

A regular meeting of Bloomsburg Town Council was held Monday, August 11, 2014, beginning at 7:00 p.m. in Council Chambers, Town Hall, 301 East Second Street, Bloomsburg, PA. Present were Mayor Sandy Davis, Council Members W. Carey Howell, Diane Levan, Sylvia Costa, Bill Kreisher, Fred Trump and Eric Bower; Town Administrator William Lowthert; Assistant Town Administrator Lauren Martz; Superintendent of Public Works John Barton; Code Enforcement & Zoning Administrator Ed Fegley; Director of Finance Lisa Laboskie; Chief of Police Roger Van Loan; Fire Chief Bob Rupp and Solicitor Jack Mihalik. Absent was Environmental Services Coordinator Charles Fritz.

#### **RECOGNITION AWARD PRESENTATION – SGT. CHARLES BALON & PTLM. SHAWN HILL**

Mayor Davis and Chief Roger Van Loan presented a plaque to Sergeant Charles Balon and Patrolman Shawn Hill in recognition of their exemplary response in diffusing an intense domestic violence situation without use of force.

#### **PUBLIC HEARING – FFY 2014 COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION**

A Public Hearing was held at 7:04pm to finalize the Town of Bloomsburg's FFY 2014 Community Development Block Grant application. Mayor Davis turned the meeting over to Tyler Dombroski of SEDA-Council of Governments. Mr. Dombroski gave an overview of the program and reported that the Department of Community and Economic Development estimates funding to be \$160,000. T. Dombroski reviewed the application schedule, eligible activities and funding requirements, the Fair Housing Notice, Antidisplacement Plan and Section 3 requirements.

Last month Council selected funding the following projects: Streater Field Phase II improvements (41%), curb cuts (41%), and administration fees (18%). An opportunity for the public to comment was provided, but no one had any additional comments. Council closed the Public Hearing at 7:07 p.m. and reconvened the Council Meeting.

#### **ADOPTION OF RESOLUTION NO. 08-11-14.01 FFY 2014 CDBG PROGRAM APPLICATION SUBMISSION AUTHORIZATION**

On a motion by C. Howell seconded by D. Levan and voted unanimously, Council approved the FFY 2014 Community Development Block Grant (CDBG) application submission authorization.

#### **CITIZENS TO BE HEARD**

**JOHN BERGER**, 45 E. Main Street, approached Council with Attorney Pat O'Connell to request to be able to allow alcohol to be served at the Capitol Restaurant outdoor seating area. O'Connell stated that there are no alcohol violations at the Capitol Restaurant and when the Capitol was established he did not want to extend alcohol sales to the outdoor seating at that time, but would ask Council in the future once he felt it was appropriate.

#### **APPROVAL OF REQUEST TO ALLOW ALCOHOL TO BE SERVED AT THE CAPITOL RESTAURANT OUTDOOR CAFÉ**

On a motion by D. Levan, seconded by S. Costa and voted unanimously, Council approved the request of John Berger to allow alcohol to be served at the Capitol Restaurant Outdoor Café located at 45 E. Main St.

**DWAYNE HEISLER**, 116 Martin Drive, Catawissa, approached Council regarding adopting an Anti-Discrimination Ordinance which would require businesses to sell their goods and services to anyone. He requested that the Town make a response to discrimination. He also requested that the Town review similar Ordinances adopted in other communities. He requested the Town continue to work with local allies to ensure all citizens are protected. Mayor Davis said the discussion of this ordinance and all other viewpoints would need to be discussed at the Community and Economic Development Committee meeting before it would be addressed by full Council. D. Levan indicated the Community and Economic Development Committee looked at this matter several years ago. E. Bower thanked Mr. Heisler for coming. He also indicated that the community should stand together against discrimination.

#### **APPROVAL OF JULY 14, 2014 COUNCIL MEETING MINUTES**

On a motion by D. Levan, seconded by S. Costa and voted unanimously, Council approved the July 14, 2014 Council meeting minutes with no additions or corrections.

#### **APPROVAL OF PAYMENT OF MONTHLY BILLS AND JULY PAYROLL AUTHORIZATION**

On a motion by D. Levan, seconded by F. Trump and voted on unanimously, Council approved payment of the following monthly bills and the July payroll authorization: General Fund, \$121,977.16; Debt Service Fund, \$5,724.44; Recycling Fund, \$16,588.47; Library Fund \$22,942.51; Street Lighting Fund, \$10,601.66; Norris E. Rock Memorial Swimming Pool Fund, \$4,761.38; Fire Fund, \$654,201.76; FFY 11 CDBG Program, \$200; Day Care Project, \$2,617.49; Liquid Fuels, \$24,624.59, and the July payroll authorization in the amount of \$261,527.65.

#### **APPOINTMENT OF BRANDEE FAUST TO THE NORRIS E. ROCK MEMORIAL SWIMMING POOL OPERATIONS BOARD**

On a motion by S. Costa, seconded by C. Howell and voted unanimously, Council appointed Brandee Faust to the Norris E. Rock Memorial Swimming Pool Operations Board with a term expiring December 31, 2015.

#### **APPOINTMENT OF KIMBERLY MORRIS TO THE HISTORICAL ARCHITECTURE REVIEW BOARD**

On a motion by F. Trump, seconded by D. Levan and voted unanimously, Council appointed Kimberly Morris to the Historic Architecture Review Board with a term expiring December 31, 2016.

#### **APPROVAL OF FIRE DEPARTMENT APPROPRIATION TRANSFER REQUEST**

On a motion by D. Levan, seconded by S. Costa and voted unanimously, Council approved the Fire Department appropriation transfer request.

