

**Borough of New Stanton Council meeting
September 17, 2009**

The September 17, 2009 Council meeting of the Borough of New Stanton was called to order at 7:00 p.m. by Council President Scott Sistik. The meeting was held at the Municipal building, 451 North Center Avenue, New Stanton, Pennsylvania. A Prayer and the Pledge of Allegiance were recited.

Members present Scott Sistik, Todd Bartlow, Sally Kintigh, Thomas Smith, Wilbur Bussard, and James Mack. Also present Mayor Joseph Kazan and Code Enforcement Officer Melvin F. Steele, Jr. Councilman Robert Quinn was absent.

General Business

A motion was made by Wilbur Bussard second by Todd Bartlow to pay bills in the amount of \$22,274.93. The motion carried.

A motion was made by Todd Bartlow second by Sally Kintigh to approve the minutes from the September 3, 2009 Council meeting with the correction of Tom Smith being absent from the meeting. The motion carried with Tom Smith abstaining.

Council Additions

The additions to the agenda are Park Grant distribution, memorial at the Park, the PSAB Fall Conference in Erie on October 16th through the 18th, and the ISO review of the Fire Department.

Public Comment

Mr. Bill Lingis said I am here on behalf of some of the neighbors that live next to me about a problem that appears to be with in the constraints of the current law. Our neighbor bought his son a motorcycle and he is proceeding to ride this motorcycle around his property following inside the property lines to the best of my knowledge but still riding it around the property. He has also ridden on the street and that has been addressed through legal means. We are here to ask Council to take into consideration some sort of Ordinance that would restrict the riding of motorized vehicles within the containment of a property of this size in particular communities. If you are in the country, that is OK but when you are in a small community like this, it looks a little odd to have a motorcycle going around that property line. I ask Council to take in to consideration to do something and be proactive.

There was discussion about the noise and Mr. Steele said we would need a machine that measures noise and they are expensive and we have talked about that before.

Council President said you brought up a good point about the size of the yards. Obviously if you are on a farm that is not an issue. If you are on something of an acre or less or even two acres it could present a problem.

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A motion was made by Wilbur Bussard second by Todd Bartlow to direct our Solicitor to review all legal means of what we can do to prevent this not only at this location but at all locations throughout the Borough. To investigate our Ordinances and see if there is anything he can add anything we can change in order to make situations like this not only here but throughout New Stanton because it is a major safety issue not only to the person themselves but the neighbors and travelers passing through. The motion carried.

Council President said that if there has not been a complaint filed, we will need someone to do so formally. Mrs. Molek said the noise was really bad the other night. Council President said the suggestion to have John send sort of like a letter to inform them that a complaint has been filed, we have to let John make that call if legally that is something you are allowed to do. Mayor Kazan said you have to look and see if that violates Borough Ordinance otherwise you have to be careful with what you do. Mayor Kazan said he will talk to John. Mrs. Molek said that she did a little research and I know that Hempfield Township has somewhere in their laws that there is no ATV's, no motorcycles nothing not even on private property.

Council President said back to the letter. Mayor Kazan said I think you have to talk to the Solicitor first. Council President said If John thinks it is appropriate he can issue the letter based on the complaint being filed with the Borough. There was more discussion about what could be done.

Mrs. Trump said you need to look at the size of the property. Mrs. Molek said we live on postage stamps and he is riding the motorcycle at night, no lights and down along the railroad tracks. When you live in a small housing plan there should be nothing like that. Councilman Mack said you speaking up tonight has set the ground work to alleviate some of that because it is an established fact that this kid is out of control. Mayor Kazan said we can't just address a one issue situation there has to be a general look at what is allowed in the Borough.

Agenda

Meeting with Smithton (Regional Police)

There was some discussion among Council about the letter that the Borough received from Smithton Borough.

A motion was made by Thomas Smith second by Todd Bartlow to direct the Mayor to set up a meeting with Smithton Borough Police Department and New Stanton, Youngwood and Hunker Boroughs to hear what they have to say. The motion carried.

A motion was made by Sally Kintigh second by Thomas Smith to purchase 20 signs with the date, time and place of meeting with Smithton Borough Police and place the signs throughout the Borough. The motion carried.

