

MINUTES
BROOKVILLE BOROUGH COUNCIL MEETING
Tuesday, December 20, 2016 @ 7:00 P.M.

The Brookville Borough Council met in the large conference room on Tuesday, December 20, 2016 at 7:00 P.M. with the following in attendance:

COUNCIL MEMBERS

John Blazosky
Phil Hynes
Bill Kutz
Karen Allgeier
Steve Hoak
Dave Ferringier
Clarinda R. Darr – via phone
Levi Roseman

STAFF

Manager Dana D. Shick
Mayor Richard Beck
Police Chief Jason Brown
Fire Chief Steve Hoak
Zoning/Code/Health Officer -
Emerson Turnbull
Solicitor Jim Dennison
Recorder Christine Gunning

VISITOR/MEDIA

Matt Triponey
Scott Shindledecker
Randy Bartley
John Pozza
David Afton
Sandy Snyder
Ann Koven
Jennifer & Jeff Wolff
Kenneth King
Frank Rossman

CALL TO ORDER:

President John Blazosky called the meeting to order at 7:00 P.M. and led the group in the Pledge of Allegiance to the American Flag.

CORRECTIONS/APPROVAL OF MINUTES (December 6, 2016):

Member Steve Hoak moved to approve the minutes of the December 6th meeting as submitted; seconded by Member Karen Allgeier. Motion carried 7-0.

FINANCIAL REPORTS:

- A. Approval of Expenditures** – The current bills were presented for approval. Member Karen Allgeier moved to approve the bills as submitted; seconded by Member Bill Kutz. Motion carried 7-0.
- B. Fund Level Financial Statements** – President John Blazosky stated if anyone has any questions regarding the Fund Level Financial Statements, they can ask Vice-President Phil Hynes or Manager Dana D. Shick.

PUBLIC COMMENT:

- A. Jennifer with Wolff Refuse** – Jennifer Wolff introduced herself and her husband Jeff as the owners of Wolff Refuse. Jennifer Wolff stated they have been in business for over forty five years. Jennifer Wolff stated in the last year, they expanded their coverage area. Jennifer Wolff stated they wanted to introduce themselves. President Pro-Tem Bill Kutz stated it is nice to see some competition. Member Karen Allgeier thanked them for coming to the meeting.
- B. Ann Koven – Parking Regulations, Community Matters, and Hearing Transcripts** – Brookville resident Ann Koven stated she has been a resident of Brookville since 1954. Ann Koven stated she is saddened because she has

watched the budget situation in the last two years. Ann Koven stated two years ago it was a tight situation, and now it is a cut to bare bones situation. Ann Koven stated some of our financing depends on our population. Ann Koven stated she thinks we should try to attract people to Brookville. Ann Koven stated she would like to propose the Brookville Borough, its employees, and perhaps have a community effort to make Brookville the friendliest place there is. Ann Koven stated she would like the community to value diversity and be sensitive to those who are different. Ann Koven stated in regards to the new requirements for parallel parking, she took a little drive around her area and found forty eight cars parked in the wrong direction. Ann Koven stated we did not have this rule before, and asked if we really need it. Ann Koven stated when she asked the Code Enforcement Officer for a Zoning Board hearing transcript, he said he would get back to her. Ann Koven stated she talked to him again about two weeks later, and she was referred directly to the borough solicitor. Ann Koven stated she finally got some information in a letter about two weeks after that. Ann Koven stated she would like to know if it is possible that the Code Officer can directly refer people with similar requests to the transcriptionist without that delay. President John Blazosky and Member Karen Allgeier thanked her for coming to the meeting. Member Clarinda R. Darr stated it was difficult for her to hear most of that, but thanked Ann Koven.

