Seconded Street on the end. Court hiring's December 13th. Contractor will be starting soon to take down home.

UNFINISHED BUSINESS

- a. 2017 Membership renewal NEPA Motion not to continue membership made by R. Krick, seconded by D. Heiser. Voted. All. Motion carried.
- b. GAMA Board member representative for Butler.

NEW BUSINESS

- a. Motion to approve the Secretary to list 2017-Meeting dates, times, and work sessions in Newspaper. Meetings will continue to be held on second Thursday of each month at 7:30pm. Work session stays on second Tuesday of each month at 7:00pm Motion made by D. Heiser, seconded by M. Huss. Voted all. Motion carried. R. Krick, is 7:30 a good time for everybody? C. Marquardt, the only reason. R. Krick, I'm asking the audience. Some one said four O'clock. C. Marquardt, the only reason I asked Council for 7:30 because I take a half day off work and leave by 7:15pm. R. Krick, oh ok. Vytas Ambrose, the work session could be the first Tuesday of the month. C. Marquardt, work session is usually first then than the council meeting is usually how it went.
- b. Curb side recycling will end December 27^h, 2016 weather permitting and will resume again the last Tuesday of each month starting April 25th 2017 motion to accept made by R. Krick, seconded by M. Huss. Voted all. Motion carried.
- c. Accepting Code Enforcement Appeal Board positions, Tom Clark is already a member. Two applicants Heath Ressler and Annetta Whitecavage motion to appoint both made by D. Heiser, seconded by R. Krick. Voted all. Motion carried.
- d. Reminder December 18th at 2:30pm Old Fashion Puppet show will be held at the Borough Hall for the kids done by Rosalie Kuzma who also decorated. Rosalie brought Dominick to show everyone the puppet.
- e. C. Marquardt, wanted to thank the Girardville Senior Citizens for donating \$300.00 towards the heating of the Borough hall.
- f. Still accepting Snow removal bids.

- g. 2017 Budget read by M. Huss. No tax increase this year. Motion to accept Budget made by D. Heiser, seconded by M. Huss. Voted all. Motion carried.
- h. Resolution 2016-16 for Tax anticipation loan amount \$40,000.00 motion made to accept 2016-16 made by D. Heiser, seconded by M. Huss. Voted all. Motion carried. C. Riedlinger, the loan is through Miner Bank division of Mid Penn Bank.
- i. Resolution 2016-15 appoints Deegan to do Audit in 2017. Motion to accept 2016-15 motion made by R. Krick, seconded by D. Heiser. Voted all. Motion carried.
- j. Ordinance 2016-15 Tax Rate at 19.7 Mills same Motion to approve tax rate 2017 made by R. Krick, seconded M. Huss. Voted all Motion carried.
- k. Ordinance 2016-16 Street excavations amending ordinance 2011-1. Motion to accept 2016-16 made by M. Huss, seconded by D. Heiser. Voted all. Motion carried.
- l. Ordinance 2016-17 Amending Portion of the International Property Maintenance Code. 2009 and 2011 ordinance is now in the 2016-17. Jim Connors can you read it. C. Riedlinger, it's like ten pages. The two ordinances are in here and only difference is that you can't store inside furniture out side. Motion to accept 2016-17 made by R. Krick, seconded by M. Huss. On the question D. Heiser, storing out door furniture is that also include putting a T.V. on your porch with free on it? C. Riedlinger, it could but there is a provision that allows temporary placement or storage of such items and gets approval off Code Officer and there is a time limit. Heath Ressler, a refrigerator to recycle PP&L took a month and half to come and get it. Do I have to get permission every time I replace something and I stick it out on my porch until they come to replace it? C. Riedlinger, under the Ordinance yes. I don't think Rick and Frank will enforce it if you're having problems like the one you are describing. I think they have a particular problem in mind that they are trying to alleviate. Voted all. Motion carried.
- m. Ordinance 2016-18 Independent Auditor. Motion to accept 2016-18 made by D. Heiser, seconded by R. Krick. Voted all Motion carried.

