

February 9, 2011

Sharpsville Borough Council met in Regular Session on Wednesday, February 9, 2011 at 7:00 PM in Council Chambers, 1 South Walnut Street, Sharpsville, PA

Councilman, Chris Combine offered a brief prayer and the Pledge of Allegiance was said by all.

Roll Call: Roll call showed the following present: Jack Cardwell, Chris Combine, Tom Patton, Guy Moderelli, John Alfredo and Bob Piccirilli

Also present were: Solicitor Joseph Joseph and Borough Manager/Secretary Ken Robertson

Approval of Minutes: A motion was made by Councilman Alfredo and seconded by Councilman Moderelli to approve the minutes of the Workshop Meeting on January 10, 2011 Regular Session on January 12, 2011. Motion Passed.

Correspondence: The following letters were read by the Secretary from the following individuals:

Derek Songer's Resignation letter

Thank you letter from Mr. & Mrs. Tom Fiscus regarding their water.

Comments from the Audience:

Mr. Donald Clemenson: 204 Ridge Avenue. He wanted to ask Council if and when it would be possible to repave Ridge Avenue. Ken commented that since it is the middle of winter the Street Department is doing "patch work" and we will be reimbursed by the contractor but they will not be back in town to repair the roads until spring 2011.

Mr. Clemenson also commented that there is a trench between Ridge Avenue and the corner of 2nd Street. Ken responded by stating that he would have someone from the Street Department stop up and take a look at it to see what needs done to mend the road.

Mrs. Linda Williams: 214 Church Street. Linda stated that she feels the same as Mr. Clemenson and would like to see the roads repaired but does understand that the weather is not cooperating.

Mrs. Williams also questioned as to when the sidewalk would be completed that is going to be placed on Walnut in front of the wall that runs along the Sharpsville Gardens. Ken and Councilman Cardwell advised her that this project will be started in the spring of 2011 and that the State is funding this project, no Borough funds are being used to fund the construction.

Monthly Department Reports: A motion was made by Councilman Alfredo and seconded by Councilman Patton to accept the Monthly Department Reports from the Police Department, Code Office, Fire Department, Public Works Department and Health Officer. Motion Passed.

Articles of Agreement:

Allegheny Mineral Corp: A motion was made by Councilman Moderelli and seconded by Councilman Cardwell to enter into an agreement with Allegheny Mineral Corp. for limestone. Motion Passed.

Chemung Supply: A motion was made by Councilman Combine and seconded by Councilman Cardwell to enter into an agreement with Chemung Supply for polyethylene and sign posts. Motion Passed.

Reed Oil: A motion was made by Councilman Cardwell and seconded by Councilman Combine to enter into an agreement with Reed Oil for Gasoline & Diesel Fuel. Motion Passed.

Waltz Invoice: A motion was made by Councilman Combine and seconded by Councilman Patton to authorize payment for Invoice #5 in the amount of \$400.00 for the mortgage satisfaction. Motion Passed.

Waltz Invoice: A motion was made by Councilman Combine and seconded by Councilman Patton to authorize payment for Invoice #6 in the amount of \$65.00 for the CDBG-R-2009 Administration General Fund. Motion Passed.

Waltz Invoice: A motion was made by Councilman Combine and seconded by Councilman Cardwell to authorize payment for Invoice #7 in the amount of \$2,745.00 for the CDBG 2010 Admin. Motion Passed.

Waltz Invoice: A motion was made by Councilman Combine and seconded by Councilman Alfredo to authorize payment for Invoice #8 in the amount of \$1,210.00 for CDBG 2007 Streetscape. Motion Passed.

Winslow Invoice: A motion was made by Councilman Patton and seconded by Councilman Combine to authorize payment in the amount of \$119.08 for the EPA Stage Grant. Motion Passed.

Winslow Invoice: A motion was made by Councilman Cardwell and seconded by Councilman Combine to authorize payment in the amount of \$1,204.50 for engineering services. Motion Passed.

Winslow Invoice: A motion was made by Councilman Combine and seconded by Councilman Alfredo to authorize payment in the amount of \$5,000.00 for engineering, surveying and drafting services. Motion Passed.

GD&F Invoice #19-Water Distribution System: A motion was made by Councilman Combine and seconded by Councilman Moderelli to authorize payment in the amount of \$7,800.00. Motion Passed. (this is part of the PennVest loan)

GD&F Pay Request #12: A motion was made by Councilman Combine and seconded by Councilman Patton to authorize payment in the amount of \$62,964.36 regarding Clemson Pay Request. Motion Passed.

