

**Montgomery Borough Council
Meeting
September 5, 2019**

President Crist called the meeting to order at 6:30pm.

- I. Pledge of Alliance-All rose for Pledge of Alliance
- II. Roll Call was taken. Whitlow Wertz-P, Dale Brendle-P, Susan Andrews-P, Fae Herb-P, Lynn Crist-P, Amber Wilt-A/P (arrived at 7:05pm) and Shawn Coles-P. Also present were Borough Coordinator Donna Miller and Mayor Sean Leet (arrived at 6:51pm)
- III. Public Concerns
 1. Jonathan DeSantis from Penn Street had a few items to discuss; if Council would be interested to sponsor an ad on the PTO spirit shirt?, this will be discussed at the Council meeting of September 10, 2019; Mr. DeSantis voiced his discontent in regards to the change of the agenda of the September 5, 2019 Special Council meeting and he wanted an update on the Police Body cameras. He stated he was approached by the Mayor as to give a quote to finishing setting up the cameras, he would be happy to give a quote to this, later in the meeting Mr. DeSantis stated he will look over the quotes given for this, if Council or Police would like, but he will not place a quote. Quotes were also received by the manufacturer and Compu-Gen. OIC Winters explained about the quotes of the body cameras. President Crist replied to the change to the order of the agenda, it was upon the advice of the Solicitor that this was done, also President Crist could not remember of any Executive session held this early in a meeting before, Councilwoman Herb explained about the Public Comment section first on the agenda to give the public an opportunity to comment on the items on the agenda before a vote would be taken. Mark Barbier of Penn Street stated there was no discussion of what was on the agenda of the September 5, 2019 meeting before going into Executive session, the agenda was not clear. Councilwoman Andrews asked President Crist as to the order of the roll call vote, President Crist replied as he wanted the Council to make their own minds up, also she commented as was this a violation of the Sunshine Law?, due to no Public Comment before voting, if it was a violation the meeting actions would be nulled and void, a decision must be made of possibly a revote after a public comment was taken, Councilwoman Andrews is thinking about filing a complaint about the Sunshine Law, President Crist stated we had a solicitor here, if there was a problem the Solicitor should have spoken up, comments were heard to maybe a new Solicitor is needed; the Solicitor will be contacted about these items.
 2. Ruth Little from Warren Street asked for an update on the Raymond Falls properties on Penn Street. Donna Miller replied as this in the District Judge's hands. She also spoke with the Mayor about financial aid from the DA's office for Police Body cameras or other Police equipment. Mayor Leet is waiting on a response from the DA's office and budgeting. Also Ms. Little asked about an

update on the paving on E. Houston Ave. Donna Miller and President Crist replied no contract was signed to replace the water line, but paving will be done by West Branch Regional by the time that the asphalt plants close for the year. Ms. Little and Mark Barbier stated due to conflicting issues, Council should look into changing Solicitors.

3. Mark Barbier asked about the skateboard park contract, and in 2001 the Borough received a \$20,000.00 DCNR grant, what was it used for? Mr. Barbier asked for a copy of the contract. Mr. Barbier also mentioned he was displeased with the painting of the curbs at his street, Donna Miller will look into this. He also stated the Council is afraid to communicate through emails.

4. Gary Yocum from 27 Kinsey Street asked if communication happens between the Police committee, Mayor and any individual that has business with the Police. No response was given, so Mr. Yocum assumed this meant No.

5. Councilwoman Andrews stated no committees met, maybe Council should have an extra "Work" meeting in the month. She also asked for the Police and Public Works to list and take pictures of equipment for budget and insurance purposes and list the regular maintenance of these. She asked for an "Ordination" of new Council members at the December work session meeting, to go over the code of conduct of Council, the Sunshine Law and updating the new Council on upcoming projects.

IV. Old Business:
Discussed under Public Concerns

V. New Business:

1. MMO for 2020-Municipal Minimum Obligation/Uniform & Nonuniform employees' pension. Councilwoman Andrews reviewed the Uniform pension plan for Option #1 of a payment of \$87,959.80 and Option #2 for a payment of \$26,608.80(over a ten-year period). This must be voted on and a decision made by September 30, 2019. Other managers/firms of the plan will be looked into. A motion was made by Susan Andrews to approve the 2020 MMO Option #1 of \$87,959.80 for the Uniform Pension fund; second by Amber Wilt. Motion carried. Changes can be made until the end of 2019. A motion was made by Susan Andrews to approve the 2020 MMO for the Nonuniform pension plan for \$26,267.00; second by Fae Herb. Motion carried.

