

A regular meeting of Bloomsburg Town Council was held Monday, February 9, 2009, beginning at 7:00 p.m. in Council Chambers, Town Hall, 301 East Second Street, Bloomsburg, PA. Present were Mayor Dan Knorr; Council Members Diane Levan, Paul Kinney, Kathy Shepperson, Sylvia Costa, W. Carey Howell and Bill Kreisher; Town Administrator Carol Mas; Code Enforcement/Zoning/ Planning Officer Ed Fegley; Chief of Police Leo Sokoloski; Superintendent of Public Works John Barton; Office Assistant Amy Seamans and Solicitor Jack Mihalik. Absent were Recycling Administrator Charles Fritz and Fire Chief Hugh Gross.

CITIZEN TO BE HEARD – ED SHAFFER

Ed Shaffer of Millville and member of the Pennsylvania Pyro Artist's Club came before Council to ask permission to use the former Streater property for a fireworks shoot. The group is comprised of licensed fireworks enthusiasts from the east coast who get together once a month to test new products, equipment and designs. Council has the discretion on what kind of fireworks the group would be allowed to set off. Mr. Shaffer stated the group would like to do the shoot on Saturday, March 14, 2009. The club carries one million dollars of liability insurance and holds all proper permits and licensing for the state of Pennsylvania and the ATF.

Council Members asked if weather would hinder the shoot. Mr. Shaffer said they would only cancel if there is significant snowfall or rain since some members travel a long distance and he wouldn't be able to contact them on short notice. Members asked how many members there would be and Mr. Shaffer advised that during the winter months there would be approximately 15 members. They have set perimeter guidelines they follow and utilize an arm band system. Council asked if there was debris left from the fireworks and Mr. Shaffer stated that there is minimal debris which he cleans up the night of or the next day.

C. Mas noted that there are two occupied homes in this area. Mr. Shaffer stated he would personally visit them and advise them of their plan.

L. Sokoloski asked Council if they wanted to request a bond from the club.

On a motion by S. Costa, seconded by P. Kinney and voted on unanimously, Council approved the Pennsylvania Pyro Artist's Club to hold a fireworks' shoot at the former Streater property with a refundable \$50 bond and contingent upon satisfying all requirements from the police department, fire department and code enforcement office.

CITIZEN TO BE HEARD – GEORGE CRAWFORD

George Crawford resides at 321 West Fifth Street and has a shop for his business at the rear of 331 West Fifth Street. Mr. Crawford expressed that a home having renovations done along Market Street had the alley along their home blocked off for several weeks hindering garbage trucks and other vehicles from getting through. He also felt this was a fire safety issue as well.

L. Sokoloski stated the 9-1-1 center is contacted every time a roadway is closed off. He was aware that Mr. Crawford contacted the police department several times and each time an officer visited the site and confirmed that the closure was warranted. As of Friday, February 6, 2009, the alley will no longer be blocked.

Mr. Crawford feels the issue still needs to be addressed to make sure it's not abused. He is also concerned that vehicles trying to turn into the alley could not safely back out onto Market Street. P. Kinney suggests that barricades be put at the end of the street. Mayor Knorr stated the issue will be placed on the next Public Safety agenda for discussion.

MAYOR'S UPDATE

Mayor Knorr reported on the Student/Town Task Force meeting. Block Party weekend is scheduled for April 18, 2009, the weekend before the Annual Renaissance Jamboree. The group discussed food vendors, use of wrist bands and implementing definitive start and end times.

Mayor Knorr also passed out information he received from Congressman Kanjorski regarding the proposed stimulus package.

ADOPTION OF ORDINANCE NO. 920 – AMENDING CERTAIN SECTIONS OF THE MOTOR VEHICLE AND TRAFFIC REGULATIONS IN FORCE IN THE TOWN OF BLOOMSBURG, AS SET FORTH IN CHAPTER 15 OF THE CODE OF ORDINANCES

On a motion by D. Levan, seconded by S. Costa and voted on unanimously, Council adopted Ordinance No. 920 – amending certain sections of the Motor Vehicle and Traffic regulation, as set forth in Chapter 15 of the Code of Ordinances increasing various parking violation fines.

