



Borough Council Minutes – December 21, 2016

Call to Order – Mr. Farley called the Public Hearing for the transfer of Pennsylvania Restaurant Liquor License No. R-3284 into Sayre Borough from South Waverly Borough currently owned by Yanuzzi Inc. T/A Yanuzzi's Restaurant. The new location facility is 233-235 Desmond Street, Sayre, Pennsylvania 18840 which is being purchased by KRSJ, LLC at 5:30pm.

Attorney Alan Shaw who represents the requestor provided an overview of the plans for the new restaurant. Mr. Osmun asked if parking was discussed with the Borough. Mr. Jarrett explained that he discussed the availability of parking in the municipal parking lot in the evening and weekends with Mr. Yanuzzi.

A stenographer was present for the Public Hearing and a transcript of the Public Hearing is available upon request. The Public Hearing was adjourned at 5:39pm.

Call to Order – Mr. Farley called the December meeting of the Borough Council to order at 6:00pm and Mr. Flick offered the meeting prayer and led the Pledge of Allegiance. Mr. Farley announced that a Public Hearing for the transfer of Pennsylvania Restaurant Liquor License No. R-3284 into Sayre Borough from South Waverly Borough currently owned by Yanuzzi Inc. T/A Yanuzzi's Restaurant to a new location facility is 233-235 Desmond Street, Sayre, Pennsylvania 18840 which is being purchased by KRSJ, LLC was held prior to the start of the regular meeting. Mr. Farley also announced that an Executive Session was held prior to the meeting to discuss a real estate issue regarding the firehouse project.

Roll Call – The following members of the Borough Council were present; James Daly, Robert Flick, Eugene Osmun, Timothy Shaw, Irene Slocum, and Henry Farley.

Excused: Eugene Cerutti. **Also present;** Gil Crossett, Fire Chief; Elizabeth Fice, Finance Coordinator; Jonathan Foster, Borough Solicitor; Christopher Kaiden, Code Enforcement Director; Blane Lathrop, DPW Foreman; Daniel Reynolds, Police Chief; and David Jarrett, Borough Manager.

Approval of Minutes – The minutes of the Borough Council meeting on November 20, 2016 were approved as presented.

Citizens to be Heard - There were none.

Approval of November Bills List & the Solicitor's Invoice December 1, 2016 thru December 15, 2016.

A motion was made by Mr. Daly and seconded by Mr. Shaw to November Bills List & the Solicitor's Invoice December 1, 2016 thru December 15, 2016. Under the question: There were none. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mr. Shaw, Mrs. Slocum, and Mr. Farley; YES.**

Vote to authorize the Council President to sign checks through December 31, 2016.

A motion was made by Mr. Flick and seconded by Mr. Daly to authorize the Council President to sign checks through December 31, 2016.

Correspondence Report – There were no questions or comments of the December 2016 Correspondence Report.

Finance Report – There were no questions or comments of the November 30, 2016 Finance Report.

MR. FARLEY ANNOUNCED THAT THE VOTES INCLUDED ON THE AGENDA WILL TAKE PLACE BEFORE THE COMMITTEE AND APPOINTED AND ELECTED OFFICIAL'S REPORTS

Vote to approve or reject the request the transfer of Pennsylvania Restaurant Liquor License No. R-3284 into Sayre Borough from South Waverly Borough currently owned by Yanuzzi Inc. T/A Yanuzzi's Restaurant to a new location facility located at 233-235 Desmond Street, Sayre, Pennsylvania. A motion was made by Mr. Shaw and seconded by Mr. Flick to approve or reject the request the transfer of Pennsylvania Restaurant Liquor License No. R-3284 into Sayre Borough from South Waverly Borough currently owned by Yanuzzi Inc. T/A Yanuzzi's Restaurant to a new location facility located at 233-235 Desmond Street, Sayre, Pennsylvania. **Under the question:** Mr. Flick stated that the Borough Council held a public hearing prior to the regular meeting to receive comments on the proposed liquor license transfer and after consideration of the issues, finds that the transfer of the Liquor License into the Borough will result in job creation, preserve a historic building, enhancement of dining accommodations for the residents and visitors of the Borough and all of which will substantially benefit the local economy and residents. The Borough Council finds that the transfer of the Restaurant Liquor License R-3284 into the Borough by Yanuzzi's Inc. does not adversely affect the welfare, health, peace, and morals of the Borough or its residents. Mr. Flick stated that Yanuzzi's Restaurant will be a great asset to the Borough and thanked the family for choosing to locate in the Borough. Mr. Osmun stated that he was also happy that restaurant is opening in the Borough. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mr. Shaw, Mrs. Slocum, and Mr. Farley; YES.**

