

## Borough of Rosslyn Farms

August 9, 2010

Regular Meeting

The regular meeting of Council was called to order by Pres. Kathleen Green Monday, August 9th, 2010 at 7:30 PM at the Rosslyn Farms Community Center. The following members of Council were in attendance: D. Robb, R. Bowen, S. Prevoznak, G. Bell, S. George, and P. McNamara. Also present were Mayor Stover, Solicitor Molinaro, and Sec./Treas. Maccarone.

### Minutes:

Council reviewed and approved, with corrections, the minutes of the July 12, 2010, meeting of Council. Bowen/Bell, unanimous.

The following corrections were noted:

June 14, 2010

Page 1 last paragraph change *pumps* to *bumps*

Page 5 first paragraph first line change *are receiving* to *are not receiving*.

Page 5 first paragraph last line change *\$13.50* to *\$13.00*

Page 5 second paragraph first line change *Dan* to *Don*

Page 5 third paragraph third line change *dollar* to *Dollar*

Page 5 third paragraph, seventh line, change *council* to *council*.

### Bills:

A motion was made and seconded to approve bills in July and to date in August. McNamara/Bell, unanimous.

### Opportunity for Citizens to Be Heard:

No Citizens addressed Council.

### Mayor's Report:

Mayor Stover discussed an issue dealing with parking at the end of Winthrop Road. Police have received complaints that unauthorized vehicles are parking in a private parking area. Chief Fischio is not comfortable with ticketing on private property. Solicitor Molinaro said that if it is private property, Chief Fischio should review vehicle code to determine how this should be treated. Solicitor Molinaro then commented that if a home owner should build a parking pad on his property, it will be private property, even though it is on a road right-of-way. The homeowner should be required to obtain an occupancy permit to allow this situation to occur. Pres. Green said that the Solicitor and she discussed this issue. Solicitor Molinaro again asked the police department to review

the police vehicle code to determine what law has been broken when someone parks on your property. If a property owner calls and complains to the police department about a car being parked on private property, they can issue a violation. Pres. Green pointed out that if this situation occurs, the Borough will not tow the vehicle off of private property. This will be the owner's responsibility. Mayor Stover asked if the property owner has the right to appeal at a hearing and who else must appear. Solicitor Molinaro responded that the police officer and the property owner must also appear.

### **Report of Borough Council Committees:**

**Financial Report:** Councilperson McNamara gave the monthly financial report. He followed with a brief review of the budget. He commented that Council will need to make a decision on how to fund for sewer work. Councilperson Prevoznak commented that it will help to quantify 2011 sewer costs. Councilperson McNamara also reported that there is no new information on Act 32.

**Roads and Sewers:** Councilperson Prevoznak commented that Gateway Engineer's, status reports regarding our sewer compliance is incorrect, because they have not entered all information completed by our road department. She also commented that we cannot worry about what other municipalities have completed. We are trying to get to 100% compliance. Councilperson Robb pointed out that we had six months to repair level 5 issues after identifying them. Councilperson Prevoznak says that we will mitigate other level 2 or level 3 issues that we find when we are dealing with level 5 repairs.

Mayor Stover questioned the status of water damages near the Stabb house. Councilperson Prevoznak commented that ongoing water problems would depend upon the level of saturation and the amount of water from additional rainstorms. Many of the water flow issues were a result of a 100 year rainstorm. Council and Councilperson Prevoznak discussed various methods that might help limit the damages.

**Parks and Recreation:** Councilperson Bell reported that he has begun scheduling for the soccer field. He also discussed swimming pool parties and the need for more coordination when scheduling parties. Mayor Stover added that the police have been watching handicap parking at the pool for illegal parking. Councilperson Bowen commented the there has been a problem at the pool when classes scheduled without notifying the pool coordinator or the pool guard. Councilperson Bowen suggested that it may be better if we moved the classes back so that they do not coincide with regular pool hours. He also pointed out that Charlie Smith, the swimming pool coordinator, doesn't want swimmers at the pool after dark and is not interested in installing lights because of a safety issue.

