

# COUNCIL MEETING MINUTES

## LYKENS BOROUGH COUNCIL

### MINUTES

Lykens Borough Council held a regularly scheduled monthly meeting Monday, July 17, 2017 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:

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

#### ALSO PRESENT:

Joseph Kerwin, Solicitor  
Carl Slough Jr., Mayor  
Judith Musick, Treasurer  
Patricia Barder, Health Officer  
Bonnie Krepich, Citizen  
Dave Ney, Authority board member  
Stanley Engle, Citizen  
Dale Musick, Citizen  
Glen Sedesse, Citizen  
Kerry Teter, Authority board member  
Jennifer Snyder, Citizen  
Brian Witmer, Citizen  
Carla Sauve, Business Owner(DQ)  
Mr. Osenbach, Citizen  
Sandra Oxendine, Citizen  
Patty Kloss, Citizen  
Ivan Martin, Business Owner  
Drew Peterson, Citizen  
Shirley Fetterhoff, Citizen (8:20 arrived)  
William Fee, EM Coordinator  
Nathan Pental, 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 June 19, 2017 monthly Council meeting were approved.

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At this time the bid opening for the 2017 advertised road project took place. There were two (2) bids submitted.

1. Meckley's Limestone in the amount of \$82,170.00
2. New Enterprise Stone & Lime Co., Inc. in the amount of \$71,139.00

Upon a motion by Mike Tiazkun and seconded by Vice Chairman Carl Slough Sr. the bid submitted by New Enterprise Stone & Lime Co., Inc. in the amount of \$71,139.00 was accepted.

### CITIZENS:

At this time Mr. Osenbach addressed Council. Mr. Osenbach said he is very concerned that our town is deteriorating. Mr. Osenbach continued with his concerns for the crosswalks not being painted throughout town. Mr. Osenbach feels the Borough is not enforcing the rules in town he said there are missing street signs throughout areas of town and people are parking vehicles that are not registered as well as curbs need fixed. Mr. Osenbach further stated he feels the Borough needs to start enforcing the laws.

Carla Suave at this time addressed Council. Carla said our town has started off very positive with the flags, hotel project and the concerts as well as new faces at the meetings. However Carla stated she is very concerned about Chief Boyer telling her he has the go ahead for painting the curbs. Carla said she is confused on how this is a safety issue when people are not pulling out from the one way streets. Carla asked where does it say the Borough is locked into this procedure. Carla said Penn dot makes rules to negotiate she had to when her parking lot was built. Carla further expressed her concerns with the curb markings by explaining that the 20 feet from the alley is just going to kill parking. Carla asked if she would have support in pressuring this with Penn dot to see if a variance would be granted.

Councilman Zachary Smeltz explained Title 75 is the law and we must follow it.

Secretary Jeanette Crabb explained she called Penn dot and spoke with Hank Swartz who explained that Title 75 is the law that needs followed and the Borough could be fined by the State Police for not being compliant. Hank further explained it's about public safety not about parking. Hank pulled the area in question up on Google maps and advised that due to the alley and the private driveway to Dairy Queen the spot in the middle where people are parking should actually be marked "No Parking any time".

Councilman Delton Kreiser said parking spots will be marked next.

President of Council Gary Bopp advised the lot owned by the Borough up from DQ where the fire was could be turned into a parking lot if deemed necessary.

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At this time Ivan Martin addressed Council. Ivan introduced himself to everyone and explained his intentions. Ivan said he is purchasing the old Kevin's Place building to put a food pantry inside and a restaurant. Ivan said he also plans to open the large room up for weddings and parties. Ivan explained he will own the building until the 501 C goes through. Ivan further explained the entire building will be run as a charity.

Solicitor Kerwin asked the Borough to abandon James Street (40 feet).

Upon a motion by Vice Chairman Carl Slough Sr. and seconded by Carole Wertz, Council agreed to abandon James Street with the stipulation to reserve any easements currently present and the understanding that nothing maybe built on the location due to a storm drain that is located on the property.

## SECRETARY'S REPORT

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

Upon a motion by Mike Tiazkun and seconded by Delton Kreiser permission was given to pay the 2017 contribution of \$1,600.00 to the Lykens Cemetery Association towards the mowing of the Borough owned cemetery known as the Union cemetery.

Upon a motion by Vice Chairman Carl Slough Sr. and seconded by Carole Wertz permission was given for Dockey Auction Service to close North Street between Pine & West Street on August 5th and again on September 23rd from 6:00 AM until 4:00 PM. for an auction to take place.

The secretary will be on vacation 7/31 through 8/4.

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

## EXECUTIVE COMMITTEE REPORT

There was nothing to report at this time.

## LYKENS PLANNING COMMISSION & COG REPORT

There was nothing to report at this time.

## HEALTH OFFICER'S REPORT

There was nothing to report at this time.

## LYKENS BORO AUTHORITY REPORT

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The minutes from the Authority's June 14, 2017 monthly meeting were given to Council.

### MAYOR AND POLICE REPORTS

A written report was submitted by Mayor Carl Slough Jr.

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

### FINANCE COMMITTEE AND BUDGET REPORT

There was nothing to report at this time.

### PROPERTY AND SUPPLIES REPORT

Upon a motion by Zachary Smeltz and seconded by Mike Tiazkun permission was given to have the little dump truck repaired. The repairs will include replacing the dash clusters, a remanufactured transmission and motor mounts in the amount of \$3,240.00.

