

August 10, 2010

Tremont Borough Council met for their Regular Meeting at 6:30 p.m. in the Clay Street School Building.

Council members attending were : Laine R. Mack Jr., Robert Donmoyer, Gene Griffiths, Gerald Fasnacht, and Scott Fisher. Also attending: Secretary Cheryl Mack, Mayor Bill Allar, Road Supervisor William Mindler, and Solicitor Christopher Hobbs. Officer Joseph Kavanaugh attended for Chief Michael Conway. Citizens attending were: Fred Scheibley, Denise Krammes, and Junior Harner. Reporter: Joan Schwer.

President Mack opened the meeting with the Pledge of Allegiance.

Fisher and Donmoyer motion to accept the minutes of the July 13, 2010 Regular Meeting. All in favor.

CITIZEN COMMUNICATION: Denise Krammes asked if any action was taken about the code violations of a neighboring property. Officer Kavanaugh stated that he spoke with the property owner and discussed with him the items that had to be removed to bring the property within the code. Mayor Allar suggested that since enough time has been provided to the property owner as per the Borough ordinance, Kavanaugh should do a follow-up onsite visit and write a citation if necessary. On this same matter of enforcement of Borough ordinances, Junior Harner asked if the high grass ordinance is being enforced as he knows of a property that is in violation. Mayor Allar noted that he will inspect the property and if a violation exists the property owner will be notified. If the violation is not rectified a citation will be issued.

COMMUNICATIONS: Griffiths and Fisher motion to grant permission to the Tremont Library to hold their final reading program in the Clay Street building if rain prevents them from holding it outdoors as planned. All in favor.

Rep. Tim Seip sent the following letters to the Borough: (1) Letter dated 7-23-10 to invite Fire Company members and Borough officials to attend a workshop designed to provide information on the procedures and benefits of fire company mergers to be held on Thursday, August 19th beginning at 6:00 pm at the Schuylkill Hose Co., in Schuylkill Haven, PA (2) Letter dated 8-02-10 to inform Council that applications are being accepted until 9/30/10 by DEP for Municipal Recycling Performance Grants. (3) Letter dated 8-02-10 to inform Council that applications are being accepted until 9/17/10 by the Growing Greener Plus Program for watershed protection and flood control grants. (4) Letter dated 8-02-10 to inform Council that applications are being solicited by PennDOT until 9/15/10 for request of funding for projects that support Smart Transportation principals. (5) Letter dated 8-10-10 to inform Council that he received very limited interest by municipalities in the 125th Legislative District for a Shared Municipal Services workshop so he has included information to the interested municipalities as to how to access the information on Matching grants of between \$10,000 and \$25,000 that is available for shared services.

PSAB sent information on their upcoming Fall Conference to be held in Gettysburg from October 15-17 should any Borough representatives plan to attend.

As per chairman Lewis Moyer's request Griffiths and Fasnacht motion to grant permission to the Tremont Fire Co. #1 to hold their annual Halloween parade on

Sunday, October 17th beginning at 7:00 pm with a rain date of Monday, October 18th Secretary Mack will make application to PennDOT for the road closing permit for this event. All in favor.

No action was taken on the invitation received from the Schuylkill County Bicentennial Committee for the Borough to plan and hold an endorsed event in conjunction with the County's 200th Birthday celebration planned for 2011.

Charles Ross of the County's Planning & Zoning Office sent a packet of information and maps concerning a "Proposed" Amendment to the Schuylkill County Zoning Ordinance for Council to review. A meeting will be held on Wednesday, August 18th at 6:00 pm in Courtroom #1 at the County Courthouse for Public Comment on this "Proposed" Amendment.

SOLICITOR'S REPORT: Solicitor Hobbs discussed the "Proposed Curfew Ordinance" that he has provided to Council for their review. Satisfied with this "Proposed" ordinance, Donmoyer and Fasnacht motion to authorize Secretary Mack to advertise it as required so that Council can adopt it at the September meeting. Roll call vote. All in favor.

Solicitor Hobbs provided Council with an update on Municipal Energy Managers upcoming meeting with PP&L to resolve all matters with our street light acquisition agreement.

