

Callery Borough Meeting Minutes
Regular Monthly Meeting

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October 3, 2022

Members Present: Don Adams (Meetings 2022-9) Lorre Adams (Meetings 2022-9) Mike Brandl (Meetings 2022-9) Robert Dugan (Meetings 2022-9) John Reed (Meetings 2022-9) Crystal Huffman (Meetings 2022-7) Mayor Al Wirtz (Meetings 2022-9) Rose Marie Wirtz (Meetings 2022-9)

Members Not Present: All Present

Visitors: Mary McIntyre and Cheryl Hughes (regarding Booth Subdivision Plan)

Meeting was called to order @ 7:00 PM by Rose Marie Wirtz.

Everyone in attendance recited the Pledge of Allegiance.

Roll call was taken.

OPEN VISITOR COMMENTS: Cheryl Hughes, owner of Land Surveyors in Butler, is representing Scott Booth regarding his property located at 216 Main Street Extension, who wants to cut the house off onto its own lot and then combine the other properties with the vacated alley so that it is a separate lot in the event that he may be able to eventually build on that lot. Lot Line Revision Plan was reviewed by the engineer and plan was in compliance. Sandra Cox commented that everything looked fine except that, at some point, they should have a second driveway in the event there is a future sale of the lot being divided. Also, when recorded, two (2) separate tax numbers will need to be assigned after the two separate deeds are recorded which are required. Cheryl will obtain a mylar of the plan for signing and recording.

Motion was made to accept the lot line revision plan and the changes made that were approved. Mike Brandl made a motion to accept the plan as presented. Second: Rose Wirtz. A vote was taken and the motion was passed unanimously.

Previous month's MEETING MINUTES were reviewed and changes, if any were noted. Robert Dugan made a motion to accept the meeting minutes as presented. Second: Mike Brandl. A vote was taken and the motion passed unanimously.

OPEN ISSUES:

ACCOUNTS PAYABLE

Robert Dugan made a motion to approve bills that were paid after the regular scheduled meeting and pay those coming due prior to the next regular scheduled meeting. Second: John Reed. A vote was taken the approval to do so was passed unanimously.

ACCOUNTS RECEIVABLE

Previous months revenues were presented. Robert Dugan made a motion to accept the revenues as presented. Second: Lorre Adams. A vote was taken and the approval to accept the revenues was unanimous.

ACCOUNT BALANCES

Approval of all account balances. Robert Dugan made a motion to accept the account balances as presented. Second: John Reed. A vote was taken and the approval to accept the revenues was unanimous.

Borough Foreman's Report:

Borough Foreman was not in attendance at meeting to report to give a report.

In the absence of the Borough Foreman, Al Wirtz commented that regular maintenance (grass cutting, etc.), was being done in the Borough. He also stated that he needed to get with Mike Brandl to learn how to operate the backhoe.

Bob Dugan made a motion to accept the Mayor's Report. Second: Lorre Adams. A vote was taken and the motion passed unanimously.

Zoning/Code Enforcement Report:

Sandra Cox, Zoning Officer, reported that she has been sending out letters to various residents. Also, Sandra wanted to compliment everyone in the Fire Department for the September 17 event and stated that it was really nice.

Mike Brandl made a motion to accept the Zoning/Code Enforcement Report. Second: Robert Dugan. A vote was taken and the motion passed unanimously.

Police Report

Matt Irvin advised that there was a form on the website now relative to any comments/complaints that residents of the Borough would like to make and submit them to either Matt or Arlene.

Rose asked if anyone had any questions to address to Matt relating to the Borough Police Department Report provided to the Council by Matt?

No further questions were presented to Matt.

Robert Dugan made a motion to accept the Police Report. Second: Rose Wirtz. A vote was taken and the motion passed unanimously.

OLD BUSINESS:**Truck Maintenance**

Mike Luchina called last week advising that the tank is still on back order. He could not give a definite date as to when it will come in. If the Borough wanted to bring the truck over they would repair it the best they can. Rose and Al took the truck over week ago last Thursday and picked it last Friday.

