

A regular meeting of Bloomsburg Town Council was held Monday, February 12, 2007, beginning at 7:00 p.m. in Council Chambers, Town Hall, 301 East Second Street, Bloomsburg, PA. Present were Mayor Claude Renninger; Council Members Don Pursel, Bill Brobst, Terry Lemon, Paul Kinney, Dan Knorr and Paul Houseknecht; Town Administrator Carol Mas; Finance Specialist Heather Jacoby; Code Enforcement/Zoning/Planning Officer Ed Fegley; Fire Chief Bob Rupp; Recycling Administrator Charles Fritz; Superintendent of Public Works John Barton; Office Assistant Amy Seamans and Solicitor Jack Mihalik. Absent was Chief of Police Leo Sokoloski.

#### CITIZEN TO BE HEARD – ROBERT DWORSAK

Robert Dworsak owner of 21 East Main Street was present to inform Council that he believes the excavation company subcontracted by Tra Electric, Inc. for the Main Street Lighting Project pushed in his basement wall while they were digging a trench for the wiring. Mr. Dworsak explained that his basement is one of a few on Main Street that extends under the sidewalk all the way to the curb line. A representative from Tra Electric and J. Barton met with Mr. Dworsak and Tra stated they would have a structural engineer look at the wall. In the meantime, Mr. Dworsak received a letter from Tra Electric explaining that they do not feel the subcontractor could have caused the damage. C. Mas and Solicitor Mihalik both reiterated that the liability would be on the contractor and not the town. Mr. Dworsak just wanted to make Council aware of the situation because he may need to take legal action against Tra Electric. Council thanked Mr. Dworsak for informing them.

#### APPROVAL OF RESOLUTION NO 02-12-07.01 PARTICIPATION IN PA CAPITAL CITY AUTOMOTIVE AND EQUIPMENT CONTRACT

On a motion by T. Lemon, seconded by D. Knorr and voted on unanimously, Council approved Resolution No. 02-12-07.01 for the town to participate in PA Capital City Automotive and Equipment Contract for 2007.

#### APPROVAL OF JANUARY 22, 2007 COUNCIL MEETING MINUTES

On a motion by T. Lemon, seconded by P. Houseknecht and voted on unanimously, Council approved the January 22, 2007 Council meeting minutes with no additions or corrections.

#### APPROVAL OF PAYMENT OF MONTHLY BILLS AND JANUARY PAYROLL AUTHORIZATION

On a motion by P. Kinney, seconded by T. Lemon and voted on unanimously, Council approved payment of the following monthly bills and the January payroll authorization: General Fund, \$167,736.28; Recycling Fund, \$154,318.11; Street Lighting Fund, \$8,124.36; Norris E. Rock Memorial Pool, \$173.40; Fire Fund, \$299.01; FFY 04 CDBG Entitlement Program, \$2,662.55; FFY 05 CDBG Entitlement Program, \$10,241.50; Capital Projects Fund, \$4,141.23; Day Care Project, \$3,562.00; Airport Expansion Project, \$15,985.23; Liquid Fuels, \$30,171.60 and the January payroll authorization in the amount of \$176,267.85.

#### APPROVAL OF PAYMENT OF BILL TO FIRST COLUMBIA BANK AND TRUST CO. FROM THE POLICE PENSION PLAN

On a motion by T. Lemon, seconded by P. Houseknecht and voted on unanimously, Council approved the payment to First Columbia Bank and Trust Co. from the Police Pension Plan for the fourth quarter trustee fees in the amount of \$3,949.99.

#### APPROVAL OF PAYMENT OF BILL TO FIRST COLUMBIA BANK AND TRUST CO. FROM THE TOWN EMPLOYEES PENSION PLAN

On a motion by T. Lemon, seconded by P. Houseknecht and voted on unanimously, Council approved the payment to First Columbia Bank and Trust Co. from the Town Employees Pension Plan for the fourth quarter trustee fees in the amount of \$2,716.07.

#### ACCEPTANCE OF HAY GROUP, INC. LETTER OF ENGAGEMENT FOR 2007

On a motion by T. Lemon, seconded by P. Kinney and voted on unanimously, Council accepted Hay Group, Inc.'s 2007 letter of engagement outlining their proposed fees for services to the police and town employees pension plans.

#### APPROVAL OF PROMOTING RONALD RUSSELL, JR. AS RECYCLING CENTER FULL-TIME DRIVER

On a motion by D. Pursel, seconded by T. Lemon and voted on unanimously, Council approved promoting Ronald Russell, Jr. to a full-time Recycling Center driver at \$13.90/hour with the stipulation that he obtain CDL certification within his six month probationary period.

#### RESIGNATION ACCEPTANCE OF RECYCLING CENTER EMPLOYEE ERIC HAYES

On a motion by T. Lemon, seconded by P. Kinney and voted on unanimously, Council accepted the resignation of Recycling Center employee Eric Hayes effective February 17, 2007.

