MINUTES

The Athens Borough Council met in regular session on February 14, 2022 Council Chambers, Athens Borough Municipal Building.

Present: President Scott Riley, Vice-President Scott Molnar, President Pro Tem Sharon Sporn, Council members Walter Chaykosky, Joanne Polzella, Anthony Smith and Robert Williams.

Absent: Mayor Francis Roupp III

President Riley led in the Salute to the Flag.

President Riley called the meeting to order at 7:00PM.

President Riley stated that this meeting is being tape recorded to assist the Borough Secretary in the preparation of the Minutes. When approved by Council the tapes will be reused and not preserved. If you have a recording devise please announce so at this time.

PRESS

No one present.

PUBLIC

No one present wished to address Council

PRESIDENT RILEY

MONTHLY BILLS

It was moved by Chaykosky and seconded by Smith that the February 2022 monthly bills be approved as follows:

General Fund **$33,692.51**
Sewer Fund **$121,216.51**
Fire Fund **$794.08** – Loan Payment #24

AYES: Chaykosky, Molnar, Polzella, Smith, Sporn, Williams, Riley
NAYES: None
Motion carried.

MINUTES

It was moved by Sporn and seconded by Chaykosky that the minutes of the regular meeting on January 10, 2022 be approved as written. Motion carried.

STATEMENT OF FINANCIAL INTERESTS

President Riley advised Council that the Statement of Financial Interest forms are due back to the Secretary-Treasurer prior to May 01, 2022.

RESOLUTION 2022 – 3

It was moved by Chaykosky and seconded by Sporn that Resolution No. 2022 – 3, authorizing bank signers for the Borough bank accounts with C&N Bank be adopted. Motion carried.

RESOLUTION NO. 2022 – 2

It was moved by Molnar and seconded by Smith that Resolution No. 2022 – 2, appointing the tax delegates for the Bradford County Earned Income Tax Collection Committee be adopted. Motion carried.

Resolution No. 2022 – 2
Athens Borough
Bradford County TCC Voting Delegate Appointment Resolution

Background. Act 32 § 505(b) requires the governing bodies of school districts, townships, boroughs, and cities that impose an earned income tax to appoint one voting delegate and one or more alternate delegates to be their Tax Collection Committee (TCC) representatives. The purpose of this resolution is to appoint the required delegates. The appointed individuals have consented to appointment.

RESOLVED, by the governing body of the Borough of Athens, that the following individuals are appointed as TCC delegates for the Borough of Athens:

1. Primary voting delegate (name & address, phone number and email address):

Walter Chaykosky 622 S Main Street Athens PA

570 888 4331 waltchaykosky@athensboroughpa.org _

2. First alternate voting delegate (name & address, phone number and email address):

Robert Williams 215 Chestnut Street Athens PA 18810

607 765 1028 robertwilliams@athensboroughpa.org

3. Second alternate voting delegate (name & address, phone number and email address):

Tara R Campbell 2 S River Street Athens PA 18810

570 423 0219 taracampbell@athensboroughpa.org

4. If the primary voting delegate cannot be present for a TCC meeting, the first alternate voting delegate shall be the representative at the TCC meeting. If both the primary voting delegate and the first alternate voting delegate cannot be present for a TCC meeting, the second alternate voting delegate shall be the representative at the TCC meeting.

5. These appointments are effective immediately and shall continue until successors are appointed. Delegates shall be appointed each year in December or January at the organization meeting or as soon thereafter as possible. All delegates shall serve at the pleasure of this governing body and may be removed at any time.

Certification of adoption. The undersigned certifies that the above Resolution was adopted at a public meeting on this date.

CALL FOR AN EXECUTIVE SESSION

Solicitor Foster Jr. called for an Executive Session to discuss Personnel and Real Estate Issues.

POLICE COMMITTEE

Vice-President Molnar stated:

The Police Chief's monthly report was made available to Council on February 09, 2022.

Monthly Report

Month of January		Total for the Year
144	Total Number of Calls:	144
0	Felony Arrests:	0
3	Misdemeanor Arrests:	3
3	Non-Traffic Arrests:	3
1	Traffic Citations:	1
6	Traffic Reports:	6
4	Parking Warnings:	4
2	Parking Tickets:	2

Mileage

356	2013 Tahoe	105,734 Overall
1,129	2017 Tahoe	61,639 Overall
1,265	2019 Tahoe	27,563 Overall

District Court:

4	Total Cases:	4
2	Criminal Cases:	2
0	Traffic Cases:	0
2	Non-traffic Cases:	2
0	PFA Violations	0

COMMUNITY AND DEVELOPMENT

President Pro Tem Sporn stated:

The Shade Tree Commission met on January 17, 2022 at 6:00PM at the Athens Borough Municipal Building. Their next meeting is scheduled for February 21, 2022 at 6:00PM at the Athens Borough Municipal Building.

PUBLIC WORKS COMMITTEE

Council member Williams stated:

The Public Work's Department report was made available to Council on February 07, 2022.

2022 PAVING PROJECT

It was moved by Sporn and seconded by Chaykosky that the Borough Manager be authorized to advertise the 2022 Paving Project. The paving project will consist of Second Street, E Pine Street from Wells Avenue to N River Street, Satterlee Street from Maple Street to S Main Street and as an alternative bid, a 75' x 50' section at the Athens Borough Park for parking. Motion carried.

