

The regular monthly meeting of the Borough Council of Lewisburg, Union County, Pennsylvania, was held on **Tuesday, October 20, 2009** in the Council Chambers, 55 South Fifth Street. Present: Council President Bergonia; Councilmembers Baker, Fluent, Mahon, Morris, and Strosser; Mayor Wagner; Chief Yost; Manager/Treasurer Smith; Solicitor Lyons; and Secretary Garrison. Councilmember Casimir arrived at 7:05 PM and Councilmember Molesevich arrived at 7:10 PM. Also present: Matt Cunningham, Diane Petryk, Abby Paules, Tim Hoffman, Ed Cox, Vickie Varklet, Drew Starks, Douglas Martin, Zachery Boyer, Ryan Keys, Brent Shipe, Sue Yohn, Robert Webb, and Amanda Alexander.

CALL TO ORDER: Council President Bergonia called the meeting to order at 7:00 PM, followed by the pledge of allegiance.

APPROVAL OF MINUTES: Motion was made by Councilmember Baker, seconded by Councilmember Fluent, to approve the minutes of the regular Council meeting held September 15, 2009. Motion was unanimously approved.

Motion was made by Councilmember Baker, seconded by Councilmember Morris, to approve the minutes of the work session held October 13, 2009. Motion was unanimously approved.

PUBLIC PARTICIPATION: Council President Bergonia introduced Scout Troup 509. Councilmember Strosser reported Troup 509 is working on their Citizenship in the Community Merit Badge. Council President Bergonia asked the Troup to stand and be recognized, noting that a former member of Troup 509 is here and he pointed to Solicitor Lyons. Mayor Wagner reported also present are Bucknell students representing Downtown Living. The Bucknell students introduced themselves: Ryan Keys, Fifth Street resident and member of a press class; Brent Shipe, Fifth Street resident and member of Bucknell Off-Campus Living; Matt Cunningham, Bucknell Student Government representative; Abby Paules, St. Catherine Street resident and member of a press class.

POLICE COMMITTEE: Councilmember Mahon reported there were no action items. She asked Mayor Wagner to address the visit with the West Shore Regional Police Commission. Mayor Wagner reported she, along with Sue Mahon, Chief Yost, Tom Sauers, Hank Baylor, Jim Buck and John Heiges, met with the West Shore Regional Police Commission. A lot of information was gathered, and she appreciates our efforts even more as a result of this visit. West Shore has agreed to provide copies of various documents, etc., all of which will help our planning to go regional even better. She thanked Commission Chairman Tom Martini for his time. Chief Yost agreed it was a very informational trip. Councilmember Mahon reported the Regional Police Committee meets tomorrow, and will now be meeting twice a month.

PLANNING COMMITTEE: Councilmember Strosser made a motion, seconded by Councilmember Baker, to approve the HARB applications, agenda items a, and c through i, as submitted and recommended by HARB. Motion was unanimously approved.

a) Kim Wheeler. 45 North Seventh Street. Windows. An application was submitted to and reviewed by HARB for replacement windows. A motion was made by Peter Hill, seconded by Steve Snook, to recommend approval of the installation of new windows as specifically described under the Project Description of the HARB Application. Motion was unanimously approved.

b) Bison Properties. 701 Market Street. Windows. Applicant was not present, no action taken by HARB. This application will be placed on agenda for the November meeting.

c) Eric Ludwig/Raffaelina Ferrara. 60 South Second Street. Roofing/Garage Doors. An application was submitted to and reviewed by HARB for roofing and garage doors. A motion was made by Peter Hill, seconded by Michael Lucas, to recommend approval of new roofing and garage doors as noted under the Project Description of the HARB Application, and as shown in the photographs attached. (Note: replacing downspouts with original style.) Motion was unanimously approved.

d) James/Deane Clements. 51 North Fourth Street. Windows. An application was submitted to and reviewed by HARB for replacement windows. A motion was made by Mary Mastascusa, seconded by Steve Snook, to recommend approval of the installation of new windows as noted under the Project Description of the HARB Application. (Note: This is replacement of window sashes only. Frame and shutters will remain as is.) Motion was unanimously approved.

e) Aimee Deibler. 33 North Seventh Street. Fence. An application was submitted to and reviewed by HARB for a fence. A motion was made by Peter Hill, seconded by Steve Snook, to recommend approval of the installation of a fence, as specifically described under Project Description of the HARB Application, and as shown in the photograph attached. (Note: Aluminum 4' high/bronze color/appearance as wrought iron.) Motion was unanimously approved.

f) Lynn Thomas. 120 South Fourth Street. Fence. An application was submitted to and reviewed by HARB for the upgrade of fencing. A motion was made by Ted Strosser, seconded by Peter Hill, to recommend approval of new fencing, as specifically described under Project Description of the HARB Application, and as shown in the photograph attached. Motion was unanimously approved.

g) 535, Inc. (Kevin Gardner) 720 Market Street. Windows/Siding. An application was submitted to and reviewed by HARB for new windows and siding. A motion was made by Peter Hill, seconded by Ted Strosser, to recommend approval of the installation of new windows and siding, as specifically described on the attachment to the HARB Application. (Note: Smooth or brushed finish siding. If shutters are installed, which is