#### APPROVAL OF ADVERTISING FULL-TIME DRIVER POSITION AT RECYCLING CENTER

On a motion by T. Lemon, seconded by D. Pursel and voted on unanimously, Council approved advertising the full-time driver position at the Recycling Center.

#### APPROVAL OF BILL BROBST AND CAROL MAS ATTENDANCE AT AMERICAN PLANNING ASSOCIATION CONFERENCE

On a motion by T. Lemon, seconded by P. Kinney and voted on Six (6) (T. Lemon, P. Kinney, C. Renninger, D. Pursel, P. Houseknecht and D. Knorr voting "Yes") to One (1) abstention (B. Brobst "abstaining"), Council approved B. Brobst and C. Mas to attend the American Planning Association Conference on April 14-18, 2007 in Philadelphia.

#### APPROVAL OF CERTIFICATE OF APPROPRIATENESS

On a motion by T. Lemon, seconded by P. Houseknecht and voted on Six (6) (T. Lemon, P. Houseknecht, C. Renninger, D. Pursel, P. Kinney and D. Knorr voting "Yes") to One (1) (B. Brobst voting "No"), and on the recommendation of the Historic Architectural Review Board, Council approved a Certificate of Appropriateness for Fred Reck to install vinyl siding at **63-65 East Fifth Street**.

#### APPROVAL OF SCARPINO TERRACE SUBDIVISION/LOT INCORPORATION

On a motion by T. Lemon, seconded by P. Kinney and voted on unanimously, and on the recommendation of the Planning Commission, Council approved the final plan for Scarpino Terrace's subdivision/lot incorporation conditioned upon the submission and approval of a cost estimate for the developer's agreement within thirty (30) days.

#### APPROVAL OF M & M RENTAL COMPANY LOT INCORPORATION

On a motion by T. Lemon, seconded by D. Pursel and voted on unanimously, and on the recommendation of the Planning Commission, Council approved the final plan for M & M Rentals Company lot incorporation located at 50 East First Street conditioned upon a statement being placed on the plan indicating that lot number five (5) is used as a parking lot for a business located within 200 feet of the property.

#### APPROVAL OF KARNS LOT INCORPORATION

On a motion by D. Knorr, seconded by D. Pursel and voted on unanimously, and on the recommendation of the Planning Commission, Council approved the final plan for Jamie R. and Deseree C. Karns lot incorporation located at 911 East Eighth Street conditioned upon a deed of incorporation being submitted to the Town Solicitor for review.

#### APPROVAL OF NINETY-DAY TIME EXTENSION – THIRD STREET APARTMENTS (MICHAEL MORUCCI) LOT INCORPORATION/LAND DEVELOPMENT

On a motion by D. Knorr, seconded by B. Brobst and voted on unanimously, and on the recommendation of the Planning Commission, Council approved a ninety (90) day time extension for Michael Morucci's Third Street Apartments lot incorporation/land development.

#### APPROVAL OF AWARDING RECYCLING CENTER FENCING AND GATE BID TO RUTKOSKI FENCING

On a motion by T. Lemon, seconded by P. Houseknecht and voted on unanimously, Council approved awarding the Recycling Center fencing and gate bid to Rutkoski Fencing in the amount of \$6,100.00.

#### APPROVAL OF REPAIRING RECYCLING CENTER TRUCK #2

On a motion by T. Lemon, seconded by P. Kinney and voted on unanimously, Council approved repairing truck #2 at the Recycling Center in the amount of \$1,400.00.

#### APPROVAL OF USING A PORTION OF 2007 CDBG PROGRAM FUNDS TOWARDS THE ENGINEERING OF PHASE III OF THE MAIN STREET LIGHTING PROJECT

On a motion by B. Brobst, seconded by P. Kinney and voted on unanimously, Council approved using a portion of the 2007 CDBG Program funds towards the engineering of Phase III of the Main Street Lighting Project from Market Square to West Street.

#### APPROVAL OF ADVERTISING FOR BIDS FOR THE 2007 STREET RESURFACING PROJECT

On a motion by P. Kinney, seconded by T. Lemon and voted on unanimously, Council approved advertising for bids for the 2007 Street Resurfacing Project. The streets slated to be resurfaced are: East Fifth Street from East Street to Park Street and Country Club Drive from Country Club Road to Hill Road.

#### APPROVAL OF ADVERTISING FOR BIDS FOR THE 2007 STREET MICRO-SURFACING PROJECT

On a motion by P. Kinney, seconded by T. Lemon and voted on unanimously, Council approved advertising for bids for the 2007 Street Micro-Surfacing Project. The streets slated to be micro-surfaced are: Wirt Street from Franklin Avenue to Millville Road, Summit Avenue from Millville Road to Millville Road, Sixth Street from Market Street to Iron Street, East Sixth Street from Iron Street to Route 11, Kent Road from Hill Road to the dead end, McGuire Road from Hill Road to the dead end and Country Club Road from Hill Road to Lightstreet Road.

