

Summit Hill Borough Council
August 13, 2024, 7:00 p.m. Borough Hall

The regular scheduled meeting of the Summit Hill Borough Council was held at the above time and place with President David Wargo presiding.

Roll Call – President David Wargo, Karen Ruzicka, Joseph Weber, Marlene Basiago, Solicitor Robert Frycklund and Mayor Jeffrey Szczecina were all present. Vice President William O’Gurek, Lacey Gonzalez and Alan Kruslicky were absent.

Floor –

1. Barbara Boyd, 24 East Ludlow Street, inquired about the zoning laws for businesses converting into apartments. She was told that business fronts were not allowed to be converted into apartments because of parking and other reasons. President Wargo said that nothing has change and there is no law that states you cannot convert building from one use to another. An apartment building is considered a commercial building, as per the zoning law. Ms. Boyd stated that the woman who owns the building next to her said she got permission to put two apartments in the downstairs of the building and also have a business. She explained to the owner that there is a moratorium on the sewer, so she does not think she is allowed to put the apartments in. Now she is bringing in an astronomical amount of lumber, drywall, and flooring to fix up the building. There are already two apartments upstairs and she knows the one did not pass inspection due to the stairs, however, they were quiet tenants, so she did not care about it. If they allow two apartments in the downstairs in the building, she will not be able to walk out her front door. If something like the ones who moved in across the street from her move in next door to her, it will be a disaster. She and her husband inquired about two years ago if they could build a house on the lot they own by their garage and were told they could not build due to the moratorium. Now this woman is putting two additional apartments in the building. President Wargo stated that if she was given approval then a zoning permit will be posted on the property. He understands that Officer Bell was the one who approved the permit. Ms. Boyd did mention that she asked the owner if she was issued a variance because if she was, the neighbors had to be made aware of it. President Wargo said the lumber and drywall could be used to remodel what is already in the building. No one has any idea what she is doing unless they enter the building, which would require just cause to get a search warrant or she would give permission to the zoning officer to enter the building. Mayor Szczecina stated that plans were submitted to the building inspector last year and then the zoning officer approved the permit. President Wargo said once a permit is approved, it has to be posted for 30 days and within the 30 days anyone has a right to appeal the decision. Ms. Boyd said that she heard that Officer Bell gave her a variance. Ms. Steber confirmed that no variance was applied for or given. Solicitor Frycklund explained that only the Zoning Hearing Board can grant a variance. President Wargo asked how long she has known about this property because this is not the first time she has been at a meeting regarding this property. Ms. Boyd said that she wrote a letter to the borough telling them exactly what she did not want in that building. She does not care if the building stays a business, but she does not want apartments because she will not be able to walk out her front door. The place directly across the street from her is a complete dump and she is afraid that the building next door is going to turn into the same thing. She talked to a neighbor across the street who complained about the place being a dump. President Wargo asked if a complaint was made to the police department. Ms. Boyd said it was not because the person said it is not worth it because the police will not do anything about it. President Wargo said that is a subjective opinion and if the police are not made aware of it, then they cannot address the issue. Ms. Boyd said the people living there are not quality people. President Wargo stated that they will put together a narrative regarding the building in question and get back to her. As for the law, when a zoning permit is issued, it needs to be posted on the property for 30 days and anyone has a right to appeal it within those 30 days. Writing a letter to the borough does not count as an appeal. An appeal must be made to the Zoning Hearing Board in writing. He said that he does not want to debate it, but he is willing to discuss it further with her after the meeting. Ms. Boyd said to just forget that she said anything because nothing will be done.

Minutes – Motion was made by Marlene Basiago and seconded by Joseph Weber to approve the meeting minutes from the July 9, 2024 Council meeting. Motion was opened for comment; none made. Motion carried unanimously by Council.

Mayor's Report – Mayor Szczecina reported the total collected from the District Justice was \$885.83 for June and \$724.11 for July. Total collected from Carbon County was \$6.32 for June nothing received for July at this time. Motion was made by Karen Ruzick and seconded by Marlene Basiago to accept the mayor's report for the month of July 2024. Motion was opened for comment; none made. Motion carried unanimously by Council.