RESOLUTION NO. 2022 – 1

It was moved by Williams and seconded by Chaykosky that Resolution No. 2022 – 1, to abate Hazardous Accidents and Dangerous Incidents be adopted. Motion carried.

RESOLUTION 2022 - 1

Now this ___ day of _____ **2022**, the Athens Borough Council hereby adopts the following Resolution.

WHEREAS, the Borough of Athens, their Police Department, Public Works Department and Fire Department may be called to perform services to abate a Hazardous Accident or Dangerous incident.

WHEREAS, for purposes of the Hazardous Accident Reimbursement Ordinance, the Athens Borough Fire Department shall only consider a dangerous incident in a residential or commercial fire that is caused by the gross negligence of the property owner. The Athens Borough Fire Department has adopted a policy of not requiring property owners to reimburse their department for accidental fires unless the property owner is grossly negligent in the maintenance of their property, which results in a fire.

WHEREFORE, for purposes of the Hazardous Accident Reimbursement Ordinance, the Athens Borough Fire Department shall only consider a dangerous incident in a residential or commercial fire that is caused by the gross negligence of the property owner. The Athens Borough Fire Department will seek reimbursement in fires that are caused by the gross negligence of the property owner.

WHEREFORE, the ATHENS BOROUGH POLICE DEPARTMENT, PUBLIC WORKS DEPARTMENT and FIRE DEPARTMENT and VEHICLE RATE recommends the following fee schedule for reimbursement of the costs of abatement of hazardous accidents and emergency response to dangerous incidents and will impose such charges on the property owner or the responsible entity as set forth in the Ordinance.

FIRE DEPARTMENT:

1. $350.00 per hour for each fire engine.

2. $350.00 per hour for the aerial truck.

3. $250.00 per hour for the squad truck.

4. $200.00 per hour for each van used.

5. Replacement cost at current prices for equipment damaged or made unusable in the incident (including but not limited to protective clothing, hose, self-contained breathing apparatus).

6. The cost of supplies and special equipment needed to control tile emergency.

7. The cost of pump and aerial certification tests.

8. Costs of items needed by emergency responders (including but not limited to food, beverages, decontamination facilities, portable toilets).

9. Cost of time and materials used by the Borough crew including a fee for using borough equipment.

POLICE DEPARTMENT:

POSITION	**HOURLY RATE OF PAY WITH BENEFITS**
1. Chief of Police	$58.64
2. Patrolman Cahill	$46.34
3. Patrolman Dekar	$45.78
4. Patrolman Welch	$39.35
5. Patrolman Dieg	$39.35
6. Patrolman Eccker	$28.77
7. Patrolman Whitehead	$28.77

VEHICLE

1. Police vehicle(s) **$200.00 per hour.**

In addition to the above, any and all equipment either contaminated or damaged to be replaced at the current price.

PUBLIC WORKS DEPARTMENT:

POSITION	**HOURLY RATE OF PAY WITH BENEFITS**
1. Foreman – Johnson	$43.24
2. Class A Leader – Freeland	$38.94
3. Class A Operator – Robert	$40.56
4. Class D Laborer – Bauman	$29.51

VEHICLE	**HOURLY RATE**
1. Paint Machine	$ 35.00/hr. plus $40 clean up
2. Backhoe/loader	$ 80.00/hour
3. Sewer rodding machine	$ 60.00/hour
4. Dump truck	$ 75.00/hour
5. Portable generator	$140.00/hour
6. Street Sweeper	$ 90.00/hour
7. Tractor(s)	$140.00/hour
8. Mowers	$ 20.00/hour
9. Jack Hammer/compressor	$ 40.00/hour
10. Roller	$ 35.00/hour
11. Wood Chipper	$ 50.00/hour
12. Skid Steer Loader	$ 60.00/hour

In addition, any and all equipment either contaminated or damaged to be replaced at the current price.

CODE ENFORCEMENT COMMITTEE

Council member Polzella stated:

The Zoning Officer's monthly report was made available to Council on February 07, 2022.

Zoning Permits Issued: 0
Zoning Permits Denied: 0
Zoning Permits to Date: 0

Property Maintenance Violation Notices Issued:

Total to Date (2022): 25

Contractor Permits through 02/14/2022:

Issued: 7 Pending: 0 Void: 0 Issued to Date (2022): 7

FIRE COMMITTEE

Council member Smith stated:

The Fire Department's monthly report for December was made available to Council on February 09, 2022.

The Fire Department's 2021 Annual Report was made available to Council on February 13, 2022.

SOLICITOR

The Solicitor's report was made available to Council on February 12, 2022.

EXECUTIVE SESSION

START: 7:17PM
STOP: 7:39PM

NEW TWIN RIVERS LLC – TAX REASSESSMENT

It was moved by Williams and seconded by Sporn to accept the settlement proposal of New Twin Rivers LLC, 120 Spruce Street for fair market reassessment from $5,073,284 to $3,950,000 pending the Athens School Board decision. Motion carried.

LETTER TO CONSTABLE CANNING

It was moved by Smith and seconded by Williams that Solicitor Foster Jr. be authorized to draft a letter to Constable Canning declining the services offered to assist the Borough Ordinances in Athens Borough. Motion carried.

ADJOURN

It was moved by Williams and seconded by Polzella that the meeting be adjourned at 7:44PM. Motion carried.

ATTEST:

_____
Tara R. Campbell, Secretary