

The regular monthly meeting of the Borough Council of Lewisburg, Union County, Pennsylvania, was held at 6:30 PM on **Tuesday, February 18, 2020** in the Fire Department Support Center Training/Classroom, 239 North Fifth Street, Lewisburg. Present: Council President Medina; Councilmembers Derman, Farrell, Yohn, Heayn, Comas and Sulai; Mayor Wagner, Solicitor Lyons, Manager Lowthert, Secretary Anders, BVRPD Chief Yost and Kathy Wendt. Also present: Matt Farrand, Amber Koch, Kaytlyn Young, Jennifer Drovin, Greg Hanselman, Scott Henninger, Cassandra Delong, Lynne Ragnse, George Botelho, Theresa Yerger, J.J. Sovil, Kathy Morris, Meg Martin, Linda Walker, Lauren Peck, Clyde Gass II, Ronald Henry, Kevin Sloan, Rob Sieczkiewicz, Kathy Kritjanson-Gurcel, Stacy Richards, Zachery Lloyd, David Koconis, Ellen Flucker Daren, Ben Houdeshell, Sam Pearson, Jordan Fetzer, Michael Beod, Martha Barrick, Troy Zimmerman, Jessica Heid, Steve Hoffmaster, Mary Hegarty, Ruby Baker, Chad Kister, Austin Kister, Will Baylor, Anne Sloan, Mike & Pam Fair, Bruce Jackson, Brad Lloyd, Gunny Mazzei, Max Martin, Jon Dover, Sam Daron, Bonnie Poteet, Angela Gockley, Seth Vance, Ghislaine McDayter, Michael Morrison, Billy Allard, Carol Steckel, Shawn Waltman, Carolyn Conner, Willis Zimmerman, Pat Parker, Nelson Weaver, Susan Stone, Kristen Koconis, Holland Steinberg, Shawn Jacobson and Ellen Ruby .

**CALL TO ORDER:** Council President Medina called the meeting to order at 6:30 PM, followed by the pledge of allegiance.

**APPROVAL OF MINUTES:** Motion was made by Councilmember Derman, seconded by Councilmember Yohn, to approve the minutes of the January 21, 2020 regular monthly meeting. Motion was unanimously approved.

**PRESENTATIONS TO BOROUGH COUNCIL:** Second Amendment Sanctuary Amendment Ordinance coordinator, Shaw Waltman and retired State Trooper, Scott Henninger presented to council that they believe the state was attempting to pass gun laws that would violate the right to bear arms under the Second Amendment. Mr. Waltman and Mr. Henninger are doing presentations to all municipalities to collect signatures to propose an SASO (Second Amendment Sanctuary Ordinance) to county commissioners. They are asking municipalities to pass an ordinance or resolution regarding firearm possession.

Borough residents were given the opportunity to speak regarding the Second Amendment Sanctuary Ordinance.

Rob Sieczkiewicz (Moms Demand Action) spoke and acknowledged support of the Second Amendment but is not in favor of the SASO.

George Botelho spoke and is not in favor of the SASO.

Theresa Yerger spoke and is not in favor of the SASO.

Ruby Baker commented that both sides have fears of misuse of guns or having guns taken away.

Holland Steinberg spoke and acknowledged support of the Second Amendment but is not in favor of the SASO.

Jon Dover spoke and wants to reduce gun violence.

Samantha Pearson spoke acknowledged support of the Second Amendment and common-sense legislation to protect human life and believes there is a balance or coexistence between responsible gun owners and reasonable gun legislation and is not in favor of the SASO.

Max Martin stated he was appalled of attempts to deprive law abiding citizens of rights and is in favor of the SASO.

Non-Borough residents were given the opportunity to speak regarding the Second Amendment Sanctuary Ordinance.

Clyde Gass spoke and is not in favor of the SASO.

Lauren Peck spoke and is not in favor of the SASO.

Ann Sloan spoke and is in favor of the SASO.

ATTENDANCE

CALL TO ORDER

APPROVAL OF MINUTES

SASO COUNCIL PRESENTATION

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Scott Vans spoke and is not in favor of the SASO.

Troy Zimmerman spoke and believes there's a mental health issue not a gun issue.

Ben Houdeshell is not in favor of the SASO.

Ron Henry spoke and is in favor of the SASO.

William Zimmerman spoke and is in favor of the SASO.

**BOROUGH COUNCIL WARD I VACANCY:** Councilmember Comas made a motion, seconded by Councilmember Derman, to adopt Resolution 20-02, a resolution appointing Michael Brody to fill the vacancy which currently exists in the Ward I Councilmember office as a result of the resignation of Sue Mahon. Motion was unanimously approved.

WARD I VACANCY  
Resolution 20-02 to  
appoint Michael  
Brody

**PUBLIC WORKS/POLICE COMMITTEE:** Council received the Buffalo Valley Regional Police Department's (BVRPD) monthly and 2019 annual report.

