

A Bloomsburg Town Council meeting was held Monday, July 13, 2020, beginning at 7:00 p.m. via teleconference. Public joined by dialing: +1 301 715 8592 US or +1 646 558 8656 US and included the meeting ID: 456-920-3798. Public could also join online at: <https://us04web.zoom.us/j/4569203798>.

Present were Mayor William Kreisher; Council Vice President Toni Bell; Council Members James Huber, James Garman, Bonnie Crawford, Justin Hummel, and Vince DeMelfi; Town Manager/Secretary/Treasurer Lisa Dooley; Administrative Assistant Bobbi Erlston; Chief of Police Roger Van Loan; Director of Public Works John Fritz; Director of Code Enforcement Ken Roberts; Code Enforcement Officer Ralph Magill; Director of Environmental Services/Recycling Coordinator Charles Fritz; Airport Coordinator BJ Teichman, and Fire Chief Scott McBride. Public citizens present were Tyler Dombroski of SEDA-COG, Candice McGaw, Tim Wagner, Barbara Coladonato, Julye Wemple, Steve Coladonato, Jared Harris, Sara Hailstone, Dan Knorr, Oren Helbok, Dennis, Cleve, Marijane Moss and three phone numbers.

MAYOR'S REMARKS

W. Kreisher informed that there was an executive session on July 8, 2020 from 1:18 p.m. to 2:07 p.m. to discuss personnel and real estate matters.

W. Kreisher informed that there was an executive session on July 13, 2020 from 4:00 p.m. to 4:42 p.m. for an exit interview for a resigning employee.

W. Kreisher expressed that the Community Garden is doing well with a lot of participants, but noted there is a ground hog issue.

W. Kreisher informed the public that Town Council will be in discussions with the Bloomsburg Fair Association regarding complying with Governor Wolf's orders regarding public gatherings during COVID-19.

J. Huber apologized to the public regarding Town Council being unable to regulate and enforce non-compliant acts during COVID-19. J. Huber suggested that Town Council meet to discuss further actions that can be taken during the pandemic.

W. Kreisher started the public hearing at 7:10 p.m. regarding the adult entertainment ordinance.

ADULT ENTERTAINMENT ORDINANCE PUBLIC HEARING

Code Enforcement Officer Ralph Magill expressed that the current adult entertainment ordinance violates individuals' constitutional rights. J. Huber noted that he thinks the ordinance is too restrictive.

W. Kreisher ended the public hearing at 7:16 p.m. regarding the adult entertainment ordinance.

ADOPTION OF THE ADULT ENTERTAINMENT ORDINANCE

On a motion by T. Bell, seconded by J. Hummel, and voted on unanimously, Council approved the Adult Entertainment Ordinance.

ADOPTION OF RESOLUTION 07-13-2020.01 CIVIL SERVICE RULES AND REGULATIONS

On a motion by J. Garman, seconded by T. Bell, and voted on unanimously, Council approved resolution 07-13-2020.01 Civil Service Rules and Regulations.

APPROVAL OF JUNE 22, 2020 COUNCIL MEETING MINUTES

On a motion by T. Bell, seconded by V. DeMelfi, and voted on unanimously, Council approved the June 22, 2020 Town Council minutes with no additions or corrections.

APPROVAL OF PAYMENT OF MONTHLY BILLS AND JUNE PAYROLL AUTHORIZATION

On a motion by J. Hummel, seconded by T. Bell, and voted on 6 'yes' votes and 1 'no' vote (J. Huber), Council approved payment of the following monthly bills: General Fund, \$173,822.06; Recycling Fund, \$20,057.56; Street Lighting Fund, \$4,053.21; Fire Fund, \$7,224.37; Commercial Loan Repayment Fund, \$7,098.00; Liquid Fuels Fund, \$8,319.88; Airport Fund, \$134,580.96. CDBG Entitlement Fund, \$11,192.92; CDBG-DR Fund, \$61,091.29 and June Payroll Authorization, \$216,309.54.

APPROVAL OF A STUDY REGARDING POLICE OFFICERS BEING ELIGIBLE FOR RETIREMENT AFTER 20 YEARS OF SERVICE WITH A DECREASE IN THEIR PENSION

On a motion by T. Bell, seconded by J. Garman, and voted on 5 'yes' votes and 2 'no' votes (J. Hummel and V. DeMelfi), Council approved a study regarding police officers being eligible for retirement after 20 years of service with a decrease in their pension. The total cost of the study is in the amount of \$1,750.00. The police union agreed to pay 25% and the police benevolence agreed to pay 25% regardless if implemented in a timely basis.

