

The regular monthly meeting of the Borough Council of the Borough of Sinking Spring was opened on Thursday, November 2, 2006 at 7:30 p.m., at the Sinking Spring Borough Hall, by President George Butkus. After the Pledge to the Flag, Regina Shade called the roll reflecting the following Council Members present:

George Butkus
James Zerr
Lawrence Schmidt
Bruce Light
Barbara Kutz
Stewart Wenrich
Dennis Leiby

Other officials present were: Mayor Clarence Noecker; Charles Fitzpatrick, Borough Solicitor; Regina Shade, Borough Secretary/Treasurer; who recorded the minutes of the proceedings.

Others present were: Robert Ludgate, Jr., Ludgate Engineering, David Schlott, Jr., ARRO Consulting, Chief William Ulrich, and Public Works Director, Michael Hart.

APPROVAL OF MEETING MINUTES:

Mr. Butkus asked for a motion to approve the meeting minutes from September 27, 2006, October 5, 2006, and October 17, 2006. Mr. Light made a motion to approve the minutes; seconded by Mrs. Kutz. AYES – 7, NAYS – 0; motion carried.

VISITORS:

The first couple to address Council was Kevin and Deborah Lutz. They are the owners of Dairy Queen on Penn Avenue. They did not realize they were in violation of our sewer ordinance. They had several issues regarding the B.O.D. and phosphorus levels. They had numerous questions on how to control these problems. They did not know that they would be fined as they didn't know that their levels were out of "whack." The fine was reduced from \$1,480.00 to \$815.00 but they still didn't think they should be made to pay this as they did not know their limits were so high. They questioned how they were to know this. Mr. Schlott explained that in 2001 the Borough adopted the sewer use ordinance. Mr. Schlott stated that up until about a year ago we were just monitoring businesses. Now we have started surcharging and fining businesses that are over the limits. Our plant was not built to handle industrial strength waste. Normal B.O.D. should be 300. Dairy Queen's is 1800. Mrs. Lutz kept asking how she would know her levels are high. Mr. Lutz felt we should have tested their waste and let them know they were in violation before we fined them. Mr. Schlott stated that is not the Borough's responsibility. A long discussion ensued as to how to correct the problem and whose responsibility it is. Mr. Roger Hillibush, of Miller Environmental, explained to the Lutz's why he thinks their readings are high. He continued to explain that when their permit was issued all this information about the testing, etc. was in the permit. The Lutz's stated they didn't receive that information. Mr. Hillibush stated that they did as they had to sign and notarize the permit. The signing and notarizing was to happen after they read and asked any questions that they might have regarding their responsibility. A discussion ensued.

VISITORS (cont'd):

Mrs. Lutz pulled the permit from her papers. Mr. Hillibush showed them exactly where it was signed and notarized. Mr. and Mrs. Lutz then left.

The next couple to address Council was Brian and Ann Young of 184 Sylvan Place. They have three (3) children. They received a letter requesting them to remove their basketball hoop from the curb. It appears this is an issue to the road crew. Mrs. Young stated they were hoping that they and Council could come to some type of arrangement that they can keep the hoop up during the spring and summer. Mrs. Young did not see what problem the road crew would have with their basketball hoop. Mr. Butkus stated the problem was with the street sweeper. Mrs. Young questioned what happened if she left her car parked in front of her house. Mr. Butkus stated they would go around it. A brief discussion ensued. Mr. Ludgate passed out an Ordinance that Spring Township has on their books currently. Mr. Ludgate stated the other issue has really nothing to do with cleaning of the streets but safety of the children. By allowing residents to play basketball or hockey on the street we could be setting ourselves up for a liability issue. If a child is struck we could be opening ourselves up to some real problems. Mr. Ludgate along with Mr. Schlott stated that many of the municipalities that they represent do have this type of ordinance on their books. Mrs. Young does not understand why some type of compromise can't be attained. Mr. Ludgate stated it is also for their safety. Mrs. Young stated that they are the parents and their children have been doing this for a long time. Mr. Wenrich questioned Mrs. Young if she is willing to get signed letters by everyone in her community relieving the Borough of any liability if the children should get hurt. She was willing to get her neighbors; but Mr. Wenrich stated no the entire community. Mr. Wenrich stated that there could be a child from across town that comes over to play with her kids and they get hit. He said he was not judging her as a parent; however she needed to look at it from Council's point of view. Mr. Young questioned if he gets hit on a street he can sue the municipality he is in. Mr. Ludgate stated depending on the circumstances he certainly could. Mr. Wenrich reminded them that we passed the skateboard ordinance for the same reason. He stated we do have playgrounds in the area. They can go there and play basketball. Mr. Wenrich made a motion to table this issue so that the recreation, streets, and safety committees can review this matter; seconded by Mr. Zerr. AYES – 7, NAYS – 0; motion carried. Mrs. Young asked if they should come back next month for the decision. Mr. Butkus stated he was not sure if they would be ready to give an answer at the next meeting; however we will let her know when they have come up with a solution.