PUBLIC  
WORKS/POLICE  
COMMITTEE  
BVRPD

Chief Blunt gave William Cameron Engine Company (WCEC) January fire report and informed Council the 2019 year-end report will be distributed for the March Council meeting.

WCEC

Councilmember Comas made a motion, seconded by Councilmember Derman to award the Walker-Loomis Street Project in the amount of \$146,847.25 to Don E. Bower, Inc. per recommendation of Larson Design Group contingent upon submittal of acceptable payment and performance bonds and upon review by the Borough Solicitor. Motion was unanimously approved.

Walker-Loomis  
Street Project  
Awarded to Don E.  
Bower

Councilmember Comas made a motion, seconded by Councilmember Derman to award the 2020 Lewisburg Borough Streets Project in the base amount of \$467,395.45 to Don E. Bower, Inc. per recommendation of Larson Design Group contingent upon submittal of acceptable payment and performance bonds and upon review by the Borough Solicitor. Motion was unanimously approved.

2020 Streets  
Project Awarded to  
Don E. Bower

Councilmember Comas made a motion, seconded by Councilmember Derman to accept add alternate 1 in the amount of \$9,254.70 to repave all of North Twelfth Street. Motion was unanimously approved.

2020 Streets  
accept Add  
Alternate #1

Councilmember Comas made a motion, seconded by Councilmember Derman to accept add alternate 2 in the amount of \$19,500.00 to repair an additional 100 square yards of privately owned sidewalks in the Borough. Motion was unanimously approved.

2020 Streets  
accept Add  
Alternate #2

Councilmember Comas made a motion, seconded by Councilmember Derman to reject add alternate 3 in the amount of \$22,353.90 to install concrete curbs along St. Paul Street instead of asphalt curbs. Motion was unanimously approved.

2020 Streets reject  
Add Alternat #3

Councilmember Comas made a motion, seconded by Councilmember Derman to reject all bids opened on January 24, 2020 for the CDBG funded South Sixth Street Floodplain Restoration Project. Motion was unanimously approved.

South Sixth Street  
Floodplain  
Restoration Project  
- all bids rejected

Councilmember Comas made a motion, seconded by Councilmember Derman to approve release of the CDBG funded South Sixth Street Floodplain Restoration Project to bid with the selected option of a manufactured wall along the creek edge. Motion was unanimously approved.

South Sixth Street  
Floodplain  
Restoration  
release approval

Councilmember Comas made a motion, seconded by Councilmember Heayn to approve Larson Design Group Change Order #1 for the South Sixth Street Floodplain Restoration Project in the amount of \$2,175.00 to update the construction plans, to revise the project bid documents and advertisement, and to conduct the project bid opening. Motion was unanimously approved.

South Sixth Street  
Floodplain  
Restoration -  
Larson Design  
Change Order #1

Councilmember Comas made a motion, seconded by Councilmember Heayn to accept a proposal from Larson Design Group in the amount of \$19,400.00 for

Spruce Street  
Unopened Alley -  
Larson Design

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engineering design, permitting and construction administration services associated with Spruce Street Unopened Alley Drainage Project.

The signed copies of the Fire Protection Agreement with WCEC and CSFES Financial Advisory and Oversight Agreements have been received.

Committee has authorized Staff to purchase 100 green 96-gallon refuse totes with wheels at a cost of \$5,666.00 to be paid from the Refuse Fund to replace the blue refuse barrels used by the Borough during special events.

**ADMINISTRATIVE/FINANCE COMMITTEE:** Councilmember Derman made a motion, seconded by Councilmember Heayn, to approve payment of bills from January 18, 2020 through February 14, 2020 in the amount of \$205,252.44. Motion was unanimously approved.

**COMMUNITY DEVELOPMENT/PLANNING COMMITTEE:** Councilmember Yohn made a motion, seconded by Councilmember Derman, to approve HARB item a, b, c and e as submitted and recommended by HARB per their minutes dated February 11, 2020. The applicant for HARB item d wasn't present at the meeting therefore no action was taken by HARB. Motion was unanimously approved.

- a. David & Kristen Koconis / 206 South Second Street / Windows, Roof and Porch. (HARB recommended approval of COA)
- b. Brenda Finucane / 36 North Front Street / Roof, Siding and Porch. (HARB recommended approval of COA)
- c. Mary Stover / 114 South Fifth Street / Front Door. (HARB recommended approval of COA)
- d. Sydney Stieler – Deja Vu / 322 Market Street / Sign. (No one was present/no action taken by HARB)
- e. Bucknell University – Barnes & Noble / 400 Market Street / Windows. (HARB recommended approval of COA)

Councilmember Yohn made a motion, seconded by Councilmember Derman to direct staff to post brake retarder signs on Market Street per the Market Street Study Recommendations and the previous Ordinance adopted by Lewisburg Borough. Motion was unanimously approved.

