

Borough of Northumberland

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Borough of Northumberland
175 Orange Street, Northumberland, PA 17857
Northumberland Borough Council Meeting
May 3, 2016

President Paul Ruane called the meeting to order at 6:30 p.m. The Pledge of Allegiance was recited and Mayor Len Zboray offered an Invocation.

Roll Call

Council members present were Paul Boyer, Ralph Cianflone, Ellie Rees, Paul Ruane, Ty Sees, James Troup, and Harry Wynn. Others present were Mayor Zboray; Ryan Tira, Borough Solicitor; C. L. Kriner, Police Chief; Brian Probst, Street Department Supervisor; and Janice Bowman, Borough Secretary.

Public Comment

Five visitors introduced themselves. No comments were offered.

Council Meeting Minutes

Upon motion by Mr. Wynn, seconded by Mr. Boyer, council approved the meeting minutes of April 5, 2016 by a vote of 6-0-1. Mr. Sees abstained.

Upon motion by Mr. Boyer, seconded by Mr. Wynn, council unanimously approved the council meeting minutes of April 19, 2016.

Northumberland Sewer Department

- Mr. Mark Strahota, Hazen & Sawyer, informed council that the contractor has requested a 60-day extension to the contract duration which means that the substantial completion date would be revised to September 4, 2016.
- Mr. Strahota recommended council approve Payment No. 11 for Fulkroad Contract 14-1G in the amount of \$872,660.93. Mr. Boyer so moved. Mr. Wynn seconded the motion. Council approved unanimously.
- Mr. Strahota explained that the contractor has requested a reduction in their retainage amount from 10% to 5%. Discussion ensued. Mr. Tira advised that the request along with the 60-day extension request be tabled at this time. Council concurred.
- Mr. Strahota presented a price from Houck Services, Inc. to install a roofing system over the existing BUR roofing system at the Queen Street Pump Station. The option recommended is to adhere a layer of polyiso insulation using a foam adhesive at a price of \$8,800. A 15 year warranty at a price of \$700 is also recommended. Discussion ensued. Mr. Boyer moved to approve the roof recovery project at a cost not to exceed \$10,000. The preferred option is the Roof Recovery Price 1 which includes no General contractor markup, plus the 15 year warranty for \$700. If this option is not feasible, the Roof Coating option #3 with no General Contractor markup at a price of \$4,600 would be approved. Mr. Wynn seconded the motion. Council approved unanimously.

- Mr. Strahota recommended that the council authorize the contractor to repoint the brick walls at the Queen Street Pump Station at a cost not to exceed \$7,500. He noted that mortar has fallen out from between the bricks at several places and water is seeping into the building. The price is on a time and material basis. According to Mr. Strahota, Hazen & Sawyer estimated that the cost for a mason to report the brick should be around \$5,000. Mr. Wynn moved to approve the work at a cost not to exceed \$7,500. Mr. Boyer seconded the motion. Mr. Sees questioned why the “cushion” is \$2,500. Mr. Strahota replied that they do not have any quotes for this work. They estimated eighty hours for a mason at a certain rate. Mr. Sees noted that with a not to exceed amount, they may get to that amount. Mr. Strahota noted that the reason for the cushion is because the rehab work is being done on an existing building and it is not known what you could get into once the work begins. He added that council could wait on this and he would have a mason look at the work and estimate the cost. Mr. Probst stated that he is not in favor of a time and material price; but prefers that someone come in and provide a contract price. Council voted unanimously to reject the motion. Mr. Strahota stated that he could obtain a contract bid for the council. The work should be inside the current contract per Mr. Strahota. The topic was tabled.
- Mr. Strahota noted that he does not have the paperwork to be signed, but recommended application for Payment No. 10 for Myco, Contract 14-2H, in the amount of \$17,796.16 as soon as the paperwork is submitted and signed. Mr. Wynn so moved. Mr. Boyer seconded the motion. Council approved unanimously.
- Mr. Strahota recommended payment of application for Payment No. 10 for \$150,218.68 from Lecce, Contract 14-3E. Mr. Boyer so moved. Dr. Cianflone seconded the motion. Council approved unanimously.

Mayor’s Report

Mayor Zboray read a proclamation designating the week of May 15-21, 2016 as Emergency Medical Services Week:

“EMS Week Proclamation

To designate the week of May 15-21, 2016, as Emergency Medical Services Week.