APPROVAL OF BILLS:

Mr. Light moved to approve the bills; seconded by Mrs. Kutz. AYES – 7, NAYS – 0; Motion carried.

COMMUNICATIONS:

There were no communications that needed discussion.

MILLER ENVIRONMENTAL REPORT:

Mr. Roger Hillibush of Miller Environmental gave the monthly report for October, 2006.

MILLER ENVIRONMENTAL REPORT(cont'd):

The September, 2006 DMR was completed and submitted to the PA DEP during the month. There were no violations. The bio augmentation trial began March 1, 2006, a September, 2006 report was sent to the PA DEP along with the DMR. The third quarter local limits testing billing and data entry were completed during the month. Miller Environmental and ARRO Consulting conducted inspections at Williams Metalfinishing, Inc., F.M. Brown's Sons, Inc., Pagoda Industries, Inc. and Dairy Queen during the month. Three (3) year industrial permits were issued to Williams Metalfinishing, Inc. and Pagoda Industries during the month. The DMRQA/QC Study 26 was completed during the month; all analysis tests in house and at the contract lab were acceptable. Surveys to determine the need for a user's permit were sent out during the month to China King Chinese Restaurant, Mass Industrial Controls, and Phipps Label Company. The wastewater plant data was as follows: total monthly flow – 21,916,000 gallons, the average daily flow – 707,000 gallons, the maximum daily flow – 1,060,700 gallons, the minimum daily flow – 574,900 gallons, and there were no NPDES violations. They are waiting results from October 23, 24, 30, and 31, 2006; however no violations are anticipated. The following are each municipality's contribution to the total flow through the plant for the month. Note that a portion of the Sinking Spring flow included an unmetered portion of Spring Township. Sinking Spring – 73.4%, Lower Heidelberg – 17.3%, and South Heidelberg – 9.3%. Total rainfall for the month was 4.70 inches. The Miller Environmental staff completed the routine operation and maintenance duties responded to fifteen (15) PA One Calls during the month. There were no service calls. The staff read the collection system flow meters six (6) times during the month. They installed the I&I Spy Units during the month throughout the Borough. The units are due to be retrieved in mid November. They will be downloaded and the data will be evaluated to determine the I&I. The Vaughn Chopper Pump in the scum pit on number one secondary clarifier has incurred seal failure. They are currently requesting quotes for pick up to include disconnecting the pump from its power source, tear down and rebuild, delivery, installation and testing of the rebuilt pump. Dyna Tech, Inc. was in during the month for yearly service to the plant generator. Municipal Maintenance returned, installed and tested raw sewage pump number one during the month. Leffler Energy was in during the month to service the raw sewage building and garage heating units. Also the fuel oil tank was inspected. Reading Electric, Inc. was in during the month to replace a broken conduit, a broken receptacle box, and broken conduit clips on both oxidation ditches and both secondary clarifiers. The staff completed the painting of various pieces of equipment at the treatment plant as well. Mr. Butkus questioned how old the pump was. Mr. Hillibush stated it was installed in 1995 at the last upgrade. Mr. Butkus was wondering what shape the other ones were in. Mr. Hillibush said the other one was working okay. The use they get is very hard. They are showing their age. They have been servicing them since Miller took over but before that he can't say. Mr. Schlott asked if they were in rotation. Mr. Hillibush stated no, that there was only one (1) pump per pit. Mr. Schlott stated it would be safe to say they are wearing about the same. Mr. Hillibush stated all the parts are available. He has two (2) estimates. One (1) is a local company – Levan Machines from Fleetwood. They can have it back within a week to a week and a half. A brief discussion ensued to having the pump down. Mr. Schmidt stated the quote from Levan is \$5,572.00. The quote from Shinert is \$7,400.00. Mr. Ludgate stated we should make an attempt to get a third quote. Levan is a good company according to Mr. Ludgate and Mr. Hillibush. Mr. Schmidt made a motion to move ahead with the repairs not to exceed the current lowest bid of \$5,572.00; seconded by Mr. Leiby. AYES -7, NAYS – 0; motion carried. Mr. Ludgate stated that according to Mr. Schlott with the age of the pumps, we might want to consider having the second pump worked on as well. Since we will be just