Councilmember Yohn made a motion, seconded by Councilmember Derman to direct staff to request a Speed Study of Market Street by PennDOT per the Market Street Study Recommendations. Motion was unanimously approved.

Councilmember Yohn made a motion, seconded by Councilmember Derman to accept the resignation of David Heayn from the Shade Tree Commission. Motion was unanimously approved.

Councilmember Yohn made a motion, seconded by Councilmember Derman to appoint Bonnie Smith to the Shade Tree Commission with term expiration of December 31, 2021. Motion was unanimously approved.

Councilmember Yohn indicated the current vacancies of one vacancy on BVRA with term expiration 12/31/2024, one vacancy on Planning Commission with term expirations of 12/31/2022, one vacancy on HARB with term expiration of 12/31/2020 and one vacancy as the Zoning Hearing Board Alternate with term expiration 12/31/2020.

**PUBLIC COMMENT(S) ON ANY NON-AGENDA ITEMS:** Sam Pearson reminded everyone the 2020 census is coming up and to encourage everyone to participate.

**MAYOR:** Mayor Wagner thanked Ellen Ruby for a fabulous ice festival weekend. Mayor Wagner also commented that Joey Beatie will be getting his Eagle Scout badge and invited Council to witness the event.

**COUNCIL PRESIDENT:** No report.

**BOROUGH MANAGER:** No report.

**BOROUGH SOLICITOR:** No report.

Refuse Totes

**ADMIN/FINANCE COMMITTEE PAYMENT OF BILLS**

**COMMUNITY DEVELOPMENT/PLANNING COMMITTEE HARB**

Koconis

Finucane

Stover

Stieler

Bucknell University

Market Street Study – Brake retarder signs

Market Street Study – Speed Study by PennDOT

STC Resignation

STC Appointment

Vacancy Updates

**PUBLIC COMMENT – NON-AGENDA ITEM**

**MAYOR**

**COUNCIL PRESIDENT**

**BOROUGH MANAGER**

**BOROUGH SOLICITOR**

February 18, 2020

**BOROUGH SECRETARY:** Report was sent to Council.

**OTHER COMMITTEES:** Council President, Medina, reported that BVRA meetings have been moved to 5:00 pm and need people to represent Lewisburg. Medina also informed Council the Flannel and Frost Gala was a successful event.

Ellen Ruby, Executive Director of the LDP, thanked the Borough crews for the help with the ice festival. Ellen informed Council the next big event is the Summer Craft Fair May 30, 2020.

Sam Pearson, Executive Director of LN, shared there will be a clean up April 4, 2020 and will be working along the creek. Sam also reported a dedication of Lewisburg Landing Saturday April 18, 2020 and tree plantings. River Road Holiday will be May 10, 2020.

Councilmember Yohn reported the Shade Tree Permits and Applications are close to being revised. Councilmember Yohn is participating in a very informative Tree Tender webinar series.

Borough Manager Lowthert updated Council on sidewalk non-compliant properties and the potential of the Borough to replace the sidewalks. CK-Cog has asked Council to consider a Vacancy Property Registration Ordinance that would allow CK-Cog to have better contact information for the vacant properties. CK-Cog has also been using the Quality of Life Ordinance, regarding refuse violations, to address some properties that won't clean up after social events.

Councilmember Derman announced the first official CSFES meeting.

**WRITTEN REPORTS:** Councilmember Derman made a motion, seconded by Councilmember Heayn to acknowledge receipt of the monthly Parking Report, LAJSA February Agenda and January Minutes, November/December/January Planning Commission minutes, December/January/February Shade Tree Minutes, Zoning Officer Report and Code Enforcement Officer Report. Motion was unanimously approved.

**WORK SESSION:** Manager Lowthert said there will be a work session held Tuesday, February 04, 2020 to discuss Borough planning and February 11, 2020 to discuss short term rentals.

Council President Medina called for executive session at 8:18 PM for legal matters.

Council returned at 8:44 PM.

Councilmember Comas made a motion, seconded by Councilmember Heayn to appoint Michael Brody to Buffalo Valley Recreation Authority with term expiration 12/31/2024. Motion was unanimously approved.

There being no further business, Councilmember Comas made a motion, seconded by Councilmember Farrell, to adjourn the meeting. Motion was unanimously approved. Meeting adjourned at 8:45 PM.

Respectfully submitted,

Jacqueline A. Anders  
Borough Secretary

**BOROUGH SECRETARY**

**OTHER COMMITTEES**  
BVRA

LDP

LN

SHADE TREE

CK-Cog

CSFES

**WRITTEN REPORTS**

**WORK SESSION**

Executive Session

BVRA Appointment – Michael Brody

ADJOURNMENT