REPORTS:

Chief of Police –

- A. **Emergency Drill at the Laurel Eye Center** – Police Chief Jason Brown stated on December 13th he attended an emergency drill at the Laurel Eye Center.
- B. **Advertise Sale of Police Vehicle** – Police Chief Jason Brown stated he is asking permission to post the 2011 police interceptor for sale by closed bid. Member Karen Allgeier moved to allow Police Chief Jason Brown to advertise the sale by closed bid of the 2011 police interceptor; seconded by President Pro-Tem Bill Kutz. Motion carried 7-0.
- C. **Holiday Bags on Parking Meters** – Police Chief Jason Brown stated there was some confusion as to the placement of the holiday bags on the Main Street parking meters. Police Chief Jason Brown stated the motion that was passed by Council stated that the bags would be placed and parking would be free beginning on Black Friday and on every Friday in December, as well as December 23rd through the 31st. Police Chief Jason Brown stated yesterday the bags were placed on the meters by the Civic Club. Police Chief Jason Brown stated since they were not authorized to be placed at that time, he ordered them to be removed by our officers and our parking staff. Police Chief Jason Brown stated this was done to avoid any inconvenience to the members of the Civic Club as it was a work day during work hours. Police Chief Jason Brown stated those bags will be replaced on Thursday night by the police department, and they will remain in place until December 31st. Police Chief Jason Brown stated on December 31st or during that weekend the Civic Club has stated that they will be removing the bags as the free parking has ended. Police Chief Jason Brown stated some parking violations were issued shortly after the bags were removed. Police Chief Jason Brown

reported these violations will be dealt with appropriately on an individual basis by our department. Police Chief Jason Brown stated if the public has any questions or comments, they are welcome to contact him at the police department.

Director of Public Works – Manager Dana D. Shick read Public Works Director Dave Vallosio's report since he was unable to attend the meeting. Manager Dana D. Shick stated snow plowing is underway in the Borough. Manager Dana D. Shick stated they will start their shift work the first of the year. Manager Dana D. Shick stated all work orders are current.

Zoning/Code/Health Officer – Zoning and Code Enforcement Officer Emerson Turnbull read his written report. (Attached)

Committee Reports - None

Solicitor

- A. **Ordinance 1096 - Parking Ordinance** – Solicitor Jim Dennison stated Ordinance 1096 is amending the parking regulations, and we need a motion to adopt Ordinance 1096. Brookville resident Sandy Snyder asked if she can ask a question about that. President John Blazosky stated she can. Sandy Snyder stated she has a question about section c in the Parking Ordinance that prohibits people from parking on their front yard or on grass. Sandy Snyder stated she has two vehicles, and one of them is parked in her yard. Sandy Snyder asked if that meant she was in violation of the new code. Solicitor Jim Dennison stated what they do not want is people parking in the grass permanently. Solicitor Jim Dennison stated you would have to improve the surface to park in that area. Sandy Snyder stated she bought that grass and that car. Sandy Snyder stated she pays for the insurance and the taxes. Sandy Snyder stated she thinks she should be able to park it where she wants to. Solicitor Jim Dennison stated part of the reasoning behind it is aesthetics, and part of it is the property values of houses would probably go down if people parked in the front lawn on a nice street. Solicitor Jim Dennison stated many boroughs have this type of ordinance. Sandy Snyder stated she disagrees and would like to know why we are thinking of doing this, and if someone is being singled out. Sandy Snyder stated she spoke to other boroughs and they are not doing this. Police Chief Jason Brown stated he is supporting this ordinance because most utilities run under your yard. Police Chief Jason Brown also stated if people park on sidewalks, people are forced to walk on the street. Sandy Snyder stated paving is expensive. Police Chief Jason Brown stated it does not have to be pavement. Police Chief Jason Brown stated it has to be an improved surface, like gravel. Safety Committee Chairman Steve Hoak stated when the committee looked at this ordinance, we tried to be as comprehensive as possible. Solicitor Jim Dennison stated we are not saying you cannot park in your front yard, just so you park on an improved surface. After some discussion, Sandy Snyder stated with all the concern over the Parking Ordinance, she thinks Council should give the residents the courtesy of

