

August 4, 2008

The regular meeting of the Prospect Borough Council was called to order by President Vaccarello with a Salute to the Flag. The following Council Members were present, Nick Vaccarello, Doug Trimble, Gus Guenther, James Harmon, Teddy Davis, Bob Boice and Mayor Butler. Glen Dalton was absent.

Motion was made by Gus Guenther and seconded by Doug Trimble to approve the minutes from the last meeting and all present unanimously voted yes.

Visitors: Todd and Rebecca Wilson were present to discuss the sewage overflow from the Vaccarello property (manhole 223) onto their property. They have had their well tested but do not know how clean it is. They have to use bottled water for their family but are concerned what they are using to bath etc, e-coli has been found in there water. They have installed filters and a water softener but are still worried about the condition of the water. They had their water tested on May 23, 2008 and it showed no bacteria. Council President Nick Vaccarello inferred that Teddy Davis's failure to act upon E.P.A. Docket No. 111-2001-0030DN in April 27, 2001 constitutes neglect and ask her to resign her position as Prospect Borough Councilwoman. Teddy Davis later explained that everything that docket requested was fulfilled and the moratorium was lifted. There is also an issue of water running from Kennedy Road to Wilson Rd and causing flooding on the Vaccarello property and running onto the Wilson's property washing out driveways, it may need a larger pipe, a 36 inch instead of the current 18 inch under the entrance to Vaccarello's driveway, Nick Vaccarello offered to supply 36" pipe. Rita Vaccarello had several enlarged photos showing various overflows at Wilson pump station and Manhole 223. The Wilson's were given the option to have a new well drilled or use bottled water or a buffalo water tank until the problem is solved. After more discussion with Council they opted for the new well and Bob Boice suggested they should consider drilling it in a different place. Motion was made by Jim Harmon and seconded by Doug Trimble to have a new well drilled on the Wilson property and the Borough will pay the bill and all present unanimously voted yes. The Wilson's will probably use Spreng and will give Marion the information to send them a letter to bill the Borough. Motion was also made by Bob Boice and seconded by Gus Guenther to pay for a bottled water service at the Wilson residence until the well is drilled and all present unanimously voted yes.

Ed Robinson talked to a Professional Code Services inspector about having a class at the Borough Building regarding the installation of Manufactured Housing. Gus Guenther suggested a \$50.00 refundable deposit if the meeting room is left clean. The deposit was approved by Council and motion was made by Gus Guenther and seconded by Jim Harmon to use the Borough Meeting room and all present voted yes, Teddy Davis voted no.

Ken and Frank Wilson of the Prospect/Franklin Twp. VFD discussed a proposal for a new Tanker at a cost of \$298,591.00. Frank reviewed the improvements to be included on the new Tanker. The 2009 cost could be 20 thousand more due to new NFPA regulations. The Volunteer Fire Department is asking the Borough for \$70,000.00 over 10 years and Franklin Township \$80,000.00 for 10 years. Motion was made by Doug Trimble and

seconded by Gus Guenther for the \$70,000.00 over ten years and all present unanimously voted yes.

Police Reports: The Police reports were presented by Mayor Butler with 3 complaints, 1 for cruelty to animals (Fair), 1 subpoena and 1 to assist the EMS, 1 theft of money. There were 18 speeding citations for Max Speed Limits, 1 for driving without a license and 1 for driving while suspended or revoked. There was 1 criminal complaint for terroristic threats, stalking and harassment. Chief Tatton worked 34 hours and Ed Pfeil worked 131 hours with 862 miles patrolled.

Parks: Bob Boice reported that the Awnings should be up this week and the railings for the ramp are being worked on.

Streets: Gus Guenther reported that the refurbished Borough sign is up on 488 East. Voelker Paving has completed their work on the Borough streets including the work from last year. Gabions need to be installed along Kennedy Rd at Boyer's property. Nick discussed the storm sewer through Doug Trimble's property, it should be video taped along with Maple & Lafayette Streets etc, upstream due to deterioration and the amount of water that it carries. Nick also discussed the work to be done on Wilson Lane; he will meet with Vito Pelosi in the evening to review it. George Wagner's Bus Garage has potholes etc that need to be fixed.

Sewage: Doug Trimble discussed the last sewage meeting. Mike English will talk to Ed Robinson about contacting Mrs. Robinson about obtaining access on their Lane. Nick Vaccarello discussed his recent inspection of the Flow Equalization Tank; he found 1 to 15 discrepancies based on permit/construction drawing expenses from June 2003 to present. The DEP and United States Environmental Protection Agency want to be informed of these items. There will be a meeting on August 11, @9:30am at the Borough Building with the DEP to review the Permit drawings. Nick wants to get a list of costs due to Olsen's shortcomings, so we might attempt to recoup them. Jim Harmon suggested getting another consulting engineering firm to inspect the Flow Equalization Tank (as built compared to construction plans). Council will wait until after the August 11th meeting with the DEP to choose a course of action. The Borough meter will be discussed at the next Sewage Committee Meeting. Doug volunteered to send a letter regarding the recent articles and editorial in the Butler Eagle.