WHEREAS, emergency medical services is a vital public service and community public health safety net; and

WHEREAS, the members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

WHEREAS, access to quality emergency medical care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, the emergency medical services system consists of public safety telecommunicators, first responders, emergency medical technicians, paramedics, firefighters, educators, administrators, emergency nurses, emergency physicians, and others; and

WHEREAS, the members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week; now

THEREFORE, I, Len Zboray, in recognition of this event do hereby proclaim the week of May 15-21, 2016 as

EMERGENCY MEDICAL SERVICES WEEK

With the theme, EMS Strong: Called to Care, and I encourage the community of the Borough of Northumberland to join me in observing this week and recognizing our local EMS agency/agencies and providers.

May 3, 2015

Len Zboray, Mayor, Borough of Northumberland”

- Memorial Day parade on May 30th forms at 8:30 at King Street Park and moves at 9:00 a.m. The speaker at the Riverview Cemetery is Reid Furman.
- New electric service has been installed in the second quadrant at King Street Park. Mayor Zboray thanked Brian (Probst) and the borough street department for their assistance to K&N Electric. The S. Luther Savidge trust donated the funding. The quadrants are approximately \$5,000 each.
- The Northumberland Alumni Banquet will be Saturday, May 28th, at Front Street Station. Tickets are on sale at Frye's and Norry Pharmacy.
- Mayor Zboray noted that Northumberland Borough has been named the "Number 1 Rivertown" in the state of Pennsylvania. There were twelve rivertowns on the list. Mayor Zboray feels that this is a tribute to the Borough Council and everyone who lives in the Borough. The article was in the Daily Item.

Mayor Zboray asked if council had any questions for Chief Kriner. Mr. Sees requested the total of the lost time at the end of 2015 for the police officers. He is requesting the accumulation of time, if any, for sick time, personal time, vacation time or comp time for each officer.

Fire Police Report

Captain Jon Apple requested that council approve Donald Ayars as a member of Fire Police. He added that Mr. Ayars has passed the background check and is an active member of the Hookies. Mrs. Rees moved to approve Donald Ayars as a member of the fire Police. Mr. Boyer seconded the motion. Council approved unanimously.

Mayor Zboray commented that other Fire Police organizations in the local area are having trouble recruiting and the Borough is getting a lot of Fire Police. He noted that it is a tribute to Jon Apple. Mr. Apple responded that it is the whole team and that there are seven to eight members responding to every call. He added that the new truck should be in service by the end of the month.

Street Supervisor's Report

Mr. Brian Probst provided a written report to the council. It includes a list of accomplishments by the department, a to-do list, and equipment issues. Discussion ensued.

Committee Reports

Community Development

- Dr. Cianflone informed council that the Fun Fair is scheduled for June 2nd at Liberty Splashland. The committee is working with Terri Campbell from Lynda Culver's office. Vendors will have information during the day and a movie will be shown at the Kiwanis Building that evening. This is the opening day for the pool.
- Quotes have been obtained to remove trees behind the pool. A quote of \$750 to remove two trees was received from Susquehanna Tree Care. The other quote was from Mike Egan for \$1,800 to remove three trees.
- The installation of the playground equipment at the Pineknotted Park ballfield will be completed.
- The electrical inspector was at the pool today. Mr. Probst will address the concerns about the grounding and make changes to meet the requirements.
- The pool has been cleaned. Tomorrow the expansion joints will be removed and resealed.

- The pool will be painted. Before it can be painted, it must be power washed and washed down with muriatic acid. Mr. Probst added that it will require 48 hours to fill the pool. Council discussed holding a paint party.
- Mr. Lagerman and Mr. Hayhurst approached the committee about a riverboat. They are interested in using the Sea Scout Dock because it is the only dock that will accommodate an 80 by 20 foot boat. They are also interested in a place to store the boat during the winter months.

Finance

Mr. Sees stated that he met with the Borough Secretary last week to review the budget. He noted that there is nothing out of the ordinary as far as where we are at with current budget. He also stated that there is pending an Act 111 arbitration and another arbitration that could impact the Borough depending on the outcome so there is a need to keep tabs on the budget.

Mr. Sees stated that he will be attending the Northumberland County Tax Collection Committee meeting tomorrow night.

