

A regular meeting of Bloomsburg Town Council was held Monday, June 9, 2008, beginning at 7:00 p.m. in Council Chambers, Town Hall, 301 East Second Street, Bloomsburg, PA. Present were Mayor Dan Knorr; Council Members Paul Kinney, Paul Houseknecht, Kathy Shepperson, Diane Levan, Sylvia Costa and W. Carey Howell; Town Administrator Carol Mas; Finance Specialist Heather Jacoby; Code Enforcement/Zoning/ Planning Officer Ed Fegley; Chief of Police Leo Sokoloski; Superintendent of Public Works John Barton; Fire Chief Bob Rupp and Office Assistant Amy Seamans. Absent were Recycling Administrator Charles Fritz and Solicitor Jack Mihalik.

CITIZEN TO BE HEARD – MATT GILBERT – COMMUNITY MOVIE NIGHT

Matt Gilbert presented the concept of a community movie night in downtown Bloomsburg to Council. Families would have the opportunity to watch a movie on Main Street at the courthouse plaza and would also be able eat and shop at numerous Main Street businesses where merchants are willing to provide lower prices for the evening. M. Gilbert explained that he attends college in Winter Park Florida where they've shown an outdoor movie in their downtown. The event was a huge success with many families attending. He feels Bloomsburg could benefit from holding a similar event. He would like to hold the event on Thursday, August 14, 2008. The Disney movie *Enchanted* would be shown on a 26-foot screen with Main Street from Iron to Market Streets being closed to traffic. The Degenstein Foundation located in Sunbury has granted \$5,000.00 toward the project. M. Gilbert is working on having a local band play before the movie and would also like to have horse drawn wagon rides, moon bounces and giveaways. On a motion by P. Kinney, seconded by K. Shepperson and voted on unanimously, Council unanimously approved the event being held on Main Street. Council members complimented M. Gilbert for having such detailed information and for being able to obtain the funding for the event in such little time. Everyone was very impressed.

CITIZEN TO BE HEARD – STEVEN COHAN

Steven Cohan currently operates an ice cream truck route in Berwick and Nescopeck and has received numerous requests to provide the service in Bloomsburg. Mr. Cohan stated he was advised to attend the meeting and request permission from Council. Mayor Knorr asked E. Fegley and L. Sokoloski what Mr. Cohan would need to do. L. Sokoloski stated he would do a background investigation. E. Fegley expressed that this is the first he's heard the request and that he would have to check the code to find out if the Town regulates this type of service. Mr. Cohan stated everyone operating the truck has clearances through Child Protective Services.

Downtown Manager Barbara Heintz cautioned Council on allowing the ice cream truck in town because of the Brennan's Big Chill ice cream shop located on Iron Street. The Brennan's are very active volunteers and support a whole host of community events. In regards to limiting competition, Mayor Knorr stated "that's not what makes our economy work." Mr. Cohan stated he doesn't even know where the business is located but he wouldn't even go near their shop. Mr. Cohan also expressed that he only sells prepackaged ice cream and would like to come to town on Saturday, Sunday and possibly Wednesday nights. Council advised Mr. Cohan to meet with E. Fegley.

RECOGNITION – REVEREND TOM YOUNG

Mayor Knorr read a recognition certificate for Reverend Tom Young. The certificate will be presented at a farewell reception on June 29, 2008. Pastor Tom was instrumental in the formation of the Columbia County Volunteer Organization for Disaster Relief (CCVODR) and will be leaving Wesley United Methodist Church.

APPROVAL OF RESOLUTION NO. 06-09-08.01 – DOWNTOWN PARKING STUDY GRANT APPLICATION SUBMISSION AUTHORIZATION

On a motion by S. Costa, seconded by P. Houseknecht and voted on unanimously, Council approved Resolution No. 06-09-08.01 authorizing the submission of a grant application to the Commonwealth of Pennsylvania Department of Community and Economic Development for a Downtown Parking Study.

MAYOR'S UPDATE

Mayor Knorr outlined several events and happenings including six new events, three Art Walks, Art Fest and October Fest put on by Downtown Bloomsburg, Inc. He is very impressed with the amount of volunteerism and enthusiasm the group has shown.

Mayor Knorr countered the Press Enterprise article that nothing has been done concerning the pedestrian signals in town. PennDOT has continually been in town monitoring the situation and at the town's request, has added a three second lead to the pedestrian signals at East and Main Streets and Lightstreet Road intersection.