Police Report – Chief Woodward read the monthly report. He also stressed that residents call the police department when something is happening in town. He is not a social media person, nor do the police monitor social media. So, when things are happening and residents are writing about it on social media, they cannot address it because they do not know. He had a CLEAN and APCCD audit and the department was found to be in compliance with both. He is also requesting that Officers Pituch and Strauss attend a Search and Seizure training class on September 11, 2024 in Bethlehem, at no cost to the borough. Motion was made by Joseph Weber and seconded by Karen Ruzicka to send Officer Pituch and Officer Strauss to a Search and Seizure training class on September 11, 2024 at no cost to the borough. Motion was opened for comment; none made. Motion carried unanimously by Council. Motion was made by Marlene Basiago and seconded by Karen Ruzicka to approve the Police report for the month of July 2024. Motion was opened for comment; none made. Motion carried unanimously by Council. President Wargo strongly suggested that people call the police department to report a crime. Council, the mayor and the police do not monitor social media so if it is not reported to them, they cannot address it. Social Media is not the appropriate platform to report crime.

Planning and Zoning Report – Motion was made by Marlene Basiago and seconded by Joseph Weber to accept the Planning and Zoning report for the month of July 2024. Motion was opened for comment; none made. Motion carried unanimously by Council.

UCC, Code Enforcement and Rental Inspection Reports – Councilwoman Ruzicka said that they added a column on the rental inspection report to note if there are tenants living in the property but all they did was put and X, which does not tell them if that is a yes or a no. Kira Steber said she noticed that too and will follow up with Lehigh Engineering to get an answer. Motion was made by Joseph Weber and seconded by David Wargo to accept the UCC, Code Enforcement and Rental Inspection reports for the month of July 2024. Motion was opened for comment; none made. Motion carried unanimously by Council.

Work Leader Report – Motion was made by Marlene Basiago and seconded by Joseph Weber to accept the Work Leader Reports for the month of July 2024. Motion was opened for comment; none made. Motion carried unanimously by Council.

Tax Collector Report – Nathan Halenar submitted his Tax Collector Report for the month of July 2024. Total taxes collected were \$66,774.19 with a commission of \$2,003.23. Motion was made by Karen Ruzicka and seconded by Joseph Weber to accept the Tax Collector Report for the month of July 2024. Motion was opened for comment; none made. Motion carried unanimously by Council.

Delinquent Real Estate Tax Report – Portnoff submitted their Delinquent Real Estate Tax Report for the month of July 2024. Total delinquent real estate tax collected was \$2,897.02 and total expenses reimbursed were \$513.89. Motion was made by Joseph Weber and seconded by Karen Ruzicka to accept the Delinquent Real Estate Tax Report for the month of July 2024. Motion was opened for comment; none made. Motion carried unanimously by Council.

Wage Tax Report – Berkheimer submitted their Wage Tax Report for the month of July 2024. Total EIT submitted was \$19,050.53 with a commission of \$329.57 and postage charges of \$17.71. Total LST submitted was \$38.06 with no commission paid and postage charges of \$3.06. Total DLT submitted was \$112.75 in

delinquent Occupation Tax and \$49.50 in delinquent Per Capita Tax. **Motion was made by Karen Ruzicka and seconded by Marlene Basiago to accept the Wage Tax report for the month of July 2024.** Motion was opened for comment; none made. Motion carried unanimously by Council.

Receipts – Total receipts received for the month of July 2024 were \$128,834.90. **Motion was made by Joseph Weber and seconded by Karen Ruzicka to accept the Receipts for the month of July 2024.** Motion was opened for comment; none made. Motion carried unanimously by Council.