Personnel

Mrs. Rees informed the council that the committee conducted interviews for the part-time street position and would like to recommend Nathan Stover for the position. Mr. Boyer made a motion to hire Mr. Stover to start as soon as possible at a rate of \$13.50 per hour for thirty hours per week. Mrs. Rees seconded the motion. Mr. Wynn questioned if he has a CDL. Mr. Probst said that he will obtain one. Council approved the hiring by a vote of 6-0-1 with Mr. Sees abstaining.

Mrs. Rees stated that the committee is in the process of interviewing for the code enforcement officer position. Three applications have been received thus far.

Public Safety – no report

Rules – no report

Streets

Mr. Boyer stated that he and Mr. Ruane attended the Susquehanna COG meeting last month. The paving bids were opened, ranging from a high of \$240,817.50 to a low of \$148,808.95. The estimate was \$183,008. He noted that Meckley's Limestone was the low bidder for the project that includes milling, wearing surface and repairs, 300 feet of curbing and ADA ramps.

Mr. Boyer made a motion to award the paving bid to Meckley's Limestone at a price of \$148,808.95. Mr. Wynn seconded the motion. Council approved unanimously.

Mr. Boyer thanked Mr. Probst for repairing the Fire Police sign that was hit over the weekend.

Mr. Wynn noted that grants are available for street work. The information was published in the Borough magazine.

Mr. Ruane noted that the paving project cannot start until the manholes are replaced on Wheatley Avenue and UGI is finished with their excavation work.

Old Business

1. Mr. Ruane tabled Resolution C-2016, the Police Retirement Contribution, until after the contract is settled.

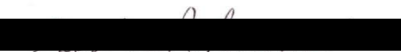
New Business

1. Upon motion by Mr. Wynn, seconded by Dr. Cianflone, council unanimously approved the payment of the bills. Bills to be paid from the General Fund total \$19,459.71; Liberty Splashland bills total \$104.72; bills to be paid from the Donations account total \$171.76; Park & Recreation Fund bills total \$16,102.16; and Sewer Department bills total \$53,183.94.
2. Mr. Ruane presented a letter to the PUC regarding whether the PUC should grant utility status through the issuance of Certificates of Public Convenience (CPC's) to distributed antenna systems (DAS). Mr. Ruane explained that this would permit companies that erect cell towers to place them in right-of-ways. The letter concludes that the Borough recommends that the PUC ends practice of granting CPC's to DAS providers. Mr. Tira noted that this letter does not commit the Borough to anything. Mr. Ruane made a motion to submit the letter to the PUC regarding the DAS. Mrs. Rees seconded the motion. Council approved unanimously.

Executive Session

Mr. Ruane announced that the council would go into an Executive Session to discuss a personnel issue and may or may not return. The council meeting was adjourned at 7:34 p.m. for the Executive Session. The meeting was not reconvened.

Respectfully submitted,



Janice R. Bowman
Borough Secretary

Borough of Northumberland

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Northumberland Borough Council Meeting
May 17, 2016

Council President Paul Ruane called the meeting to order at 6:30 p.m. The Pledge of Allegiance was recited and Mayor Len Zboray offered an Invocation.

Roll Call

Council members present were Paul Boyer, Ellie Rees, Paul Ruane, Ty Sees, James Troup, and Harry Wynn. Others present were Ryan Tira, Borough Solicitor; Brian Probst, Street Department Supervisor; Jeremy Deitrick, Sewer Department Superintendent; and Janice Bowman, Borough Secretary. Council member Ralph Cianflone was absent.

Public Comment

Mr. Scott Webb and Mrs. Lisa Webb of Keystone Pumps wanted council to be aware that Fulkroad is not paying their current contractors. An email was sent to the Borough Office. She stated that their lawyer has started proceedings. She hoped that council would take the fact that they are not paying their current contractors into consideration before paying Fulkroad more money. Mr. Sees asked how far behind Fulkroad is in paying their bills. Ms. Webb stated that Fulkroad was invoiced in September and October. They made a payment to them in December and decided to pay \$15,000 but the bills totaled between \$25,000 and \$28,000. Fulkroad claimed that Kevin Tosh, the person who rented the equipment, was not an employee.

Mr. Sees asked if they are aware whether other contractors are being paid. Mrs. Webb responded that she is aware of some contractors who have not been paid. Mr. Ruane and Mr. Boyer stated that today was the first that they were aware of the problem. It was noted that the topic would be discussed in Executive Session.

