

A regular meeting of Bloomsburg Town Council was held Monday, January 28, 2013, 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, Sylvia Costa, W. Carey Howell, Bill Kreisher, Fred Trump and Eric Bower; Town Administrator William Lowthert; Assistant Town Administrator Lauren Martz; Superintendent of Public Works John Barton; Recycling Administrator Charles Fritz; Solicitor Jack Mihalik and Administrative Assistant Amy Seamans. Absent were Director of Finance Heather Jacoby; Chief of Police Leo Sokoloski; Code Enforcement Officer Ed Fegley and Fire Chief Bob Rupp.

PROCLAMATION – CATHOLIC SCHOOLS WEEK

Mayor Knorr proclaimed the week of January 27 through February 2, 2013, as Catholic Schools Week in the Town of Bloomsburg and presented a proclamation to St. Columbia Catholic School Principal Nancy Sheehan-Becker.

PROCLAMATION – NO PLACE FOR HATE

Mayor Knorr read aloud a proclamation reaffirming the Town of Bloomsburg as a No Place for Hate community.

CITATION HONORING ISABEL P. TARR

Mayor Knorr presented a citation to Isabel P. Tarr honoring her for her outstanding contributions to the Town and University through her role as a member of the joint effort to insure equitable treatment of all citizens.

CITIZEN TO BE HEARD – RICH KISNER, COLUMBIA COUNTY REDEVELOPMENT AUTHORITY

Rich Kisner, Columbia County Redevelopment Authority, presented the proposed elderly housing project they plan to construct on the vacant lot between West Sixth Street, West Sterner Avenue and West Street. The building will have three stories with 40 units; 36 single and 4 double apartments. The project will be funded through the same program as the Presbyterian Homes project located by the hospital. The monthly rent and utilities will be \$500. He noted that this is independent living and not assisted. A letter from the Town Code Enforcement Office is going to be needed by February 15, 2013 to put with their application. The plan, in working with the Columbia County Area Agency on Aging, is to relocate the Bloomsburg Senior Center from St. Luke's Church to this location. They will then be able to introduce new and more programming. Mr. Kisner is also working with Bloomsburg University and the Bloomsburg Area School District on incorporating students in with these new programs. Available will be a common kitchen area, technology/computer area and a fitness center. Mr. Kisner expressed that not this evening but eventually he may be asking Council to help fund the senior center which is CDBG eligible. He also may ask the County to set aside some of their CDBG funds. Mayor Knorr directed Mr. Kisner to work with Bill Seigel of SEDA-COG.

B. Kreisher asked who will own the building and will it remain taxable. Mr. Kisner replied that it will be owned by investors who will initially receive a tax credit but the property will remain taxable.

S. Costa asked when he thought the project would be completed. Mr. Kisner stated that the application is due in February with announcement in July. If approved, they will then go through the Town's planning process which will take a few months.

Steve Coladonato asked what the side setbacks are and is parking being provided. Mr. Kisner responded that the setbacks are five feet on all sides and there is ample parking spaces provided.

Jason McEntarffer asked if there is a current need for this type of housing. Mr. Kisner expressed that a market study must be completed to apply and yes, it shows that there is definitely a need. He noted that on two other completed apartment projects in other communities that there is a waiting list of 50 people at each one.

B. Kreisher expressed that Council has been encouraging developers to put utilities underground and asked if they will be on this project. Mr. Kisner stated that although this project is in the

very early stages, he will make a note of this request and is looking for this type of feedback from Council as they go through the process.

STEVE BEATTIE, LARSON DESIGN GROUP – STREATER FIELDS PROJECT

Steve Beattie of Larson Design Group reported that he had been working with the Town on developing Phase 1 of Streater Field. Phase 1 construction consists of parking lots, stormwater management, a football field, walking paths, landscaping and erosion control facilities. The probable construction cost is \$425,000 which includes two add alternates for shade trees and three soccer fields and one deduct to substitute the parking lot wearing course with double chip seal. He hopes to bid the project in March with approval in April or May. Construction could then begin in the summer. The football field which is partially funded by a \$15,000 donation from the American Legion and \$50,000 from DCNR wouldn't be ready until the fall of 2014 to give the sod a year to get established.