Committee Reports

Streets –

1. Councilman Weber asked if there was anyway to prohibit certain contractors from doing work within the borough. There have been some issues with certain contractors especially when it comes to opening up the streets. Solicitor Frycklund said it is easier with PennDOT roads because they can go after the contractor. It could be a civil action against the contractor. He said he would have to review the ordinance and add a stipulation. Kira Steber said many years ago the borough talked about requiring contractors to get a contractors license through the borough, but they never moved forward with it. Solicitor Frycklund said it would be hard to restrict a certain list of approved contractors.
2. President Wargo informed everyone that PennDOT followed through with a request that he made regarding the White Bear intersection after the last two car accidents occurred. They are working on putting additional signage in the area that will hopefully get driver's attention.

Recreation –

1. Councilwoman Basiago informed everyone that Movie in the Park will be tomorrow night in Ludlow Park. Kathy Gieniec said they will be showing Kung Fu Panda 4 and there will be snacks and they will be handing out bookbags and back to school items.
2. Kathy Gieniec said the pickleball courts are done and people are now playing down on those courts. The container with the supplies is working out well.
3. President Wargo said that they received a draft of the rental agreement for the Ginder Pavilion. He asked if there were any questions.
 - a. President Wargo asked why there is a space for someone to initial after each sentence. Councilwoman Ruzicka said they looked at agreements from other boroughs and most had the initials after each. She feels it is good to have because then people have to read it and initial after each one.
 - b. Councilwoman Basiago questioned #4 about trespassing. It states that trespassing onto adjacent areas to the pavilion is not allowed. What are they referring to. Ms. Ruzicka said it is to keep people within the fenced area of the park. President Wargo said you really cannot control where people go, and he took it as they cannot leave the pavilion area. M. Ruzicka said they can move that sentence.
 - c. President Wargo said he believes #19 is illegal. They cannot abridge anyones right to gather peaceably. Solicitor Frycklund said the borough would have to allow for political speech somewhere. You cannot prohibit it in the borough, but you can limit it to a reasonable time and place. Mr. Wargo said they allowed it in Ludlow Park in the past. Ms. Ruzicka said if they do not feel comfortable with it, they can remove it. Councilman Weber feels they should keep it in until it would be challenged.
 - d. Councilwoman Basiago stated in #21 it prohibits pets, skateboards, bicycles, motorcycles, and roller skates. A lot of these activities are occurring now in the park, minus the motorcycles. She is not sure

why they are ruling it out. Ms. Ruzicka asked if they are damaging anything. Ms. Basiago said none of which she is aware. She stated that she would agree to keep motorcycles but add ATVs and dirt bikes.

- e. President Wargo said that the borough ordinance contradicts #19. Letter F controls gatherings unless they change the ordinance to remove Ginder Park. They would not be able to keep #19 in the agreement without contradicting the law.
- f. President Wargo asked if they envisioning renting the pavilion for the entire day. If they were able to book more than one event in a day, they should modify the agreement. Kira Steber said she would not recommend booking more than one event per day only for the fact of having someone having to go clean up, restock the bathroom, and make sure everything is in order. Also, if the first party isn't done or is still cleaning up, how do you kick them out because you have another party coming in.
- g. President Wargo mentioned #8 regarding grill waste to be placed in metal cans that are provided. They discussed adding to the ordinance about not having open flames. He feels they should specify what type of grilling or cooking is allowed. Councilwoman read the section that they talked about adding to the ordinance which prohibits open flame, propane, heat tablet, etc. Ms. Ruzicka said to remove #8 completely. She also added that she went through the garage and there is plenty of outlets for people to plug in crockpots and eventually they would like to put in a refrigerator and stove. Council agreed to remove #8.
- h. Solicitor Frycklund asked about the maximum occupancy in #9. Councilwoman Basiago said the ordinance states no more than 25 people for a gathering. Ms. Ruzicka said it is open air so this may not apply. Solicitor Frycklund said to remove it because it does not serve any purpose. Council agreed to remove #9.
- i. Councilwoman Basiago asked if they all agreed with the fees. Fees are \$100 security deposit, \$50 for residents and \$100 for non-residents. Kira Steber explained how the fees for the community center. Ms. Ruzicka said that she feels the fees are fair right now because they do not have a fridge or stove for someone to use. Once they add those items, they can adjust the cost.