Per Capita Tax Exoneration Report: A motion was made by Councilman Alfredo and seconded by Councilman Combine to exonerate the total records of 234 accounts in the amount of \$1,170.00. Motion Passed.

Bennington Furniture's Re-Payment Agreement: After detailed discussion of the agreement that was received on February 9, 2011, stating that they would be paying \$100.00 thru May 2011 and then \$200.00 thru September 2011, Council decided to reject this offer. The following comments were made by Council Members:

Councilman Moderelli commented that they made money and they took the money, now we want the money.

Councilman Patton commented that they are setting up their own payment plan.

Councilman Combine commented that they are in default and they are giving us demands for payment.

Councilman Alfredo, Councilman Cardwell and Council President Piccirilli all agreed that this is not a favorable deal for the Borough and that other measures need to be taken.

Ken advised Council that we have filed a PCC (Private Criminal Complaint) against them and have had three (3) meetings at Judge Songer's office with them and currently they have a payment plan with the IRS and once that is settled then Judge Songer has ruled that they will need to start making payments to us.

Council was not satisfied with this and they would like to have Ken and Solicitor Joseph Joseph continue working on this so that a better settlement can be arranged for the Borough of Sharpsville.

Re-Appointment of Ken Robertson to the Upper Shenango Valley Water Pollution Control Authority: A motion was made by Councilman Moderelli and seconded by Councilman Combine to re-appointment Ken Robertson to the Upper Shenango Valley Water Pollution Control Authority. Motion Passed.

Re-Appointment of Larry Raymer to the Sharpsville Code of Appeals Committee: A motion was made by Councilman Moderelli and seconded by Councilman Combine to re-appoint Larry Raymer to the Sharpsville Code of Appeals Committee. Motion Passed.

Re-Appointment of Mourice Waltz & Ken Robertson to the Mercer County Housing Authority Commission: A motion was made by Councilman Moderelli and seconded by Councilman Combine to re-appoint Mourice Waltz & Larry Raymer to the Mercer County Housing Authority Commission. Motion Passed.

Councilman Comments:

John Alfredo: He thanked Dennis Songer for his service as a Police Officer for the Borough of Sharpsville and wished him well. He commended the Street Department on a fine job that they are doing during this very difficult winter that we have been experiencing and he also asks that the public remain patient with them because everyone is doing the best job they can possibly do.

Jack Cardwell: He informed everyone of a House Bill that is being proposed regarding the enactment of a severance tax on natural gas pumped from the vast areas of Marcellus Shale in Pennsylvania. Jack wanted to let everyone know about this because in the long run it is going to affect all of us.

A motion was made by Councilman Cardwell and seconded by Councilman Combine to endorse House Bill 33. Motion Passed. A letter will be sent out in support of this bill from the Borough Office.

Bob Piccirilli: He thanked Dennis Songer for a great job during his time with the Police Department and he also commended the Street Department for a great job that they are doing with all of the snow and ice we have been receiving this winter.

Guy Moderelli: He addressed Council and was referencing an item that had been placed on their desks earlier in the day regarding the position for a full-time police officer. He was looking for input from the Solicitor to see if we would be able to have the Civil Service Commission extend the period of time for accepting applications. Per the Solicitor, he stated that we could make a written request to them stating our position, however they ultimately have the final decision.

Approval of Payrolls: A motion was made by Councilman Alfredo and seconded by Councilman Moderelli to approve the payroll of January 13, 2011 from the following accounts, in the following amounts:

General	\$	28,787.82	
Water		3,206.78	
Sewer		14,279.09	
Health & Sani		0.00	
Total	\$	46,273.69	Motion Passed.

A motion was made by Councilman Alfredo and seconded by Councilman Moderelli to approve the payroll of January 27, 2011 from the following accounts, in the following amounts:

General	\$	20,892.67	
Water		2,472.17	
Sewer		14,153.32	
Health/Sani		<u>0.00</u>	
Total	\$	37,518.16	Motion Passed.

Approval of Bills: A motion was made by Councilman Alfredo and seconded by Councilman Moderelli to approve the bills from the following accounts, in the following amounts:

General	\$	22,197.13	
Water		49,750.56	
Sewer		16,599.14	
Fire		253.90	
Highway Aide		16,152.40	
2003 Sinking		0.00	
Street Lighting		0.00	
Health/Sanitation		<u>21,600.98</u>	
Total	\$	126,554.11	Motion Passed.

Adjournment: There being no further business to come before Council, a motion was made by Councilman Moderelli and seconded by Councilman Combine to adjourn. Motion Passed.

Meeting Adjourned: 7:31 PM