Jill Bodmer stated that she was present to see if anything would be discussed about the PennDOT project.

Northumberland Sewer Department

Mr. Mark Strahota, Hazen & Sawyer, stated that he has topics to discuss with council in Executive Session.

Mr. Strahota informed council that he has received a hard quote of \$3,225.26 to repair the leaks in the walls at the Queen Street Pump Station. He requested that the council approve a change order in this amount for the repairs. Mr. Sees so moved. Mr. Troup seconded the motion. Council approved unanimously.

Liberty Hollow Culvert Replacement Change Order

Mr. Strahota explained that Mid-State Paving, LLC has provided a change order for the work to connect storm drain pipes that were discovered when the new pipe was installed. Mr. Boyer moved to accept the change order from Mid-State at a cost of \$2,441.76. Mr. Wynn seconded the motion. Council approved unanimously.

Mr. Strahota requested that council approve Payment Application #2 from Mid-State Paving, LLC, in the amount of \$11,757.56. This is the final payment. Mr. Wynn so moved. Mr. Boyer seconded the motion. Council approved unanimously.

Wheatley Avenue Manholes

Mr. Strahota informed council that Hazen & Sawyer sent the contract documents to Mid-State Paving for the Wheatley Avenue manhole project.

Mayor's Report

- Mayor Zboray informed council that he sent an email out to the council last evening as soon as he was aware of the incident in the Borough. He said that Chief Kriner was pleased with the professional performance of the officers. Mayor Zboray thanked them, as well and the police officers from Point Township, Sunbury and the task force from the Columbia-Montour SWAT team for keeping the Borough residents safe and for diffusing a possibly dangerous situation. Mayor Zboray told council that if they have any questions or concerns regarding the incident, to speak to Chief Kriner. Mr. Boyer added his thanks to the Northumberland and Sunbury Fire Police. Mayor Zboray concurred.
- Mayor Zboray stated that it was his honor to administer the oath of office to Donnie Ayars.
- Mayor Zboray stated that Reid Furman would be the guest speaker at the Memorial Day Ceremony at the Riverview Cemetery. The parade will leave King Street Park at 9:00 p.m.

Council member Ralph Cianflone arrived at 6:45 p.m.

Committee Reports

Community Development

- Brian Probst provided an update to the council of the work that has been done at Liberty Splashland. The work is on schedule for the pool to open on June 2nd.
- Dr. Cianflone stated that Family Fun Day is planned for June 2nd at Liberty Splashland. Representative Culver will be present. Admission is free that day. The radio station will be broadcasting from the pool during the afternoon. A movie will be shown that evening.
- Mr. Probst informed council that there is a spring above the swimming pool that has standing water. Mr. Probst estimated that the cost of a catch basin and piping to carry the water away is approximately \$600. He would like approval to do this work at Liberty Splashland. Dr. Cianflone so moved. Mrs. Rees seconded the motion. Council approved unanimously.
- Mr. Probst showed council pictures of the curbing on Prince Street from Strawbridge Road to Third Street. Mr. Ruane stated that he would check on the budget to see if there is funding this year. He requested that the area be measured.
- Mr. Probst talked to Shikellamy School District representatives about signage that will be required before the school opens. They will meet with him at a later date.

- Mr. Wynn questioned whether Shikellamy had agreed to pave half of Prince Street once the school was built. He also noted that the curbing that was installed was not professional work and is not level.
- Mr. Wynn asked about the grant for street work. Mr. Ruane stated that the office had looked into the information and a 50% match is required.

Finance

- Mr. Boyer made a motion to transfer \$6,000 from the General Fund to the Liberty Splashland account. This amount was budgeted for 2016. Mr. Wynn seconded the motion. Council approved unanimously.
- Mr. Sees stated that the committee would meet next Tuesday at 6:30 p.m.

Personnel

Mrs. Rees stated that the committee has held several interviews for the code enforcement officer position. They will be making a decision within the next few weeks.

Public Safety – no report

Rules – no report

Streets

- Mr. Boyer stated that the Sewer Department exchanged an old truck to the Street Department for a lawn mower.
- Josh Kurtz will help the street department with installing a waterfall in the King Street Park.
- The street crew will install the playground equipment at Pineknotted Park.
- Barbara Kistner has offered to paint the Santa House. Mr. Probst added that Buzz Meachum has volunteered to help with the Santa House. Mr. Sees asked if the Santa House is road worthy. Mr. Probst stated that it is too tall for the size of the trailer. Several options were discussed.

