

BOROUGH OF FRACKVILLE
REGULAR MEETING
MAY 13, 2020

The regular meeting of the Frackville Borough Council opened with the "Pledge of Allegiance to the Flag". President Jordan presided. Council members Berger, Cunningham, Martin, Miernicki, Tertel, Zuber, along with Secretary/Treasurer Deeter, Solicitor Semanchik, and a few citizens were in attendance. Mayor Phillips was absent.

MINUTES

A motion to accept the April 2020 minutes was made by Mr. Tertel, seconded by Mrs. Miernicki. All in favor 7 – 0. Motion carried.

ECONOMIC DEVELOPMENT TASK FORCE REPORT

Mrs. Miernicki said there was no meeting last month but they will be working on a grant. A motion to accept the economic development task force report was made by Mr. Zuber, seconded by Mr. Cunningham. All in favor 7 – 0. Motion carried.

PERSONNEL REPORT

No Report

FINANCE REPORT

Tax Collection Report

The tax collection report was presented and same accepted on the motion of Mr. Berger, seconded by Mr. Tertel. All in favor 7 -0. Motion carried. A copy of the report is attached to the minutes.

Treasurer's Report

The treasurer's report was presented and same accepted on the motion of Mr. Berger, seconded by Mr. Tertel. All in favor 7 – 0. Motion carried. A copy of the report is attached to the minutes.

Bills for Payment

A motion to accept the bills for payment including the payment to the Frackville Library of \$10,000.00 was made by Mr. Berger, seconded by Mr. Tertel. Roll call vote went as follows: Berger, Cunningham, Martin, Miernicki, Tertel, Zuber, and Jordan all voted yes. Motion carried. A copy of the bills is attached to the minutes.

A motion to accept the actuarial services from Conrad Siegel for the police pension fund was made by Mr. Berger, seconded by Mr. Cunningham. Roll call vote went as follows: Cunningham, Martin, Miernicki, Tertel, Zuber, Berger, and Jordan all voted yes. Motion carried. A copy of the report is on file.

A motion to accept the finance report was made by Mrs. Miernicki, seconded by Mr. Cunningham. All in favor 7 – 0. Motion carried.

MAYOR'S REPORT

Chief of Police Report

The chief of police report was presented and same accepted on the motion of Mr. Tertel, seconded by Mr. Cunningham. All in favor 7 – 0. Motion carried. A copy of the report is attached to the minutes.

Fire Chief Report

The fire chief report was presented and same accepted on the motion of Mr. Tertel, seconded by Mr. Cunningham. All in favor 7 – 0. Motion carried. A copy of the report is attached to the minutes.

A motion to accept the mayor's report was made by Mr. Tertel, seconded by Mr. Cunningham. All in favor 7 – 0. Motion carried.

STREET/SEWER REPORT

All of the street paving bids were opened.

A motion to conditionally award the 2020 street paving bids to the lowest bidder upon further review was made by Mr. Cunningham, seconded by Mrs. Miernicki. Roll call vote went as follows: Martin, Miernicki, Tertel, Zuber, Berger, Cunningham, and Jordan all voted yes. Motion carried.

The street report was presented and same accepted on the motion of Mrs. Miernicki, seconded by Mr. Zuber. All in favor 7 – 0. Motion carried. A copy of the report is attached to the minutes.

A motion to accept the street/sewer report was made by Mr. Berger, seconded by Mr. Martin. All in favor 7 – 0. Motion carried.

PROPERTY REPORT

No Report

LAW & ORDER REPORT

No Report

SANITATION REPORT

The sanitation report was presented and same accepted on the motion of Mr. Zuber, seconded by Mr. Cunningham. All in favor 7 – 0. Motion carried. A copy of the report is attached to the minutes.

RECREATION REPORT

The parks will be closed until the county goes into the green status. Also there will be no yard sales and there will be no Memorial Day Parade.

A motion to accept the recreation report was made by Mr. Tertel, seconded by Mr. Berger. All in favor 7 – 0. Motion carried.

LIGHT/WATER REPORT

No Report

OLD BUSINESS

A motion to approve a 60 day extension to both pool contractors was made by Mr. Tertel, seconded by Mr. Cunningham. Roll call vote went as follows: Miernicki, Tertel, Zuber, Berger, Cunningham, Martin, and Jordan all voted yes. Motion carried.

A motion to have the Mayor use her emergency power to have a 5 ton weight limit posted for the Arch Street Project for a period of up to 90 days or until the contractor is done was made by Mr. Zuber, seconded by Mrs. Miernicki. Roll call vote went as follows Tertel, Zuber, Berger, Cunningham, Martin, Miernicki, and Jordan all voted yes. Motion carried.