Mayor Knorr questioned P. Kinney on the Veterans Memorial Committee voting to move the location of the memorial to a location other than the Town Park. P. Kinney stated the committee got an offer from another place and is simply tired of the run around and obstacles they've been dealing with since 2004. Mayor Knorr expressed that the Veterans Memorial Design Workgroup still plans to meet this Wednesday and hopes the Veterans Memorial Committee representatives attend as well.

APPROVAL OF MAY 12, 2008 COUNCIL MEETING MINUTES

On a motion by D. Levan, seconded by S. Costa and voted on unanimously, Council approved the May 12, 2008 Council meeting minutes with no additions or corrections.

APPROVAL OF JUNE 2, 2008 COUNCIL MEETING MINUTES

On a motion by D. Levan, seconded by S. Costa and voted on unanimously, Council approved the June 2, 2008 Council meeting minutes with no additions or corrections.

APPROVAL OF PAYMENT OF MONTHLY BILLS AND MAY PAYROLL AUTHORIZATION

On a motion by P. Kinney, seconded by D. Levan and voted on unanimously, Council approved payment of the following monthly bills and the May payroll authorization: General Fund, \$135,430.60; Debt Service Fund, \$94,986.46; Recycling Fund, \$14,378.74; Street Lighting Fund, \$7,165.60; Norris E. Rock Memorial Pool, \$11,350.33; FFY 07 CDBG Entitlement Fund, \$188,150.83; Day Care Project, \$3,562.00; Liquid Fuels, \$24,082.46 and the May payroll authorization in the amount of \$191,174.58.

APPROVAL OF PURCHASE OF FAXING UNIT FROM TOPP COPY FOR ADMINISTRATION COPIER

On a motion by P. Kinney, seconded by D. Levan and voted on unanimously, Council approved the purchase of a faxing unit from Topp Copy for the administration copier in the amount of \$603.00.

APPROVAL OF FUNDING TO BLOOMSBURG AREA JOINT FLOOD CONTROL AUTHORITY

On a motion by P. Houseknecht, seconded by C. Howell and voted on unanimously, Council approved funding in the amount of \$66,000.00 to the Bloomsburg Area Joint Flood Control Authority for the design and engineering phase of a proposed flood control project.

APPROVAL OF ADVERTISING FLOODPLAIN ORDINANCE AMENDMENT

On a motion by P. Houseknecht, seconded by C. Howell and voted on unanimously, Council approved advertising an ordinance amending the floodplain ordinance.

APPROVAL OF RUCKLE AND YOHEY AIRPORT LAND LEASE #1 AMENDMENT

On a motion by D. Levan, seconded by P. Houseknecht and voted on unanimously, Council approved an amendment to the Bloomsburg Municipal Airport land lease agreement #1 with Ruckle and Yohey to correct the parcel size dimensions.

DENIAL OF ORGANIC PRODUCE STAND IN FRONT OF BLOOM NATURALLY

On a motion by D. Levan, seconded by P. Houseknecht and voted on Six (6) (D. Levan, P. Houseknecht, D. Knorr, P. Kinney, S. Costa and C. Howell voting “Yes”) to One (1) (K. Shepperson voting “No”), Council denied a request by Teri Watson to operate an organic produce stand in front of Bloom Naturally located at 330 East Fifth Street.

APPROVAL OF ENDING LAW ENFORCEMENT ADMINISTRATIVE ASSISTANT HOLLY MCANALL PROBATIONARY PERIOD

On a motion by S. Costa, seconded by D. Levan and voted on Six (6) (S. Costa, D. Levan, D. Knorr, P. Houseknecht, K. Shepperson, C. Howell voting “Yes”) to One (1) (P. Kinney voting “No”), Council approved ending Law Enforcement Administrative Assistant Holly McAnall’s probationary period with a 3.5% wage increase effective June 10, 2008.

APPROVAL OF ENDING JANITOR ED MILLER PROBATIONARY PERIOD

On a motion by D. Levan, seconded by C. Howell and voted on unanimously, Council approved ending Janitor Ed Miller’s probationary period with a 3.5% wage increase effective June 12, 2008.

APPROVAL OF CONTACTING UNITED STEELWORKERS TO REOPEN PUBLIC WORKS AND RECYCLING CONTRACT

On a motion by P. Houseknecht, seconded by D. Levan and voted on unanimously, Council approved notifying the United Steelworkers of their intention to reopen the Public Works and Recycling contract in regards to pension contributions.

