

August 2nd, 2021

Council met in regular session at the Union Dale Borough Hall. Members present were Donna Tedesco, Ann Marie Saam, Mike Fortuner, and John Stephens

Presentation to the flag was performed

Public comments: Resident Bill Wolfe raised a concern about Council member Mike Fortuner recording the meeting with a voice recorder.

Minutes from the previous meeting were distributed prior to the meeting and a motion to approve them was made by Donna Tedesco and seconded by Ann Marie Saam with all in favor.

Correspondence-

- Council received notice of 12th annual D&H Distance Run to be held on September 12th. Also, D&H requested that council attend a preparatory meeting to assist in coordination of the event.
- Council received notice from the Susquehanna County Conservation District will be accepting grants for dirt and gravel road and low volume road allocations.
- that the State Workers Insurance Fund will be conducting their annual audit of Union Dale Borough.
- Council received notice that Act 65 was passed and amended the sunshine Act.
- Council received information on interest bearing accounts from Peoples Security Bank.
- Council received notice from Susquehanna County Board of Assessment. In addition to Exonerations and Additions the Assessment office will now include change of assessment notices.
- Council Received change assessment notice of LTD Properties 2 LLC property was changed to Clean and Green.
- Council received notice from Susquehanna County Conservation District has approved revisions to Quality Assurance Board Policy for Dirt and Gravel Road Program.

- Council received notice that the bridge on North Main Street will be closed beginning August 9th for core testing. PennDOT is evaluating the feasibility of replacing the bridge.

Monies Received-

EIT Berkheimer	\$ 1,020.31	
American Rescue Plan Grant	\$ 12,507.97	
Act 13 Marcellus Shale	\$ 14,130.58	
Susquehanna County Delinquent Tax	\$ 735.00	
Joe Svecz Tax Collections	\$ 652.50	
Justin Ford Sewer permit	\$ 625.00	

Treasurer's Report-

As of	7/31/2021	
General Fund Balance-Money Market	176,057.54	
General Fund Balance-Checking	\$33,673.34	
Liquid Fuel Fund Balance-Money Market	\$40,362.79	
Liquid Fuel Fund Balance-Checking	\$1,650.00	
6 Month CD Balance @ FNB	\$6,989.83	
14 Month CD Balance	\$111,129.17	
Sewer CD	\$52,201.58	

Bills Paid-

1294	PA State Workers Insurance Fund		\$ 4,411.00	
1295	PPL		\$546.43	
1296	Forest City News		\$95.00	
1297	DGK Insurance Building/Grounds		\$1,541.00	
1298	DGK Insurance Treasurer's Bond		\$325.00	
1299	Justin Ford		\$505.86	
1301	Brian Zembrzycki Excavating		\$ 9,600.00	
1302	Kyle House		\$425.03	
1303	Kyle House (Secretary Supplies)		\$69.99	
1305	Transfer to Sewer CD		\$ 130.50	
1306	Joe Svecz		\$ 25.22	

A motion to accept the receipts and treasurer's report and pay all bills was made by Donna Tedesco, seconded by John Stephens, with all in favor.

Unfinished Business-

- Mike Fortuner gave an update on rates of interest at various banks. Peoples Security bank is no better than our current rates. Honesdale National Bank would be willing to raise our interest rate to 0.2%. Wayne Bank is offering 0.5% to 0.6% depending on the length of the CD. Discussion arose concerning the current CD at First National Bank. At the time of transitioning to Honesdale National Bank Council had decided to leave the CD at First National Bank.
- A motion was made by Ann Marie Saam to contact Wayne Bank and ask what rate they would offer if we deposited \$175,000.00 for a term of five years. Donna Tedesco requested information on any penalties for early withdraw. Seconded by Mike Fortuner with all in favor.
- A concern was raised by a resident about using the Borough property as a thoroughfare. Donna Tedesco spoke with the Law Office and found that the Borough property deed grants emergency right of way excepting and reserving the right of and ingress, egress to from SR171 over the lands to only when old 171 (Mausoleum Rd) when there is no access in event of flooding. Discussion was held concerning a waiver of liability. Council deliberated the prospect of what the waiver would allow, and under what circumstances. Donna Tedesco will ask the Borough Solicitor to draw up a letter to explain that the access is for emergency use only and to waive liability explaining that because of a recent revelation concerning that Borough's insurance policy doesn't cover the emergency access.
- Midland Asphalt will be sending a representative to recalculate the bid for tar and chip of Mausoleum Rd.

New Business-

- A motion was made by Mike Fortuner to have Brian Zembrzycki Excavating to fill two remaining potholes on Church Street. Seconded by Ann Marie Saam with all in favor.

- Act 65 Amendment to the Sunshine Act. The new Amendment states that the agenda must be posted one business day in advance. All business that is to be voted on must be stated on the agenda, unless it does not require any expense or contracting. If there is an emergency that requires a vote that wasn't listed on the agenda. That motion must be thoroughly expressed in the nature and scope of the emergency prior to the vote taking place. The agenda will also be made available to anyone in attendance upon request. Lastly, residents may voice their concerns prior to a vote being taken.
- Midland Asphalt arrived early and finished laying EDP on East Mountain Rd. Prior to the end of the meeting.
- Mike Fortuner gave an update on the usage of act 13 funds.
- Discussion was raised by John Stephens concerning the smell of gas coming from the pumping station. Most members of council had also noticed the smell. Donna Tedesco suggested keeping a log of strong smell of gas.
- Mike Fortuner announced that the PennDOT District Manager Dunmore and the PennDOT County Manager from Montrose will be at his house to discuss the issue or the road from the skyline to Cables if anyone from council is interested in joining. They will also discuss the drainage of Main Street as well as the current state of the existing drains on Main Street.
- Mike Fortuner gave an update on the recording of meetings that arose earlier. According to sub section 711 of the Sunshine act. A person attending a meeting of an agency shall have the right to use recording devices to record all of the proceedings. Nothing in the section shall prohibit the agency from adopting or enforcing reasonable rules unless under subsection 710. Mike Fortuner also resisted the Pennsylvania Wiretapping Law that stated public meetings were exempt.

Meeting Adjourned Motion made by Donna Tedesco, seconded by John Stephens.

Next Meeting Monday September 13th, 2021 at 7:00 p.m.