Personnel: Gus Guenther reported that Marion will be on vacation August 8th and 11th. Bill Osborne would like part time work when Rob Hixson needs him and will be paid fifty cents an hour less than Shawn. Motion was made by Bob Boice and seconded by Gus Guenther and all present voted yes to hire Bill Osborne at this hourly rate.

Maintenance of Facility: The well had to be cleaned out, cased and a new pump installed, the cost was \$3867.65. Also the Borough Building lot needs sprayed for weeds.

Library: No reports during the summer.

Planning Commission: Nothing to Report.

Mayor: Nothing to Report.

Old Business: Council will need Budgets from all Committees by September. Update on Dean Convery, the sewer is still hooked up to septic system from the garage apartment. He is also living in the mobile home in violation of highway commercial zoning. Mike English will send a letter of violation to see how he responds. The catch basin at the northeast corner of Orchard Dr and 528, needs filled, Nick will provide stone for it. Council members still need to review the Code Book.

Communications: No answers yet from the Tower Company.

New Business: Bob Boice saw kids fishing in the Fireman's Pond with no adult supervision; he was not sure who they were.

Pay Bills: Motion was made by Jim Harmon and seconded by Doug Trimble to pay the bills from the General Fund and all present unanimously voted yes. Motion was made by Doug Trimble and seconded by Bob Boice to pay the bills from the Sewage Fund, including \$3216.81 from Olen Engineering and \$782.40 Ferrari Court Reporting and all present voted yes.

The next Council meeting will be September 2nd and the next Sewage meeting will be August 13th. No further business at hand, motion was made to adjourn.

Marion Cannon,
Recording Secretary

BILLS PAID JULY 2008
GENERAL FUND

PAYROLL

Robert Hixson	\$665.31
Marion Cannon	\$698.07
Shawn McElroy	\$285.54
Robert Hixson	\$346.12
Marion Cannon (Amuse Tax)	\$276.75
Shawn McElroy	\$137.04
Charles Tatton	\$491.36
Edward Pfeil	\$633.29
Judith Raisley	\$118.52
Edward Pfeil	\$595.92
Marion Cannon (Amuse Tax)	\$377.94
Marion Cannon	\$737.68

PAYROLL TAXES

First National Bank	\$1,430.06
PaDept of Rev (E-tides)	\$203.28
Judith Raisley Wage Tax	\$145.03
Earned Income tax Collector	\$8.75
HAB-EIT	\$36.79
PA UC Fund	\$935.73

INSURANCE

Keystone Health Plan	\$519.65
Erie Insurance	\$1,816.00

MISCELLANEOUS EXPENSES

C Dietrich Water	\$3,867.65
Petty Cash	\$64.10
Lowe's	\$631.57
Assoc of Mayors	\$55.00
Franklin Twp (Amuse Tax)	\$1,526.65
Franklin Twp (Amuse Tax)	\$2,091.95
Keith Wagner(Boro Signs)	\$500.00
Trader Horn	\$8.14

UTILITIES & TELEPHONES

Embarq (Office & Fax)	\$135.46
Embarq (Police)	\$62.67
Dominion Peoples	\$45.56
Allegheny Power	\$855.99
AT&T Mobile	\$44.79

LEGAL & ADV

MAINTENANCE & ROADS

Quality Aggregates	\$22.89
Walsh Equip	\$41.07

VEHICLES

United Refining	\$360.67
Prospect Radiator	\$232.10

OFFICE SUPPLIES

Armstrong (Internet)	\$39.95
Staples	\$145.97

TOTAL BILLS PAID

\$21,191.01

MONTH END GENERAL ACCOUNT BALANCE

\$137,731.10

BILLS PAID JULY 2008
SEWAGE FUND

PAYROLL

Robert Hixson	\$590.03
Robert Hixson	\$119.08
Judith Raisley	\$284.77
Shawn McElroy	\$173.38

PROFESSIONAL & LEGAL FEES

Olsen & Associates	\$1,377.70
Dillon McCandless King	\$6,060.88

SUPPLIES

UTILITIES & TELEPHONE

Embarq	\$36.17
Allegheny Power	\$467.23
Allegheny Power	\$304.46

LOAN PAYMENTS

Penn Vest	\$1,849.43
DCNR	\$12,149.04

OTHER

Charles Smith SEO	\$75.00
Pa Rural Water	\$383.00
Pa Dep	\$2,500.00

EQUIPMENT REPAIR

TOTAL BILLS PAID

\$26,370.17

MONTH END SEWAGE ACCOUNT BALANCE

\$95,166.80