Old Business

1. Mr. Ruane tabled Resolution C-2016, the Police Retirement contribution, until the police contract is settled.
2. PennDOT has requested that council approve the wording in form Section 4(f). Mr. Tira was reviewing the form.

New Business

1. Mr. Wynn moved to pay the bills. Dr. Cianflone seconded the motion. Discussion ensued. Council approved unanimously. Bills to be paid from the General Fund total \$24,805.14; 2nd Street Community Center bills total \$910.80; Liberty Splashland bills total \$4,468.01; and Sewer Department bills total \$32,363.86.
2. The council was provided with two options regarding the renewal of flood insurance for Fire Police Building. The cost for coverage of \$30,300 on the building would be \$634

while the cost for coverage of \$27,500 would be \$602. Both options have a deductible of \$1,000. Mr. Sees moved to approve the renewal of the flood insurance at the cost of \$634 for coverage of \$30,300. Mr. Boyer seconded the motion. Council approved unanimously.

3. The Borough Office learned that the Borough is not getting the DEP grant to finish the riverbank stabilization project along the North Branch of the Susquehanna River. Another possible funding source is through the Commonwealth Finance Authority (CFA). The grant application is due by June 30th and requires a 15% match. The amount being sought is \$175,000. The Borough was awarded a grant through DCNR to establish a trail on top of the riverbank stabilization which cannot be done unless the riverbank stabilization is completed. Mr. Ruane questioned where the match would come from. Some of the match could be in-kind service if the Borough does some of the work. Local foundations would be approached for funding for the match. It was noted that if the Borough would be awarded the grant, but would not have the match, the grant could be declined. Mr. Troup moved to approve Resolution E-2016 which is the grant application approval required by the CFA. Mr. Boyer seconded the motion. Council approved unanimously.
4. PennDOT Emergency Responder Preemption letter
The Fire Department requested permission to request that when PennDOT install the new traffic signals during the reconstruction project, PennDOT install an emergency responder pre-emption. PennDOT requires a letter authorizing the installation at no cost to the Borough. Mrs. Rees so moved. Mr. Wynn seconded the motion. Council approved unanimously.
5. Mr. Tira informed the council that PennDOT is changing their stance with the wording in form Section 4(f). He recommended that council table the discussion until he speaks with the contact at PennDOT to learn the reason for the change.

Executive Session

Mr. Ruane adjourned the council meeting at 7:19 p.m. for an Executive Session to discuss possible litigation and personnel issues.

The council meeting was reconvened at 8:51.

Mr. Sees made a motion to authorize the submittal of Fulkroad's request for an extension to DEP. Mr. Troup seconded the motion. Council approved unanimously.

Mr. Ruane explained that Fulkroad has requested a reduction in the retainage amount in their contract. Dr. Cianflone made a motion to approve option 2. This option is to reduce the retainage amount to 5% of the overall contract amount of \$482,890.00 and hold it there for the remainder of the project. Mr. Boyer seconded the motion. Council approved the motion by a vote of 4-3 with Mr. Boyer, Dr. Cianflone, Mrs. Rees and Mr. Ruane voting yes and Mr. Sees, Mr. Troup, and Mr. Wynn voting no.

Mr. Ruane requested a motion to accept Travis Fisher's resignation as of May 3, 2016. Mrs. Rees so moved. No second was offered. Mr. Tira stated that if the council does not recognize the

resignation, what is the plan to move forward? Mr. Wynn stated that the plan to move forward is to upgrade the assistant manager to manager and to interview in-house for an assistant. Mr. Tira recommended that the record acknowledge that Mr. Fisher did resign but there is no motion to memorialize it.

Mr. Boyer made a motion to hire Tylor Dzwonchyk as the pool manager at a rate of \$10 per hour and to look in-house first for an assistant pool manager and if necessary, put an ad in the newspaper if we couldn't find anyone in-house that was suitable. Mr. Wynn seconded the motion. Council approved the motion by a vote of 5-2. Mr. Sees and Mr. Troup voted no. Mr. Sees added that his vote is nothing personal against Tylor.

Mr. Wynn moved to adjourn. The meeting was adjourned at 8:56 p.m.

Respectfully submitted,

A black rectangular redaction box covers the signature of Janice R. Bowman.

Janice R. Bowman
Borough Secretary