ATTENDANCE

CALL TO ORDER

APPROVAL OF MINUTES

PUBLIC PARTICIPATION SCOUT TROUP 509

BUCKNELL STUDENT VISITORS

POLICE COMMITTEE

PLANNING COMMITTEE HARB

K WHEELER

BISON PROPERTIES

E LUDWIG

J CLEMENTS

A DEIBLER

L THOMAS

K GARDNER

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optional, they must be the size and dimensions necessary to be able to close over window.) Motion was unanimously approved.

h) Michael Brody. 441 St. Anthony Street. Retaining Wall/Fence. An application was submitted to and reviewed by HARB for a retaining wall and fence. A motion was made by Steve Snook, seconded by Peter Hill, to recommend approval of the installation of a retaining wall and fencing, as specifically described under the project description of the HARB Application, and as shown on the drawings attached. (Note: Landscape stonewall suitable/applicable to this setting for the retaining wall.) Motion was unanimously approved.

i) Ray/Elaine Campbell. 5 Market Street. Venting/Cupola. An application was submitted to and reviewed by HARB for venting/cupola. Three options were offered. A motion was made by Ted Strosser, seconded by Steve Snook, to recommend approval of Option B, the installation of venting and cupola as specifically noted in applicants paperwork attached to HARB application, specifically dormer style vent for whole house fan, and cupola maybe used on garage roof at owner's discretion. Motion was unanimously approved.

Councilmember Strosser reminded Council that the Manager's evaluation is due by November 6th.

PUBLIC WORKS COMMITTEE: Councilmember Baker reported there was no meeting.

FINANCE COMMITTEE: Councilmember Morris made a motion, seconded by Councilmember Fluent, to approve payment of the bills from 09/12/09 through 10/16/09 in amount of \$812,298.17. **ON THE QUESTION:** Manager Smith explained the number is large this month due to the fact there were three pay periods, and we did routine annual transfers. If you remove the transfers, the amount is consistent with normal monthly expenses. Motion was unanimously approved.

Manager Smith presented Council with the proposed 2010 Budget. After the work session last Tuesday he finalized what he believes to be a balanced budget that reflects Council's wishes. Council should review this proposed budget, bringing any comments or concerns to him or the Finance Committee Chairperson, as we will discuss this further at the next Finance Committee meeting. He is hopeful Council will be able to direct the Solicitor at November's meeting to advertise this proposed 2010 budget for adoption in December. There is no action required of Council at this time. This proposed budget does not include a tax increase, as directed by Council, but includes adjustments to the millage rates. The millage rate for 2009 was 7.15 mills and that will be the millage rate for 2010. Mayor Wagner congratulated the Manager and Finance Committee Chairperson, for the hours of work that went into this budget. Councilmember Morris stressed our Manager spent a great deal of time on this, and his work is greatly appreciated.

MAYOR: Mayor Wagner asked Matt Cunningham, our BSG representative, to give his report. Matt Cunningham updated Council on the various upcoming Bucknell events, as well as the several searches taking place right now for administrative positions; the big search being for a new President. Mayor Wagner said Mr. Cunningham is very involved, and she thanked him for that. Mr. Cunningham has gotten students involved in the Victorian Parade, he serves on the Downtown Living Committee, attends the Bull Run Neighborhood Committee and the Town and Gown Committee. The recycling issue was discussed at length at the last Bull Run Neighborhood meeting and there seems to be a communication problem; this issue will be resolved once we get the sorting of recyclables clear and share more about the Recycling Center at Wolf Field. She, along with Council President Bergonia, had the opportunity to participate in the Focus Group for Bucknell's Presidential search, and were pleased to be able to give input from a Council and resident perspective.

POLICE CHIEF: Chief Yost reminded the community that street maintenance and leaf removal crews work through the month of November; therefore, ticketing and towing will continue. There may be a need for a second or third pass until the work can be completed, so he does not recommend that vehicles be put back on the street immediately after the crew has made a pass. The no parking is from 7 AM to 12 Noon.

COUNCIL PRESIDENT: No report.

SOLICITOR: No report.

MANAGER: Councilmember Casimir made a motion, seconded by Councilmember Baker, to adopt Resolution No. 09-08, approval of the use of actuarial smoothing method for the January 1, 2009 actuarial valuation for Non-Uniformed Pension Plan as described in the actuarial valuation report, subject to the market value corridors allowed under Act 205 of 1984, as amended. **ON THE QUESTION:** Councilmember Casimir explained this was discussed in detail at the work session last week. Motion was unanimously approved.