extending adopting this tonight until the other residents are able to come and talk about it. Brookville resident Frank Rossman asked if the Parking Ordinance would allow him to keep his boat on a side yard. Police Chief Jason Brown stated the new Parking Ordinance specifically specifies the front yard. Police Chief Jason Brown stated once this ordinance does pass, it does not take effect for thirty days. Member Dave Ferringer stated this new ordinance would be a code, and asked who would enforce it. Solicitor Jim Dennison stated it would be enforced by police officers, not the code enforcement officer. Brookville resident David Afton stated maybe we should talk about this more before it becomes an ordinance. David Afton stated he has some problems with yard parking. David Afton stated we have had taxes raised, yet we are taking away another property right. David Afton stated he has had feedback from people that they do not want yard parking taken away. David Afton stated perhaps we are not quite there yet to pass this ordinance, because once it is passed it is on the books. David Afton stated we do not get rid of ordinances. After some more discussion, Vice-President Phil Hynes stated we spent months going over all these issues, and it has been just a couple of weeks for the public. Member Karen Allgeier moved to table the parking ordinance until the next Borough Council meeting to allow the people to have more time; seconded by President Pro-Tem Bill Kutz. Motion carried 6-1, with Member Clarinda R. Darr dissenting.

- B. Ordinance 1097 - 2017 Tax Ordinance** – Solicitor Jim Dennison stated we have Ordinance 1097 which is the tax ordinance. Solicitor Jim Dennison stated the general millage is thirteen point four nine. Solicitor Jim Dennison stated street light millage is point six zero, the fire protection one point one, library is point two two five, and the debt service millage is point eight. Solicitor Jim Dennison stated it also levies the occupational tax, as well as the local services tax of fifty two dollars, and the per capita tax as they do every other year. Member Karen Allgeier moved to adopt Ordinance 1097 the 2017 tax ordinance in accordance with the millages just set into the record by Solicitor Jim Dennison; seconded by Member Steve Hoak. Motion carried 5-2, with President Pro-Tem Bill Kutz and Member Dave Ferringer dissenting. President Pro-Tem Bill Kutz asked Manager Dana D. Shick how long it will take to repay the point eight debt service. Manager Dana D. Shick stated it would take three and one half to three and three quarters of a year. President Pro-Tem Bill Kutz stated he appreciates all the work the Finance Committee does.

Borough Manager

- A. Request to Reappoint Bob Radaker to Planning Commission** – Manager Dana D. Shick stated we had a Planning Commission meeting in December, and we are requesting the reappointment of Bob Radaker for a five year term for the Planning Commission. Member Karen Allgeier moved to reappoint Bob Radaker to the Planning Commission for a five year term; seconded by President Pro-Tem Bill Kutz. Motion carried 7-0.

- B. Resolution 527-16 – Adopting the 2017 Budget** – Manager Dana D. Shick stated we have Resolution 527-16 to adopt the 2017 Budget. Member Karen Allgeier moved to approve Resolution 527-16 adopting the 2017 Budget; seconded by Member Clarinda R. Darr. Motion carried 5-2 with President Pro-Tem Bill Kutz and Member Dave Ferringer dissenting.
- C. Resolution 528-16 – Section 125 Premium Only Plan** – Manager Dana D. Shick stated the next resolution is Resolution 528-16 for the IRC Section 125 Premium Only Plan. Manager Dana D. Shick stated this allows for pre-tax medical benefits to the employees. Member Karen Allgeier moved to approve Resolution 528-16 for the IRC Section 125 Premium Only Plan; seconded by Vice-President Phil Hynes. Motion carried 7-0.
- D. Balancing 2016 Budget** – Manager Dana D. Shick stated at the end of every year Council allows her as treasurer and secretary to balance the current year's budget. Manager Dana D. Shick stated she needs a motion to allow her to balance the 2016 Budget upon the end of the 2016 year. Member Karen Allgeier moved to allow Manager Dana D. Shick as treasurer and secretary to balance the 2016 Budget upon the end of the 2016 year; seconded by Member Steve Hoak. Motion carried 7-0.
- E. Willow Run Sanctuary Collection** – Manager Dana D. Shick thanked everyone for their participation in our Christmas collection this year for the Willow Run Animal Sanctuary in Coolspring. Manager Dana D. Shick stated people from the Willow Run Animal Sanctuary will pick up the donations on Thursday, December 22nd. Member Clarinda R. Darr thanked Manager Dana D. Shick for her work on that.