Veterans Memorial

Crystal Huffman reported on status of Veterans Memorial. Crystal reported the benches for the monument are scheduled to be delivered on Wednesday, October 5. She also said there will be a slight change in the lighting configuration based on the recommendations of Josh Funyak. The lighting will increase from two to four lights.

Backhoe Repair

Rose spoke with Church Nock on October 3. He received the yoke and will be installing it this week. This will take care of the largest leak issue. The cooler is still on back order. Once received, he will call to schedule a time for this work.

Computer Update for Secretary

Arlene advised that computer was installed without any problem and it is working well. .

Roof Repairs

Lonn Starr came in on September 24, 2022, to repair the roof.

HRG – CORE SAMPLES

Borough had a quote done HRG regarding a study on the weight limits on Center Street doing the core samples, etc. Asked if Tom, Solicitor, had any comments. He had none. Rose passed around the quote. To do the project completely, it would cost \$4,900.00. Rose felt it was very reasonable. Price includes labor, expense and consultant. Rose reviewed the quote with Council. Completion of the project would be within three (3) months from the date of receipt of Borough's signing of the quote.

As per Tom, after the study is done and we have all of the results, in order to do the weight limit sign on the road, the Borough would have to prepare an Ordinance but before the Ordinance, all of the businesses using that road would need to be notified and a meeting needs to be arranged with everyone personally who is affected to explain what was done, etc. Last time the Borough sent a letter first inviting everyone to sit down for a meeting to discuss Borough's plans, etc. and then Borough passed the Ordinance. Then, once the Ordinance is passed, the road would have to be posted and the Borough would then have to send a two week notice to affected parties before enforcing the Ordinance.

Lorre Adams had a question that if we only allowed a low weight limit, what about trucks travelling on road that are over the weight limit. Tom advised that with regard to companies with overweight trucks travelling on the road, the Borough can attempt to go back on the companies with the overweight trucks to assess against them as to what damages would be caused by their trucks that the Borough would need to be reimbursed for. If they do not comply, then ultimately, it can be decided by the Court.

Mike Brandl presented motion to accept the HRG contract to proceed. Second: Robert Dugan. A vote was taken and the motion passed unanimously.

Letter Sent to Jeff Lollo

Rose advised Borough she did send the letter to Jeff Lollo, which Rose read to the Borough. Jeff responded to the letter which Rose read to the Borough. He resigned from the Borough due to his personal time restraints.

Mike Gates had offered to help out the Borough during the Winter months. Mike Brandl also offered to help the Borough if he was needed.

Rose suggested that if the Borough could manage to get through the Winter months and if there would be residents in the Borough who would want to help out, would Al Wirtz be interested in overseeing the management of the people that may be applying to work. Al agreed to do the job for the Borough.

Mike Brandl stated that eventually the Borough would need to get some permanent younger people who would be interested in working for the Borough. Mike further added that he could follow-up with people he knows, etc. to help the Borough through.

Mike Brandl made a motion to have Al Wirtz manage the maintenance work, etc. being done for the Borough on a temporary basis until the Borough can employ some permanent people. Second: Robert Dugan. A vote was taken and the motion passed unanimously.

Damage Assessment Seminar Report

Lorre Adams reported that she did go to the Damage Assessment Seminar held at the 911 Training Center on September 27, 2022.

Lorre said PEMA and FEMA are doing a complete change in the training for EMC training protocol. She said the training will be much more involved and the amount of hours that would have to be committed was more than she had anticipated. Lorre asked if there was any monetary compensation she could get from the Borough for the additional training time. Mike Brandl said the Borough could check into what other municipalities do or if they pay for training time. Lorre said there is a meeting on October 25 at the 911 Training Center concerning the new requirements and she will update Council in November.

Also, online training is not up and running yet, therefore, she cannot begin new training yet. She has gone to all of the monthly meetings that have been available.