#### APPROVAL OF AWARDING FIFTH STREET RECONSTRUCTION PROJECT TO SOKOL, INC.

On a motion by B. Brobst, seconded by P. Houseknecht and voted on Six (6) (B. Brobst, P. Houseknecht, C. Renninger, D. Pursel, T. Lemon and P. Kinney voting "Yes") to One (1) (D. Knorr voting "No"), Council approved awarding the Fifth Street Reconstruction Project to Sokol, Inc. in the bid "B" amount of \$215,962.34 with the deletion of the brick

paver aprons at Strawberry Avenue and the addition of a flush brick paver island extending from the brick paver crosswalk at East Street contingent upon the contractor remitting the required forms to SEDA-COG.

#### APPROVAL OF 2007 ROAD MATERIAL BID

On a motion by T. Lemon, seconded by P. Houseknecht and voted on unanimously, Council approved awarding the 2007 Road Material bid for 2A, 2RC and 1B stone to Sokol, Inc., 2B stone to Sokol, Inc. and Barletta Materials and Construction, Inc. for FOB plant only and Superpave 9.5mm and Superpave 25.0mm to Barletta Materials and Construction, Inc.

#### APPROVAL OF HANDICAPPED PARK SPACE – THOMAS NEYHARD – 111 WEST STREET

On a motion by D. Pursel, seconded by D. Knorr and voted on Four (4) (D. Pursel, D. Knorr, C. Renninger and B. Brobst voting “Yes”) to Three (3) (T. Lemon, P. Kinney and P. Houseknecht voting “No”), Council approved a handicapped parking space for Thomas Neyhard of 111 West Street.

#### APPROVAL OF ANNUAL VEHICLE MAINTENANCE

On a motion by T. Lemon, seconded by B. Brobst and voted on unanimously, Council approved the Bloomsburg Fire Department to have the annual vehicle maintenance performed in the amount of \$3,500.00. B. Rupp explained that each engine costs approximately \$700.00 with the ladder truck being charged twice because of it having an engine portion and a pumper portion.

#### APPROVAL OF FFY 2007 COMMUNITY DEVELOPMENT BLOCK GRANT PROJECTS

Bill Lowthert of SEDA-Council of Governments reported that the town’s FFY 2007 CDBG Program allocation is estimated to be \$200,351.00. Mr. Lowthert reviewed the proposed projects. It was noted that the bids for the Fifth Street Reconstruction Project were considerably lower than the engineer’s estimate. This will free up some of the FFY 2007 CDBG funds that were initially allocated and the town will no longer need to use FFY 2008 CDBG funds. B. Lowthert recommends Council continue the Main Street Lighting Project to the west and reminded Council that engineering in itself is not an eligible project but the town would have enough funds to do the engineering phase and begin construction. Some Council Members and Barbara Heintz questioned the continuation of the project to the west instead of to the east. B. Brobst expressed that the engineering would be simpler and should be less costly to the west, the project transition would be more seamless for vehicular and pedestrian traffic coming into town from the west and there is more ambient lighting from storefronts to the east. On a motion by B. Brobst, seconded by P. Kinney and voted on unanimously, Council approved the following projects: \$111,788.00 for engineering and the start of construction of Phase III of the Main Street Lighting Project from Market Square to West Street, \$50,000.00 towards the Fifth Street Reconstruction Project from Catherine Street to East Street, \$2,500.00 towards Code Enforcement and \$36,063.00 for Administration and the Town Park Master Site Plan.

#### APPROVAL OF PROPOSAL FROM ROBERT AUNGST FOR POSITION OF PART-TIME PLANNER

On a motion by D. Knorr, seconded by B. Brobst and voted on unanimously, Council approved the proposal from Robert Aungst for the position as part-time planner at \$40.00/hour.

APPROVAL OF REDUCING TRISTAR HOUSING'S GLEN AVENUE  
APARTMENTS PROJECT LETTER OF CREDIT

On a motion by D. Knorr, seconded by T. Lemon and voted on unanimously, Council approved reducing Tristar Housing's Glen Avenue Apartments Project letter of credit from \$75,394.00 to \$16,014.35.

APPROVAL OF REDUCING DON HARRIS/HARRISBERG REALTY'S BLOOMIN'  
BAGELS PROJECT BOND

On a motion by D. Knorr, seconded by P. Houseknecht and voted on unanimously, Council approved reducing Don Harris/Harrisberg Realty's Bloomin' Bagels Project bond from \$380,000.00 to \$38,000.00.

With no further business, the meeting adjourned at 8:45pm.

CAROL L. MAS  
Town Administrator & Secretary