MILLER ENVIRONMENTAL REPORT(cont'd):

using the second pump while the first pump is being worked on, that will put more strain on it. Mr. Wenrich made a motion to have the second pump overhauled just as we are having the first one at the same cost; seconded by Mr. Schmidt. AYES – 7, NAYS – 0; motion carried. Mr. Schmidt stated that Miller received an award for the work they are doing at our plant. He congratulated them.

REPORTS OF COMMITTEES AND OFFICES:**SEWER AND SANITATION – LAWRENCE S. SCHMIDT:**

Mr. Schmidt stated he had nothing further to report as far as sewer goes. He did inform Council that he is working on his budget.

BOROUGH SEWER ENGINEER – DAVID SCHLOTT, JR.:

Mr. Schlott stated that the report he handed out basically shows where we stand with the Sewer Use Ordinance implementation. On October 25, 2006 ARRO met with representatives of Miller Environmental to discuss maintenance items and a five (5) year maintenance plan at the wastewater plant and collection system items for 2007. They are holding off till the results from the study are complete.

RECREATION – STEWART WENRICH:

Mr. Wenrich stated the Library is reviewing their by-laws. They need to do that by the first of the year. They are awaiting the arrival of the sign. Everything else is fine. Mr. Hart explained the problem we are having with the sign and it will be corrected. The electric service could be a problem. In order for us to get service we will need to set a meter base and then run it into the sign. Mr. Butkus stated when he talked to PPL they said it would be an afternoon project and it would not be a problem. That is not what they told Mr. Hart. A brief discussion ensued. Mr. Light asked Mr. Butkus who he spoke with. Mr. Butkus could not recall however he was sure it wrote it down in his notes. Mr. Light felt that would be the person we should go back and talk to. Mr. Wenrich stated that was something that was done a while ago. Mr. Hart is waiting to hear from PPL on Friday morning and it should be installed the following Monday.

PUBLIC WORKS DIRECTOR – MICHAEL HART:

Mr. Hart informed Council that the large sinkhole on Diane Avenue has been repaired. Another sinkhole opened up on the railroad tracks on Columbia Avenue in the cross walk area. The railroad was contacted and it has been repaired. The fall cleanup went well. Mr. Hart noted seventeen (17) areas that uncollectible items were left out. He gave them an extra day to clean up their areas and if they stuff was still there he posted the properties. As of Monday morning all properties had been cleaned up. Mr. Hart is putting together a list of the location of all fire hydrants in the Borough. PA American stated that the Borough owns the fire hydrants. Mr. Ludgate stated we do own them. Mr. Hart checked with Mrs. Shade and they are not covered on our insurance. We currently have about eighty (80) of them. They are about \$1,000 each. We will need this for