Vote to approve Pay Application #1 submitted by Vacri Construction Corporation for work completed on the Milltown Pump Station Project. A motion was made by Mr. Shaw and seconded by Mr. Flick to approve Pay Application #1. Under the question: There were none. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mr. Shaw, Mrs. Slocum, and Mr. Farley; YES.**

Vote to adopt Ordinance #925 amending Chapter 134A- Property Maintenance of the Borough Code. A motion was made by Mr. Daly and seconded by Mr. Shaw to adopt Ordinance #925. **Under the question:** There were none. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mr. Shaw, Mrs. Slocum, and Mr. Farley; YES.**

Vote to adopt Ordinance #926 amending Chapter 1- General Provisions, Article II – Penalties for repetitive violations of certain provisions for more effective enforcement. A motion was made by Mr. Shaw and seconded by Mr. Flick to adopt

Ordinance #926. **Under the question:** There were none. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mr. Shaw, Mrs. Slocum, and Mr. Farley; YES.**

Vote to adopt Ordinance #927 amending Chapter 93 - Garbage. A motion was made by Mr. Shaw and seconded by Mr. Daly to adopt Ordinance #927. **Under the question:** There were none. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mr. Shaw, Mrs. Slocum, and Mr. Farley; YES.**

Vote to adopt Ordinance #928 amending Chapter 55- Building Construction. A motion was made by Mr. Daly and seconded by Mr. Flick to adopt Ordinance #928. **Under the question:** There were none. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mr. Shaw, Mrs. Slocum, and Mr. Farley; YES.**

Vote to adopt Ordinance #929 amending Chapter 111 – Nuisances. A motion was made by Mr. Shaw and seconded by Mr. Flick to adopt Ordinance #930. **Under the question:** There were none. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mr. Shaw, Mrs. Slocum, and Mr. Farley; YES.**

Vote to adopt Ordinance #930 amending Chapter 141 – Streets & Sidewalks. A motion was made Mr. Shaw and seconded by Mr. Daly to adopt Ordinance #930. **Under the question:** There were none. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mr. Shaw, Mrs. Slocum, and Mr. Farley; YES.**

Vote to adopt Ordinance #931 amending Chapter 153 – Trees. A motion was made by Mr. Shaw and seconded by Mr. Daly to adopt Ordinance #931. **Under the question:** There were none. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mr. Shaw, Mrs. Slocum, and Mr. Farley; YES.**

Vote to adopt Ordinance #932 amending Chapter 56 – Construction Code. A motion was made by Mr. Flick and seconded by Mrs. Slocum to adopt Ordinance #932. **Under the question:** There were none. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mr. Shaw, Mrs. Slocum, and Mr. Farley; YES.**

Vote to adopt Ordinance #933 amending Chapter 65 – Electrical. A motion was made by Mrs. Slocum and seconded by Mr. Flick to adopt Ordinance #933. **Under the question:** There were none. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mr. Shaw, Mrs. Slocum, and Mr. Farley; YES.**

Vote to adopt Ordinance #934 amending Chapter 68 – Energy Conservation. A motion was made by Mr. Osmun and seconded by Mr. Daly to adopt Ordinance #934. **Under the question:** There were none. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mr. Shaw, Mrs. Slocum, and Mr. Farley; YES.**

Vote to adopt Ordinance #935 amending Chapter 85 – Fire Prevention. A motion was made by Mr. Flick and seconded by Mr. Daly to adopt Ordinance #935. **Under the question:** There were none. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mr. Shaw, Mrs. Slocum, and Mr. Farley; YES.**

Vote to adopt Ordinance #936 amending Chapter 91- Fuel, Gas. A motion was made by Mr. Shaw and seconded by Mrs. Slocum to adopt Ordinance #936. **Under the question:** There were none. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mr. Shaw, Mrs. Slocum, and Mr. Farley; YES.**

Vote to adopt Ordinance #937 amending Chapter 104 – Mechanical Standards. A motion was made by Mr. Osmun and seconded by Mr. Daly to adopt Ordinance #937.