BILLS

Motion to approve the bill list as submitted and read was made by R. Krick, seconded by M. Huss. Voted all. Motion carried.

CORRESPONDENCE

Magazines and flyers.

COMMITTEE REPORTS

Police: None

Street: R. Krick, we are trying to enter an agreement with the Church for use of St. Vincent's parking lot, during the snow storms so C Street could be plowed easily. We had an agreement we are just going to tweak it a little bit with the Diocese and local parish to allow that to happen. Hopefully we can get that signed in the next couple of days. We do have the insurance they require us to carry. The insurance man is going to get us a writer. That will elevate the problem on C Street. C. Marquardt, one thing we discussed about the people on C Street which amounts to maybe four cars given them a permit so those cars we know belong in that lot. In the interim and we do have it verified here. If we do have a major snow removal we will allow other cars from other Streets to park in there. So Streets can be cleared in a normal snow storm 3inch storm. We'll plow the lot and up to the garage and they will allow us to park there. *Motion to enter agreement with St. Charles Borromeo Church allow us to park in St. Vincent's lot for snow removal and to plow made by D. Heiser, seconded by R. Krick. Voted all. Motion carried.

School Building: D. Heiser, quote for the lights. There are 14 lights in there now. They would put 12 LED lights and if we go with LED around \$8000.00 and would save 55% of electricity. The other price is around \$4,000.00 for florescent lights and save 21% of electricity. I would like permission to move forward. There will be no expense to the Borough Basketball will pay for it though found raisers and what money we have. We are trying to come up with the money for LED lights they are set timers will shut off if there is no activity for so long. In a couple years they will pay for themselves. LED gets 200,000 hours. Florescent only gets 30,000. LED light the way it was explained to me it's as bright as its new when it expires. Apposed to florescent bulb the lights will get dimmer as it gets older. Edna Labie, out side lights are on. D. Heiser, thank you they were left on by mistake. * Motion for Biddy Basketball to install light at their expense made by R. Krick, seconded by M. Huss. Voted all. Motion carried.

D. Heiser, last year basketball gave \$350 month. I will drop off November and December check. Basketball will give five hundred for these months. Two thousand dollars back.

Finance: None

Personnel: R. Krick, We been paying overtime on the employees, from my understanding they are being paid what time they punch in and what time they punch out so it's been incremental. Is that the way it's done. It's incremental so if they punch in five minutes early or five minutes late they get paid for that. C. Squires, not for the Street department because I know what their hours solely are and myself. However, Police Department is a whole other story because I don't know what they work. R. Krick, this has been. I wanted to bring it up and the work session but it ended up being Danny and I. I think we should