Solicitor Hobbs provided all of Council with the signed order as issued by the Arbitrator for the police contract dated 7/23/10. There is a thirty day open period from the date signed to allow both sides time for review or appeal.

PUBLIC UTILITY & STREETS: We received an e-mail from John Matz of the Schuylkill County Emergency Management agency to let us know that PEMA has made a formal notification to all state agencies that Schuylkill County will not receive any funding relief from FEMA for snow removal costs associated with the three February snowstorms. This denial is based on the recent changes to FEMA's snowfall amount requirements for each snowstorm and not the cost associated with snow removal which was significant for each County municipality.

PROPERTY: Griffiths contacted two other electricians to provide quotes to do the electrical work in the lower level classroom as was discussed last month. West End Electric provided a quote of \$5,223.00 and Fasnacht Plumbing & Electric chose not to participate. Last month a quote was read from B& D Construction for \$4,200.00 for this same electrical work. Griffiths and Fasnacht motion to accept the lowest bidder, B& D Construction to do this work. Roll call vote. All in favor. On this same matter, Donmoyer and Griffiths motion to pay for this electrical work from the Clay Street Building Account and to reimburse the Clay Street Building Fund Account from the Swimming Pool Account the cost of the new pool pump motor that was purchased with money from the Clay Street Building account so the funds are available for building improvements as was intended by Lewis Griffiths when he made the contribution to the fund. Roll call vote. All in favor.

A discussion was held on Lisa Mahall's, of the Schuylkill County Real Estate Office, request to add an addendum to our County Lease for the District Magistrate's office to read "If during the (5) year renewal period, the Pennsylvania Supreme Court orders the redistricting of the boundaries of the District Justice for whose office this lease provides

office space for, the Lessee reserves the right to terminate said Lease with Lessor, without penalty or assessment. Notification from Lessee to Lessor shall be in writing and not less than ninety (90) days prior to the effective date of redistricting.” Mahall stated that since the Borough’s lease expires in February 2011 we will not be affected by adding this addendum due to the 90 day written notice clause in it. Since the actual date that the Borough’s Lease with the County expires is December 2011 and it is unclear if all other County Leases have this addendum on their leases, Donmoyer and Griffiths motion to keep the current lease as is and to wait until more information is provided for action at next month’s meeting. All in favor.

MAYOR’S REPORT: The Mayor stated that the Police have turned the incident involving a resident shooting rabbits in the Borough over to the PA Game Commission as their fines are stiffer and the perpetrator will lose his hunting privileges.

LAW & ORDER: Chief Michael Conway provided a report for July noting 29 Incidents, 1 Arrest, and 1 Court Hearing. Officer Joseph Kavanaugh provided a report for July noting 30 Incidents, 2 arrests, and 1 Court Hearing.

PUBLIC HEALTH & SAFETY: President Mack read a notice to announce that the Borough will form a Safety Committee with representatives from Borough Council, the Ambulance Assoc., and the Fire Department, who will become certified through the PA Department of Labor and Industry, a process that will take a minimum of six months. Once the committee is certified, the Borough’s workmens compensation insurance premium will be reduced by 5%.

RECREATION: Fisher noted that he will get price quotes for a new well motor for the swimming pool so that it can be purchased and installed before next year’s swim season. Fisher also announced that radio station FM-97 will be providing music and games at the Community Pool on Thursday, August 19th from 1:00 pm to 3:00 pm. The pool will close for the season after swim hours on Friday, August 27.

Fisher requested that Secretary Mack send a letter of thanks to lifeguard Rachel Jansen’s mother for her very generous donation of the use of a Nacho machine and a three or four week supply of the cheese for it that was a very popular asset to the pool’s concession stand.

It was recommended that a meeting be scheduled with all organizations that use the Borough’s baseball field to discuss some unresolved issues.

TREASURER’S REPORT: Fasnacht and Griffiths motion to accept the report as prepared by C. Mack. Roll call vote. All in favor.