Under the question: There were none. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mr. Shaw, Mrs. Slocum, and Mr. Farley; YES.**

Vote to adopt Ordinance #938 amending Chapter 133 – Plumbing. A motion was made by Mr. Daly and seconded by Mr. Shaw to adopt Ordinance #938. **Under the question:** There were none. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mr. Shaw, Mrs. Slocum, and Mr. Farley; YES.**

Vote to adopt Ordinance #939 amending Chapter 114 – Occupations Requiring Permits. A motion was made by Mr. Flick and seconded by Mr. Daly to adopt Ordinance #939. **Under the question:** There were none. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mr. Shaw, Mrs. Slocum, and Mr. Farley; YES.**

Vote to approve the amended Memorandum of Understanding between the Borough and Kandy Ferguson as recommended by the Administration Committee. A motion was made by Mr. Flick and seconded by Mr. Shaw to approve the amended Memorandum of Understanding between the Borough and Kandy Ferguson. **Under the question:** There were none. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mr. Shaw, Mrs. Slocum, and Mr. Farley; YES.**

Vote to approve the 2017 Animal Sheltering agreement between the Borough and the Bradford County Humane Society. A motion was made by Mr. Daly and seconded by Mr. Osmun to approve the agreement with the Bradford County Humane Society. **Under the question:** There were none. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mr. Shaw, Mrs. Slocum, and Mr. Farley; YES.**

Vote to approve the agreement with Penelec for the conversion of streetlights from High Pressure Sodium to LED in the Borough as recommended by the Public Works Committee and Administration Committee. A motion was made by Mr. Shaw and seconded by Mr. Flick to approve the agreement with Penelec. **Under the question:** There were none. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mr. Shaw, Mrs. Slocum, and Mr. Farley; YES.**

Vote to approve the purchase of a Security/Monitoring IP Camera System to upgrade the existing camera system in the downtown in the amount of \$7,495.00 from Teledair Communications. A motion was made Mr. Daly and seconded by Mr. Osmun to approve the purchase of a Security/Monitoring IP Camera System to upgrade the existing camera system in the downtown. **Under the question:** Mr. Osmun asked if the new cameras could be viewed in real time or only recorded data. Mr. Jarrett explained that the cameras could be viewed in real time and that the live camera view could be zoomed in and out. **Roll Call: Mr. Daly, Mr. Flick, Mr. Osmun, Mrs. Slocum, Mr. Farley; YES. Mr. Shaw; NO.**

Committee Reports – The following reports were discussed;

Administration – Mr. Flick explained that the Committee discussed the LED Streetlights and sign ordinance. **A motion was made by Mr. Flick and seconded by Mr. Daly to authorize the Borough Solicitor to begin the adoption process and send a copy of the proposed sign ordinance to the County Planning Office for review and comment.** Under the question: There were none. **AYES – 6**

Public Works – Mr. Flick reviewed the items discussed by the Committee at their meeting on December 12th.

Public Safety – Mr. Daly reviewed the items discussed by the Committee at their meeting on December 12th. **A motion was made by Mr. Daly and seconded by Mr. Osmun to adopt the Levee Emergency Action Plan.** Under the question: There were none. **AYES – 6**

Code Enforcement - Mr. Jarrett reported that no bids were received for 304 North Thomas Avenue and bids will be solicited again in the Spring.

Planning Commission - Mr. Daly reported that the Commission has been working on the sign ordinance for several months. The next Commission meeting will be on January 10, 2017.

Library Board - Mrs. Slocum reported that Julie Newman was recently appointed to the Board.

Elected & Appointed Official's Report – The following reports were discussed;

Police Chief - There were no questions or comments.

Borough Manager – There were no questions or comments.

Code Enforcement Director – Mr. Kaiden thanked the Borough Council for their support during the year.

Valley Joint Sewer Authority - There were no questions or comments.

Emergency Management – There were no questions or comments.

Borough Solicitor – Attorney Foster stated that the Council addressed the items that he worked on during the month.

Council President – Mr. Farley announced that the Borough received a sub-division and land development application for 136 South Hopkins Street and 131-133 South Keystone Avenue owned by Rothstein & Associates LLC. Mr. Farley stated that the application has been forwarded to the Bradford County Planning Office for review.

Mr. Farley also thanked the Borough Council for their hard work during the year and said that he is proud of what has been accomplished.

Prior to adjourning the meeting, Mr. Farley presented a plaque on behalf of the Borough Council to Attorney Foster in recognition of his 40 years of service to the Borough. Attorney Foster stated that he has enjoyed working with the Borough Councils and Borough Managers throughout the years.

Adjourn - A motion was made by Mr. Daly and seconded by Mr. Flick to adjourn the meeting at 6:25pm. There were no objections.