have a Policy that the work day is eight hours. The Borough's Policy is overtime after eight hours and certain time is 7 and quitting time is 3 that should be the times and if they want to punch in early the Borough shouldn't pay them for it. Nor if they punch out late without authorization should the Borough pay them for it. It's been an hour and half, two hours overtime nearly every pay period for quite awhile. Who authorized to give overtime? C. Marquardt, the Street Department and in there absent it should come down to me and you. Honestly it seems like no body knows what is going on. C. Marquardt, my assumption was that Danny and Joe were handling the overtime no different when they grant vacation days and sick days. Obviously that wasn't working that way or was it? D. Heiser, I approved overtime when Mike had called and asked for the reasons he called and ask. Any other overtime Joe might have if I didn't know about it. C. Marquardt, so other words to get on the same page you guys will be authorizing the overtime based on them guys calling you. R. Krick, otherwise it's an eight hour day. C. Marquardt, start at 7 and quite at 3. R. Krick, if they want to punch in early that's fine but. C. Marquardt, the question that comes up a lot is Police department in the thing with these shifts. What is happening here is they come in at five and get an hour. Then get the premium shift. J. Catizone, that was last month. That has not continued this month. C. Squires, yes it has. I had them clock in at 5:20pm and I don't know if they were supposed to start at 5 or 5:30 then the premium rate starts at 6. C. Marquardt, what would be nice if you can give a schedule to her so she knows the exact times then she can implant it on those times. If they have a question because of their pay they should go to you so you can address it with Candice. This way she's paying them if their supposed to start at five she is paying at five. The problem that comes in she's paying them one hour at that time and then premium shift from 6 O'clock on. I don't know. J. Catizone, aren't they doing that with overtime to? Changing the rate. R. Krick, who authorized with people telling cops to go and do anything for them. I think whether it be Code Enforcement, Permit Officer if they need a cop they should go though the Mayor and Mayor should be the one to authorize the Police Officer. J. Catizone, we said that there were times that happened. To board up houses and things like that needs to continue to happen just for liability sake I believe. R. Krick, so anybody who needs a Police Officer in the borough structure should go though the Mayor. C. Marquardt, so them what we need to do is in act a Policy on the overtime. Two things one it is based on a eight hour shift Start time is 7-3 unless it's previously authorized by the Street Committee as far as came in earlier to start or came in over. Also the Street Committee or in their Absents Myself or Robbie will authorize in absents of Danny and Joe. Right now Danny and Joe approve the vacation days. *Motion on setting an eight hour day and allowing Street Committee to authorize overtime made by R. Krick, seconded by D. Heiser. Voted all. Motion carried. Annetta Whitecavage, suggestion can't the person approving the overtime just initial the time card? C. Marquardt, we could but it goes though the system then. A. Whitecavage, they don't initial it they don't get it. C. Marquardt, it think this way is a lot better because they shouldn't be doing any overtime unless it's approved by the Committee. Your right. I did have Joe Kessler initial some of the cards. D. Heiser, I work during the day if Joe is not here and they call me Candice and if I approve overtime I'll just call you to initial.

Blight: R. Krick, we came up with a list of four properties. Possibly approach the County about the four properties to demolish. These will be the easiest to get. Looks like the

County might be willing to sell the properties at Repository for a \$1.00 piece. D. Heiser, I spoke to Angela Toomey on the phone. She had said to take photographs and send a letter with the photos explaining that we want to acquire these properties off the Repository list for the purpose of getting them on the County demolition. She said to submit a \$1.00 and should be no problem to get it approved. The problem there is that we want to make sure we don't acquire any property that we are not positive we're going to get torn down. Even if it's for a dollar we don't want to be the owner of a property we can't. R. Krick, I don't know the time frame for that is as far as us approaching the County about demolition. Do you know Michelle? M. O'Connell, it's year round any time. R. Krick, I would like by next meeting and will have specific address. It is Council call on what buildings get torn down. The committee will have a list and we did come up with a few that are pretty obvious that we could probably get torn down. We'll meet monthly and try to come up with other ways of doing this. Right now the County is funding a 100% right Michelle. M. O'Connell, yeah that is correct. R. Krick, so they would be no cost to the Borough as far as out of pocket to get these buildings down. The other issue Danny has concerning the building to be looked at by the land bank. D. Heiser, yeah 101 on the corner of Preston/William St. Jordan's apartment building there. Chris Gulotta had approached me about getting to come up and look at that and get an estimator in there. In January their hoping on getting a grant or more money available. Looking at properties right now in Girardville that are close to where the new construction is might be more viable for a first time buyer. That is one of the properties they want to look at. I spoke with Rick and Frank. They were going to come out on the 22nd but can't make it. They will come 10 am the 22nd Rick and Frank will try and get a hold of the owner to see if they can get in. So the guy who does the estimate for the land bank can get an idea what it would cost to acquire further. R. Krick, one of the properties in bankruptcy 227 N. Seconded St. is a real problem. It's been offered to the Borough for the cost of filling fees. Because it's in bankruptcy and leans that the Borough has on it there gone. I'm not sure if that clears all leans. We had a chance to inquire it and we have to make sure there are no other leans on it. Besides they say Municipal Tax funds will be given to the bankruptcy court. I'm not sure if there any other ones. See if it would be cleared of it. C. Riedlinger, we can call and ask them but if it's going to bankruptcy I would imagine the court is probably would do that. * Motion to allow the solicitor to check what leans might still be on that property made by R. Krick, seconded by M. Huss. Voted all Motion carried.