APPROVAL OF AN AGREEMENT FOR JOINT CHECKS WITH F & N HOMES, INC

On a motion by T. Bell, seconded by B. Crawford, and voted on unanimously, Council approved an agreement for joint checks with F & N Homes, Inc.

APPROVAL OF PAYMENT TO BACKSTAGE LIBRARY WORKS FOR DIGITALIZING TOWN COUNCIL MINUTES FROM 1951-1976

On a motion by T. Bell, seconded by J. Garman, and voted on 6 'yes' votes and 1 'no' vote (V. DeMelfi) Council approved payment in the amount of \$1,872.72 to Backstage Library Works for digitalizing Town Council minutes from 1951-1976. V. DeMelfi stated he was for the project but not during the COVID-19 budget crisis.

APPROVAL OF PAYMENT TO DENT PLUMBING & HEATING, INC. FOR A NEW HEAT PUMP AT THE BLOOMSBURG MUNICIPAL AIRPORT

On a motion by J. Garman, seconded by T. Bell, and voted on 6 'yes' votes and 1 'no' vote (J. Huber), Council approved payment in the amount of \$2,526.00 to Dent Plumbing & Heating, Inc. for a new heat pump at the Bloomsburg Municipal Airport.

APPROVAL OF APPOINTING JANINE PENMAN TO THE SHADE TREE COMMISSION

On a motion by T. Bell, seconded by B. Crawford, and voted on unanimously, Council appointed Janine Penman to the Shade Tree Commission.

APPROVAL TO APPOINT BONNIE CRAWFORD TO THE COMMUNITY IMPACT FUND FOR JULY 1, 2020 THROUGH JUNE 30, 2021

On a motion by T. Bell, seconded by J. Hummel, and voted on unanimously, Council appointed Bonnie Crawford to the Community Impact Fund for July 1, 2020 through June 30, 2021.

APPROVAL TO APPOINT BOBBI ERLSTON AS A TOWN HALL LIAISON TO THE HUMAN SERVICES COALITION

On a motion by B. Crawford, seconded by T. Bell, and voted on unanimously, Council appointed Bobbi Erlston as the Town Hall liaison to the Human Services Coalition.

APPROVAL TO APPOINT BONNIE CRAWFORD TO THE COALITION FOR SOCIAL EQUITY, AND TONI BELL AS AN ALTERNATE

On a motion by T. Bell, seconded by J. Garman, and voted on unanimously, Council appointed Bonnie Crawford to the Coalition for Social Equity, and Toni Bell as an alternate.

APPROVAL TO MOVE FORWARD WITH AN ORDINANCE AND RESOLUTION STATING THAT THE BLOOMSBURG AREA SCHOOL DISTRICT TAKE OVER THE ADMINISTRATION DUTIES REGARDING THE CROSSING GUARDS AND CHARGE THE TOWN 50% OF THE \$16.00 AN HOUR WAGE

On a motion by T. Bell, seconded by J. Garman, and voted on unanimously, Council approved to move forward with an ordinance and resolution stating the Bloomsburg Area School District take over the administration duties regarding the crossing guards and charge the town 50% of the \$16.00 an hour wage.

APPROVAL OF NOT EXTENDING A LEASE AGREEMENT WITH THE AMERICAN RED CROSS

On a motion by T. Bell, seconded by J. Garman, and voted on unanimously, Council approved not extending a lease agreement with the American Red Cross.

APPROVAL TO WAIVE CODE RELATED FEES FOR THE MUNICIPAL AUTHORITY AND THE COUNTY ON A CASE BY CASE BASIS

On a motion by T. Bell, seconded by B. Crawford, and voted on unanimously, Council approved to waive code related fees for the Municipal Authority and the County on a case by case basis.

APPROVAL OF AN EASEMENT, RIGHT-OF-WAY, CONSENT TO ENTER AND CONSTRUCTION AGREEMENT WITH THE IRREVOCABLE BITLER ASSET PROTECTION TRUST

On a motion by T. Bell, seconded by J. Garman, and voted on unanimously, Council approved an easement, right-of-way, consent to enter and construction agreement with the Irrevocable Bitler Asset Protection Trust.

APPROVAL OF A PERPETUAL EASEMENT AND RIGHT-OF-WAY WITH THE IRREVOCABLE BITLER ASSET PROTECTION TRUST

On a motion by T. Bell, seconded by J. Garman, and voted on unanimously, Council approved a perpetual easement and right-of-way with the Irrevocable Bitler Asset Protection Trust.