APPROVAL OF RESOLUTION NO 02-09-09.01 SETTING CERTAIN FEES

On a motion by D. Levan, seconded by S. Costa and voted on unanimously, Council approved Resolution No. 02-09-09.01 amending the setting various fees resolutions to include the following:

PURSUANT TO OFFENSE/INCIDENT REPORTS, the fee will be \$35.00.

PURSUANT TO ACCIDENT REPORTS, the fee will be \$25.00.

PURSUANT TO ACCIDENT DIAGRAM/RECONSTRUCTION REPORTS, the fee will be \$10.00 plus actual cost of diagram.

APPROVAL OF JANUARY 26, 2009 COUNCIL MEETING MINUTES

On a motion by P. Kinney, seconded by K. Shepperson and voted on unanimously, Council approved the January 26, 2009 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 C. Howell and voted on unanimously, Council approved payment of the following monthly bills and the January payroll authorization: General Fund, \$174,522.79; Recycling Fund, \$18,035.66; Street Lighting Fund, \$10,927.42; Norris E. Rock Memorial Pool, \$103.23; Day Care Project, \$3,562.00; Airport Expansion Project, \$94,694.18; Liquid Fuels, \$31,023.07 and the January payroll authorization in the amount of \$131,520.95.

APPROVAL OF PAYMENT TO MUNICIPAL EMPLOYERS INSURANCE TRUST FROM THE POLICE PENSION FUND

On a motion by C. Howell, seconded by S. Costa and voted on unanimously, Council approved the payment of a bill from Municipal Employers Insurance Trust from the Police Pension Fund in the amount of \$3,440.33 for annual killed in service insurance coverage.

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

On a motion by D. Levan, seconded by P. Kinney and voted on unanimously, Council approved payment to First Columbia Bank and Trust Co. from the Police Pension Plan in the amount of \$3,284.35 for fourth quarter trustee fees.

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

On a motion by D. Levan, seconded by P. Kinney and voted on unanimously, Council approved payment to First Columbia Bank and Trust Co. from the Employees Pension Plan in the amount of \$2,417.86 for fourth quarter trustee fees.

APPOINTMENT OF LEO SOKOLOSKI AS POLICE DEPARTMENT OPEN RECORDS OFFICER

On a motion by D. Levan, seconded by S. Costa and voted on unanimously, Council approved the appointment of Leo Sokoloski as the open records officer for the Bloomsburg Police Department.

APPROVAL OF LEO SOKOLOSKI TO ATTEND ANNUAL PA CHIEFS OF POLICE ASSOCIATION EDUCATION AND TRAINING CONFERENCE

On a motion by D. Levan, seconded by S. Costa and voted on unanimously, Council approved Leo Sokoloski to attend the annual PA Chiefs of Police Association Education and Training Conference in Lancaster from July 26 to July 30, 2009.

APPROVAL OF NINETY (90) DAY TIME EXTENSION – WALGREENS – LAND DEVELOPMENT PLAN

On a motion by C. Howell, seconded by D. Levan and voted on unanimously, and on the recommendation of the Planning Commission, Council approved a ninety (90) day time extension for the Walgreens land development plan.

APPROVAL OF WAIVER – 401-403 LIGHTSTREET ROAD, LLC – LAND DEVELOPMENT PLAN – CONSTRUCT TEN TOWNHOUSES

On a motion by D. Levan, seconded by S. Costa and voted on unanimously, and on the recommendation of the Planning Commission, Council approved a waiver from Section 502.10.j, the proposed relocated access drive is closer than ten (10) feet to an existing inlet for 401-403 Lightstreet Road, LLC land development plan to construct ten townhouses.

APPROVAL OF 401-403 LIGHTSTREET ROAD, LLC LAND DEVELOPMENT PLAN

On a motion by D. Levan, seconded by B. Kreisher and voted on unanimously, and on the recommendation of the Planning Commission, Council approved 401-403 Lightstreet Road LLC's land development plan to construct ten townhouses contingent upon the following conditions being met: the certification of ownership must be signed and notarized before final plan approval (404.B.1.a.7 & 8); the E & S plan must be approved by the Conservation District before final plan approval (404.B.2.f); name, address, telephone number and seal of professional engineer and/or professional surveyor (404.D.1.a.4); a Highway Occupancy Permit for all proposed subdivision and land development abutting a state highway (404.D.1.a.18); execution of a construction estimate and financial improvements agreement (404.C. 1 thru 16); a construction schedule shall be submitted and accommodations made for the inspection of improvements by the Town engineer (404.C.16 and 705.H); certificates of agreement to provide services from applicable utility providers (404.D.1.a.20.d); the Sewer Authority's

engineer shall review and approve the design of the sanitary sewer extension into the site and all lateral locations and details (704.1.A) and a letter verifying acceptance of design shall be provided and the layout, detail and design information for the proposed retaining(s) along the Bloomsburg Rentals, LLC property line shall be submitted to the Town Engineer for review and approval prior to final approval by Town Council.

