



2014 CLOSE OUT COUNCIL SPECIAL MEETING MINUTES
December 30, 2014 @7:00 PM
159 MONROE STREET
PROSPECT, PA 16052

CALL TO ORDER: President Bill Marciniak called the regular meeting of the Prospect Borough Council to order @7:00PM with a salute to the flag. The following Council members were present: Sam Wagner, Mary Harmon, Pete Bryan, Glen Gitzen, Bob Boice and Mayor Jim Butler. Dave Stellfox was absent as he was sick.

APPROVAL OF MINUTES: There was a few changes to the December 8, 2014 Regular Council Meeting Minutes. Motion made by Ms. Harmon to approve once changes were made as suggested by Mayor Butler; Mr. Gitzen 2nd. Motion carried.

VISITORS: Cindy Sharrar and Angela Butler.

LIBRARY: Nothing to Report.

SIDEWALKS & PUBLIC SERVICES: Mr. Gitzen said he had no report.

EMA: Nothing to report per Mr. Wagner.

PLANNING COMMISSION: Nothing to report per Mr. Marciniak.

PARKS and RECREATION: Mr. Bryan had nothing to report.

STREETS AND STORM WATER: Mr. Boice had nothing to report. Mr. Boice did mention that he had the one agreement signed by Mr. Marbell and that the Connoquenessing Township agreement would be signed tonight at their meeting.

MAINTENANCE & FACILITY, BUILDING & GROUNDS: Mr. Bryan had nothing to report.

PERSONNEL: Mr. Marciniak had nothing to report.

MAYOR: Mayor Butler had nothing to report.

POLICE: Mayor Butler had nothing to report but will have the Police Report at the January 5th meeting.

SEWAGE: Mr. Wagner said that the Mission Communications was up and running. We still have two pumps down; one at the EQ Tank that is not running but registering overheated and the other at Wilson Pump Station that the warranty ticket has been issued per Eric Tissue at KLH Engineering, Inc.

OLD BUSINESS: Mr. Marciniak said that we needed to revoke a motion made on November 3, 2014 for PennVest Pay Request #11 for \$71,152.12 as PennVest issued a lower amount as PennVest held back the reserve monies that KLH Engineering requested. PennVest issued a new Pay Request for #11 in the amount of \$45,768.90. Mr. Wagner made the motion to revoke the November 3, 2014 motion for Pay Request#11 for \$71,152.12 and to motion for Penn Vest Pay Request#11 for \$45,768.90 based that KLH Engineering, Inc. provide a summary sheet explaining these payments to the Council; Mr. Boice 2nd. Motion carried.

Mr. Marciniak said that the Sewage Council Committee had a meeting with Mr. Colangelo, Solicitor, discussing the Time of Sale Ordinance and that Mr. Colangelo is checking into the questions brought up by the Council Committee.

Mr. Marciniak told Mr. Gitzen that any questions, suggestions, etc. to the one trash hauler project he is working on to approach the council first before calling Mr. Colangelo as the Borough is paying Mr. Colangelo each time we call him. Some council think we should stop pursuing this but Mr. Bryan stated let's go through the process and see what it is going to cost first. Mr. Gitzen said Mr. Colangelo has all the information now and Mr. Colangelo should be starting to work on the bid package now.

Mr. Marciniak said that the Crab Run Project on Wilson Road would be discussed in the executive session.

Mr. Marciniak said that the Borough Fee Schedule Ordinance would be discussed in the executive session.

Mr. Marciniak stated that he activated Ms. Harmon and Mr. Bryan for the Public Safety Committee which therefore will do away with the Public Services and EMA Committees.

Mr. Marciniak stated the Availability Fee; an Ordinance for unused taps is still being worked on.

Mayor Butler said that Ms. Tinker got an estimate on the tree that needs removed on Lafayette Street. Ms. Tinker is aware that she is liable per Mayor Butler.

Mr. Marciniak said that Mr. Huff has not contacted Mr. Colangelo about the agreement we had for his property. Mr. Huff had until January 1, 2015 to consent to this agreement and if not all his belongings would have to be removed from our property as we would be liable if anything unforeseen happened.

Mr. Wagner said that the corner of 488/528 home, a liability issue, is still on hold.

Mayor Butler said that a certified letter went out December 30, 2014 to Nick Vaccarello regarding his overgrown bushes and shrubs that are obstructing the school buses view.

Ms. Harmon asked about the Diana Fair sewage issue on 141 Kennedy Road. Ms. Marzullo said that Norm George was going to the Magistrate supposedly this week and will continue to follow-up with him.

