

## **Council Minutes – August 9, 2012**

Jermyn Borough Council met on Thursday, August 9, 2012 at 7:00 p.m. On roll call the following members were present: W.Estile, J.Smith, A.J.Fuga and K.Hosie. Attorney A. Nicholls was present. J.Mark, J.Allan, B.Parks and Mayor Smallacombe were absent.

MINUTES JUNE 22,2012 – A motion was made by A.J.Fuga, seconded by W.Estile to accept the minutes of June 22,2012. All members were in favor.

MINUTES JULY 12,2012- A motion was made by A.J.Fuga, seconded by W.Estile to accept the minutes of July 12,2012. All members were in favor.

J.Smith reported a Beginning Balance of – \$310,402.0

Expenses – \$50,854.79

Ending Balance -\$328,443.93

A motion was made by W.Estile, seconded by A.J.Fuga to approve the financial report as presented. All members were in favor.

At this time K.Hosie of the Jermyn Events Committee presented a check for \$750.00 to Chief William Arthur to help with the cost of the Enradd system.

**SOLICITOR**– Attorney Nicholls said he spoke to the attorney for Community Development concerning the borrowing of funds for Bridge Street. The attorney did not see a problem with our borrowing base. Attorney Nicholls said the first step is to get the Bridge Street project out for bid. Depending on how the bids come in will be how the borough submits the application.

**BRIDGE STREET** – A motion was made by J.Smith, seconded by W.Estile to contact KBA to have the Bridge Street project put out for the bidding process. All members were in favor.

Attorney Nicholls reached PAWC's attorney concerning the ownership on the Rushbrook Creek lots and was of no assistance. He is going to give the owners names to the Rushbrook Creek surveyors.

**PUBLIC INPUT**– Mr. Langman, Gibson Street asked when the roof will be repaired on the borough building? K. Hosie said we are trying to find the funds, we did apply for a grant but did not receive it.

A.Wilson asked why borrow the money for Bridge Street when we have \$328,000.00 in the general fund? K.Hosie said that money is needed for other projects.

J.Duffy, Millineum Day Care, Madison Avenue asked if anything has been done to resolve the parking situation ? K.Hosie said B.Parks was supposed to look into it. Mr.Duffy said if its not a parking lot his business will use the road when alternate parking is enforced. K.Hosie said she will speak to Mr. Parks.

M.Newberry from Lackawanna County informed council of the county auction August 18, arts and crafts on August 23, cheerleading clinic, August 17 and 18 and car seat check September 19.

A.Whitiak, 512 Garfield Avenue addressed council concerning a water problem in front of his residence since 2001. He said the water used to cover 2 to 3 feet and now is 8 feet. K. Hosie said the borough will contact the engineer to see what can be done. Mr .Whitiak asked about the rental ordinance application and he thought it was just for residents. A. Nicholls will look at the ordinance.

R. Rood said the Millneum Day Care should never have been sold the way it was without enough parking. Mr. Duffy sat with Mr. Estile at a work session and according to the zoning book, Mr. Duffy only needs one and a half parking spots for 10 children.

**INVOICES**– A motion was made by A.J.Fuga, seconded by W.Estile to pay invoices in the amount of \$1165.05. All members were in favor.

**PUBLIC SAFETY** – A.J.Fuga thanked the police department for giving out childrens items and having the enradd on display for the public at the National Night Out.

Art Wilson said the 400 block of Jefferson and the borough parking lot is an embarrassment to the council.

**NINE O’CLOCK SIREN** – A motion was made by W.Estile, seconded by A.J.Fuga to have the fire siren blown at nine o’clock in the evening. Motion passed 3 to 1 with J.Smith voting no.

Fire Chief Rood asked to have the fire box removed from the pole. He said it is by federal law that the borough has to have a siren for fire calls and disasters.

Ilona Westington- A motion was made by A.J.Fuga seconded by W.Estile to allow Ilona Washington permission to have vehicles use the borough parking lot on September 23 and 24 for a bus trip. All members were in favor.

Council went into executive session, council reconvened from executive session.

**ACTING CHIEF W. ARTHUR** – A motion was made by A.J.Fuga seconded by W.Estile to re-instate W.Arthur as Acting Police Chief until the next council meeting or Chief D.Zellers returns. All members were in favor.

**HEARING ROBERT FLYNN** – A motion was made by W.Estile, seconded by A.J.Fuga to set a hearing on August 23,2012 to inquire into the actions of police officer Robert Flynn. All members were in favor.

**MARK KILMER DPW** – A motion was made by A.J.Fuga, seconded by W.Estile to hire Mark Kilmer, 624 Jefferson Avenue, Jermyn as a full time DPW employee. All members were in favor.

**MARK KILMER HOURLY RATE** – A motion was made by J.Smith, seconded by A.J.Fuga to set Mark Kilmer hourly rate at \$11.00 an hour. All members were in favor.

**MARK KILMER DATE OF HIRE** – A motion was made by A.J.Fuga, seconded by J.Smith to have Mark Kilmers date of hire as August 9, 2012. All members were in favor.