**APPROVAL OF AN ESTIMATE FROM GENERAL CODE FOR THE CODIFICATION OF ORDINANCES
1004-1010**

On a motion by T. Bell, seconded by B. Crawford and voted on 6 'yes' votes and 1 'no' vote (V. DeMelfi), Council approved an estimate from General Code in the amount of \$2,410.00 - \$3,140.00 for the codification of ordinances 1004-1010.

**APPROVAL OF GERARD ZEIDLER'S RESIGNATION FROM THE POLICE DEPARTMENT, EFFECTIVE
JULY 13, 2020**

On a motion by V. DeMelfi, seconded by T. Bell, and voted on unanimously, Council approved Gerard Zeidler's resignation with regret from the Police Department, effective July 13, 2020.

**APPROVAL OF ACCEPTING DAVID EYER'S RETIREMENT FROM THE PUBLIC WORKS
DEPARTMENT, EFFECTIVE JUNE 26, 2020**

On a motion by J. Garman, seconded by T. Bell, and voted on unanimously, Council approved, with regret, David Eyer's retirement from the Public Works Department, effective June 26, 2020.

APPROVAL OF A CERTIFICATE OF APPROPRIATENESS

On a motion by J. Hummel, seconded by T. Bell, and voted on unanimously, Council approved a certificate of appropriateness to Fred Reck of 102-108 E. Main Street for building alterations.

On a motion by J. Hummel, seconded by T. Bell, and voted on unanimously, Council approved certificate of appropriateness to Candice McGaw of 336 Center Street for porch alterations.

On a motion by J. Hummel, seconded by T. Bell, and voted on unanimously, Council approved a certificate of appropriateness to Janine Penman of 161 E. 5th Street for exterior renovations.

**APPROVAL FOR UNITED WAY TO TEMPORARILY INSTALL PURPLE LIGHTS ON THE FOUNTAIN
IN SEPTEMBER TO RECOGNIZE NATIONAL RECOVERY MONTH**

On a motion by J. Garman, seconded by T. Bell, and voted on unanimously, Council approved United Way to temporarily install purple lights on the fountain in September to recognize National Recovery Month.

**APPROVAL OF AWARD TO DON E. BOWER FOR THE 2020 STREET PAVING/CURB CUTS
PROJECT**

On a motion by T. Bell, seconded by J. Garman, and voted on unanimously, Council approved payment to Don E. Bower in the amount of \$383,170.00 for the 2020 street paving/curb cuts project.

APPROVAL TO MOVE FORWARD WITH THE MILLER AVENUE PROJECT WITHOUT INCURRING ADDITIONAL LEGAL EXPENSES UNRELATED TO PROVIDING A FINAL DRAFT OF AN EASEMENT AND MAINTENANCE AGREEMENT

On a motion by B. Crawford, seconded by T. Bell, and voted on 5 'yes' votes and 2 'no' votes (W. Kreisher and V. DeMelfi), Council approved moving forward with the Miller Avenue project without incurring additional legal expenses unrelated to providing a final draft of an easement and maintenance agreement.

APPROVAL OF PAYMENT TO GREENMAN-PEDERSEN, INC. FOR PROFESSIONAL SERVICES FROM MAY 1, 2020 TO MAY 31, 2020 REGARDING THE FLOODWALL EXPANSION PROJECT

On a motion by T. Bell, seconded by J. Garman, and voted on unanimously, Council approved payment to Greenman-Pedersen, Inc. in the amount of \$16,038.00 for professional services from May 1, 2020 to May 31, 2020 regarding the floodwall expansion project.

APPROVAL OF PAYMENT TO HAYDEN POWER GROUP FOR ELECTRICAL SERVICES FROM JUNE 1, 2020 TO JUNE 30, 2020 REGARDING THE FLOODWALL EXPANSION PROJECT

On a motion by T. Bell, seconded by J. Garman, and voted on unanimously, Council approved payment to Hayden Power Group in the amount of \$65,862.58 for electrical services from June 1, 2020 to June 30, 2020 regarding the floodwall expansion project.

APPROVAL OF PAYMENT TO DON E. BOWER, INC. FOR CONSTRUCTION SERVICES THROUGH JUNE 30, 2020 REGARDING THE REHABILITATION APRON PHASE II CONSTRUCTION PROJECT

On a motion by T. Bell, seconded by B. Crawford, and voted on 6 'yes' votes and 1 'no' vote (J. Huber), Council approved payment to Don E. Bower, Inc. in the amount of \$366,712.41 for construction services through June 30, 2020 regarding the rehabilitation apron phase II construction project.

