

MINUTES OF THE REGULAR MONTHLY MEETING OF THE INDIANA  
BOROUGH COUNCIL HELD TUESDAY, JANUARY 5, 2010, AT 7:00 PM, IN THE  
COUNCIL CHAMBERS OF THE MUNICIPAL BUILDING.

PRESENT: President Gallo, Presiding; D. Peffer, Recording; Council members Bricklemeyer, Geesey, Hartman, Jobe, Jones, Kravetsky, Petrosky, Shively, Simmons, Thompson and Thorell; Borough Manager Gabler; Police Chief Sutton; Mayor Hood; Wayne Kablack, Esquire; Public Works Director Fairman; Zoning Officer Kirk; Chuck Kelly, Indiana Fire Association; Randy Wells, Indiana Gazette; Celeste Gossman, Renda Broadcasting; Sergeant Frank Kovalcik; former Council members Tom Fruehstorfer and Claire Hogan; Jim Wakefield; and two visitors.

President Gallo called the meeting to order, at 7:00 PM.

After a moment of silent reflection, Councilman Geesey led the Pledge of Allegiance.

Pres. Gallo asked for a Roll Call. All twelve Council members were present.

Community service awards were presented to former Council members Tom Fruehstorfer and Claire Hogan for their many years of service to Indiana Borough.

There was a motion by Jones, second by Geesey, to approve the minutes of the Regular Meeting of December 8, 2009, as written. Motion Carried.

There was a motion by Kravetsky, second by Thompson, to approve the Financial Reports for December 2009 as presented. Borough Manager Gabler stated the ending balance of the General Fund was better than anticipated. Motion Carried.

The following action occurred during Public Participation:

- ◇ Jim Wakefield, 209 Papermill Avenue, has missed the last several meetings, but he looks forward to working with Council in 2010.

The following action occurred during the Committee Reports:

**ADMINISTRATION/PUBLIC WORKS:**

- ◇ There was a motion by Hartman, second by Jones, to accept the bid of D & M Contracting, Inc. in the amount of \$1,595,142 for the Wayne Avenue Sewer Interceptor Replacement Project. There had been a \$45 error, but they are still the low bid. Motion Carried.
- ◇ We have finally gotten the correct parts for the roll-off container, so that bill will now be paid.
- ◇ There was a motion by Hartman, second by Jones, to adopt a resolution providing for the disposal of old records from the Tax Collector's office. Motion Carried. A suggestion was made to check into using the Blind Association for the shredding process.

- ◇ There was a motion by Hartman, second by Bricklemyer, to approve the agreement for Stiffler, McGraw & Associates as engineers for Indiana Borough. Motion Carried.
- ◇ There was a motion by Hartman, second by Jones, to untable the motion to appoint Stiffler, McGraw & Associates as the borough's engineers. Motion Carried.
- ◇ There was a motion by Hartman, second by Jones, to appoint Stiffler, McGraw & Associates as the borough engineers. Motion Carried.
- ◇ There was a motion by Hartman, second by Kravetsky, to appoint Laura Thomas, 140 South 5<sup>th</sup> Street, to the Indiana Free Library Board for a three-year term to expire December 31, 2012. Motion Carried.
- ◇ There was a motion by Hartman, second by Jones, to appoint Shawn Houck, 230 North 6<sup>th</sup> Street, to the Police Civil Service Commission for a six-year term to expire December 31, 2015. Motion Carried.
- ◇ There was a motion by Hartman, second by Simmons, to appoint Jeff Raykes, 116 Clymer Avenue, to the Planning Commission for a four-year term to expire December 31, 2013. Motion Carried.
- ◇ There was a motion by Hartman, second by Bricklemyer, to appoint Edward Cunnings, 732 Oak Street, to the Code Enforcement Board of Appeals for a three-year term to expire December 31, 2012. Motion Carried.
- ◇ There was a motion by Hartman, second by Thompson, to appoint Donald Huey, 309 North 6<sup>th</sup> Street, to the Recreation Commission for a five-year term to expire December 31, 2014. A motion was then made by Bricklemyer, second by Hartman, to table this appointment. Motion Carried.
- ◇ There was a motion by Hartman, second by Geesey, to appoint Kenneth Vinton, 1181 Water Street, to the Zoning Hearing Board for a five-year term to expire December 31, 2014. Motion Carried.
- ◇ There was a motion by Hartman, second by Jones, to appoint Maria Kaminski, 303 South 6<sup>th</sup> Street, to the Zoning Hearing Board with a term to expire December 31, 2013. Motion Carried.
- ◇ There was a motion by Hartman, second by Jones, to appoint Rebecca A. Farren, 135 South 5<sup>th</sup> Street, as a Zoning Hearing Board Alternate with a term to expire January 31, 2010. She will be fulfilling the last year of a three-year term. Motion Carried.
- ◇ There was a motion by Hartman, second by Kravetsky, to appoint Dr. Jerry Pickering, 331 Walnut Street, to the Shade Tree Commission with a term to expire December 31, 2014. Motion Carried.
- ◇ There was a motion by Hartman, second by Geesey, to appoint Richard Gigliotti, 1202 Water Street, to the Vacancy Board with a term to expire December 31, 2010. Motion Carried.
- ◇ Chairman Hartman asked members of the media to help inform the public that we are always looking for volunteers to serve on the various Boards and Commissions.
- ◇ Pres. Gallo will be announcing the various Council Committee assignments.