PUBLIC WORKS DIRECTOR – MICHAEL HART (cont'd):

budget purposes. Mr. Leiby questioned if PA American does the maintenance on them. Mr. Ludgate stated yes. They do the internal maintenance. Mr. Schmidt questioned where they got the information that we own them. From what he has heard, this is quite unusual for a municipality to own fire hydrants. A brief discussion ensued. Mrs. Shade questioned what she will need to add them to the insurance. She continued that she called our insurance carrier; they stated the hydrants were never on our policy. The amount for each hydrant is \$1,500.00 to \$2,000.00. Mr. Schlott feels \$2,000 would not be out of line. Mr. Hart asked Council if it was their wish to have a dumpster just for clippings or can the residents throw any debris in them. Zwicky stated we can put anything in the dumpsters. Mr. Schmidt stated that was different than what was originally planned. Mr. Schmidt stated that if residents can't get the debris in the dumpsters to just leave it on the ground and our guys will pick it up and place it in the dumpsters. The last item had to do with Cacoosing Avenue. Mr. Hart was approached by the contractor (General Asphalt Paving) about doing the restoration for the water line. He wanted to know if we wanted a permanent patch over the trench or should he just put binder in as we were thinking of repaving the street. Mr. Ludgate stated that our prior public works director was going to propose that this road get redone either next year or the year after. He was of the mind to just put binder in as Brookfield Manor should be completed by then. Mr. Leiby questioned if Mr. Ludgate called Ryan Homes about opening the driveway that a resident wanted open. Mr. Ludgate did call them and they will not open it at this time. It is their prerogative. Mr. Butkus questioned if we will get a credit for the wearing course. Mr. Wenrich wanted to take that money and fix Columbia Avenue. Mr. Butkus stated it is a state road. Mr. Leiby wondered if a letter was sent to the state to repair that road. No letter has been sent as of yet. Mr. Ludgate will send them a letter. Mr. Ludgate feels if Ryan's built out is two (2) years then we should go with the binder; however if it is longer than that we should tell them to top it. Mr. Ludgate will talk to Ryan Homes. Mr. Zerr made a motion to allow Mr. Ludgate to talk to Ryan Homes and make the determination; seconded by Mr. Leiby. AYES – 7, NAYS – 0; motion carried.

DENNIS LEIBY – PROPERTY AND MAINTENANCE:

Mr. Leiby stated that the walk through was completed on two (2) of the phases. Mr. Butkus stated several residents have stopped him on the street and said that stuff was getting done and they were happy with our new public works director.

BRUCE LIGHT – RECREATION:

Mr. Light stated that the Borough's open house will be Wednesday, December 6, 2006 from 7 p.m. till 9 p.m. Santa Claus will be going around the Borough on the fire truck but at this time, no date and time have been established. Mr. Light encouraged anyone that could solicit door prizes to please do so. In addition, he thanked the road crew for getting the sign up and ready to go at the old Borough Hall.

BARBARA KUTZ - ADMINISTRATION & FINANCE :

No report.

JAMES ZERR - PUBLIC SAFETY:

Mr. Zerr's first issue was the Rt. 422 Corridor. It is moving ahead. The RATS committee has met and should be starting in the spring. Mr. Butkus questioned what the RATS committee was. Mr. Zerr stated it was the Reading Area Transportation Study committee. The project comes in at \$1,600,000.00. The biggest cost is our Rts. 724, 222, and Mull Avenue intersection. The cost for that intersection alone is about \$200,000.00. A payment is due to South Heidelberg for the project in the amount of \$2,527.74. Mr. Light made a motion to pay South Heidelberg Township for the study in the amount of \$2,527.74; seconded by Mr. Schmidt. Mr. Butkus questioned if this was our last payment. Mr. Schmidt stated there probably will be one (1) more payment. Mr. Zerr stated that we are still within the guidelines. Mr. Butkus asked for a roll call vote. AYES – 7, NAYS – 0; motion carried. The Safety committee met and the budget was discussed. This will be added into the budget process. The next item had to do with Chief Ulrich. The Chief stated that he would like to advertise for sealed bids for the 1995 Caprice. Mr. Zerr made a motion to advertise for sealed bids for the old police car; seconded by Mr. Light. AYES – 7, NAYS – 0; motion carried. Chief Ulrich stated that the residents of 32 S. Hull Street have moved. Mr. Zerr stated that everyone received a copy of the Chief's report for the prior month. Mr. Butkus asked the Chief to inform the public on the number of calls they responded to. Chief Ulrich stated that they responded to 179 calls. Fifty citations and tickets were written. Ten (10) total UCR reportable offenses which is very low. The Chief stated their monthly reports are also on their website. The next item was the fire department. Council received a copy of their report. The fire company had elections and new officers were elected. The two (2) new officers were there. The First Assistant Fire Chief is Matthew Zerr. The Second Assistant to the Chief is Harry Reinhold. The Safety Committee was assured that the Fire Department will have a representative at each meeting unless a prior commitment or problem arises. Mr. Matthew Zerr stated they responded to twenty six (26) incidents the past month. He gave a break down. Mr. Zerr stated that the fire company just finished the State Operation Course (sixteen hours). He explained what the course consisted of. Mr. Schmidt made a motion to recognize Mr. Zerr as the First Assistant to the Chief and Mr. Reinhold as the Second Assistant to the Chief; seconded by Mr. Light. AYES – 7, NAYS – 0; motion carried.