Councilmember Casimir made a motion, seconded by Councilmember Baker, to adopt Resolution No. 09-09, approval of the use of actuarial smoothing method for the January 1, 2009 actuarial valuation for Uniformed (Police) Pension Plan as described in the

M BRODY

R CAMPBELL

**MANAGER'S
EVALUATION**

**PUBLIC WORKS
COMMITTEE**

**FINANCE
COMMITTEE
PAYMENT OF
BILLS**

**DISCUSSION OF
PROPOSED 2010
BUDGET**

MAYOR

POLICE CHIEF

**COUNCIL
PRESIDENT**

SOLICITOR

**MANAGER
ACTUARIAL
SMOOTHING
FOR 01-01-09
VALUATION/
NON-
UNIFORMED
PENSION PLAN
(RESOLUTION
NO. 09-08)
ACTUARIAL
SMOOTHING
FOR 01-01-09
VALUATION/
UNIFORMED
PENSION PLAN
(RESOLUTION
NO. 09-09)**

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actuarial valuation report, subject to the market value corridors allowed under Act 205 of 1984, as amended. Motion was unanimously approved.

Manager Smith reported the Kratzer-Dull American Legion recognized the installation of their American Legion signs to the Welcome to Lewisburg signs, and also provided the Borough with a check in the amount of \$200 for 2009 maintenance fees/costs.

Manager Smith reminded the community that the Borough is in the midst of leaf collection season, so there **will** be ticketing and towing. The no parking is in effect from 7 AM to 12 Noon. The Borough's new leaf truck was purchased with a 10% in-kind match from the Borough, the rest of the money came from a grant from the Pennsylvania's Department of Environmental Protection and Union County. It is a one-man operation, with controls inside the vehicle; the arm and aperture are hydraulically operated, which alleviates the need for three or four men on the street at the same time. It is not as efficient as it could be yet, but that is because of a learning curve with the controls. It should certainly show a significant savings to the Borough.

OTHER COMMITTEES: Councilmember Casimir announced the kickoff event for the Rail/Trail Capital Campaign is scheduled for Saturday the 24th from 12 Noon until 4 PM at Ard's. LARA hopes to hear something this week regarding the DCNR Design Grant. The new Bucknell representative to the LARA Board, Ed Loftus, attended our last meeting, and is an excellent addition with an extensive money management background.

Councilmember Mahon reported on behalf of the Downtown Partnership that there are two new businesses in town, Ellicinder's Beads and Pronto. Pronto will be open to the public next week. All stores are open this Friday night from 6:30 PM until 10:00 PM in conjunction with Bucknell University's Homecoming.

Councilmember Morris reported the next Town and Gown Committee meeting will be in November.

Councilmember Morris reported the Lewisburg Neighborhood Corporation meets tomorrow evening.

Councilmember Casimir reported the Shade Tree Commission is proceeding with the planting of oak trees on North Third Street, as well as some other past due plantings. We are following through with the Manager's idea of creating a Borough tree farm, which will be a great investment in our shade trees and a financial help to the residents. Mayor Wagner announced the first weekend in November the Pocket Park Committee for Cherry Alley will be planting trees. Manager Smith reported there are six new trees on South Seventh Street.

Councilmember Baker commented there was no business meeting of the Central Keystone-COG; however, the annual reception was this past month.

Councilmember Strosser indicated he had no report from the Union County Multi-Municipal Comprehensive Plan Committee. A memo was distributed indicating CD's are available for review, with comments being taken until December 4th. Manager Smith indicated the CD's are the County's version of the Comprehensive Plan, and the individual municipality versions will come later.

Councilmember Molesevich asked the status of the Zoning Ordinance. Councilmember Casimir said to date we completed a review of half of the items submitted by Gannett Fleming. Meetings are scheduled for Thursday of this week and Thursday of next week. Councilmember Molesevich asked if Council would see Gannett Flemings comments and the committee response to them. Councilmember Casimir said anyone can certainly see them; his attempt is to streamline this process as much as possible. This zoning ordinance revision, which is about 145 pages, has been a work in progress for seven or eight years, with the current group of people putting in about 850 hours over a three year period.

OLD BUSINESS: None.

NEW BUSINESS: None.

COUNCILMEMBER COMMENTS: There were no Councilmember comments.

WRITTEN REPORTS: Councilmember Baker made a motion, seconded by Councilmember Morris, to acknowledge the Budget Index, Police/Parking Reports, Zoning Officer Report, and Code Enforcement Officer Report. Motion was unanimously approved.

AMERICAN
LEGION SIGNS

LEAF
COLLECTION

OTHER
COMMITTEES
LARA

LDP

TOWN AND GOWN
COMMITTEE

LNC

SHADE TREE
COMMISSION

CENTRAL
KEYSTONE COG

U/C MULTI-
MUNICIPAL
COMPREHENSIVE
PLAN COMMITTEE

ZONING
ORDINANCE
UPDATE

OLD BUSINESS

NEW BUSINESS

COUNCILMEMBER
COMMENTS

WRITTEN
REPORTS

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WORK SESSION: Council President Bergonia announced there will not be a work session next month unless something would occur with regard to the budget that would make it a necessity.

There being no further business, Councilmember Baker made a motion, seconded by Councilmember Morris, to adjourn the meeting. Motion was unanimously approved. Meeting adjourned at 7:30 PM.

Respectfully submitted,

Patricia M. Garrison, Borough Secretary

WORK SESSION

ADJOURNMENT