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Training in Harrisburg for Statewide Right to Know & Sunshine Act

A motion was made by Thomas Smith second by Todd Bartlow to send Scott Sitek and Mary Ann Roll to the training in Harrisburg. The motion carried.

Recreation Cell Phone

A motion was made by Thomas Smith second by Sally Kintigh to notify him tomorrow have the cell phone shut off on Monday, September 21, 2009 and send him a certified letter. The motion carried with Todd Bartlow voting no.

Council President read a letter of resignation from Todd Biedrycki who was a member of the Recreation Board.

A motion was made by Wilbur Bussard second by Tom Smith accepting Todd Biedrycki's resignation from the Recreation Board. The motion carried.

Council President turned the meeting over to Vice President Wilbur Bussard for the next item on the agenda.

Website Product discussion

There was some discussion about the website product and everyone would like to see a demonstration of the product and asked if it could be set up for the next meeting.

Council Vice President Wilbur Bussard turned the meeting back over to Council President Scott Sitek after the discussion on the website product.

Park Grant Distribution

Councilman Bussard said that we have \$2,500 for playground updates. There was some discussion on it.

A motion was made by Wilbur Bussard second by Todd Bartlow to purchase tether balls, basketballs, volleyballs, horseshoes and a Maypole. The motion carried.

Councilman Bussard said we need to look into renting or purchasing a leaf vacuum.

Councilman Bussard said the other thing I have is about the millings; I am talking about the big stuff. We have a resident in town who gave me an indication that after Sewickley and the others have taken some of the millings he would like to have five or six loads. There was some discussion about excess property.

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Memorial for Park

Council President read a letter from Keith Neill concerning a memorial to Mr. Geiser at the Park. A check for \$40.00 is enclosed to be added to any other funds for that memorial.

PSAB Fall Conference

Council President said the Conference is October 16, 17, & 18 in Erie.

A motion was made by Sally Kintigh and second by Todd Bartlow to send Scott and Wilbur to the PSAB Fall Leadership Conference on October 16, 17, & 18, in Erie.
The motion carried with Scott Sistek and Wilbur Bussard abstaining.

ISO review of Fire Department

Mayor Kazan said prior to the review we were a public protection classification of 5/9 and after the review they called it retrogression where we were classified as a number 10. This is insurance office is sort of a clearing house for any fire insurance the residents have on their homes based on the rating that they get it could effect the cost of the insurance for the residents and businesses. There was discussion about the rating and how they arrived at that number and what needs to done and a Fire Department Task Force was formed.

Other Items

Mr. Steele said I still have to get another quote but I can tell you that the number 2 truck has a leaky hydraulic reservoir. It has a crack in the box. I did receive a quote from Lewandowski. I will be calling Zoresco to get a quote from them. Mr. Steele said I do need to purchase hydraulic oil and it will be over \$50 for ten gallon. There was some discussion about the purchase of hydraulic oil.

Councilman Bartlow told Mel that it was brought to his attention that there is a weight limit sign at one end of Broadview and not the other and Mel said someone stole it again.

Councilman Tom Smith said most of my neighbors are complaining to me about the alley being tar and chipped but I see no one showed up to complain. There was some discussion about the roads.

Nick DeSantis said that the Recreation Board has a meeting on Monday evening and I will get back to us on Tuesday.

Council President read two thank you cards for the Lloyd Geiser Family and one from the Lee Todd Family.

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Council President said the Personnel Committee will be conducting performance reviews and job evaluations beginning on Monday with Mel Steele at 3:00 p.m. and Mary Ann after that. Then we will decide the rest from there.

Mayor Kazan said I received a letter from Christopher Tantlinger about accepting the Westmoreland County Hazardous Mitigation Plan that has been approved by FEMA.

I do not know if we have been involved in it before but now it is approved, we either have to accept the County's plan or adopt a plan of our own. It is available online at the Westmoreland County Emergency Management Website. I don't know if you want to talk to John about this as to whether to accept this.

Mayor Kazan said I received a letter on the first meeting of the Westmoreland County Tax Collector's Committee.

A motion was made by Thomas Smith to adjourn the meeting at 9:31 p.m.

Respectfully submitted,

Mary Ann Roll

Mary Ann Roll
Secretary