

# COUNCIL MEETING MINUTES

## LYKENS BOROUGH COUNCIL

### MINUTES

Lykens Borough Council held a regularly scheduled monthly meeting Monday, September 19, 2016 at 7:00 p.m. in Council Chambers located at 200 Main Street. Gary Bopp, President of Council presided over the meeting. The Pledge of Allegiance was recited followed by roll call.

#### MEMBERS PRESENT:

Carl Slough Sr.	Gary Bopp
Delton Kreiser	Zachary Smeltz
Mike Tiazkun	Carole Wertz

#### ALSO PRESENT:

Joseph Kerwin, Solicitor  
Judith Musick, Treasurer  
Carl Slough Jr., Mayor  
Patricia Barder, Health Officer  
Dale Musick, Citizen  
Bonnie Krepich, Citizen  
Eddy Bohr, PFAC  
Angela Bixler, PFAC  
Terry Sherman, Fire Chief  
Stanley Engle, Citizen  
Dave Ney, Citizen  
Constantino & Loretta Varano, Citizens  
Glenn Sedesse, Citizen  
Kevin Jury, Citizen  
Ron Cunningham, Citizen  
Mary Esterline, Citizen  
William Fee, EMC Coordinator  
Unreadable name ?  
Nathan Pandal, Public Works  
Jeanette M. Crabb, Secretary

#### MINUTES:

Upon a motion by Vice Chairman Carl Slough Sr. and seconded by Mike Tiazkun the minutes from the August 10, 2016 monthly Council meeting were approved.

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### CITIZENS:

At this time Angela Bixler was present to thank the community for the support during the TNR program. Ang reported 4 clinics took place with a total of 181 cats being spayed or neutered between Lykens and Wiconisco Township. Ang said it was a terrific set up working out of Wiconisco Township's basement and she cannot thank them enough. Finally Ang reported the Borough will not need to donate any money since the fundraisers and donations were enough to cover the 4 clinics that took place. There is one final fundraiser planned for October 16th which will be a chicken BBQ and tickets are \$8.00.

Council thanked Angela.

At this time Loretta Varano addressed Council. Loretta explained to Council that she has been having a few issues with neighbors in regards to smoke over the past few months. Loretta said she researched the effects of wood burning on a DEP website and found it very interesting on how it can affect someone's health. Loretta said she was here tonight to ask Council to consider some limitations when reviewing Ordinances and especially when it comes to allowing fire pits or a smoker. Loretta requested Council consider everyone's health and welfare.

Kevin Jury at this time addressed Council. Kevin said he was here tonight to talk about the old school. Kevin reported he has submitted a grant application in September. Kevin said he has about \$10,000 due in back taxes on the property. Kevin approached the school board for forgiveness but has had no luck with his request. The county has changed the assessment to land only but that does not help with back taxes. Kevin said in a few days the property will be listed on the upcoming property tax sale. There is a chance the school board may be able to re-vote in favor of forgiveness. Kevin said he would like to ask the Council to waive the municipal real estate taxes.

Upon a motion by Zachary Smeltz and seconded by Carole Wertz Council agreed to waive the municipal portion of the property taxes due on the old school building contingent on the current ownership only. This forgiveness is for the 2014 and 2015 improvement, not on the land.

### SECRETARY'S REPORT

A written report was submitted by Secretary Jeanette M. Crabb.

Upon a motion by Zachary Smeltz and seconded by Carole Wertz permission to have a Borough website set up through PSAB in the amount of \$50.00 plus an annual fee of \$389.00 was given.

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Upon a motion by Vice Chairman Carl Slough Sr. and seconded by Mike Tiazkun the Secretary's Report was accepted.

### EXECUTIVE COMMITTEE REPORT

There was nothing to report at this time.

### LYKENS PLANNING COMMISSION & COG REPORT

At this time Patricia Barder reported voter registration had a representative at the COG meeting and they expect a large turnout this presidential election. If using an absentee ballot, you should allow an additional 2 weeks.

Patricia reported Washington Township has their own street sweeper now and she is certain they will be willing to lend to other municipalities.

Upon a motion by Carole Wertz and seconded by Vice Chairman Carl Slough Sr. the Planning Commission and COG Reports were accepted.

### HEALTH OFFICER'S REPORT

There was nothing to report at this time.

### LYKENS BORO AUTHORITY REPORT

The minutes from the August 10, 2016 monthly meeting were given to Council.

### MAYOR AND POLICE REPORTS

A written report was submitted by Mayor Carl Slough Jr.