2. 2020 Budget

a. Maintenance garage roof. One estimate was received for \$17,680.00(this cost would be split 50/50 with the Water Authority), more estimates were done but nothing in writing was received as of yet. This will be placed on the website and face book page, if any other contractors are interested in giving a quote.

b. Office security front door. Two estimates were received (Ace Lock and Safe Co. and Mechtly Commercial Door) this cost will also be split 50/50 between the Water Authority, this will be looked into at the next Budget meeting.

c. Street sweeper/broom. The previous estimates from Best Line Equipment were reviewed, more estimates will follow.

d. Paving. Estimates were given for streets within the Borough from PennDOT;

(Melvina Street and First Street), Donna Miller will contact PennDOT for other streets to estimate-Piatt Street and Ellis Parkway. Ruth Little asked about paving of School Street also. Councilwoman Andrews reviewed the Highway Aid monies for paving. Councilwoman Wilt and resident Ruth Little asked about the update on paving of E. Houston Ave. Both President Crist and Donna Miller responded as WBRA will be paving before the asphalt plants close for the year. They also responded to an update on the E. Houston Ave. water line, no contract for WBRA to install the 2nd phase of the water line was signed by the Water Authority due to sections of the previous contract removed.

e. Other committee recommendations. None

3. Park Summer help. Donna Miller reviewed the care of the park for this summer season. After a brief discussion a motion was made by Susan Andrews to hire Malvin Gross for a pay of \$50.00 per day(weekend) as needed for park cleaning etc., starting the summer of 2020; second by Dale Brendle. Motion carried.

Councilwoman Coles asked about Community service people to help.

4. WBRA Board replacement. Donna Miller responded as ads were out; deadline for interested residents is Friday, September 27, 2019. One resident voiced an interest, but no letter was received.

5. Christmas decorations etc.. Councilwoman Shawn Coles will be overseeing this project. She will get with Maintenance after Halloween, and Dale Brendle will check about relighting the decorations. The Christmas parade is Saturday, December 7, 2019 at 1pm.

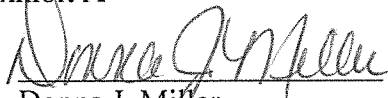
VI. Public Comments

OIC Winters discussed the figures for the 2020 Police budget, he had figures ready with or without Brady Twp. but with the decision about the uniform pension plan will affect the figures, new ones will be given. A lengthy discussion was held with many different questions about combining Police departments, Regional Police Departments etc., with a Regional Department there would be a Police Commission (depending on the size of the community would determine the number of people of the commission), questions were also asked about pensions is regionalize. Grant money would be available if we regionalize, we could regionalize within the school district being one option. OIC Winters mentioned that Brady township is exploring other municipalities for Police coverage. It was mentioned that a letter was received by the Mayor from Brady Township about the Police Department, Mayor Leet was instructed to hold onto the letter until Brady Twp. gathered more information and then Brady Twp. would instruct Mayor Leet to inform Council of this letter. Councilwoman Coles asked what was done to the old Police cars, they are sold. Resident Mark Barbier stated the Council has really only three options: 1. Regionalize (with Brady or others, or Montgomery to be a customer; 2. State Police coverage or 3. Continuing the Police Department as it is. Resident Jon DeSantis of Penn Street asked about the MMO's, budget, pensions for the full and part time officers and other positions that were not filled within the Borough; of where the extra monies were going. President Crist is going to set up a meeting after the next regular Council meeting of September 10th, with both Brady and Clinton Townships to discuss the

possibility of combining/regionalize. Councilwoman Andrews stated she would be glad to help with this process.

- VII. Adjournment. Motion was made by Dale Brendle to adjourned the meeting at 8:30pm to enter into Executive session for Personnel reasons, no decisions made after; second by Amber Wilt. Motion carried.

Members of the public present at the commencement of the meeting are set forth on the sign in sheet attached to these minutes as "Exhibit A"


Donna J. Miller
Borough Coordinator

djm

Montgomery Borough Council
September 10, 2019

President Crist called the meeting to order at 6:30pm.