APPROVAL OF CERTIFICATE OF APPROPRIATENESS

On a motion by P. Houseknecht, seconded by P. Kinney and voted on unanimously, and on the recommendation of the Historic Architectural Review Board, Council approved a Certificate of Appropriateness for Sandra Dombro to replace the slate roof at **220 West First Street** with Lamarite Slate Composite shingles.

On a motion by C. Howell, seconded by D. Levan and voted on unanimously, and on the recommendation of the Historic Architectural Review Board, Council approved a Certificate of Appropriateness for Lee and Valynn Boy to replace the two-story enclosed porch at the rear of **434 Market Street** with brick instead of clapboard.

On a motion by P. Kinney, seconded by K. Shepperson and voted on unanimously, and on the recommendation of the Historic Architectural Review Board, Council approved a Certificate of Appropriateness for Daniel Rosler to replace the garage doors, install vinyl siding and install vinyl replacement windows in the main structure located at **427 Jefferson Street**.

On a motion by P. Kinney, seconded by P. Houseknecht and voted on unanimously, and on the recommendation of the Historic Architectural Review Board, Council approved a Certificate of Appropriateness for Ray Vought to replace the existing metal roof on the main structure and porch at **360 East Second Street** with architectural shingles. The roof at the rear over the kitchen will remain metal.

On a motion by P. Kinney, seconded by D. Levan and voted on unanimously, and on the recommendation of the Historic Architectural Review Board, Council approved a Certificate of Appropriateness for Vy Nho Vo to install vinyl replacement windows at **418 East Street**.

On a motion by P. Kinney, seconded by K. Shepperson and voted on unanimously, and on the recommendation of the Historic Architectural Review Board, Council approved a Certificate of Appropriateness for Mark Gula and Bonita Vanderslice to install aluminum replacement windows at **247 West Street**.

On a motion by C. Howell, seconded by S. Costa and voted on unanimously, and on the recommendation of the Historic Architectural Review Board, Council approved a Certificate of Appropriateness for Bruce Musser to install signage at **151 East Main Street**.

On a motion by D. Levan, seconded by P. Kinney and voted on unanimously, and on the recommendation of the Historic Architectural Review Board, Council approved a Certificate of Appropriateness for Tom Wagner to construct a dormer addition at **165 West Fifth Street**.

On a motion by D. Levan, seconded by S. Costa and voted on unanimously, and on the recommendation of the Historic Architectural Review Board, Council approved a Certificate of Appropriateness for Charles and Patricia Yost to change the floor material to Tendura composite decking material on the north and south side porches at **249 Market Street**.

DENIAL OF CERTIFICATE OF APPROPRIATENESS

On a motion by D. Levan, seconded by P. Houseknecht and voted on unanimously, and on the recommendation of the Historic Architectural Review Board, Council denied a Certificate of Appropriateness for Western Union to install an awning at **56 East Main Street**.

APPROVAL OF WAIVERS – BLOOMSBURG FLIERS – CONSTRUCTION OF T-HANGARS – BLOOMSBURG MUNICIPAL AIRPORT – 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 the following waivers for the Bloomsburg Fliers construction of t-hangars at the Bloomsburg Municipal Airport land development plan. From showing where surface stormwater drainage is to be carried offsite or outside the right-of-way of any existing or proposed street, the plan shall be accompanied by necessary drainage easement agreements (404.D.1.a.20.k), from providing proof of pertinent use and maintenance agreements and easement agreements (505.1) and from providing a landscape plan (510.A, 602.1.J, 602.1.K, 606 and 607.3.A)

DENIAL OF WAIVER – BLOOMSBURG FLIERS – CONSTRUCTION OF T-HANGARS – BLOOMSBURG MUNICIPAL AIRPORT – LAND DEVELOPMENT PLAN

On a motion by D. Levan, seconded by S. Costa and voted on Six (6) (D. Levan, S. Costa, D. Knorr, P. Houseknecht, K. Shepperson and C. Howell voting “Yes”) to One (1) (P. Kinney voting “No”), and on the recommendation of the Planning Commission, Council denied the following waiver for the Bloomsburg Fliers construction of t-hangars at the Bloomsburg Municipal Airport land development plan. From providing flood proofing measures including building anchoring system and structural details for floors,

walls, and ceilings below the 100-year flood elevation and a document, certified by a Professional Engineer or Architect, stating that the proposed construction has been adequately designed to withstand the 100-year flood elevations, pressures, velocities, impact and uplift forces and other hydrostatic, hydrodynamic and buoyancy factors (501.6, 511, 602.1.E and 603.1.A.3).