FINANCE: Prices were received as follows to lock in our oil pricing for the upcoming heating season: Morgan Oil Co. \$2.39 @ gal; Rarick Oil Co. \$2.349 @ gal.; Barto’s Oil \$2.89 @ gal.; H.B. Steele \$2.559 @ gal.; & Jack Rich \$2.899 @ gal. Fasnacht and Griffiths motion to lock in 4,000 gallons of oil with Rarick Oil at a cost of \$2.349 per gallon. Roll call vote. All in favor.

OLD BUSINESS: Mindler stated that he has some Community Service workers assisting with the curb painting. When that is completed they will paint the wrought iron fence around the TACC building.

NEW BUSINESS: Donmoyer and Fisher motion to change the Borough’s health insurance policy to the Capital Blue Cross PPO500/80 with RX Option #2 effective on the September 1, 2010 renewal date as suggested by the Arbitrator in his decision, with

the change to apply to all covered employees. Roll call vote. All in favor. Since our current health policy was a Capital Blue Cross PPO500/90-with RX Option #2 there will be a savings of \$101.39 to the Borough in monthly premiums.

RECEIPTS: GENERAL ACCOUNT: District Magistrate Carol Pankake: \$173.50, Vio. @ Ordinances and \$18.92, Vio. @ Veh. Code; Tremont Library: \$200.00, rent (August), and \$963.25, wage reimb.; Diakon Lutheran Social Services: \$873.33, rent (July) and \$412.20, utility reimb.; Road & School: \$1,824.90, delinq. Real estate taxes; Tremont Seniors: \$120.00, rent (July); Berkheimer: \$284.35, delinq. Per capita; Carolyn Folta: \$10,949.48, real estate taxes & \$328.00, Per Capita taxes; Dumpster Permits: \$125.00; Rep. Seip: \$100.00, rent (August); IU-29: \$59.12 utility reimb.; Real Estate Transfer: \$458.15, taxes; Schuylkill Co.: \$1,895.00, rent (August); Randazzo's Pizza: \$50.00, health license & \$60.00, mechanical device tax; PSECU: \$150.00, reimbursement @ services; Parking Fines: \$15.00; Frailey Twp.: \$3,234.05, reimbursement @ Police (April & May); NOW Account Interest \$16.29 (July);
TOTAL = \$22,310.54

PLGIT ACCOUNT: EIT: \$12,384.15; LST: \$408.12; Transfer in from Police Pension Account: \$34.32; Interest: \$ 1.72 (July);
TOTAL = \$12,828.31

PAYROLL: \$19,276.12: Transferred from General Account (July); NOW Account Interest: \$.64 (July);
TOTAL = \$19,276.76

PLGIT FIRE DEPT. FUND: Interest: \$.57 (July)
TOTAL = \$.57

PLGIT HIGHWAY AID FUND: Interest: \$1.95 (July) TOTAL = \$1.95

M & T BANK STREET RECONSTRUCTION ACCOUNT: Interest: \$.85 (July);
TOTAL = \$.85

PLGIT POLICE PENSION FUND: Account Closed on 7/28/10;
TOTAL = \$.00

SWIMMING POOL FUND: Cash Receipts: \$4,342.02 (July);
TOTAL = \$4,342.02

CLAY STREET BUILDING FUND: Interest: \$.12 (July)
TOTAL = \$.12

EXPENDITURES: Griffiths and Fisher motion to approve the payment of the following expenditures: Roll call vote. All in favor. General Fund: \$24,728.13; Fire Dept. Fund: \$1,737.67; Payroll Fund: \$5,395.75; Swimming Pool Fund: \$2,042.14; Highway Aid Fund: \$2,413.73; Clay St. Bldg. Fund: -0-; PLGIT General Account: -0-