Code/QofL: None

Recreation: None

Recycling: None

Solicitor: None

Landfill: None

PUBLIC COMMENT

Rosalie Kuzma, shows her puppet Dominick the Donkey for the Children's puppet show and kids will be given snacks, drinks, hot dogs, coloring book with crayons, and music lyrics. Please bring out kids or let others know about it. Sunday, December 18th at 2:30pm here at the Borough Hall. Santa will be coming.

Michelle O'Connell, is there an update from last meeting about off street parking on Seconded and Main Street? C. Marquardt, no there isn't Michelle. J. Catizone, it wasn't in the Code Officer's Report.

Jim Connors, I have a question about GAMA personnel I thought they appointed Mrs. Jones. C. Marquardt, no she was one of the applicants that put in. The question because and more we look into it you must be residing in the service area. She does Mr. Squires doesn't. This was an issue before and that person was denied. It doesn't matter to me. We got two applications given to us and that never happened before. I thought Butler Township would have given one of the recommendations to us. J. Connors, that was my next question. C. Marquardt, I would like to address Butler Township Supervisors to that and let them present us with a name. J. Connors, why can't Council authorize Charlie to call Kate Staudenmeier the Secretary of Butler Township and say why don't one of you guys point someone. R. Krick, the thing is we still have the issue. Whether or not the original organization of the sewer authority calls for someone in the service area. That's the difference one is in the service area and the other isn't. It wouldn't matter if we appointed them or Butler. Butler would have to appoint somebody in the service area. C. Marquardt, would GAMA have the records? R. Krick, it's got to be in the original documentation for forming the sewer authority. if you get them out I'll come over I'm pretty positive. C. Marquardt, do we need permission of GAMA. R. Krick, we were the ones that put it together we have a right to look at it. C. Marquardt, I wanted to know if we had a copy. R. Krick, I think it would have been by ordinance. C. Marquardt, the GAMA board was formed in 1990's we'll find out.

Michelle O'Connell, was the Seconded Street property that land did they get permits to be zoned off in the driveway and for that fence? Jean Ann Parfitt, permits was issued for the fence. The driveway would have to go through County and Zoning. C. Marquardt, right they'd have to go through County and Zoning for that.

D. O'Connell, what she is saying go to County and Zoning wouldn't we be involved in that to see. Shouldn't the Borough be watching? C. Marquardt, I think with County and Zoning unless I'm wrong would submit a letter back to us if someone would apply for that. Then we would have the right to appeal it or agree to it. So if we didn't receive a letter yet from them saying that. Chances are he hasn't applied for it. D. O'Connell, basically I can go to County and Zoning and tell you guys to mind your own business. That's what seems like what is going on. R. Krick, I think if you changed zoning you would have to post something on the property from the County. A hiring all that I would think. D. O'Connell, just seems like there is two sets of rules. Vytas Ambrose, the Council decides the Borough Street driveways. R. Krick, I don't know that you could be right. What is a grandfather driveway and what isn't a grandfather

driveway. D. O'Connell, the driveway is the question here. R. Krick, That might be a complaint to go to the County but that don't issue a driveway permit. The Borough talking of issuing driveway permits years ago but that never happened. D. Heiser, I know what they are saying but until we know that if someone driving up and down a sidewalk isn't that against the law? Crowd yelled out yeah. D. Heiser, I think check with the police. C. Marquardt, Jean Ann when did he get the permit for the fence it's not on the report. Jean Ann Parfitt, it's issued for December it would be on January's report. C. Marquardt, did he get the permit after he put the fence up did he pay the increased fines? J. Parfitt, the only thing he had up was the gate. He didn't know that he needed the permit for that. C. Marquardt, oh so then got the permit put the fence up. J. Parfitt, the fence is going up yet. C. Marquardt, so in other words he got the permit to put the fence up and the gates but, he put the gates up before he got the permit.