#### **APPROVAL OF ADVERTISING AN ORDINANCE AMENDING THE AMUSEMENT TAX ORDINANCE**

On a motion by D. Levan, seconded by B. Kreisher and voted unanimously, Council approved advertising an ordinance amending the Amusement Tax Ordinance to delete section 24-105(b).

#### **APPROVAL OF ENDING THE PROBATIONARY PERIOD OF POLICE CLERK TRACY KISHBAUGH**

On a motion by F. Trump, seconded by C. Howell and voted unanimously, Council approved ending the probationary period of Police Clerk Tracy Kishbaugh.

#### **APPROVAL OF THE PURCHASE OF A BREATHALYZER WITH DUI FUNDS**

On a motion by S. Costa, seconded by D. Levan and voted unanimously, Council approved the purchase of a breathalyzer in the amount \$7,266 from Intoximeters, Inc. with DUI Funds.

#### **APPROVAL OF THE PURCHASE OF A FIRE PROOF BUNKER COAT**

On a motion by F. Trump, seconded by S. Costa and voted unanimously, Council approved the purchase of one fire proof bunker coat in the amount of \$1,280 from Susquehanna Fire Equipment Co.

#### **APPROVAL OF PAYMENT TO SEDA-COG FOR 2013 CDBG ADMINISTRATION**

On a motion by D. Levan, seconded by C. Howell and voted unanimously, Council approved payment to SEDA-COG in the Amount of \$8,930 for the Administration of the Town's FFY 2013 CDBG Entitlement Program.

**APPROVAL OF PAYMENT TO LARSON DESIGN GROUP FOR THE PHASE VI STREET LIGHTING PROJECT**

On a motion by D. Levan, seconded by B. Kreisher and voted unanimously, Council approved payment to Larson Design Group, Inc. in the amount of \$1,337.00 for engineering services of the Phase VI Street Lighting Project through 06/28/14.

**APPROVAL OF PAYMENT TO LARSON DESIGN GROUP FOR THE PORT NOBLE DRAINAGE MITIGATION PROJECT**

On a motion by S. Costa, seconded by F. Trump and voted unanimously, Council approved payment to Larson Design Group, Inc. in the amount of \$3,846.70 for engineering services for the Port Noble Drainage Mitigation Project through 06/28/14 with CDBG-DR Funds.

**APPROVAL OF BID FROM DON E. BOWER, INC. FOR THE PORT NOBLE DRAINAGE MITIGATION PROJECT**

On a motion by D. Levan, seconded by S. Costa and voted unanimously, Council approved the bid from Don E. Bower, Inc. in the amount of \$19,825 for the CDBG-DR Port Noble Drainage Mitigation Project.

**APPROVAL OF THE PURCHASE OF A GODWIN DRI-PRIME CD150M DIESEL PUMP FOR THE PORT NOBLE DRAINAGE MITIGATION PROJECT**

On a motion by S. Costa, seconded by F. Trump and voted unanimously, Council approved the purchase of a Godwin Dri-Prime CD150M Diesel Pump in the amount of \$33,500 for the Port Noble Drainage Mitigation Project with CDBG-DR funds through COSTARS.

**APPROVAL OF APPOINTING TOWN STAFF AND COUNCIL MEMBERS TO THE AIRPORT ENGINEER/PLANNER RFQ REVIEW COMMITTEE**

On a motion by D. Levan, seconded by S. Costa and voted unanimously, Council appointed John Barton, BJ Teichman, Lauren Martz, Bill Kreisher, Dick Sharrow, and Carey Howell (Alternate) to the Airport Engineer/Planner RFQ Review Committee.

**APPROVAL OF A QUOTE FROM PORT ELEVATOR, INC. TO UPGRADE THE TOWN HALL ELEVATOR CONTROLLER CIRCUIT BOARDS AND SOFTWARE**

On a motion by S. Costa, seconded by B. Kreisher and voted unanimously, Council approved a quote from Port Elevator, Inc. in the amount of \$5,874 to upgrade the Town Hall elevator controller circuit boards and software.

**APPROVAL OF STARTING THE PLANNING PROCESS FOR A KAYAK/CANOE/BICYCLE RENTAL CONCESSIONAIRE AT TOWN PARK**

On a motion by D. Levan, seconded by F. Trump and voted unanimously, Council approved starting the planning process for a kayak/canoe/bicycle rental concessionaire at Town Park.

**CITIZENS TO BE HEARD**

Steve Coladonato, 210 W. Third Street, appreciated the time Chief Van Loan took to look into the format of the police log in the Press Enterprise and also inquired about the qualifications of the newly appointed HARB member, Kim Morris. Mayor Davis explained that she will be fulfilling the at-large position.

Attorney Al Luschas, representing W.W. Bridal, asked Council to please protect the religious rights of its citizens and business owners.

Joe Dombrosky, 50 Eckroth Road, commented that faith based choices should be a business owner's decision.

Doug Chiado, 101 Arbutus Park Road, stated that the Town has no business getting involved in private business decisions. It is the personal consumers' decision to buy or not buy from somewhere.

Oren Helbok, 705 E. Fifth Street, asked what the process would be going forward to determine the Town's position regarding the W.W. Bridal religious belief position against selling a wedding dress to a lesbian couple for their wedding. Mayor Davis explained that the discussion will be taking place at the Community and Economic Development Committee meeting next month and all opinions regarding the matter would be discussed. She also stated that Bloomsburg is a No Place for Hate Community.

Jeremy Stabler, 32 Eckroth Road, stated that citizens have First Amendment rights which need to be considered.

Tom Miller, 39 Long View Drive, stated that his wife owns W.W. Bridal and they have received countless hateful emails, faxes, and phone calls from all over the county regarding their religious decision to not sell a wedding dress to a lesbian couple.

Being no further business, the meeting adjourned at 8:09 p.m.

William Lowthert  
Town Administrator/Secretary