UNFINISHED BUSINESS: None

NEW BUSINESS:

- A. Planning Commission Update** – Planning Commission Chairman Bill Kutz thanked Council for reappointing Bob Radaker to the Brookville Planning Commission, and stated we have a very good Planning Commission. Planning Commission Chairman Bill Kutz stated the Planning Commission met on December 12th and made a recommendation to change the zoning on South White Street, the area around Beverage Air, and the area around Miller Welding. Planning Commission Chairman Bill Kutz stated the Planning Commission wants to change the zoning in those areas to light industrial one (LI-1). Planning Commission Chairman Bill Kutz stated they are currently zoned low density residential (LDR) and office commercial (OC). Planning Commission Chairman Bill Kutz stated the areas in question are currently being used as properties that better fit under the light industrial one (LI-1) zone. Planning Commission Chairman Bill Kutz stated some of these uses include but are not limited to automobile services, business services, industrial, manufacturing, and warehouse. Planning Commission Chairman Bill Kutz stated any properties affected by the rezoning will be notified prior to the zoning change in writing. Planning Commission Chairman Bill Kutz stated current property uses will be grandfathered in. Planning Commission

Chairman Bill Kutz stated the commission is not requesting that any action be taken at this time. Planning Commission Chairman Bill Kutz stated the commission just wanted to make Council aware of what is going on. Member Karen Allgeier thanked Planning Commission Chairman Bill Kutz and the Planning Commission for looking in to doing that rezoning. Planning Commission Chairman Bill Kutz stated Solicitor Jim Dennison has also done a lot of work on it.

B. Safety Committee/Emergency Management Services Coordinator

Position – Safety Committee Chairman Steve Hoak made a motion coming out of committee to recommend making Kyle Zents our local Emergency Management Coordinator for Brookville Borough. President John Blazosky asked that all Council members in favor of this committee appointment say ‘aye’. President Pro-Tem Bill Kutz asked Safety Committee Chairman Steve Hoak if Kyle Zents has a lot of experience, and Safety Committee Chairman Steve Hoak stated Kyle Zents has grown up in emergency services, and what he lacks in experience his father will help him with. President John Blazosky asked all in favor to say ‘aye’. Motion carried 7-0. Safety Committee Chairman Steve Hoak stated we have to notify the county that we have made that appointment, then the governor approves that appointment.

ELECTED OFFICIAL COMMENTS:

- A. Junior Council Member Levi Roseman** – Junior Council Member Levi Roseman stated this Thursday a long standing tradition called Wheelers and Dealers will take place at the high school. Junior Council Member Levi Roseman stated groups of seniors from the economic classes develop products and sell them to third and fourth graders from Hickory Grove Elementary School. Junior Council Member Levi Roseman stated it is a great opportunity for high school students to learn principles of business, production, advertisement, and sales. Junior Council Member Levi Roseman stated the elementary school students learn the principles of bartering, basic business principles, and money managing. Junior Council Member Levi Roseman stated student council is currently granting Christmas wishes to students, teachers, and employees in the school. Junior Council Member Levi Roseman stated it builds morale and spirit in the Brookville Area High School. Junior Council Member Levi Roseman stated he thinks we can be the friendliest place around, and wished everyone a Merry Christmas.
- B. Mayor Richard Beck** – Mayor Richard Beck thanked everyone who came to the meeting tonight. Mayor Richard Beck thanked the Finance Committee and the Parking Ordinance Committee for their time and hard work. Mayor Richard Beck thanked Junior Council Member Levi Roseman for doing a wonderful job at letting us know what is going on at the school.
- C. Member Clarinda R. Darr** – Member Clarinda R. Darr thanked everyone who came to tonight’s meeting. Member Clarinda R. Darr thanked the Budget Committee and the Parking Ordinance Committee. Member Clarinda R. Darr wished everyone a Merry Christmas, and asked Member Steve Hoak to keep in touch.