R. Krick, in a discussion with Frank there is a Borough Ordinance from the 1980's of something concerning the installation of wood burners, coal stoves, and supplementary heating unit. Does that Ordinance still stand in spit of UCC Codes? C. Riedlinger, I don't know why UCC would address that topic. UCC is about construction alteration or maintenance of buildings. R. Krick, putting a coal stove in a house and chimney. C. Riedlinger, you're talking about something newly added to the house. R. Krick, yeah adding a new heat source like a coal stove or wood burner. C. Riedlinger, Off the top of my head I don't want to give you my definitive final answer but if your talking about altering a house to install something I would image the UCC probably does preempt and make obsolete any Ordinance from the Borough older or even newer than that. That tries to address that topic. R. Krick, even if the Borough Ordinance restricted any UCC permits? C. Riedlinger, I guess that could make a difference. Once again I don't know the definitive answer off the top of my head. I'd have to see the UCC. I'd have to see the Ordinance. R. Krick, ok and that might have to be something we'd have to do I don't know. Ok as long as we talked about it. C. Riedlinger, yeah I mean there certainly would have to be preemption but your right the Borough Ordinance is more strict. The Borough Ordinance might still hold. I don't know if that's one of the topics where we can adopt something more strict then. There are some laws that say that but I don't know if that's one of them or not. R. Krick, some of the environmental laws I think the State the Federal standard is if the State standard is greater than the Federal or equal to then.

C. Marquardt, one more thing before we adjourn we should also based on this demolition on Seconded St. We should if Council has no problem granting permission for the contractor to close off the Street during demolition on Seconded Street and Ogden Street for traffic because of the equipment and stuff. Mike Huss, I would deem that necessary. C. Marquardt, when he's in there during the course of his work hours we should have it so we don't have people going by there until he the building down. They are going to be loading with tractor trailers from what I'm understanding though the holiday.

*Motion to authorize Street closing in the interest of demolition on Seconded Street made by R. Krick, seconded by M. Huss. Voted all. Motion Carried. R. Krick, maybe coordinate with the School. C. Marquardt, yes that would have to be done.

D. O'Connell, get back to the driveway situation don't you have to check with neighbors you don't just throw a driveway in? I' just saying how you going to throw a

driveway in and take up parking spots. R. Krick, their saying County and Zoning I'm not sure it is. It's something we should find out obviously. R. Krick, years ago we did refuse a driveway. We did turn one down. A. Whitecavage, if they didn't know they needed a permit but they have a gate in there. Shouldn't they have to pay the extra money because absence of the law there's no excuse? Right. C. Marquardt, correct. A. Whitecavage, so I mean if they put a gate in there that is a permanent fixture. So they should have had the permit. So they should pay more than the regular amount or whatever the fines are. I'm mean this is why people are doing it they're not hearing that there is fines and stuff. C. Marquardt, what was the initial permit amount Jean Ann. J. Parfitt, \$25.00. C. Marquardt, what would it be because he put it up prior to getting the permit? J. Parfitt, \$75.00. A. Whitecavage, going forward it should be you fine them or you don't fine them but there's no in-between you can't have one get fined and not the other. C. Marquardt, but he has a permit now for both of them. The fence and the gates. Yep I agree with you. A. Whitecavage, you just can't change the rules in the middle of mid stream. C. Marquardt, that's something even John can advertise in the paper. If we can get it in there basically anything your doing contact the Borough Hall and Code Enforcement that you don't need any permits up front and to make sure Bulka guy doesn't have to get called or anything like that. A. Whitecavage, when I wasn't sure I called Jean Ann about a permit. I mean how hard is that. C. Marquardt, we'll get that advertised in the paper.