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| EFT | Yahoo, website fee | 13.94 |
| 7138 | Carisa's Cleaning, monthly fee | 500.00 |
| 7139 | Trent Williard, tree removal @ Poplar Park | 250.00 |
| 7140 | Pribilla's, supplies | 20.95 |
| 7141 | Berkheimer, services | 285.46 |
| 7142 | SMA, utilities | 358.57 |
| 7143 | P.P. & L. Co., utilities | 1,582.34 |
| 7144 | Frontier Tele. Co., services | 226.45 |
| 7145 | Tremont Library, internet fees | 20.00 |
| 7146 | Potts & Monger, garbage removal | 60.00 |
| 7147 | Mid Penn Bank, loan | 873.21 |
| 7148 | SMA, sewer utilities | 90.00 |
| 7149 | Ehrlich, monthly service fee & stream vegetation contract | 427.00 |
| 7150 | Kreiser's Fuel, monthly | 519.85 |
| 7151 | Law Office of Chris Hobbs, Solicitor fees | 499.96 |
| 7152 | H.A. Thompson, workcomp insurance 1rst inst. | 4,980.98 |
| 7153 | M & T Bank, monthly loan pmt. | 2,114.50 |
| 7154 | Newswanger's Lawn & Garden, mower blades | 38.64 |
| 7155 | Tremont Postmaster, stamps | 44.00 |
| 7156 | Petty Cash | 100.00 |
| 7157 | Staples, toners @ Police & office | 163.76 |
| 7158 | Central Penn Paper, janitorial paper products | 202.60 |
| 7159 | Lewis T. Moyer, health officer fees | 150.00 |
| 7160 | Deluxe Business Checks, general and payroll checks | 277.06 |
| 7161 | Robert C. Gifford, ESQ., police contract arbitrator fee | 6,550.00 |
| 7162 | Joseph Cleary, dumpster retainer | 25.00 |
| 7163 | Voided Check | .00 |
| 7164 | Direct Energy, utilities | 1,089.72 |
| 7165 | Dynamark Security, labor to replace camera | 110.00 |
| 7166 | Home Depot, paint @ bandroom | 176.95 |
| 7167 | Capital Blue Cross, monthly | <u>2,977.19</u> |
| | TOTAL | \$ 24,728.13 |

PLGIT FIRE DEPT FUND:

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| 389 | Mar's Diesel, repairs @KME | 1,084.30 |
| 390 | VCLF, truck loan | <u>653.37</u> |
| | TOTAL | \$ 1,737.67 |

PLGIT HIGHWAY AID FUND:

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| 457 | Sherwin Williams, curb paint | 216.54 |
| 458 | M& T Bank, monthly loan pmt. | 2,000.00 |
| 459 | Sherwin Williams, curb paint | <u>197.19</u> |
| | TOTAL | \$ 2,413.73 |

PAYROLL FUND:

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| EFT | PA Dept of Revenue, State Payroll Tax | 265.35 |
| 5165 | Miners Bank, Federal Payroll Tax Deposit | 2,247.44 |
| 5166 | AFLAC, employee premiums (payroll deductions) | 281.08 |
| 5178 | FOP Black Diamond Lodge, Police Dues (August) | 48.00 |
| EFT | PA Dept of Revenue, State Payroll Tax | 266.36 |
| 5179 | Miners Bank, Federal Payroll Tax Deposit | <u>2,287.52</u> |
| | TOTAL | \$ 5,395.75 |

SWIMMING POOL FUND:

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| 1320 | WalMart, pool concessions & supplies | 80.58 |
| 1321 | Pribilla's, supplies | 10.47 |
| 1322 | Miller's, pool concessions | 55.15 |
| 1323 | Pottsville Environmental, water tests | 84.00 |
| 1324 | P.P. & L. Co., utilities | 87.40 |
| 1325 | Penn State, pesticide applicator recertification | 50.00 |
| 1326 | Pottsville Provision, concession supplies | 53.00 |
| 1327 | PLGIT General Acct., reimburse @ pool pump | 1,284.50 |
| 1328 | Direct Energy, utilities | 309.90 |
| 1329 | Frontier Telephone | <u>27.14</u> |
| | TOTAL | \$ 2,042.14 |

Griffiths and Donmoyer motion to enter an Executive Session at 8:30 pm to discuss a legal and personnel matter at the request of Solicitor Hobbs. All in favor.

Griffiths and Fisher motion to leave the Executive Session at 9:35 pm. All in favor.

There being no further business Donmoyer and Fisher motion to adjourn from the regular meeting at 9:36 p.m. All in favor.

ATTEST

PRESIDENT

****Minutes Printed From Tremont Borough Website****