APPROVAL OF SHANGRILA DEVELOPMENT CORPORATION CENTER STREET LUXURY APARTMENTS LAND DEVELOPMENT PLAN

On a motion by D. Levan, seconded by S. Costa and voted on unanimously, and on the recommendation of the Planning Commission, Council approved Shangrila Development Corporation's land development plan to construct luxury student housing on Center Street contingent upon the following conditions being met: financial security must be provided for the proposed improvements. A construction cost estimate dated December 11, 2008 has been provided. The estimate shall be revised to include unit prices for all required items and the required 10% contingency shall be added to the total (22-403.1.A and 22-404(C)); evidence that potable water can be adequately supplied to the site shall be provided (22-403.1.A.(2)(aa)); the "Certificate of Accuracy" shall be signed and sealed by the surveyor (22-404.B.1.a.5 and 22-404.D.1.a.4); DEP approved sewage module or equivalent documentation shall be provided (22-404.B.2.g); the traffic 'viewing wall' shall be lowered from thirty-six (36) inches to thirty (30) inches; the handicapped parking stall shall be relocated and approved by the Town Zoning Officer before final approval and the effect the development will have on the retaining wall owned by Bell Telephone must be evaluated before final approval. If the proposed development negatively affects the integrity of the retaining wall, alternative designs must be submitted and approved by the Town engineer prior to final approval.

APPROVAL OF SHANGRILA DEVELOPMENT CORPORATION GLEN AVENUE LUXURY APARTMENTS LAND DEVELOPMENT PLAN

On a motion by D. Levan, seconded by K. Shepperson and voted on unanimously, and on the recommendation of the Planning Commission, Council approved Shangrila Development Corporation's land development plan to construct luxury student housing on Glen Avenue contingent upon the following conditions being met: the certification of ownership and dedicatory statement must be signed by the owner (404.B.1.a.7); proof of acceptance from the source providing potable water must be provided (404.B.2.e); an E & S Control Plan must be approved by the Conservation District and a copy of the approval provided to the Planning Commission (404.B.2.f); execution of a financial improvements agreement must be provided (404.C.1 thru 16); accessibility signs shall be provided for each handicap parking space (607.4.B.5); it shall be verified that a fire hydrant exists within six-hundred (600) feet of the existing and proposed buildings (707); design calculations shall be provided for the proposed drainage pipe system (802.2.G); it shall be clearly indicated on the landscaping plan which items are existing and which are proposed. The "plantings: location/species may vary" call-out shall be removed and specific species of trees and shrubs shall be identified. Additional landscaping shall be installed around the east side on the proposed parking lot perimeter. The existing wood-line to be left in place shall be shown on the plan (510.A.2, 602.1.K, 606, 607.3.A and 607.3.E.2) and a proposed deed of incorporation must be submitted and approved by the Town solicitor.

APPROVAL OF 2009 ROAD MATERIAL BID

On a motion by P. Kinney, seconded by K. Shepperson and voted on unanimously, Council approved the 2009 Road Material bids.

APPROVAL OF FOOD VENDORS ON LIGHTSTREET ROAD AND EAST STREET DURING
BLOCK PARTY

On a motion by D. Levan, seconded by S. Costa and voted on unanimously, Council approved food vendors in the parking spaces on the north side of Lightstreet Road from Penn Street to Fetterman Avenue and on East Street during block party on April 18, 2009 with a vendor registration fee of \$25.00. It was noted that the same application process as last year will be used and will be on a first come first serve basis. A list of the registered vendors will be sent to Central Tax Bureau for Gross Receipts Tax purposes.

With no further business, the meeting adjourned at 8:10pm.

CAROL L. MAS
Town Administrator & Secretary