- I. All rose for Pledge of Allegiance.
*Mayor Leet asked if all could remain standing for a brief moment of silence for remembrance of the 9/11 tragedy.
- II. Roll call was taken: Whitlow Wertz-P, Dale Brendle-P, Fae Herb-P, Lynn Crist-P, Susan Andrews-P, Amber Wilt-P, Shawn Coles-P. Also present was Borough Coordinator Donna Miller, Solicitor Jonathan Dewald and Mayor Sean Leet.
- III. Fire Department Report. Steve Cook stated there were 17 calls for the month of August 2019. October 5th will be the Fall festival, breakfast will be served starting at 8am, with the pumpkin roll in the afternoon, the fire department helped with the annual walk done by the Mifflinburg Fire Company, this is done in remembrance of the members lost in 9/11. Mifflinburg Fire members walk from Hughesville to Mifflinburg every year.
- IV. EMA Report. Dennis Gruver handed in the monthly report for review. Dennis also introduced Virginia Hill who will coordinate as the Montgomery Christmas Committee Chairwoman. He also reported that EMA will be conducting the County EOC exercise here at the Borough office on September 26th at 7pm.
- V. Public Concerns. Jonathan DeSantis voiced his displeasure of the actions of Council at the recent meeting dealing with Police business of why there was a lack of Public Comment and the way the roll call vote was taken; Mr. DeSantis asked for the resignation of our Council president, he stated the Borough should inquire about a new Solicitor. Tina Tickle from the Summer Alive program stated about the weed/pest spraying that occurs at the Park, if Summer Alive could be more informed. Clay Steward ask about the recent bear attacks, and to ask if the Borough could do anything about this. This is handled by the PA Game Commission. There is an Ordinance from PSBA about feeding wild animals within the Borough, this will be looked into. Mr. Steward also asked about changing of the trick or treating hours within the Borough, this will be addressed under Borough Coordinator report. Jonathan DeSantis concerns were addressed by Solicitor DeWald. Clay Steward said Council should have a standard operating procedure to follow when cases like these happen.
- VI. Approve August 13, 2019 Meeting Minutes. A motion was made by Susan Andrews to approve; second by Fae Herb. Motion carried.
Approve August 29, 2019 Special Meeting Minutes. A motion was made by Whitlow Wertz to approve, second by Shawn Coles. Motion carried.
- VII. Approve June 2019 Treasurer's Report. A motion was made by Susan Andrews to

approve; second by Whitlow Wertz. Motion carried.
Approve July 2019 Treasurer's Report. This was tabled until next months' meeting.

- VIII. Code Enforcement Officer's Report. Victor Marquardt for Codes Inspection was in attendance and reviewed the written report. Solicitor Dewald stated there were problems with code violations (Ordinance #'s) at the Magistrate's office with the AOPC data base, this is being worked on. Residents with complaints should contact the Borough office first, this information will be placed on the website.
- IX. Solicitor's Report. Atty. Jonathan Dewald stated he sent PennDOT a letter about the intersection of S. Main Street and Montgomery Street. All Council was given a copy.
- X. Police Report. OIC Winters handed in and reviewed the written report for August 2019. More information to follow about a Regional Police force after the main meeting.
- XI. Mayor's Report. Mayor Leet reported two quotes were received for the tech part of the body cameras.
- XII. Borough Coordinator's Report. Donna Miller reported on the following:
- A. Montgomery Lions Halloween Parade will be Thursday, October 31 starting at 6pm, forming at the Weis Markets at 5:30pm. A motion was made by Susan Andrews to have trick or treating on Thursday, October 31, 2019 from 6:30pm to 8:30pm, second by Dale Brendle. Motion carried.
 - B. Montgomery Lions Thanksgiving meal will be Thursday, November 28, 2019 from 11-2 and the Santa parade will be Saturday, December 7, 2019 at 1pm.
 - C. The October work meeting will be Monday, October 7, 2019 with the Council meeting to be Tuesday, October 8, 2019, both at 6:30pm.
 - D. Donna Miller reported workers are getting ready for the 9/11 ride through the Borough, there is one injured worker. Painting and repainting of the curbs will be looked into.
- XIII. Committee Report.
- Junior Council-Saige Whipple was not in attendance.
 - Summer Alive Program: Tina Tickle reported the program ended for the year. She stated the donation for children has been waived for next year, due to grants and the grant from Lycoming County Children and Youth doubled. A discussion was held on getting a hot water heater for the pavilion. Mike Goetz has volunteered at no charge to connect and disconnect this for the Summer Alive program. A motion was made by Susan Andrews to allow Summer Alive place a hot water heater in the pavilion, second by Whitlow Wertz. Motion carried.
 - Montgomery Community Development Committee: Councilwoman Herb asked if the Borough maintenance could remove or roll back one side of the fencing around the skateboard park so the equipment could be removed. Donna Miller replied this will be put on their schedule, but it will be awhile until it is done. The

next meeting of the MCDC will be Thursday, September 26, 2019 @ 7pm at the Adam Room.