Tyson Auchter expressed that a previous map of the area showed wetlands and a riparian buffer and questioned the use of asphalt and/or double chip seal which would drain into and pollute these areas he thought the Town was trying to preserve. Mr. Beattie explained that Phase 1 is just one area of the master site plan and with these stormwater improvements these areas will not be affected.

CITIZEN TO BE HEARD – JASON MCENTARFFER

Jason McEntarffer, 252 West Third Street, informed Council that he's unhappy with the process, quality and response he received regarding the sidewalk replacement on Third Street. He learned that cement shouldn't be poured when the temperature is below 40 degrees which he claims it was when his and a few other neighboring sidewalks were poured. In doing some research online, he found that an additive can be added to the cement so he asked the contractor if anything had and he was told no. Now his sidewalk is starting to flake and his neighbors are starting to crack. Public Works Superintendent John Barton expressed that concrete generates its own heat and would verify if an additive was added to the concrete. Mr. McEntarffer was also told that the contractors work is only guaranteed for one year, but according to the Town's street ordinance, contractors have to give three years which is what he would like. Also, his yard between the house and sidewalk was torn up and is now all mud. B. Lowthert stated that the project ended in early winter so the contractor is coming back in the spring to reseed the areas along the sidewalks. Mr. McEntarffer has expressed that he does not want anyone coming on his property. He also stated that his drainage pipe was plugged up which he repaired and B. Lowthert stated the Town would reimburse him. Council took no action on his request for an extended warranty.

APPROVAL OF JANUARY 7, 2013 COUNCIL MEETING MINUTES

On a motion by D. Levan, seconded by C. Howell and voted on unanimously, Council approved the January 7, 2013 Council meeting minutes with no additions or corrections.

APPROVAL OF PURCHASE AND INSTALLATION OF A REPLACEMENT SURVEILLANCE SECURITY DVR SYSTEM FOR TOWN HALL/POLICE DEPARTMENT

On a motion by C. Howell, seconded by D. Levan and voted on unanimously, Council approved the purchase and installation of a replacement surveillance security DVR system for Town Hall/Police Department from Northeastern Automated Technologies, Inc. in the amount of \$2,323.

APPROVAL OF ENDING THE PROBATIONARY PERIOD OF PATROLMAN DAVID BOWMAN

On a motion by D. Levan, seconded by F. Trump and voted on unanimously, Council approved ending the six month probationary period of Patrolman David Bowman.

APPROVAL OF PROFESSIONAL AND ADMINISTRATIVE SERVICES AGREEMENT WITH SEDA-COG FOR FFY 2012 CDBG PROGRAM

On a motion by D. Levan, seconded by S. Costa and voted on unanimously, Council approved the Professional and Administrative Services Agreement with SEDA-COG for the FFY 2012 CDBG Program in the amount of \$25,060.

APPROVAL OF PAYMENT TO GLASSBERG & DOGANIERO

On a motion by C. Howell, seconded by D. Levan and voted on unanimously, Council approved payment to Glassberg & Doganiero for mediation services associated with Phase IV of the Bloomsburg Municipal Airport Extension and Realignment Project.

APPROVAL OF PURCHASE OF A NEW COMPUTER FROM MEPUSH, INC. FOR THE MAYOR'S OFFICE

On a motion by F. Trump, seconded by B. Kreisher and voted on unanimously, Council approved the purchase of a new computer for the Mayor's office from MePush, Inc. in the amount \$990. It was noted that this purchase was budgeted.

APPROVAL OF OUTSOURCING THE EMPLOYEE MEDICAL REIMBURSEMENT PLAN TO WAGeworks

On a motion by D. Levan, seconded by C. Howell and voted on unanimously, Council approved outsourcing the employee medical reimbursement plan to WageWorks.

APPROVAL OF PROPOSAL FROM COHEN LAW GROUP TO REPRESENT THE TOWN FOR THE CABLE FRANCHISE AGREEMENT RENEWAL WITH SERVICE ELECTRIC AND PROVIDE A FRANCHISE FEE REVIEW

On a motion by F. Trump, seconded by C. Howell and voted on unanimously, Council approved a proposal from Cohen Law Group in the amount of \$16,830 to represent the Town for the cable franchise agreement renewal with Service Electric Cablevision and to provide a franchise fee review.