Upon a motion by Zachary Smeltz and seconded by Carole Wertz the quote submitted by Joe Rider Sr. in the amount of \$2,400.00 to paint the Borough building was accepted.

Upon a motion by Vice Chairman Carl Slough Sr. and seconded by Carole Wertz the quote submitted by Glenn Barder in the amount of \$6,460.00 to assemble and install the basketball hoops, play ground equipment and tennis court poles and nets was accepted.

Nathan Pental thanked Solicitor Kerwin for spreading the play ground mulch.

Upon a motion by Carole Wertz and seconded by Mike Tiazkun the Property and Supplies Report was accepted.

### PARKS AND RECREATION REPORTS

There was nothing to report at this time.

### PUBLIC SAFETY REPORTS

Upon a motion by Vice Chairman Carl Slough Sr. and seconded by Zachary Smeltz the intent to adopt changes to Ordinance (#07-01,1/15/2001) subsection 7-404 (3) Parking Restrictions and Regulation was given. The following changes are to be made and adopted at the August monthly meeting.

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### **7-404. Parking of Trucks, Buses and Certain Other Vehicles Prohibited in the Borough.**

3. **Parking Restrictions and Regulations.** It shall be unlawful for an operator or owner to park, stop or stand a commercial motor vehicle with a registered gross weight of 14,001 or greater, which is a Class C Registration, a motor home, a truck camper, a recreational vehicle, a travel or camping trailer, utility trailer, construction trailers, boat trailer, toy haulers, recreational vehicle hauler or any other similar motorized or non motorized vehicle or device on any Borough street for other than short term as defined in this chapter. It further shall be unlawful for the owner or operator of a vehicle with a registered gross weight of 14,001 pounds or greater, or any of the other vehicles described herein to move said vehicle from one space to another or one block to another within Lykens Borough for the purpose of evading or avoiding the 4 continuous hour restriction set forth above. The 4 hour short-term provision is designed and established to allow a visitor to park for less than 4 hours or an emergency for a business to allow their vehicle to be parked on the Borough streets for less than 4 hours. This part is designed so that owners of such vehicles in the Borough of Lykens will find and maintain parking places for said vehicles in locations other than on Borough streets.

(Ord. 07-01, 1/15/2001)

Upon a motion by Vice Chairman Carl Slough Sr. and seconded by Carole Wertz the intent to adopt changes to Ordinance (#07-01, 01/15/2007) subsection 7-301 (1) Vehicle Weight Limits Established on Certain Streets and Bridges was approved to have the Edward Street Bridge added which is located between South 2nd and Lawley Road with a 32 ton Maximum Gross weight.

Councilman Zachary Smeltz reported that he looked into the prisoner exchange program that was discussed at last month's meeting and was informed the program has been discontinued at this time due to funding.

Sandy Oxendine at this time asked Council if it would be possible to have cones set up during the concerts to slow cars down.

Councilman Zachary Smeltz asked Nathan Pental to put the pedestrian signs out.

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

## INSURANCE AND PENSION REPORTS

There was nothing to report at this time.

## EMERGENCY MANAGEMENT COORDINATOR'S REPORT

There was nothing to report at this time.

## ENGINEER'S REPORT

A written report was submitted by Glace Associates.

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Upon a motion by Mike Tiazkun and seconded by Vice Chairman Carl Slough Sr. the Borough will give 1st priority to the Authority to apply through Dauphin County for a grant to refurbish the water holding tank in Wiconisco Township and 2nd priority to the Borough to apply for a public safety grant to upgrade the curbs for ADA compliance and upgrade the traffic light to include pedestrian crossing with hand/mans signals.

Upon a motion by Carole Wertz and seconded by Vice Chairman Carl Slough Sr. the Engineer's Report was accepted.

## 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. Light - Heigel in the amount of \$697.24 for their work in regards to Property Maintenance during the month of May.
2. Light - Heigel in the amount of \$90.06 for their work in regards to Zoning during the month of May.
3. Lykens Cemetery Assoc. in the amount of \$1600.00 for 2017 Union Cemetery care.

Council agreed to continue to hold any bills submitted by Glace Associates.

## SOLICITOR'S REPORT

Upon a motion by Carole Wertz and seconded by Vice Chairman Carl Slough Sr., Council agreed to settle the Upper Dauphin Income Tax settlement.

Solicitor Kerwin reported Glace submitted their plan to DEP for approval and he will be speaking with DEP'S Solicitor, Curtis within the next day or so.

Solicitor Kerwin reported the gentleman interested in purchasing the old school has decided to wait for the next tax sale to purchase the property.

Councilman Delton Kreiser asked if we are working on pot holes?

Nathan reported he spent last week working on patching pot holes however he will need to go for more cold patch this week to continue.

Upon a motion by Zachary Smeltz and seconded by Delton Kreiser a land swap proposal which would exchange land owned by Joseph Kerwin which would provide parking for the girls softball field and a right - of - way to connect lands of the Borough with access

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to Route 209 in an equal exchange for lands located behind the Kerwin residence was approved. All transfer costs will be paid by Kerwin.

Upon a motion by Vice Chairman Carl Slough Sr. and seconded by Carole Wertz the Solicitor's Report was accepted.

## ADJOURNMENT

There being no further business to come before Council, the meeting was adjourned by a motion by Vice Chairman Carl Slough Sr. and seconded by Carole Wertz at 9:17 P.M.

Jeanette M. Crabb

Borough Secretary