-Public Works: Streets, Lights, Curbs, Sidewalks and Storm Sewers:

Councilwoman Andrews said she is still waiting on a call back from PPL as to the cost of turning some street lights back on. Questions were asked about the paving of E. Houston Ave., Hawbakers are under contract with WBRA, and the street will be fixed before asphalt plants close for the year.

-Parks/Recreation/Vacant Lots: Councilwoman Shawn Coles asked about the charging of the park pavilion, Donna Miller replied as the Park Committee can look into changes for next year.

-Labor Relations-None

-Public Safety: Representative to Fire Company-None

-Maintenance/General Administration-Councilman Wertz reported the Borough's backhoe will need major work, taking approximately one week to complete.

-Public Safety-Police-Mayor Leet reported he has contacted the DA's office about funding help for the body cameras, but no new updates. Talking about regionalizing will be held after the meeting.

-Public Safety-Representative to EMA-None

-Public Works-Representative to Water and Sewer Authority. Councilman Wertz stated the meeting is Thursday, September 19, 2019; WBRA's contract was discussed at the last meeting and a new well site is being explored.

-Budget/Finance Committee- Councilwoman Andrews stated the 2020 Budget is being worked on, next budget meeting will be Thursday, September 12 at 8am. Councilwoman Andrews asked for an executive session to discuss personnel.

-Tech Committee-Councilman Brendle stated nothing new to report.

-West Branch Regional Authority Representative-President Crist stated the next meeting of WBRA will be Wednesday, September 11, 2019, he is not sure if the meeting will be held or not due to the 9/11 bike ride. Donna Miller stated ads are placed to fill the two vacancies, no formal letters are received as of yet.

-Vacancy Board Committee-None

-Zoning Board-None

-Planning Commission-None

XIV. Old Business.

1. Sponsorship of Elementary Spirit T-Shirts. Elizabeth DeSantis, President of PTO had a presentation about this. A motion was made by Susan Andrews to sponsor two (2) \$100 spots on the shirt, totaling \$200.00, second by Fae Herb. Motion carried.

XV. New Business.

1. Resolution 2019-9-10- Junior Council. Donna Miller explained about this resolution, this is a normal resolution to have a Junior Council person. A motion was made by Fae Herb to adopt, second by Amber Wilt. Motion carried.
2. Councilwoman Coles mentioned she has heard some inquiries about "live streaming" Council meetings. This will be looked into, possibly with the Tech

department at the High School.

3. Mayor Leet stated that Eric Winters has taken over the OIC position with scheduling, running the department etc., without no pay increase, he would like the Council to consider changing his rank to Corporal, President Crist stated this should be discussed with the Police Committee and then brought back to Council.
4. Clinton Township Supervisor Wertz stated the closing of Burley Drive will probably take place in October, the township has plenty of guardrails to use on both sides on the bridge, he asked about the signs to be used. Donna Miller replied as to use the same signage as the township is using. Borough crew will help with this. There were some questions on changing of the school bus route, this will be addressed to the School. Discussions was held as to the Borough vacating this road, Solicitor DeWald will look into this and this will be discussed at the next work session.

XVI. Public Comments.

Councilwoman Andrews questioned the violation of the Sunshine Law at the Special meeting, due to Council did not have public comment before action was taken. Elizabeth DeSantis stated the public was unaware of what was taken place in executive session. Solicitor DeWald stated Council was not in violation of the Law with the actions that were taken. Jonathan DeSantis apologized for his previous actions in this meeting.

Councilwoman Herb stated the Rededication of the Stackhouse Park to Montgomery Memorial Park will take place on Saturday, September 14th at 11am with a small luncheon to follow. The local Girl Scouts will be honored for their work for this project. Mayor Leet and two speakers from the Historical Society will be speaking. If inclement weather the ceremony will take place at the Historical Museum or the Public Library.

XVII. Adjournment. Motion was made by Fae Herb to adjourn the meeting at 7:50pm to enter into Executive Session for personnel reasons with no decisions made after; second by Dale Brendle. Motion carried.

Executive Session-Personnel

Members of the public present at the commencement of the meeting are set forth on the sign in sheet attached to these minutes as "Exhibit A"


Donna J. Miller
Borough Coordinator

djm

Montgomery Borough Council
Work Meeting
September 26, 2019

President Crist called the meeting to order at 6:30pm.

- I. Pledge of Alliance-All rose for Pledge of Alliance
- II. Roll Call was taken. Whitlow Wertz-P, Dale Brendle-A, Susan Andrew-P, Fae Herb-P, Shawn Coles-P, Lynn Crist-P, Amber Wilt-P. Also present were Borough Coordinator Donna Miller and Mayor Sean Leet.