APPROVAL OF PROVIDING OFFICE SPACE WITHIN TOWN HALL FOR THE TOWN'S 2014 TAX COLLECTOR

On a motion by E. Bower, seconded by F. Trump and voted on Four (4) (E. Bower, F. Trump, D. Knorr and D. Levan voting "Yes") to Three (3) (C. Howell, S. Costa and B. Kreisher voting "No"), Council approved providing office space within Town Hall for the Town's 2014 tax collector at a monthly rent of \$100.

APPROVAL OF PAYMENT TO FIRST COLUMBIA BANK AND TRUST CO. FROM THE POLICE PENSION PLAN AND EMPLOYEES PENSION PLAN FOR FOURTH QUARTER TRUSTEE FEES

On a motion by D. Levan, seconded by C. Howell and voted on unanimously, Council approved payment to First Columbia Bank and Trust Co from the Police Pension Plan in the amount of \$3,738.19 and \$2,996.35 from the Employees Pension Plan for fourth quarter trustee fees.

THIRD STREET SIDEWALK PAYMENTS UPDATE

B. Lowthert reported that there is still an outstanding balance of \$9,051.70 owed from West Third Street property owners for their sidewalk replacement. Invoices were mailed in August 2012 and reminders were sent in December 2012. B. Lowthert asked Council for direction on how to proceed. An option is placing a lien on the property or turning the debt over to a collection agency such as Remit Corporation. Their fee is 35% of what they collect.

Cleve Hummel stated he doesn't believe Council can legally lien a property for work the Town completed without first giving the property owner the option to do it on their own. Council directed B. Lowthert to send final notices to property owners after consulting with Solicitor Mihalik on which collection process is best.

APPROVAL OF CONTRIBUTING TO THE COLUMBIA COUNTY TAX ASSESSMENT OFFICE TO SUPPORT THE UPCOMING BLOOMSBURG FAIR ASSOCIATION TAX APPEAL

On a motion by D. Levan, seconded by D. Knorr and voted on Five (5) (D. Levan, D. Knorr, S. Costa, B. Kreisher and F. Trump voting "Yes") to One (1) (E. Bower voting "No") and One (1) Abstention (C. Howell "Abstaining"), Council approved contributing \$1,275 to the Columbia County Tax Assessment Office to support the County in the upcoming Bloomsburg Fair Association tax appeal.

APPROVAL OF TOWN HALL RECORDS DISPOSITION LIST

On a motion by D. Levan, seconded by F. Trump and voted on unanimously, Council approved a Town Hall disposition list of the following records: 1999 special fund journal & final trial balances in absence of general ledgers, 1999 general fund journal & final trial balances in absence of general ledgers, 1999 receipts and deposit slips Jan-Dec, 2000 receipts and deposit slips Jan-Dec, 2000 general fund journals, 2000 payroll distribution reports, payroll check registers, 2000 payroll reports Jan-Dec, 2001 payroll reports Jan-Dec, 2001 payroll distribution reports, payroll check registers, 2005 accounts payable A-F, 2005 accounts payable G-PE, 2005 accounts payable PG-Z, 2005 cash receipts, receipts journal and logbook, 2005 per capita, 2005 payroll registers, verified time cards, payroll journals, bank statements, 2005 check copies, payroll, time sheets, 2005 deposits, cash disbursements, journal entries and backup, 2005 liquid chlorine quotes, 2003, 2004, 2005 stone bids, 2005 road material bid, 2005 oil and chip quotes, 2002/2003 snow removal quotes, 2003/2004 snow removal quotes, 2004/2005 snow removal quotes, 2005/2006 snow removal quotes, 2004 liquid fuels reports Jan-Dec, 2005 liquid fuels reports Jan-Dec, 1998 street resurfacing project, 1999 street resurfacing project, 2000 street resurfacing project, 2001 street resurfacing project, 2002 street resurfacing project, 2003 street resurfacing project, 2004 street resurfacing project, 2005 street resurfacing project, 1998 microsurfacing project, and 2004-2008 statement of financial interests.

Mayor Knorr adjourned the meeting at 9:25 p.m. for a break and reconvened the meeting at 9:32 p.m.

APPROVAL OF PURCHASE OF CARDBOARD DUMPSTERS

On a motion by F. Trump, seconded S. Costa and voted on unanimously, Council approved the purchase of dumpsters for cardboard collection in an amount not to exceed \$6,200.

