

**TIONESTA BOROUGH COUNCIL
MEETING MINUTES
December 15, 2020**

Being a quorum present, the meeting was called to order with the Pledge of Allegiance at 4:20 PM by Robert G. Holzer. Those in attendance were:

Robert G. Holzer, President	Judith M. McDaid, Mayor (via Zoom)
Thomas Mohny, V. President	Bernadette K. Holzer
Dennis W. O'Toole (via Zoom)	Jamie Say
Cindy Crytzer, Secretary	

Also present via Zoom was Steve Sherwood, Tionesta Library Board Member.

Public Comment: Steve Sherwood, as a Board Member of the Tionesta Library wanted to know what authority Council had to pay for solicitor's legal fees from the library funds. The funds held by the Borough are used for the benefit of the Library, not an actual Library asset. The solicitor fees Mr. Sherwood mentioned were incurred by the Borough to produce the Memorandum of Understanding between the Borough and the Library Board. Cindy drafted the original agreement on behalf of the Borough. It is the position of the Borough that if an attorney is brought into a negotiation by the other party, the Borough contacts it's solicitor to deal with the other party's attorney. The Library Board announced to Council about two years ago that they had retained an attorney to represent their interest. At that point, Council turned the matter over to their solicitor. Mr. O'Toole stated that if the Library Board contests the reimbursement of Borough legal fees for the Agreement and attorneys are brought into the picture again, then the Borough will continue to use any earned interest to pay that expense. It is Council's position that the interest earned on investments can be distributed partially, or in whole to the Library; or used for Library related expenses or Library operational expenses incurred by the Borough. The Borough pays for water, sewer and trash services as well as other expenses on behalf of the Library. No other municipalities share in the day-to-day expenses of the Library.

Public Works: Kent is on vacation.

Minutes: A motion was made by Tom Mohny to approve the December 1, 2020 Council Meeting Minutes, 2nd by Jamie Say, motion carried.

Financial:

- Account Balances 11/30/20: Reviewed.
- Capital Spreadsheet: Reviewed.
- Revenue & Expense Statement 11/30/20: Reviewed.

Correspondence:

- **Letter from Waste Management dated November 12, 2020:** Reviewed. Waste Management has purchased and taken over Advanced Disposal.

Old Business:

- **GIS Mapping:** Nothing New.
- **Walnut Street Storm Water Line Replacement:** Nothing New.
- **Blight 138 Elm Street:** Waiting on electric service to be removed this week by Penelec and the contractor to begin demolition. Bernadette Holzer moved to authorize Bob Holzer to execute the Subrecipient Agreement between the County and the Borough, 2nd by Tom Mohny, motion carried.
- **Covid 19 Policy:** Bernadette Holzer moved to adopt the Tionesta Borough Covid 19 Practices as amended, 2nd by Jamie Say, motion carried
- **Armstrong Franchise Agreement:** Memo from Cindy to Council dated December 8, 2020 regarding her telephone conversation with attorney, Dan Cohen reviewed. After discussion, Cindy was directed to forward the agreement to Andrea Stapleford for her review and any changes.

New Business:

- **2021 Budget:** Tom Mohny moved to adopt the 2021 budget as presented, 2nd by Jamie Say. Roll call vote as follows: Tom Mohny, Aye; Denny O'Toole, Aye; Jamie Say, Aye; Bernadette Holzer, Aye; and Bob Holzer Aye. 2021 Budget Adopted.
- **2021 Tax Ordinance No. 299:** Bernadette Holzer moved to adopt the 2021 Tax Ordinance No. 299 increasing the millage rate from 12 mills to 12.5 mills, 2nd by Tom Mohny. Roll call vote as follows: Tom Mohny, Aye; Denny O'Toole, Aye; Jamie Say, Aye; Bernadette Holzer, Aye; and Bob Holzer Aye. 2021 Ordinance No. 299 Adopted.
- **2020 Budget Transfers to Capital:** Tom Mohny moved to authorize Cindy to transfer \$20,000 from the General Account, \$20,000 from the Water

Account and \$10,000 from the Trash Account to the Capital Account, 2nd by Jamie Say, motion carried.

- **2020 Comp Time:** Jamie Say moved to authorize payment of accrued comp time for Brendan Clark, Curt Price and Kent Ralston as presented, 2nd by Bernadette Holzer, motion carried.
- **2021 Patrol Agreement:** Hourly rate increased from \$31.00 to \$32.00. Tom Mohny moved to authorize Bob Holzer to execute the Agreement between Forest County and the Borough, 2nd by Denny O'Toole, motion carried.
- **Resignation of Rita Schaffer as Tax Collector:** Due to health reasons, it is Rita's intent to resign and not complete her term which ends 12/31/2021. Council will address at the next meeting. In the meantime, Cindy is filling Rita's position as her Deputy Tax Collector.
- **2021 Engagement Letters from May & Company and Stapleford & Byham:** Denny O'Toole moved to authorize Bob Holzer to execute the agreements, 2nd by Tom Mohny, motion carried.
- **2021 Meeting Dates:** Cindy will place a notice with the 2021 meeting schedule in the Forest Press.

Non-Agenda Items:

- **Tionesta Manor Emergency Preparedness:** Memo from Cindy to Council dated December 15, 2020 reviewed. After discussion, Cindy will provide a copy of the memo to Elderly Housing Board members for review at their January meeting.

Executive Session: None.

Reports:

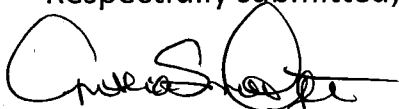
- **Mayor:** Judy reported she attended the Downtown Revitalization Committee meeting last week to hear the consultant's suggestions.
- **President:** None.
- **Committees:** None.
- **Sheriff:** None.
- **Library:** None.
- **EHB:** None.
- **COG Report:** None.
- **TCC Committee:** None.

- **Ambulance:** Judy reported that the ambulance day staff is back to work.
- **Zoning Hearing Board:** None.
- **TMA:** Next meeting December 23, 2020.
- **Planning Commission:** None.

Roundtable: None.

Tom Mohney moved to adjourn, 2nd by Jamie Say. Meeting adjourned at 5:50 PM.

Respectfully submitted;



Cynthia S. Crytzer, Secretary