APPROVAL OF PAYMENT TO DELTA AIRPORT CONSULTANTS, INC. FOR ENGINEERING SERVICES THROUGH JUNE 28, 2020 REGARDING THE REHABILITATION APRON PHASE II CONSTRUCTION PROJECT

On a motion by J. Garman, seconded by T. Bell, and voted on 6 'yes' votes and 1 'no' vote (J. Huber), Council approved payment to Delta Airport Consultants, Inc. in the amount of \$62,675.56 for engineering services through June 28, 2020 regarding the rehabilitation apron phase II construction project.

APPROVAL OF PAYMENT TO HRI, INC. FOR CONSTRUCTION SERVICES FROM MAY 23, 2020 THROUGH JUNE 20, 2020 REGARDING THE FLOODWALL EXPANSION PROJECT

On a motion by T. Bell, seconded by B. Crawford, and voted on unanimously, Council approved payment to HRI, Inc. in the amount of \$438,808.09 for construction services from May 23, 2020 through June 20, 2020 regarding the floodwall expansion project.

APPROVAL OF PAYMENT TO DON E. BOWER FOR 2019 PAVING SERVICES

On a motion by T. Bell, seconded by J. Garman, and voted on 0 'yes' votes and 7 'no' votes, Council denied payment to Don E. Bower in the amount of \$48,010.10 for 2019 paving services.

APPROVAL OF THE CDBG 2020 ANNUAL ACTION PLAN

On a motion by T. Bell, seconded by J. Garman, and voted on 6 'yes' votes and 1 'no' vote (J. Huber), Council approved the CDBG 2020 Annual Action Plan.

APPROVAL OF THE PROFESSIONAL SERVICE AGREEMENT WITH SEDA-COG REGARDING THE CDBG-CV FUNDING

On a motion by T. Bell, seconded by B. Crawford, and voted on unanimously, Council approved a professional service agreement with SEDA-COG regarding the CDBG-CV funding.

APPROVAL OF THE FAIR HOUSING STUDY

On a motion by T. Bell, seconded by J. Garman, and voted on 6 'yes' votes and 1 'no' vote (J. Huber), Council approved the Fair Housing Study.

APPROVAL OF PAYMENT TO GREENMAN-PEDERSEN, INC. FOR PROFESSIONAL SERVICES FROM JUNE 1, 2020 TO JUNE 30, 2020 REGARDING THE FLOODWALL EXPANSION PROJECT

On a motion by T. Bell, seconded by B. Crawford, and voted on unanimously, Council approved payment to Greenman-Pedersen, Inc. in the amount of \$21,014.00 for professional services from June 1, 2020 to June 30, 2020 regarding the floodwall expansion project.

APPROVAL OF SELLING POOL EQUIPMENT (SLIDE, DIVING BOARD, AND TWO LIFEGUARD STANDS) ON MUNICIBID

On a motion by T. Bell, seconded by J. Garman, and voted on unanimously, Council approved selling pool equipment (slide, diving board, and two lifeguard stands) on Municibid.

APPROVAL OF SELLING A 1996 JOHN DEERE 455 TRACTOR ON MUNICIBID

On a motion by T. Bell, seconded by B. Crawford, and voted on unanimously, Council approved selling a 1996 John Deere 455 tractor on Municibid.

APPROVAL TO AMEND THE STREET MAINTENANCE/PARKING SCHEDULE TO REFLECT WEEKLY ENFORCEMENT FROM OCTOBER 12, 2020 TO NOVEMBER 25, 2020 FOR CURBSIDE LEAF COLLECTIONS

On a motion by T. Bell, seconded by J. Garman, and voted on unanimously, Council approved amending the street maintenance/parking schedule to reflect weekly enforcement from October 12, 2020 to November 25, 2020 for curbside leaf collections.

APPROVAL OF PAYMENT TO LIVIC CIVIL REGARDING THE 2020 STREET PAVING PROJECT

On a motion by T. Bell, seconded by J. Garman, and voted on unanimously, Council approved payment to LIVIC Civil in the amount of \$5,205.00 regarding the 2020 street paving project.

APPROVAL OF PAYMENT TO LIVIC CIVIL REGARDING THE 5TH AND MARKET STREET PROJECT

On a motion by T. Bell, seconded by J. Garman, and voted on unanimously, Council approved payment to LIVIC Civil in the amount of \$9,937.20 regarding the 5th and Market Street project.