APPROVAL OF ADVERTISING FOR BIDS FOR PHASE I CONSTRUCTION OF THE STREATER FIELDS PROJECT

On a motion by S. Costa, seconded by D. Levan and voted on unanimously, Council approved advertising for bids for Phase I construction of the Streater Fields Project.

APPROVAL OF PAYMENT TO LARSON DESIGN GROUP, INC. FOR PROFESSIONAL ENGINEERING SERVICES OF THE STREATER FIELDS RECREATION IMPROVEMENT PROJECT WITH CDBG FUNDS

On a motion by D. Levan, seconded by S. Costa and voted on unanimously, Council approved payment to Larson Design Group, Inc. in the amount of \$9,697.50 for professional engineering services of the Streater Fields Recreation Improvements Project through 12/08/12 with CDBG funds.

APPROVAL OF PAYMENT TO L.R. KIMBALL FOR PROFESSIONAL SERVICES FOR PHASE 5 OF THE BLOOMSBURG MUNICIPAL AIRPORT EXTENSION AND REALIGNMENT PROJECT

On a motion by D. Levan, seconded by S. Costa and voted on unanimously, Council approved payment to L.R. Kimball in the amount of \$25,485.26 for professional services for Phase 5 of the Bloomsburg Municipal Airport Extension and Realignment Project through 09/23/12.

APPROVAL OF PAYMENT TO L.R. KIMBALL FOR PROFESSIONAL SERVICES FOR PHASE 5 OF THE BLOOMSBURG MUNICIPAL AIRPORT EXTENSION AND REALIGNMENT PROJECT

On a motion by F. Trump, seconded by D. Levan and voted on unanimously, Council approved payment to L.R. Kimball in the amount of \$16,262.63 for professional services for Phase 5 of the Bloomsburg Municipal Airport Extension and Realignment Project through 10/21/12.

APPROVAL OF PAYMENT TO L.R. KIMBALL FOR PROFESSIONAL SERVICES FOR PHASE 5 OF THE BLOOMSBURG MUNICIPAL AIRPORT EXTENSION AND REALIGNMENT PROJECT

On a motion by D. Levan, seconded by S. Costa and voted on unanimously, Council approved payment to L.R. Kimball in the amount of \$1,987.97 for professional services for Phase 5 of the Bloomsburg Municipal Airport Extension and Realignment Project through 11/18/12.

APPROVAL OF PAYMENT TO L.R. KIMBALL FOR PROFESSIONAL SERVICES FOR PHASE 5 OF THE BLOOMSBURG MUNICIPAL AIRPORT EXTENSION AND REALIGNMENT PROJECT

On a motion by F. Trump, seconded by D. Levan and voted on unanimously, Council approved payment to L.R. Kimball in the amount of \$1,401.07 for professional services for Phase 5 of the Bloomsburg Municipal Airport Extension and Realignment Project through 12/30/12.

APPROVAL OF PAYMENT TO L.R. KIMBALL FOR PROFESSIONAL SERVICES FOR PHASE 6 OF THE BLOOMSBURG MUNICIPAL AIRPORT EXTENSION AND REALIGNMENT PROJECT

On a motion by S. Costa, seconded by D. Levan and voted on unanimously, Council approved payment to L.R. Kimball in the amount of \$1,167.86 for professional services for Phase 6 of the Bloomsburg Municipal Airport Extension and Realignment Project through 09/23/12.

APPROVAL OF PAYMENT TO L.R. KIMBALL FOR PROFESSIONAL SERVICES FOR PHASE 6 OF THE BLOOMSBURG MUNICIPAL AIRPORT EXTENSION AND REALIGNMENT PROJECT

On a motion by D. Levan, seconded by S. Costa and voted on unanimously, Council approved payment to L.R. Kimball in the amount of \$103.40 for professional services for Phase 6 of the Bloomsburg Municipal Airport Extension and Realignment Project through 10/21/12.

APPROVAL OF PAYMENT TO LARSON DESIGN GROUP, INC. FOR PROFESSIONAL SERVICES OF THE THIRD STREET PROJECT

On a motion by B. Kreisher, seconded by D. Levan and voted on unanimously, Council approved payment to Larson Design Group, Inc. in the amount of \$1,744.32 for professional services of the Third Street Reconstruction Project through 12/22/12.

