

February 5, 2008

# HARMONY BOROUGH COUNCIL MEETING February 5, 2008

**COUNCIL MEMBERS PRESENT:** John Rice, Frank Luek, Dave Szakelyhidi, Jeff Smith, Dave Eberle, Michelle Barto, and Mayor Cathy Rape.

**OTHERS PRESENT:**

Sharon McBrine  
Wade  
MATT CALE  
Cathy Rape  
JIM EPPINGER  
R. E. D...  
Frank Luek  
FRANK + ANDREA GANNON  
Diana Bremer  
PHIL LOPE / TIM EPPINGER  
John Rice  
Rhonda EPPINGER  
Historic Harmony

**CALL TO ORDER:** Council President, Jeff Smith called the regular Council Meeting to order at 7:04 PM.

**PLEDGE OF ALLEGIANCE:**

**MINUTES:** Dave Szakelyhidi made a motion to approve the January 7, 2008 minutes as presented. John Rice seconded the motion. Motion carried.

**RECOGNITION OF GUESTS - Agenda Items:**

Council President, Jeff Smith, stated that an item will be added to the agenda to pay a water consultant to review the Creekside Plan. If anyone wanted to speak on that issue at this time.

**Attorney Lope** spoke on behalf of Tim and Rhonda Eppinger in reference to their request to vacate 4<sup>th</sup> Street. He stated that the Borough has no interest on the street, they do no maintenance. If the Borough loses its right of way the public easement is lost and it becomes a private right of way. There is no reason not to vacate the street.

**CORRESPONDENCE:**

1. Brochures on classes offered.
2. Butler County Association invitation
3. Report from Attorney General Jack Wagner – Liquid Fuel Report.
4. Info from the Chamber of Commerce concerning nominees for Service Reward
5. Watershed Conservation Alliance Meeting
6. Notice of PA Association of Borough Conference
7. Letter from Armstrong concerning increase of rates
8. Summary of review by Widmere Engineering in reference to opening clogged water way on Mercer Street
9. Letter from Historic Harmony expressing concerns in reference to the Creekside plan
10. Letter from Gary Habsburg requesting list of any storm management concerns
11. Mr. Vogel spoke on recycling and obtaining grant money to enhance the recycling program ( recycling carts with lids)

Dave Szakelyhidi made a motion to participate in 95 gallon recycling program. Frank Luek seconded the motion. Discussion. Motion amended to state pending review and approval by solicitor.

John Rice – No  
Frank Luek – Yes  
Dave Szakelyhidi – Yes  
Michelle Barto – Yes  
Dave Eberle – No  
Jeff Smith – Yes

Motion carried with a 4 – 2 vote.

**BOARD REPORTS:**

**COG:** Jeff Smith reported that COG is meeting next Thursday. They are looking at getting a summer intern to get together a project list

**HARB:** Dave Szakelyhidi reported that HARB is looking at getting a set of rules for the public as to what is allowed in the Historic District

**Water Authority:** Dave Szakelyhidi stated that Jeff Smith resigned from the Water Authority Board. Dave made a motion to appoint Harold Herr to replace Jeff. Michelle Barto seconded the motion. Motion carried.

**Parks Board:** Michelle Barto reported that the Parks Board is addressing future plans for the parks and ,also plans to take care of the goose problem.

Dave Szakelyhidi brought to Council's attention that Joni Feronoli purchased property that is a duplex in an R1 district. She would like to be charged for a single family dwelling.

**Zoning.** John Rice requested an executive session, following the Council meeting, to discuss litigation.

**Staff:** Wade Ion stated that the price of a new flag pole is \$2,000.00 and up. He reported that Dorothy Knauf wants the power turned off at the feed mill and one of Harmony's Street Lights would then be off. Discussion concerning the street light agreements.

**Zoning Inspector:** - Wade reported that Creekside wanted the flood map redone. The cost to do the study would be from \$3,500-\$3,800.

Dave Szakelyhidi made a motion to have Sweetland Engineering review the flood plain study for a price up to \$3,500.00. John Rice seconded the motion. Motion carried.

**STREETS:** A petition and request were received to close 4<sup>th</sup> Street. Dave Eberle made a motion to advertise the Ordinance to close 4<sup>th</sup> Street. Frank Luek seconded the motion. Discussion. Dave Eberle withdrew the motion. (Discussion on easement).

John Rice made a motion to put pins on 3<sup>rd</sup> street from Oak Alley to Spring Street. Frank Luek seconded the motion. Motion carried.

**PUBLIC SAFETY:** Dave Szakelyhidi reported that it was brought up at the quarterly police meeting that the police start foot patrol of the Borough. They were receptive.

Jeff Smith handed out MDIA's inspection form. The Fire Ordinance was tabled.

Dave Szakelyhidi made a motion to advertise the Historic Zoning Ordinance –Michelle Barto seconded the motion. Motion carried.

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**NEW BUSINESS:**

**Facilities:** Discussion concerning refinishing the Municipal Building Floor. Wade Ion is to get prices on a rug service.

Dave Szakelyhidi reported that he went to a meeting in Zelienople on a study for Community Parks. They would like Harmony Borough to be involved. Michelle Barto will be the contact person.

Jeff Smith stated that he is starting to put together the summer concert schedule. Dave Szakelyhidi made a motion to close the streets for the summer concerts. Michelle Barto seconded the motion. Motion carried. (Concert dates: June 19, July 3, July 17, July 31, August 14.)

Discussion on Kellners doing the fireworks.. Dave Eberle made a motion to stay with Zambelli for the year for the 4<sup>th</sup> of July and New Years Eve Celebration. Frank Luek seconded the motion. Motion carried.

**BILLS PAYABLE:**

Michelle Barto made a motion to pay all bills as presented. Dave Eberle seconded the motion. Motion carried.

**PUBLIC COMMENT:**

**Bob Franz** commented that Creekside needs a complete study not a review of a previous study.

**John Ruch** stated that he is concerned about Jackson's Engineer reviewing Creekside.

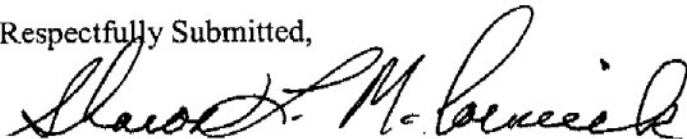
Jeff Smith said that he will make sure Bill Hummel talks to Sweetland to have the outline of what they are doing.

**EXECUTIVE SESSION:**

An Executive Session was called at 9:15 PM to discuss litigation.

Out of Executive Session and adjourn at 9:25 PM.

Respectfully Submitted,



Sharon L. McCormick  
Secretary