

MILTON BOROUGH COUNCIL MEETING

February 26, 2014

The meeting was called to order with the following Councilpersons in attendance: Mrs. Meckley, Mr. Specht, Mr. Farr, Mr. Shearer, Mr. Budman, Mr. Keiser, Mr. Peterman, Mr. Cyphers, Mr. Swartz, and Mr. Walker. Also in attendance were Attorney Benion, Mr. Beck, Mayor Nelson, Sam Shaffer, Doug Diehl, Chief Lutcher, and Shelly Wood.

Minutes: On motion of Mr. Walker, seconded by Mr. Cyphers and carried, Council approved the minutes from the February 12, 2014 Council meeting.

Report of the Borough Manager: Mr. Beck reported that the audit has been completed for the D.C.E.D. New Communities – Main Street Grant #C000045178 for the period of July 1, 2008 through June 31, 2013 in the amount of \$135,000.00. \$60,000.00 of this grant was to be utilized for façade grants which are 50/50 match grants, for properties in the business district, which it was, however in several of the façade grant projects sweat equity was claimed as part of the match on the property owner's portion of the match. D.C.E.D. does not recognize sweat equity as a qualifying match, therefore the amount claimed as sweat equity is considered as a finding and had to be returned to D.C.E.D. as a non-compliant match. The amount that was returned was \$2,874.00. The Borough then agreed to apply for the original grant, and we signed an agreement that outlined the responsibilities of both the Borough and the T.I.M.E. Board. In the agreement it states that in the event that the municipality is required to reimburse D.C.E.D. pursuant to section 111.1.D. above for expenditures that are found to be ineligible, and if the Organization is determined to be responsible for said ineligible expenditures, the Organization agrees to promptly and fully reimburse the Municipality for any such expenditures.

With the above being said, the Borough has paid the \$2,874.00 to D.C.E.D., T.I.M.E. has reimbursed the Borough, and Mr. Beck has received the Close-out Notification for this Grant from D.C.E.D. The only Grant the Borough currently has in agreement with T.I.M.E. is the Close-out Grant #C000052111 in the amount of \$60,000.00 which has an expiration date of June 31, 2014.

Next Mr. Beck informed Council that he is well aware of the pothole situation within the Borough due to the harsh winter we are experiencing. We were having a difficult time finding the material needed to repair the potholes; however were able to locate 6 tons this afternoon, and the Public Works Department has begun repairing the potholes.

Report of the Mayor: Mayor Nelson had no report.

Report of the President of Council: Mr. Budman had no report.

At this time, 7:10 p.m., President Budman opened a Conditional Use Public Hearing. Representatives from Weis Markets addressed Council asking for a conditional use in order to construct additions to their existing Warehouse/Distribution Facility. Tom Frederick, Director of the Weis Distribution Services stated that the expansion will allow Weis' distribution operation to run more efficiently. When the final phase of the project is completed, he said the number of employees working out of the Milton Center will have increased from 664 to approximately 700. There were several members from the public that voiced their concerns about the increased traffic and water runoff that may occur with this expansion. They were assured that all of the phases would comply with all regulations and the new construction would improve the water issues. One of the residents also voiced their concern with the noise that the proposed emergency generator system would make. Curtis Barrick from Larson Design Group responded that there

would be minimal noise increase and that the generator would have to be tested once a month for approximately one hour. Attorney Benion closed the public hearing at 7:37 p.m.

General Government and Recreation

- A. On motion of Mrs. Meckley, seconded by Mr. Specht and carried, Council approved the Conditional Use request from Weis Markets, Inc.

Public Comments: There were no public comments.

Highways and Protection to Persons and Property

- A. On motion of Mr. Walker, seconded by Mr. Cyphers and carried, Council approved a request from the Kingdom Kidz Puppet Ministry to hold a Community National Day of Prayer on May 1st at the Lincoln Park Gazebo.
- B. On motion of Mr. Walker, seconded by Mr. Keiser and carried, Council approved a request from T.I.M.E. to hold Music in the Park at Lincoln Park and a Halloween Costume Parade.

General Government and Recreation

- B. On motion of Mrs. Meckley, seconded by Mr. Specht and carried, Council denied a request from Arch Street Partnership to allow them to construct six apartments on the first floor of their building located at Arch and Center Streets. Attorney Benion stated that this is a zoning issue and suggested that the group do a presentation to the Zoning Hearing Board before coming back to Council for approval.
- C. On motion of Mrs. Meckley, seconded by Mr. Farr and carried, Council adopted Ordinance #1188 pertaining to Mobile Food Vendors.

Finance, Health, and Sanitation

- A. On motion of Mr. Shearer, seconded by Mr. Peterman and carried, Council approved paying the bills from General Fund, Investment Reserve, Payroll, Pool, Liquid Fuels, and Cemetery accounts in the amount of \$195,367.94.

At this time, 8:22 p.m., Council entered into an Executive Session pertaining to personnel matters regarding the Chief of Police. Council re-convened at 8:42 p.m.

On motion of Mrs. Meckley, seconded by Mr. Farr and carried, Council authorized the Borough Manager to negotiate an early retirement contract with Chief Craig Lutchter.

There being no further business, on motion of Mrs. Meckley, seconded by Mr. Cyphers and carried, Council adjourned at 8:44 p.m.

Respectfully Submitted:

Shelly Wood
Borough Secretary/Treasurer