MAYOR NOECKER:

Mayor Noecker stated that he swore in two (2) new part time police officers, Mr. John Sheperak, and Mr. Christian Yanak.

COUNCIL PRESIDENT – GEORGE BUTKUS:

Mr. Butkus wanted to again state that we have a new public works director and that he was doing a wonderful job. He thanked him for the job he is doing.

UNFINISHED BUSINESS:

The first item was the PEL Study. Mr. Butkus stated this was over publicized as the merger. The question is do we want to have the PA Economy League due a study about potentially merging with Spring Township. This does not mean we are; it is a fact finding mission. Mr. Butkus explained how this study would work. A discussion ensued. Mr. Zerr stated that we formed a task

UNFINISHED BUSINESS (cont'd):

force about merging fire departments. He feels we should wait and see what this study finds. He feels strongly about this. Mr. Zerr does not feel it is a pressing issue at this time. Mr. Schmidt stated the study Mr. Zerr was referring to was strictly Fire Company related. Mr. Zerr stated yes but that does not mean it couldn't be done for other matters. Mr. Schmidt questioned Mr. Zerr if that means that he is implying that we are merging with South or Lower Heidelberg Townships. Mr. Zerr stated at this time no. Mr. Schmidt stated at this time then the PEL Study would not interfere with that study at all. The reason that this is being brought up to a more advanced stage is because this Council has authorized Mr. Schmidt to go to Spring and see if we could get prices on various issues. Mr. Schmidt stated that the cost they are giving us for the grass collection – we would be almost be ignorant not to use them. This will be brought up for discussion at our budget meeting. If we are going to ask them, then we would be remiss if we don't do the study. The study does not bind us, it does not do anything. It would let us know if we could improve our own infrastructure. Mr. Butkus stated that he has heard the comment from Spring Township that “we will work with them; however they eventually will become part of us.” Mr. Schmidt stated he never heard that. Mr. Leiby wondered who pays for this study. Mr. Butkus stated the County. Mr. Leiby stated no that we are paying for it. Mr. Schmidt stated that was a good point; however if we don't use the money someone else will. Mr. Schmidt stated you are paying it into the County now, you might as well take advantage of it and use it, or someone else will use it. Mayor Noecker stated over a year ago we spent money to get the lawn waste site created; now we are going to disband it. We have our residents trained where to put it. The Mayor stated Spring Township is trying to run the entire County and we should do away with the study and stay as the Borough. Mr. Light stated we didn't say we were doing away with the yard waste site that has to be voted on. We don't know what the cost will be. Mr. Wenrich would like Sinking Spring to remain its own entity. He explained why. A brief discussion ensued. Mr. Ken Harting, Mr. Paul Speece, and Mr. Francis Butkus addressed Council. Mr. Ludgate stated that before this would happen this item would need to be placed on a referendum and both Spring Township and the Borough residents would need to vote on this. The earliest date that this would happen (on the referendum) would be four (4) years. The report would be done in two (2) years. Mr. Zerr made a motion to drop this discussion; seconded by Mr. Leiby. AYES – 6, NAYS – 1 (Mr. Schmidt); motion carried.