APPROVAL OF PURCHASE OF A 2013 FORD F-750 DUMP TRUCK WITH SNOW PLOW THROUGH BRADCO SUPPLY CO.

On a motion by F. Trump, seconded by C. Howell and voted on unanimously, Council approved the purchase of a 2013 Ford F-750 dump truck with snow plow through Bradco Supply Co. in the amount of \$112,663.46. It was noted that the purchase was budgeted.

APPROVAL OF SUBMITTING A KEYSTONE HISTORIC PRESERVATION PROGRAM GRANT

On a motion by F. Trump, seconded by D. Levan and voted on unanimously, Council approved the submission of a Keystone Historic Preservation Program Grant for exterior renovations to the Town Hall building.

APPROVAL OF PURCHASE OF A POWER WASHER FROM BEST LINE EQUIPMENT

On a motion by S. Costa, seconded by D. Levan and voted on unanimously, Council approved the purchase of a power washer from Best Line Equipment in the amount of \$2,467.

APPROVAL OF CERTIFICATE OF APPROPRIATENESS

On a motion by F. Trump, seconded by E. Bower and voted on unanimously, and on the recommendation of the Bloomsburg Historic Architectural Review Board, Council approved a Certificate of Appropriateness for James McGinley to install vinyl siding on the structure at **220 West Fourth Street.**

On a motion by F. Trump, seconded by C. Howell and voted on unanimously, and on the recommendation of the Bloomsburg Historic Architectural Review Board, Council approved a Certificate of Appropriateness for Thanh Le to construct a rear deck, remove a window, install a door, construct wooden stairs, replace bay windows and replace the front entry door at **261 West Main Street.**

On a motion by D. Levan, seconded by B. Kreisher and voted on unanimously, and on the recommendation of the Bloomsburg Historic Architectural Review Board, Council approved a Certificate of Appropriateness for Mitch Crawford and Rick Swank to install a sign at **16 East Main Street.**

On a motion by S. Costa, seconded by D. Levan and voted on unanimously, and on the recommendation of the Bloomsburg Historic Architectural Review Board, Council approved a Certificate of Appropriateness for Warren Faust to replace the sliding door and install an additional rear door at **118 West Street**.

On a motion by F. Trump, seconded by D. Levan and voted on unanimously, and on the recommendation of the Bloomsburg Historic Architectural Review Board, Council approved a Certificate of Appropriateness for Rev. Steven and Dawn Hummel to install vinyl fencing at **324 Center Street**.

APPROVAL OF ADVERTISING AN ORDINANCE REQUIRING THE LICENSING AND INSPECTION OF NON-STUDENT APARTMENT HOUSES AND RENTAL HOMES

On a motion by D. Levan, seconded by E. Bower and voted on unanimously, Council approved advertising an ordinance requiring the licensing and inspection of non-student apartment houses and rental homes.

A. Seamans was asked to find out if the social hall at the Bloomsburg Fire Department would be available on February 25, 2013 at 6:00 p.m. so a public input session could be held regarding the proposed ordinance prior to the regularly scheduled Council meeting at 7:00 p.m.

CITIZEN TO BE HEARD – STEVE COLADONATO

Steve Coladonato asked Council if they were aware of the new Chinese massage parlor that opened on West Main Street. He's concerned about their ads that say they offer free "table showers". In doing some online research, he learned that a table shower could mean something pretty risqué. He would also like to know if minors are allowed in and if not, this may be considered an adult massage business which belongs in the Highway-Commercial District and not on Main Street. Mr. Coladonato would like the Town to investigate the business.

L. Martz expressed that the Code Enforcement Office is aware of the business.

Mr. Coladonato also wanted to point out to Council that the Hardware Bar has had 34 incidents where the police have been called. He still feels this is adult entertainment which is not allowed on Main Street. Mayor Knorr asked A. Seamans to have Chief Sokoloski provide an update at tomorrow's Public Safety Committee meeting.

Being no further business, the meeting adjourned into Executive Session at 10:04 p.m. to discuss an ongoing legal case and did not reconvene.

WILLIAM LOWTHERT
Town Administrator and Secretary