Karyl Moser, my husband and I just purchased the old St. Joseph's Church and Rectory. We are hoping to possibly turn the Church into some type of event center for the town. Currently we are looking to book the Mahoney Brothers for next fall. So I'm asking from the Boroughs point of view. What we need to do to hold an event like that in that building? Somebody my husband talked to I don't know who it was we would need an inspection of that property. R. Krick, I told him to contact the Fire Chief. K. Moser, is there something else from the Borough's stand point we need to complete? Like I said it is a whole year away but you do have to book these people pretty far in advance. We are just trying to prepare ourselves is there something what we need to do. If you could give us some guidance. C. Marquardt, Rob is right. We have to contact the Fire Chief, Code Enforcement department, and too probably contact the Bulka guy to come in and tell you what you need in there to comply with the ordinances of the Bulka Code for safety, fire, and exists the whole nine yards all that kind of stuff. I think you are on the right course. If you contacted them Rick and Frank. Possibly Jean Ann is the Permit Officer. That she can also. Whatever Frank say maybe issued then maybe Jean Ann can issue those permits. Then they can come back to us with a report as to what the finding were. When are you doing this next fall? So from now to next fall your idea is to get it up and renovated. K. Moser, right. C. Marquardt, so your probably better off before you get started to get those guys in so you know which route to take and what you need to do there. Then if there is any other things we can do or we need to do we can go though our Solicitor. K. Moser, I guess what I'm asking is there some type of special permit or special license from the Borough stand point. C. Marquardt, according what the Solicitor said as long as you comply to the things that we said that those guys tell you. The Borough again I guess would be granting you permission to do it. When you get ready prior to you doing it and as long as you keep us updated to what's going on there the times, the dates. K. Moser, we haven't planned anything like this definitely but if we would want to be able to have events and bring something more to the Community.

Maybe if I can find a piano teacher to do lessons or possibly a dance teacher to do lessons a few nights a week. Would that fall into the same area or is that something. C. Marquardt, yeah you'd have to explain to them what you plan to do in each room and they require what you need in those rooms for them to be up to codes and stuff like that. Your overall picture the big floor for concerts or whatever your going to call that. Then if your going to have individuals rooms roped off or enclosed that would be separate. What you probably need to do is get yourself a board plan of what you wanted to do. Then present it to those guys and let those guys go over it with you and your husband. If you comply with everything they tell you. Then you should be good to go. K. Moser, ok. R. Krick, I'm not sure if you need an Occupancy permit for a place. I think it's a different issue for a public business like that. C. Marquardt, I think Bulka guy would be able to explain that more so. What permits she might need from the State or whatever like that. By contacting those two guys and they would contact him and I'm sure they would set up an appointment with you and go down.

Michelle O'Connell, I have a question for Chris that Ordinance for furniture those that apply to both residential and business? C. Riedlinger, any furniture that is designed for indoor use. Doesn't specify resident or business. Appliances are included. Mike Huss, one question on the Ordinances lets say someone has a patio and they have a min fridge or frigerator out there that is being used. Is that an exclusion of something being out there that's rotting away? C. Riedlinger, I don't think so. Everybody can have a different interoperation, but if you ask me I don't think like a mini fridge because I see a lot of people with mini fridges on out door porches sort of recreation area. I don't think that's designed for indoor use. So if you ask me my opinion I would say that's not permitted. That doesn't mean Charlie would have the same opinion. I guess ultimately when you have a situation like that the important opinions ultimately are Rick and Frankie and ultimately Judge Hale. In my opinion I wouldn't Cite for that. M. Huss, ok.

C. Marquardt, I want to wish everyone a Merry Christmas and a Happy New Year.

Motion to adjourn made by D. Heiser, seconded by M. Huss. Vote. All. Motion carried

Respectfully submitted,
Candice Squires
Secretary/Treasurer