Mr. Marciniak said that the Butler Fairground Board never got back to him regarding the surcharge fee so therefore this will be readdressed at the January 5th meeting.

Mr. Marciniak said that the culvert/ditch issue on Harmon Lane will be on hold till Spring/Summer depending on weather.

Mr. Marciniak said that the Robinson Property issue would be discussed in the executive session.

Mr. Marciniak asked all council to read the letter that was to go to Paul Throm regarding the trees on his property, 248 Main Street. Mr. Colangelo has determined that these trees are on our right of way but the Borough is not responsible or liable for them. Mr. Boice made motion to send Paul Throm the letter; Ms. Harmon 2nd. Motion carried.

Council decided that Mayor Butler write up an article/notice advising owners that the Borough will be enforcing our Ordinance regarding nuisance vehicles. This way the residents to whom this applies to are forewarned before action is taken. This will be in the next issue of the Prospector. The Council discussed we need to enforce ALL Ordinances. Mr. Gitzen will write one up regarding the sidewalks for the next issue of the Prospector too.

Mr. Marciniak explained the Industrial Chem Labs invoice for \$2,855.10. Mr. Colangelo talked to them but Industrial Chem Labs was willing to take all back but Robert Hixson (Higgy) had opened a few of the 5 gallon containers so therefore we did not have the complete shipment available for them. Mr. Colangelo suggested we pay the invoice. Mr. Marciniak stated we will approve later on with the bills.

Mr. Marciniak that the Pension Plan Ordinance 2015-01 will be addressed at the January 5th meeting.

NEW BUSINESS: Mr. Marciniak will have the prearranged committee lists at the January 5th meeting.

Mr. Marciniak mentioned about a Webinar on Wednesday, January 7th, from 12PM (Noon) to 1PM., at the Borough Office. The Webinar is about "Duties and Responsibilities of Council" and asked all council to see if they could attend.

Mr. Marciniak told council we received new 2015 rates from Chuck Smith, Assistant Sewage Officer. We will discuss this at the January 5th meeting.

Mr. Marciniak told council he received prices from Thomas L. Smith, Solicitor. Mr. Smith's prices are lower than GTN Law's and he knows municipal law. Mr. Smith would work as a Special Council to Patrick Gauselmann; code enforcement officer, if we decide to choose him. Mr. Bryan thinks we need to do this the first of the year but issues we are working on right now we would need to phase him in and gradually phase the other out. Mr. Marciniak asked all council to think about it.

EXECUTIVE SESION: 7:40PM

RESUMED: 8:20PM

Mr. Bryan made motion to let Ms. Harmon continue gathering on going information with the water company; Mr. Wagner 2nd. Motion carried.

Mr. Bryan made motion to accept Don Lutz's resignation; Mr. Boice 2nd. All approved but Mr. Wagner abstained. Roll call: Mr. Gitzen; yes, Mr. Boice; yes, Mr. Bryan; yes, Ms. Harmon; Mr. Wagner; abstained, and chair; yes. Motion carried.

PAY BILLS: There were two invoices from Bronder Technical Services for the blinking light. Ms. Marzullo will call to see if they can be more specific on their invoices in the future; EX: bulb location. Motion made by Mr. Boice to pay the General Fund Bills for \$4,034.35; this total reflects removing \$400.00 for KLH Engineering; Mr. Bryan 2nd. Motion carried.

Motion made by Ms. Harmon to pay the Sewage Fund Bills for \$4,710.10; this total reflects removing \$1,210 for KLH Engineering and adding \$2,855.10 for industrial Chem Labs; Mr. Boice 2nd. Motion carried.

Round Table:

Mr. Gitzen	No additional comments.
Mr. Boice	No additional comments.

Mr. Bryan Residents can enter our town on all four corners why can't the borough paint a 35 mile per hour in the center of these four corners. We realize it is a state road but maybe in the spring we could talk to PennDot and ask for direction.

Mayor Butler No additional comments.

Ms. Harmon No additional comments.

Mr. Wagner Council needs to attend the next School Board's Meeting. The Christmas program for kids was way overcrowded. He understands that day they had a two hour delay but this is a safety issue.

Mr. Marciniak Wanted to close out for 2014 and make goals for 2015. Hopefully this new year we can hire new people such as code enforcement officer, solicitor and possible a new engineer in the future. Mr. Marciniak said we work in harmony as a council and that we are out for the people of Prospect not individuals. He thanked council for all their help he stated he cannot do this alone. Mr. Marciniak wishes this will be a prosperous new year!



ADJOURN: 8:37PM. No further business at hand, motion made by Mr. Wagner to adjourn; Mr. Bryan 2nd. Motion carried.