APPROVAL OF WAIVERS – SHANGRILA DEVELOPMENT CORPORATION – IRONDALE ROAD – STUDENT HOUSING PROJECT – 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 the following waivers for Shangrila Development Corporation's Irondale Road student housing project land development plan. From providing a 24 foot aisle between parking spaces (607.3.D.1) and approving a 20 foot aisle between parking spaces and from providing two (2) concrete monuments (702.1.B).

APPROVAL OF WAIVERS – BLOOM DAIRIES, INC. – KRESSLER AVENUE – LAND DEVELOPMENT PLAN

On a motion by K. Shepperson, seconded by P. Houseknecht and voted on Six (6) (K. Shepperson, P. Houseknecht, D. Knorr, P. Kinney, D. Levan and S. Costa voting "Yes") to One (1) Abstention (C. Howell abstaining), and on the recommendation of the Planning Commission, Council approved the following waivers for Bloom Dairies, Inc. Kressler Avenue land development plan. From showing the location map at a scale of 1" = 1,000' (404.B.1.a.7), from showing the location of existing water line(s) on the plan (403.1.A.2.e and 403.1.A.2.i), from showing existing sanitary line(s) leading to and from the sanitary manhole within the site along Kessler Avenue on the plan (403.1.A.2.e and 403.1.A.2.i), from showing existing overhead and underground electric lines on the plan (403.1.A.2.e and 403.1.A.2.i) however, the approximate location of proposed lines must be shown on the plan, from providing a drainage easement for the existing inlets and pipe system that carries runoff from Millville Road (S.R. 4009) to the Sunview Terrace subdivision (505.1.A) and from providing monuments at unmarked corners (702.1.B).

APPROVAL OF BLOOM DAIRIES, INC. – KRESSLER AVENUE – LAND DEVELOPMENT PLAN

On a motion by D. Levan, seconded by P. Kinney and voted on Six (6) (D. Levan, P. Kinney, D. Knorr, P. Houseknecht, K. Shepperson and S. Costa voting "Yes") to One (1) Abstention (C. Howell abstaining), and on the recommendation of the Planning Commission, Council approved Bloom Dairies, Inc. land development plan contingent upon the following: the certification of ownership must be signed and notarized (404.B.1.a.7), execution of a financial improvements agreement must be provided along with a cost estimate (404.C.1 thru 16), five adjacent names within Sunview Terrace have not been provided. These names must be added to the plan (403.1.A.2.l), recording information for the Sunview Terrace subdivision must be provided on the plan (403.1.A.2.m), the approximate location of proposed underground and/or overhead electrical lines must be shown on the plan (403.1.A.2.e and 403.1.A.2.i), the permit number and date of issuance for the PennDOT Highway Occupancy Permit for the access drive to and from Millville Road (S.R. 4009) shall be provided on the plan. If a permit does not exist, then one must be provided (403.1.A.2.z and 502.10.B), the type(s) of proposed evergreen trees shall be specified on the plan (510.A.2 and 606), approval for the design of the proposed sanitary sewer system around the proposed building, and any other proposed connections, must be provided from the Municipal Authority Engineer. We concur with the proposed sanitary line realignment as depicted on the plan (704.1) and the calculations provided within the Stormwater Management Analysis show increases in peak discharge rates for the 1 year through 5 year storm events due to the proposed construction. The applicant's surveyor has requested a waiver from the requirement to control these increases to below pre-development levels. The engineer does not recommend granting this request (802.3.A). However, the engineer has agreed to work with the applicant on a compromise of the required release rates. Proof of

acceptance of proposed release rates from the Town Engineer will satisfy this requirement.