- D. Member Dave Ferringer** – Member Dave Ferringer thanked the Budget Committee and the Parking Ordinance Committee. Member Dave Ferringer stated it is a lot of work, and it takes time from our families. Member Dave Ferringer stated with people like Junior Council Member Levi Roseman, he thinks we will be good down the road.
- E. Member Steve Hoak** – Member Steve Hoak thanked Solicitor Jim Dennison for his work on the Parking Ordinance, and stated he thinks the public needs to get more information about it. Member Steve Hoak asked people to slow down on residential streets, and asked Council not to abandon this. Member Steve Hoak stated the Brookville Volunteer Fire Company elected new officers for next year including Fire Chief David Miller, Deputy Chief Ryan Pearsall, First Assistant Chief Michael Allgeier, and Second Assistant Chief Ed Schrecengost. Member Steve Hoak stated they will be here at the next Brookville Borough Council meeting to introduce themselves. Member Steve Hoak stated the end of this month will conclude his five years on Brookville Borough Council and fifteen years as a Brookville Volunteer Fireman. Member Steve Hoak thanked everyone who assisted him along the way. Member Steve Hoak wished everyone a Merry Christmas.
- F. Member Karen Allgeier** – Member Karen Allgeier thanked everyone for coming to the meeting, and congratulated Manager Dana D. Shick and the Willow Run Animal Sanctuary in Coolspring for another successful donation for the animals at the shelter. Member Karen Allgeier wished everyone a Merry Christmas and a healthy new year. Member Karen Allgeier wished reporter John Pozza a happy twentieth wedding anniversary. Member Karen Allgeier thanked Police Chief Jason Brown for his input on the Parking Ordinance.
- G. President Pro-Tem Bill Kutz** – President Pro-Tem Bill Kutz wished everyone a Merry Christmas.
- H. Vice-President Phil Hynes** – Vice-President Phil Hynes thanked Council for passing the 2017 Budget, and thanked Manager Dana D. Shick for her work on it as well as the rest of the committee. Vice-President Phil Hynes wished Member Steve Hoak well and thanked him for his service. Vice-President Phil Hynes wished everyone a Merry Christmas.
- I. President John Blazosky** – President John Blazosky thanked everyone for coming to the meeting, and stated we are here to try to make a better town. President John Blazosky wished everyone a Merry Christmas, and asked the media if they had any questions.

MEDIA COMMENTS/QUESTIONS/CLARIFICATION:

- A. Bags on Parking Meters** – Reporter John Pozza thanked Member Steve Hoak for his service to the Borough, and wished him success. Reporter John Pozza thanked Junior Council Member Levi Roseman for his idea of keeping Brookville in a positive light. Reporter John Pozza asked when he saw bags on parking meters on Main Street, that did not mean there was free parking, is that correct? Member Steve Hoak stated there is going to be free parking, it just was not the right time. Member Steve Hoak stated it will start on

Thursday and go through New Years. John Pozza asked when those bags were on though, are you saying that technically that was not a time for free parking? Police Chief Jason Brown stated correct. John Pozza asked if tickets were issued. Police Chief Jason Brown stated tickets were issued after the bags were removed, and will be addressed individually. Police Chief Jason Brown stated there was a lack of communication between elements of his department. Police Chief Jason Brown stated anyone with questions about this should contact him. John Pozza asked to be clear, were those bags supposed to only be placed once the free parking went into effect? Police Chief Jason Brown stated yes.

- B. Solicitor Jim Dennison** - Solicitor Jim Dennison thanked Member Steve Hoak and stated we will miss you and appreciate all you have done.

ADJOURNMENT:

Member Karen Allgeier moved to adjourn; seconded by Member Steve Hoak. Motion carried 7-0 at 8:10 P.M.

Borough Manager