**Cog Report:** Councilperson George announced that Char-West COG is on summer recess.

**Community Center:** Councilperson Bowen said there is nothing to report on the Community Center.

**Tennis Courts:** Councilperson Robb gave an update of the construction progress for the tennis courts. The surface area is being prepared. An issue with the concrete work is being addressed by Gateway Engineers. He also distributed a letter from Gateway Engineers to the general contractor about their progress. We will wait to receive a response from the contractor before any further action will be recommended. Councilperson Robb thought that the work has been moving forward since this letter from Gateway Engineers was issued.

Councilperson Robb also reported that the personnel committee will be interviewing candidates for the part time road department position on Monday morning and will be accompanied by Charlie Smith.

**Other Committee Reports:**

Pres. Green gave a midyear status report. She felt that the Borough is doing okay. There is progress with tennis court reconstruction; the Terrace Road sanitary sewer and storm sewer replacement project; the revision of the employee personnel manual; cleanup of property in the industrial area previously owned by Mr. Mikus; and the adoption of a Borough logo. The Borough will continue its efforts to improving ordinance and code enforcement. The community center committee, which had planned an exterior painting project, has pushed back the project to 2011. Port Authority Transit has been contacted to remove bus stop signs from the Borough that are no longer valid. PAT has already commenced this removal.

Secretary-Treasurer Maccarone reviewed the status of zoning complaints pending. We have requested action from the Building Inspector Underwriters Inc., but have not yet received copies of zoning complaints to be issued. Councilperson Bowen commented that the municipality of Reading, PA placed violators on a wall of shame. Solicitor Molinaro suggested that is not a good idea. We must first try to enforce our code. Pres. Green commented that we submitted action on zoning complaints to BIUI long ago but have not received timely service from them. Pres. Green and Secretary-Treasurer Maccarone will follow up with BIUI.

**Other Business Before Council:**

A motion was made and seconded to accept the resignation of police officer Tammy Miller. Bowen/George, unanimous.

A motion was made and seconded to adopt resolution 10 -- 08 -- 09--01 establishing guidelines for insurance certification for users' of Borough facilities. Bowen/Bell, unanimous.

A motion was made and seconded approving ordinance number 368, amending and adopting the employee personnel manual. Bowen/George, unanimous.

A motion was made and seconded authorizing the release of the Developers Agreement between the Borough of Rosslyn Farms and Martin and Susan O'Toole. Prevoznak/McNamara, unanimous.

Councilperson, George gave a summary of his efforts to finalize grant request submitted to FEMA for the winter snow storm damage. FEMA is requiring an authorization from Council authorizing Steve George, as the official agent for signing of a final agreement.

A motion was made and seconded to authorize Steve George, as the borough of Rosslyn farms agent to sign an agreement with FEMA as outlined in their summary report. Bowen/McNamara, unanimous.

Pres. Green reported that she did a walk-through of the borough owned property along the parkway, where a request had been made by Booze Advertising to trim trees blocking visibility to their billboard. She was accompanied by property owners John Repine and Patrick Rodgers. There were no identifying markings for tree trimming. Council had a general discussion about the tree trimming and came to a general consensus that no decision would be made without a clear marking of trees to be trimmed.

A motion was made and seconded decline the authorizing of tree trimming.

Councilperson McNamara would like to table the issue until the interested parties provide sufficient information to make a decision. Solicitor Molinaro suggested contacting Dollar bank representatives and explain why we are withholding authorization.

Pres. Green called for a vote on the standing motion. The vote was four votes yea. (Robb, Prevoznak, Bell, George), and three votes nea (McNamara, Bowen, Green).


Council members consensus was that the lack of marking trees was the primary reason for rejecting consideration to trim.

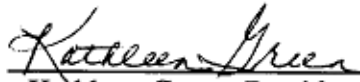
A motion was made and seconded to authorize signing an agreement with Morton's Salt as the low bidder for the COG municipalities for winter road salt. Bowen/George, unanimous.

A motion was made and seconded giving the personnel committee the authority to run background checks on potential qualified candidates for employment. McNamara/Prevoznak, unanimous.

A motion was made and seconded to adjourn the regular meeting of Council. Bowen/Prevoznak, unanimous.

Submitted by Secretary-Treasurer Maccarone

  
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Samuel A. Maccarone, Sec/Treas

  
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Kathleen Green, President