III. Public Concerns:

Resident Ruth Little asked for an update on the Police Body cameras, Mayor Leet and OIC Winters commented on two quotes were received-one from the manufacturer for \$2780.00(cloud base storage plus storage with them and this would be a rental), the other from Compu-Gen for approximately \$5000.00(cloud base storage plus here and own equipment) more quotes will be looked into, one from Intrada from Muncy. Jonathan DeSantis was in attendance and stated he would be careful of the quotes and he would be happy to review the quotes and answer any questions Council might have on this. Ruth Little also stated she is waiting on a meeting with the Police Department, Mayor Leet replied he is trying to contact everyone involved. Ruth Little had a question to how do residents contact the Borough anonymously, due to some are afraid to do so. Maybe something could be done on the website.

IV. Old Business:

Councilwoman Andrews gave an update on the Community Garden. She asked for Council thoughts on opening up the garden to the "campers" that stay at the Riverside Campground. All Council was in agreement for this for next year. She stated clean up will start the first two weeks in November, monthly workshops will be held again this winter, registrations will start now and be open all winter. Councilwoman Andrews discussed some of the 2020 Budget items, one being the rental account. After a discussion, a motion was made by Susan Andrews to lower the rent to \$550.00 per month and each apartment be responsible for own electric bill, second by Fae Herb. Motion carried. Notices and new yearly leases with these changes will be done for each apartment. She also reviewed the Highway Aid budget, stating there will be \$100-\$120 thousand for paving for 2020 and \$50-\$60 thousand for paving for 2021. No streets at this time were determined.

V. New Business

1. Authorization to start vacating process for Burley Drive. A motion was made by Whitlow Wertz to authorize Solicitor DeWald to start this process, second by Susan Andrews. Motion carried. Mayor Leet asked about maintaining a part of Burley Drive due to the resident's driveway, Whitlow Wertz responded as it would be no problem plowing a short way. A letter will be sent to the landowner stating the intent of this, they will be able to respond.
2. Regional Police. President Crist thanked all Council for attending this meeting

due to a schedule change. Discussions, questions from residents and Council were held on this, OIC Winters stated all these questions and answers will be discussed more in detail this coming Monday, September 30th at 6:30pm here at the Borough office for all participating municipalities. A motion was made by Whitlow Wertz to move ahead to the next level of talks for Regionalize Police Department, second by Susan Andrews. Motion carried.

VI. Public Comments.

Steve Cook from the Fire Department was here and stated the Fall Festival will be Saturday, October 5th starting at 8am with breakfast sandwiches, Pumpkin Roll is starting at 4pm. The annual pep rally bonfire with parade will be Tuesday, October 1; the food stand will be open.

Councilwoman Andrews would like to attend a Civil Service training in Towanda on October 15, 2019 with a cost of \$150.00. A motion was made by Fae Herb to pay for this training, second by Shawn Coles. Motion carried.

Mayor Leet asked for an Executive Session for personnel with no decisions made after.

VII. Adjournment. Motion was made by Fae Herb to adjourn the meeting at 7:37 pm to enter into Executive Session with no decisions made after; second by Susan Andrews. Motion carried.

Members of the public present at the commencement of the meeting are set forth on the sign in sheet attached to these minutes as "Exhibit A"


Donna J. Miller
Borough Coordinator

djm

**Montgomery Borough Council
Special Meeting
October 6, 2019**

Vice-President Andrews called the meeting to order at 6:30pm.

- I. Pledge of Alliance-All rose for Pledge of Alliance
- II. Roll Call was taken. Whitlow Wertz-A, Dale Brendle-A, Susan Andrews-P, Fae Herb-P, Lynn Crist-A, Amber Wilt-P and Shawn Coles-P. Also present was Borough Coordinator Donna Miller.
- III. Public Concerns
Laurel Green asked about the Coastal Chemical permits, she was instructed to contact Codes Inc. about this.
- IV. New Business:
Councilwoman Herb stated the screen for the security cameras is not working, this should be looked into. Donna Miller stated the cameras are working, just not the monitor in the office.
- V. Executive Session-Personnel matters. A motion was made by Shawn Coles to adjourn the meeting at 6:32 to Executive Session for personnel reasons with no decisions made after, second by Amber Wilt. Motion carried.
- VI. Public Comments:
The Sun-Gazette reporter asked what department for the personnel reason for Executive session, Vice-President Andrews responded as it is Police.
- VII. Adjournment. This was done under Section V.

Members of the public present at the commencement of the meeting are set forth on the sign in sheet attached to these minutes as "Exhibit A"


Donna J. Miller
Borough Coordinator

djm