APPROVAL OF BLOOMSBURG MUNICIPAL AUTHORITY – WASTE WATER TREATMENT PLANT ADDITIONS AND UPGRADES – 551 FORT MCCLURE BOULEVARD – LAND DEVELOPMENT PLAN

On a motion by P. Kinney, seconded by C. Howell and voted on unanimously, and on the recommendation of the Planning Commission, Council approved the Bloomsburg Municipal Authority's waste water treatment plant additions and upgrades land development plan contingent upon the following: the plans should be signed and sealed (403.1.A.2.o), name, address, telephone number and seal of professional engineer and/or professional surveyor (404.D.1.a.4), certification of title showing the applicant is the owner of the land, agent of the landowner or tenant with permission of the landowner (404.D.1.a.5), DEP approved sewage module or equivalent documentation (404.D.1.a.20.f), their DEP permitting conformation will satisfy this requirement. The size and type of the existing drainage pipe at the eastern drive intersection with Ft. McClure Blvd. should be provided on the plan (403.1.A.2.e), the proposed drainage pipe under the proposed access drive to the northeast of the Sludge Holding Tank No. 3 shall have a minimum diameter of fifteen (15) inches (803.2.A.4), the proposed drainage pipe from the Blower Bldg. to Inlet No.10 shall have a minimum diameter of fifteen inches. Structures should be provided at all proposed pipe changes in direction (803.2.A.4) and Sheet 5 refers to "Note 2" in the parking area. However, there is no Note 2 on this sheet. This should be clarified.

APPROVAL OF PAYMENT OF INVOICE TO DEIHL VAULT AND PRECAST, INC.

On a motion by P. Houseknecht, seconded by P. Kinney and voted on unanimously, Council approved payment of an invoice to Deihl Vault and Precast, Inc. in the amount of \$647.00 for the purchase of a catch basin.

APPROVAL OF PAYMENT OF INVOICE NO. 2 TO WOLYNIEC CONSTRUCTION, INC. FOR PHASE III MAIN STREET LIGHTING PROJECT

On a motion by S. Costa, seconded by P. Houseknecht and voted on unanimously, Council approved payment of invoice no. 2 to Wolyniec Construction, Inc. in the amount of \$73,625.00 for the Phase III Main Street Lighting Project.

APPROVAL OF AMENDMENT TO CHILDREN'S MUSEUM LEASE AGREEMENT

On a motion by D. Levan, seconded by S. Costa and voted on unanimously, Council approved an amendment to the lease with the Children's Museum for the placement of a garden on the portion of land between their parking spaces along Center Street and the land leased to the YMCA. The land dimensions are 111' along Center Street and a depth of 38'. The Children's Museum will be responsible for the maintenance of the area.

APPROVAL OF TRAFFIC SIGNAL RESPONSE MAINTENANCE AND EMERGENCY REPAIR PROPOSALS FROM KUHARCHIK CONSTRUCTION, INC.

On a motion by P. Kinney, seconded by S. Costa and voted on unanimously, Council approved proposals from Kuharchik Construction, Inc. for traffic signal response maintenance and emergency repair.

APPROVAL OF BID OF JACOB STOLTZFUS TO DISMANTLE AND REMOVE ALL GREENHOUSES FOR FREE AT FORMER STREATER PROPERTY

On a motion by P. Houseknecht, seconded by P. Kinney and voted on unanimously, Council approved the bid of Jacob Stoltzfus to dismantle and remove all greenhouses located at the former Streater property for free by the end of 2008.

APPROVAL OF SALE OF 200 HP WHIRLPOWER BOILER TO RIVERVIEW
BLOCK, INC.

On a motion by P. Kinney, seconded by C. Howell and voted on unanimously, Council approved the sale of the 200 hp Whirlpower boiler to Riverview Block, Inc. in the bid amount of \$1,000.00.

APPROVAL OF SALE OF 134 HP SPENCER BOILER TO BRIAN A. STOUT

On a motion by S. Costa, seconded by P. Kinney and voted on unanimously, Council approved the sale of the 134 hp Spencer boiler to Brian A. Stout in the bid amount of \$1,500.00.

ACCEPTANCE OF PENNSYLVANIA LIQUOR CONTROL BOARD GRANT

On a motion by P. Houseknecht, seconded by P. Kinney and voted on unanimously, Council accepted a grant from the Pennsylvania Liquor Control Board in the amount of \$11,500.00 for enforcement activities.

APPROVAL OF PURCHASE OF HOSE FROM SUSQUEHANNA FIRE EQUIPMENT

On a motion by P. Kinney, seconded by P. Houseknecht and voted on unanimously, Council approved the purchase of 1 ¾" and 2" hose from Susquehanna Fire Equipment in the amount of \$4,794.00 through the COSTARS program. It was noted that the purchase was budgeted.

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

CAROL L. MAS
Town Administrator & Secretary