**COMMUNITY DEVELOPMENT/PUBLIC SAFETY** - No Report

**SHADE TREE COMMISSION** – No Report

**RECREATION COMMISSION** – They will be meeting tomorrow night.

The following action occurred during Borough Manager Gabler's report:

- ◇ A Public Relations Plan that Jeff Raykes, of the Indiana County Planning Office, has been working on will be placed on the agenda for the January Work Session.
- ◇ Council will be updated on the South 7<sup>th</sup> Street right-of-way issue at that time also.
- ◇ Council members were asked to complete their Ethics Form and return it to the Borough Office as soon as possible.
- ◇ The Christmas tree collection service will be starting next week. The trees will be picked up on the day following normal garbage collection in each ward, and will be chipped for recycling.

The following action occurred during Chief Sutton's report:

- ◇ Everyone received a copy of the Police Department Report for December 2009.
- ◇ Council also received a copy of the Parking Department statistics for December 2009, as well as December 2008 for comparison.
- ◇ Sutton plans to distribute the Police Department's Annual Report at the February Work Session or March Regular Meeting.
- ◇ Councilman Geesey asked if the assault category of the monthly report could be broken down into offenses by individuals between the ages of 18 and 24 and if they are IUP student related. Chief Sutton will look into this and stated that perhaps this is something an Intern could work on.

Fire Chief Kelly stated there were 491 calls for service in 2009, for a total loss of \$22,500. Kelly will present a complete report in February.

The following action occurred during President Gallo's report:

- ◇ A letter will be sent to Dr. Terry Carter, inviting him to attend Council meetings as IUP's representative.
- ◇ We may also have a student representative in the future.
- ◇ Gallo then thanked everyone for being appointed as President of Indiana Borough Council.
- ◇ Gallo announced there would be an Executive Session following adjournment, for personnel matters.
- ◇ Pres. Gallo welcomed Councilmen Geesey and Jobe, as the two new members.
- ◇ Gallo also congratulated the other individuals that were recently re-elected to Council.

The following action occurred during Mayor Hood's report:

- ◇ Hood thanked everyone for attending the meeting.
- ◇ Mayor Hood was sworn into office by Judge Gregory Olson. Over the years, Hood's had the pleasure of having four different Judges swear him in for his various terms.
- ◇ Hood congratulated Tom Fruehstorfer and Claire Hogan for their many years of service.
- ◇ He also welcomed Councilmen Geesey and Jobe.
- ◇ Hood reminded everyone to get their signed Oaths of Office before leaving.
- ◇ The Martin Luther King March will take place on Saturday, January 16<sup>th</sup>, beginning at 10:00 AM, at the Christian Church located at 5<sup>th</sup> and Water Streets.
- ◇ The military breakfast will be held on Thursday, January 28<sup>th</sup>.
- ◇ Hood asked that everyone keep the military personnel in their thoughts and prayers.

The following action occurred during Unfinished Business:

- ◇ There was a motion by Geesey, second by Simmons, to approve a resolution for the 2010 Tax Anticipation Note with Indiana First. Motion Carried.
- ◇ Councilman Simmons asked for an update on the South 7<sup>th</sup> Street right-of-way issue that surfaced as a result of a proposed project by developer Dave Moore. Zoning Officer Kirk informed Council that he had recently met with Penn Dot, and was accompanied by Solicitor Kablack and Surveyor Tim Botsford. Kirk stated the meeting was very frustrating because Penn Dot feels they have a 75 foot right-of-way, but they don't have any records to support their position. They have no documentation from Washington Street to Wayne Avenue. On the other hand, we have Ordinance No. 47, dated 1898, which sets the right-of-way at 65 feet. Kirk explained that for some reason, the right-of-way along the South 7<sup>th</sup> Street corridor varies from 70 feet to about 45 feet. The discrepancies have apparently existed for many decades, but the situation only became a serious problem last year when developer Dave Moore presented plans to build a student housing complex along the east side of South 7<sup>th</sup> Street at Washington Street. Kirk stated the meeting with Penn Dot only raised more questions about which right-of-way width was correct and what Penn Dot's future plans for South 7<sup>th</sup> Street are. When asked for his recommendation, Zoning Officer Kirk suggested Council proceed with the reduction of that right-of-way to 55 feet and then let Penn Dot challenge us. A motion was then made by Simmons, second by Jones to move forward on this. Kirk explained that an ordinance would need to be drafted and advertised. When asked if there were other options for Moore to explore and still be able to do the project, such as eliminating the parking requirement, Kirk stated that is something that would need to be discussed with the developer. Simmons and Jones then clarified their motion and second to state that Council move forward to reduce the right-of-way along South 7<sup>th</sup> Street from 65 feet to 55 feet, from School Street to the intersection with Wayne

The following action occurred during New Business:

- ◇ Pres. Gallo announced the following assignments to Council's Standing Committees:

**ADMINISTRATION:** Nancy Jones, Chair; Jeff Geesey; Thom Shively

**COMMUNITY DEVELOPMENT:** Bill Simmons, Chair; Ross Bricklemyer; Rich Gallo

**PUBLIC SAFETY:** Kevin Kravetsky, Chair; Robert Jobe; Tom Thompson

**PUBLIC WOKRS:** John Hartman, Chair; John Petrosky; Richard Thorell

**BOROUGH GRIEVANCE COMMITTEE:** Committee composed of Chairs of the above four committees; alternate committee member is President of Borough Council.

**PRESIDENT'S CABINET:** Rich Gallo; Ross Bricklemyer; John Hartman; Nancy Jones; Kevin Kravetsky; William Simmons

The meeting was adjourned at 8:45 PM, upon a motion by Geesey and a second by Bricklemyer.