NEW BUISNESS:

The first item was PMRS allocation for 2006 excess interest. Mr. Fitzpatrick stated interest was earned on some accounts. The amount was \$4,955.00. They want to know how to allocate it. Mr. Fitzpatrick's recommendation is to allocate it in the way it was earned. Mr. Zerr made a motion to allocate it the way it was earned and it should be allocated proportionally; seconded by Mr. Wenrich. AYES – 7, NAYS – 0; motion carried.

The next issue was Council meeting dates for next year. Mr. Butkus stated that he knows some members of Council are fond of having workshop meetings and he sees no problem with that however he would like to spread the meetings out instead of having them the fourth Wednesday, maybe moving them to the third Wednesday. He would like to rebalance it. He feels this will be more practical. A brief discussion ensued. Mr. Wenrich feels that workshops are beneficial. Mrs. Shade reminded Council that the recreation committee meets the third Wednesday. Mr. Butkus stated we could pick another day. It was decided that the workshop should be the third Thursday.

NEW BUISNESS (cont'd):

Mrs. Kutz made a motion to change the workshop day to the third Thursday at 7:30 p.m.; seconded by Mr. Leiby. AYES – 6, NAYS – 1 (Mr. Zerr); motion carried. (Upon further listening to the tapes when Mr. Butkus restated the dates and times, “as needed” was added.) Mrs. Shade stated she needed a motion to pass the resolution establishing the meeting dates for 2007. Mr. Leiby made a motion to accept the resolution establishing the meeting dates for 2007; seconded by Mrs. Kutz. AYES – 6, NAYS – 1 (Mr. Zerr); motion carried.

Appointing the auditors for the year 2006 was next on the agenda. Mr. Zerr made a motion to appoint Reinhart and Company as the Borough’s auditors for the year 2006; seconded by Mr. Wenrich. AYES – 7, NAYS – 0; motion carried.

Mr. Wenrich made a motion to cancel our November workshop meeting due to Thanksgiving; seconded by Mrs. Kutz. AYES – 7, NAYS – 0; motion carried.

A budget meeting is scheduled for Monday, November 13, 2006.

BOROUGH ENGINEER - ROBERT LUDGATE, JR.:

The next item was the expiration of the maintenance period for roadway dedication for Wagner Farms Phase 11A and III. Everyone received a copy of a letter from Mr. Peter Eisenbrown of Ludgate Engineering. There was a site inspection on September 23, 2006. Several issues were discovered however Grande has corrected them. Ludgate recommends that the current maintenance bond need not be retained. The developer could be released of the maintenance bond. Mr. Zerr made a motion to release Grande of the maintenance bond; seconded by Mr. Light. AYES – 7, NAYS – 0; motion carried.

The next issue was the same as above only covered Columbia Court Phase II. Ludgate made the same recommendation. Mr. Zerr made a motion to release Grande of the maintenance bond; seconded by Mr. Wenrich. AYES – 7, NAYS – 0; motion carried.

The sinkhole on Diane and Maria was next. Mr. Frederick Reigel, Grande’s attorney, sent a letter to Mr. Fitzpatrick requesting the release of the \$10,000.00 we are holding in escrow for the sinkhole. Mr. Ludgate feels we should not release the money. Mr. Wenrich made a motion to apply the \$10,000.00 we have in escrow to pay for the sinkhole repair to Diane Avenue; seconded by Mr. Zerr. AYES – 7, NAYS – 0; motion carried. The amount of Kuser’s bill was in the area of \$17,560.00.

Mr. Ludgate put together a memo regarding a long standing problem regarding Mr. Kenneth Walters from across the street. Mr. Ludgate stated unlike Mt. Home Road the Borough did not cause this problem. There was paving done that has created more of a problem as the French drain has failed. If this has been brought up under Ludgate he would not have allowed the developer to use a French drain; however he was not the engineer. Mr. Ludgate still feels we do not have the same liability that we had at Mt. Home Road. If Council does desire to do something, Mr. Ludgate did give them some ideas of what could be done. Mr. Leiby feels we should table this till next month. The problem has been around for a long time.

BOROUGH ENGINEER - ROBERT LUDGATE, JR.(cont'd):

Mr. Ludgate has denied a permit for someone in Brookfield Manor that wants to put a shed in. There is a record plan that states there is to be a permanent landscaped earthen berm along Reedy Road for those reverse frontage lots. There is also a self imposed set back law that is greater than imposed by the zoning ordinance. This gentleman does not have the right to ignore those two (2) features thus he can't give them a permit. He just wanted to let Council know this. The plan will need to be changed.