A motion to accept the quote from USG in the amount of \$17,575.00 which will be paid out through FEMA for the cleaning of various storm sewers was made by Mr. Tertel, seconded by Mr. Cunningham. Roll call vote went as follows: Zuber, Berger, Cunningham, Martin, Miernicki, Tertel, and Jordan all voted yes. Motion carried.

A motion to accept the change order from EK Services for the excavation of the storm sewer in the Rite Aid Parking lot was made by Mr. Tertel, seconded by Mr. Cunningham. Roll call vote went as follows: Berger, Cunningham, Martin, Miernicki, Tertel, Zuber, and Jordan all voted yes. Motion carried.

Work is expected to start the week of May 18, 2020.

Council was in executive session from 6:25 p.m. to 7:10 p.m. for property, contracts, and litigation issues.

NEW BUSINESS

No Report

CITIZEN COMMENTS

Residents Edward Michaels, Joe Huth, JoAnn Brophy and Jim Shuller expressed many concerns about the FEMA Stormwater Project. Council and the solicitor told the residents that based on the design of this project there should be an adequate capacity for the water. The funds from FEMA are to correct the stormwater collection system.

The solicitor told the residents if they have letters they want submitted to FEMA take them to the borough secretary and the borough will submit the letters to FEMA.

Wally Fetterolf – Center Street

He asked council if there is a burning pit ordinance because his neighbor caught his fence on fire. The fire pit code is being reviewed and the solicitor said he will have something for the next meeting.

A motion to adjourn was made by Mr. Zuber, seconded by Mr. Tertel. All in favor 7 – 0. Motion carried.

ATTEST:

Brenda Deeter
Secretary/Treasurer

**BOROUGH OF FRACKVILLE
SPECIAL MEETING
MAY 28, 2020**

A Special Meeting of Frackville Borough Council opened with the "Pledge of Allegiance to the Flag". President Jordan presided. Council members Martin, Miernicki, Tertel, and Zuber, along with Solicitor Semanchik, Don Cuff of Entech Engineering, and a few citizens were in attendance. Councilmen Berger and Cunningham were absent.

• **FEMA PROJECT**

1. Change Order No. 1 with E.K. Services, Inc., in the amount of \$10,561.00 for the temporary work required to reopen Laurel Street for public traffic not exceeding five tons in weight was discussed. On motion by Mr. Tertel, seconded by Mrs. Miernicki, all in favor, 5-0, Change Order No. 1 was approved.
2. Application for Payment No. 1 from E.K. Services, Inc., in the amount of \$27,717.67 (which includes Change Order No. 1 above) was recommended by Entech Engineering. On motion by Mr. Zuber, seconded by Mr. Tertel, all in favor, 5-0, Application for Payment No. 1 was approved.

• **60-64 NORTH LEHIGH AVENUE**

Solicitor Semanchik recommended that the Listing Agreement with Realty World – Wendy Knorr - be extended through December 31, 2020. A motion to approve was made by Mr. Zuber, seconded by Mr. Jordan. Under the question, Mrs. Miernicki explained that Realty World is not charging a listing fee, and the services are provided at no cost to the Borough. The motion carried with all in favor, 5-0.

• **OLD BUSINESS**

Mrs. Miernicki reported that the summer lunch program is continuing at the Memorial Park but, under the circumstances, has been revised with distribution from the Mahanoy Area School District van parked along Spring Street near the entrance to the Memorial Park. Lunches are for pickup and to be taken home, with no gathering of children in or about the park area.

• **PUBLIC PARTICIPATION**

Residents Joe Huth and Mr. and Mrs. Ed Michaels were in attendance and provided comments and received explanations from Entech Engineering regarding the FEMA project. Cuff explained the limitations on the federal project as to personal residences. There must be either damage to the residence or it must occur within 50 feet and threaten the foundation of the home, but does not include such things as damage to a shed, a fence, or creek-bank erosion.

Comments were made as to the lack of stormwater facilities in West Mahanoy Township, and concerns were mentioned as to the water quantity and quality that enters the Borough's system during times of heavy rain. Borough Council's previous efforts to address these concerns were reviewed.

The meeting concluded at 6:45 p.m. on motion to adjourn by Mr. Tertel, seconded by Mrs. Miernicki, all in favor, 5-0. Motion carried.

ATTEST:



Mark Semanchik, Esquire
Acting Secretary