NEW BUSINESS

Elgins Lane Complaint

Rose advised Borough has an issue on Elgins Lane. Linda Wearing received a text and copies of some of the postings on the Callery Inquirer regarding people slipping and falling on Elgins Lane. Rose stated that anything that is put on social media is meaningless when it affects this Council because it is a "he said-she said." Arlene received a call from a resident on Elgins Lane saying her daughter fell on the gravel while getting on the bus approximately two weeks ago. Arlene asked the resident why she waited until two weeks to call the Borough about her daughter falling. Al went up and broomed approximately 10 to 15 feet. Rose further advised there was also a second complaint about someone else falling on the gravel who was walking on the gravel. Al went back up and swept again. Rose, in the interest of public safety, called Penn Sweeping to come out and sweep the road and also in the upper cul-de-sac.

Rose advised that if there are complaints then the person(s) needs to come into the office to fill out a complaint form, come to the meeting to make a complaint or call the office to make a "verbal" complaint so the complaint can be properly documented. The Complaint forms are now on our web page and can be e-mailed to the office.

Rose also advised that Linda Wearing has requested that texts/e-mails not be directed to her since she is no longer employed by Callery Borough.

NPDES General Permit – MS4 Waiver PADEP

Rose received an e-mail from Bryan Baker at Baker Engineering advising that Borough's five (5) year waiver was going to expire. A total study was done five years ago to determine the needs in the community and the need for one or possibly two retention ponds and the waiver that was filed five years ago had to be applied for now to renew the exemption. Bryan Baker advised the Borough had to overnight Notice of Intent to Apply for Waiver request together with \$500.00 filing fee which was done.

Hopefully, they will accept our application. If not, then the retention ponds would have to be installed, etc. We will not know until the end of December or possibly into January if we would receive another extension. Rose asked Bryan the chances of the Borough getting another five years and he felt they were good.

Motion for Resolution for Approval for Transfer of Callery Borough Bank Accounts/CD to new First Commonwealth Bank from PNC Bank

Mike Brandl made a motion for approval of a Resolution for the transfer of Callery Borough Bank Accounts/CD(s) to First Commonwealth Bank from PNC Bank. Second: Robert Dugan. A vote was taken and the motion passed unanimously.

Motion to Approve Signers on Bank Accounts/CDs for Transfer to First Commonwealth Bank

Mike Brandl made a motion for approval of a Resolution for the following persons as Signers on the Bank Accounts/CD(s) that are being transferred to First Commonwealth Bank:

Rose Marie Wirtz
John Reed
Arlene M. Loop

Second: Robert Dugan. A vote was taken and the motion passed unanimously.

Buffalo/Pittsburgh Railroad – Notification of closure of Center Street for repairs on railroad track

Rose has posted notification of the closure in addition to visiting most of the surrounding businesses. Matt additionally put a notice on Borough website of the closure of Center Street from October 6 through October 11, 2022.

Butler County Real Estate Tax Penalty Waiver Resolution

Tom explained what the tax penalty waiver resolution was about. Borough cannot pass now until the rule becomes effective, therefore, the Borough will adopt the Resolution in November at Council Meeting.

Rose requested to add additional items under New Business. Mike Brandl made a motion to add an additional item to the Agenda. Second: Robert Dugan. A vote was taken and motion passed unanimously.

Russell Standard status

Rose did receive a letter from Russell Standard confirming they would continue to monitor the roads throughout the Winter and that next Spring they will be coming back and do the work they had agreed to do.

Legality of Executive Session

Rose read the rules to Council regarding those matters permitted for Executive Session.

Motion was made by Robert Dugan to go into Executive Session to discuss topics of litigation. Second: John Reed. A vote was taken and the motion passed unanimously

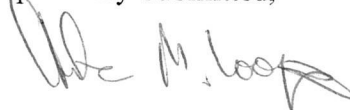
Council went into Executive Session at 8:15 P.M. for purpose of discussing topics of litigation.

*****Regular Council Meeting reconvened at 8:32 P.M.**

With no further business to discuss:

Mike Brandl made a motion to adjourn at 8:33 P.M. EST. Second: Robert Dugan. A vote was taken and the motion passed unanimously.

Respectively Submitted,


Arlene M. Loop, Secretary/Treasurer