EXECUTIVE SESSION:

Council went into Executive Session at 9:45 p.m.

RECONVENE:

Council reconvened at 9:50 p.m. No action was taken.

BOROUGH SOLICITOR – CHARLES FITZPATRICK:

The first item was a form we received from the PA State Unemployment Bureau for relief from charges. After reading through it, he stated if we pay \$700 to the State we would be relieved for charges paid to people who aren't entitled to receive it. Mr. Wenrich stated it is like insurance. Mr. Fitzpatrick made the recommendation that we do like we did in the past and not pay it. Mr. Light made a motion not to sign the form; seconded by Mr. Wenrich. AYES – 7, NAYS – 0; motion carried.

The next issue was the ordinance for Traditions. This is who wants to develop Village Greens Golf Course. The Planning Commission still has some questions that were addressed to him. Mr. Fitzpatrick is meeting with Mr. Anthony Maras, the attorney for Traditions, on Friday morning. It is not finalized with the Planning Commission. Mr. Ken Harting, Planning Commission member, agrees. He stated a few of his concerns. A discussion ensued about some of his concerns. Mr. Ludgate did say these are some good issues he raised. Mr. Ludgate stated many of these concerns will be discussed.

PUBLIC COMMENT PERIOD:

Mr. Harting was concerned about how the trash will be handled next year. He explained how he prorated his rent to his tenants based on last year. Mr. Butkus asked Mr. Schmidt to explain what he has discovered about our trash rates for next year. He also assured everyone that this has not been voted on as of yet. Mr. Schmidt stated the basic idea will remain the same; however we will be charging \$100 per unit for any dwelling having more than two (2) units. This is only on commercial properties. So, if a unit has only two (2) units the bill will remain at \$400.00. If a building has three (3) units, it will be the \$400.00 for the first two (2) units, plus an additional \$100 for the third unit for a total of \$500.00.

Mr. Marvin Coldren stated that we are “still screwing” the single homeowners. Mr. Schmidt stated that he knows of no way that we can change that. Mr. Wenrich stated we could go to

PUBLIC COMMENT PERIOD (cont'd):

privatization and the Borough won't have to worry about any of this. Mr. Schmidt feels we don't want to do this. Mr. Wenrich stated that is all he has heard for the last two (2) years...how we abuse people when it comes to the trash. No one wants to sit down and look at the hard numbers of what it would cost to get a private hauler in. The Borough can not make money on trash collection but if we go to privatization we can make a profit because each person that does not have their trash collected - we could slap with a fine. Mr. Butkus asked if we could have an ordinance rewritten that would allow the Borough to place a fine on a property immediately if they put there trash out ahead of the time allowed in our ordinance. Mr. Fitzpatrick stated we would have to change the ordinance but we could then cite them immediately for the violation. The police would then need to do the citing at that point as they are doing the patrolling. Mr. Butkus asked that the sewer and sanitation committee meet to discuss this issue. He requested that they figure out what kind of fining we want to use and then talk to Mr. Fitzpatrick about changing the ordinance.

TREASURER'S REPORT:

Mrs. Shade gave the Treasurer's Report as follows:

General Account

Opening Balance – October 31, 2006		\$	414,310.81
PLGIT			8,268.73
Invest	Recreation		44,244.87
	General Invest		12,663.30
	To Be Paid	\$	<u>44,764.61</u>
		\$	434,723.10

Sewer Account

Opening Balance – October 31, 2006		\$	384,231.67
PLGIT			55,666.80
Invest	Sewer Revenue		106,230.75
	To Be Paid	\$	<u>25,340.51</u>
		\$	520,788.71

Motion made by Mr. Light to accept the Treasurer's Report; seconded by Mr. Wenrich. AYES -7, NAYS – 0; motion carried.

ADJOURNMENT:

Mr. Light made a motion to adjourn at 10:12 p.m.

Respectfully submitted,

Regina M. Shade
Borough Secretary/Treasurer