Upon a motion by Carole Wertz and seconded by Vice Chairman Carl Slough Sr. the Mayor and Police Reports were accepted.

### FINANCE COMMITTEE AND BUDGET REPORT

A budget workshop has been set up for Wednesday October 5, 2016 at 6:30 P.M. to begin working on the 2017 budget.

Upon a motion by Vice Chairman Carl Slough Sr. and seconded Carole Wertz the Finance Committee and Budget Reports were accepted.

### PROPERTY AND SUPPLIES REPORT

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Upon a motion by Mike Tiazkun and seconded by Delton Kreiser the quote submitted by Thomas Koppenhaver to replace/repair the inlet at Main and Market Street in the amount of \$2,265.00 was approved.

Upon a motion by Zachary Smeltz and seconded by Mike Tiazkun permission was given to allow A.R. Popple to use the Borough's 4" pumps to assist them with the Rattling Creek Project. Solicitor Kerwin will draw up a simple liability agreement.

Upon a motion by Zachary Smeltz and seconded by Delton Kreiser, Council approved having Kauffman's Paving pave the alley between South 1st Street and Arlington in the amount of \$2500.00.

Nathan Pental reported he is waiting on the permit to finish cleaning out at the old swimming area at the Glen. Nathan said the Borough received a verbal approval but are awaiting the permit to actually arrive before beginning the work.

Upon a motion by Carole Wertz and seconded by Vice Chairman Carl Slough Sr. the Property and Supplies Report was accepted.

## PARKS AND RECREATION REPORTS

There was nothing to report at this time.

## PUBLIC SAFETY REPORTS

There was nothing to report at this time.

## INSURANCE AND PENSION REPORTS

There was nothing to report at this time.

## EMERGENCY MANAGEMENT COORDINATOR'S REPORT

William Fee reported all necessary paperwork is complete and up to date.

Upon a motion by Carole Wertz and seconded by Mike Tiazkun the Emergency Management Coordinator's Report was accepted.

## ENGINEER'S REPORT

A written report was submitted.

Upon a motion by Vice Chairman Carl Slough Sr. and seconded by Carole Wertz change order #5 in the amount of \$49,025.00 for A.R. Popple Construction, Inc. was accepted.

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The justification for the change order is as follows: due to the need to over excavate the trench due to boulders and the rock wall designer's footer design, it's necessary to increase the footer width.

### SALARIES AND BILLS

A written report was submitted by Treasurer Judith Musick.

Upon a motion by Mike Tiazkun and seconded by Vice Chairman Carl Slough Sr. permission to pay the bills listed below was given as well as the Treasurer's Report was accepted as submitted.

1. Glace Associates in the amount of \$7,048.80 for Rattling Creek Flood related problems
2. Glace Associates in the amount of \$1,377.84 for issues related to the Main/Market Street parking lot area with Home Leasing.
3. Glace Associates in the amount of \$772.00 for issues related to the Glen.
4. New Enterprise & Lime Co., Inc for paving in the amount of \$50,626.11. (This bill will be paid from the Highway Fund).

The following bills have also been paid through PEMA/FEMA funding for the Rattling Creek Project.

1. A.R. Popple Construction in the amount of \$158,526.00.
2. A.R. Popple in the amount of \$185,846.80.

### SOLICITOR'S REPORT

Solicitor Kerwin reported the hold harmless agreement between the Borough and Underkoffler in regards to the wall along Rattling Creek has been accepted and signed.

Solicitor Kerwin also reported the agreement between Wiconisco Township the Borough and the L & W Little Tigers is ready for signatures.

Solicitor Kerwin presented the Borough's check from the earned income tax law suit that has finally been settled.

Upon a motion by Mike Tiazkun and seconded by Delton Kreiser the Solicitor's Report was accepted.

Dave Ney at this time asked why does a citizen need a permit to place a pre-built shed or a pod on their property. Council explained it is a county rule put in place and everything today requires zoning.

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Mayor Slough Jr. explained in his opinion the reason behind zoning or permitting is because a container like a pod or dumpster is considered temporary and a shed even though pre- built is more permanent.

### OPEN ITEMS:

1. L&W Little Tigers - (checked with Dan Schell and he recommends the Borough let it go)
2. Glen Park/Pool Area- (waiting on permits)

### ADJOURNMENT

There being no further business to come before Council, the meeting was adjourned by a motion by Delton Kreiser and seconded by Mike Tiazkun at 8:05 P.M.

Jeanette M. Crabb

Borough Secretary