APPROVAL OF PAYMENT TO D.B. CONSTRUCTION REGARDING THE HOUSING ELEVATION PROJECT AT 270 E. 10TH STREET

On a motion by T. Bell, seconded by B. Crawford, and voted on unanimously, Council approved payment to D.B. Construction in the amount of \$13,720.50 regarding the housing elevation project at 270 E. 10th Street.

APPROVAL OF CHANGE ORDER #10 FROM HRI, INC. REGARDING THE FLOODWALL EXPANSION PROJECT

On a motion by J. Garman, seconded by T. Bell, and voted on unanimously, Council approved change order #10 from HRI, Inc. in the increased amount of \$173,887.48 regarding the floodwall expansion project.

APPROVAL OF REMOVING THE MARKET STREET SOCIAL DISTANCING SITE EFFECTIVE IMMEDIATELY

On a motion by T. Bell, seconded by J. Garman and voted on unanimously, Council approved removing the Market Street social distancing site effective immediately and reopen Market Street to traffic.

APPROVAL OF SENDING A LETTER TO VERIZON REGARDING THE INSTALLATION/RELOCATION OF UTILITY POLES NEAR THE BLOOMSBURG MUNICIPAL AIRPORT

On a motion by T. Bell, seconded by B. Crawford, and voted on unanimously, Council approved sending a letter to Verizon regarding the installation/relocation of utility poles near the Bloomsburg Municipal Airport.

APPROVAL TO AWARD DON E. BOWER THE BID ALTERNATE

On a motion by T. Bell, seconded by J. Garman, and voted on unanimously, Council approved to award Don E. Bower the bid alternate in the amount of \$2,186.65.

APPROVAL OF PAYMENT TO DON E. BOWER FOR 2019 PAVING SERVICES

On a motion by T. Bell, seconded by J. Garman, and voted on unanimously, Council approved payment to Don E. Bower in the amount of \$46,934.40 for 2019 paving services.

APPROVAL OF PAYMENT TO F & N HOMES, INC. FOR THE HOUSING ELEVATION PROJECT AT 643 W. MAIN STREET

On a motion by T. Bell, seconded by B. Crawford, and voted on unanimously, Council approved payment to F & N Homes, Inc. in the amount of \$115,500.00 for the housing elevation project at 643 W. Main Street.

APPROVAL OF ADVERTISING THE OUTDOOR BURNING ORDINANCE

On a motion by J. Hummel, seconded by J. Garman, and voted on unanimously, Council approved advertising the Outdoor Burning Ordinance.

APPROVAL OF A ONE-DAY PERMIT FOR CATS IN BLOOM

On a motion by J. Hummel, seconded by J. Garman, and voted on unanimously, Council approved a one-day permit for Cats in Bloom at a rate of \$50.00.

APPROVAL OF DISBANDING THE HISTORICAL ARCHITECTURE REVIEW BOARD (HARB)

On a motion by J. Huber, seconded by J. Hummel, and voted on 1 'yes' vote (J. Huber) and 6 'no' votes, Council denied disbanding the Historical Architecture Review Board (HARB).

APPROVAL TO SUSPEND PARKING ENFORCEMENT IN THE COMMERCIAL DISTRICT

On a motion by J. Hummel, seconded by B. Crawford, and voted on 2 'yes' votes (J. Huber and J. Hummel) and 5 'no' votes, Council denied suspending parking enforcement in the commercial district.

APPROVAL OF SUPPORTING A LETTER FOR POTENTIAL FUNDING FOR THREE POLICE PATROL BICYCLES THROUGH WALMART

On a motion by J. Huber, seconded by T. Bell, and voted on unanimously, Council approved supporting a letter for potential funding for three police patrol bicycles through Walmart.

Council reviewed a letter that was sent to the Bloomsburg Fair Association.

APPROVAL TO SUSPEND PARKING ENFORCEMENT IN THE COMMERCIAL DISTRICT

On a motion by J. Hummel, seconded by B. Crawford, and voted on 2 'yes' votes (J. Hummel and J. Huber) and 5 'no' votes, Council denied approval of suspending parking enforcement in the Commercial District.

B. Crawford would like to see this discussion take place at the next Public Safety Committee meeting.

On a motion by J. Huber, seconded by J. Garman, and voted on unanimously and with no further business, the meeting adjourned at 9:53 p.m.

Lisa Dooley
Town Manager/Secretary/Treasurer