Motion was made by Joseph Weber and seconded by Marlene Basiago to approve the draft of the contract and submit it to the solicitor for final review and formatting. Motion was opened for comment; none made. Motion carried unanimously by Council.

Motion was made by Joseph Weber and seconded by Marlene Basiago to put together an RFP to sell the dishes and other kitchen items that are not being used at the Hill Top Community Center. Motion was opened for comment none made. Motion carried unanimously by Council.

Building Committee – Councilwoman Ruzicka asked when the part will arrive, and the unit be fixed. Ms. Steber said it is already done. Ms. Ruzicka said that the ceiling tiles were still not put back into place as of last week. Ms. Steber said she believes the borough workers have to put the tiles back in. Ms. Basiago said that she was told they still need to wrap the baffles and then they will put the ceiling back together.

Sanitation Committee – President Wargo said they have information from Tamaqua Transfer to hold the fall clean up on Saturday, October 5th and Saturday, October 12th. **Motion was made by Marlene Basiago and seconded by Karen Ruzicka to approve the dates for the fall clean up.** Motion was opened for comment; none made. Motion carried unanimously by Council.

Handicap Committee – Councilwoman Basiago stated there is a handicap parking application for 221 East Fell Street. It was reviewed and they are making a recommendation to approve the request. **Motion was made by Marlene Basiago and seconded by Joseph Weber to approve the handicap parking application for the property located at 221 East Fell Street.** Motion was opened for comment; none made. Motion carried unanimously by Council.

Motion was made by Joseph Weber and seconded by Karen Ruzicka to accept the Committee Reports for the month of July 2024. Motion was opened for comment; none made. Motion carried unanimously by Council.

Communications –

Communications for the Month of July 2024:

1. Letter from Tyler Calkins asking to hold a wrestling match in the Community Center on September 21, 2024 to benefit Summit Hill Recreation Commission.
 2. Letter from the Summit Hill Historical Society asking to have Jay Smare in the gazebo in Ludlow Park on Wednesday, August 21, 2024 from 6-7 p.m.
 3. Letter from the Borough of Lehigh asking to use the Fire Police to assist the Lehigh Fire Police with traffic for two parades. 150th Anniversary parade on Saturday, September 28th starting at 1:00 p.m. and Halloween parade Saturday, October 19, 2024 beginning at 4:00 p.m.
 4. Letter from the Summit Hill Holiday Light Community Group asking Council to apply for an LSA grant on their behalf to purchase new Christmas lights for the town.
 5. Letter from Gweneth Collevchio, Lansford Borough Council, thanking Council and the office staff for allowing the Friends of Lansford Recreation to use the Hill Top Community Center for a concert on August 9, 2024 due to the forecasted weather.
 6. Notice of Occupational Assessment from the Carbon County Board of Assessment and Revision of Taxes
 7. Notice of Property Assessment from the Carbon County Board of Assessment and Revision of Taxes
 8. Information from PSAB regarding the Fall Conference October 11-13, 2024 in Lancaster
 9. Summer 2024 FOP Newsletter
- **Motion was made by Karen Ruzicka and seconded by Marlene Basiago to approve the request from Tyler Calkins to hold a wrestling match in the Community Center on September 21, 2024 to benefit the Summit Hill Recreation Commission.** Motion was opened for comment; none made. Motion carried unanimously by Council. President Wargo wanted to verify that the floor will be protected. Mr. Calkins said they have 2–3-inch pads that they put down to protect the floors.
 - **Motion was made by Karen Ruzicka and seconded by Marlene Basiago to approve the request from the Summit Hill Historical Society to have their annual concert with Jay Smare in the gazebo in Ludlow Park on Wednesday, August 21, 2024 from 6:00-7:00 p.m. and the use of the community center if it rains.** Motion was opened for comment; none made. Motion carried unanimously by Council.
 - **Motion was made by Marlene Basiago and seconded by David Wargo to grant permission to the Borough of Lehigh to use the fire police to assist the Lehigh Fire Police with traffic for a 150th Anniversary parade on September 28, 2024 starting at 1:00 p.m. and the Halloween parade on October 19, 2024 starting at 4:00 p.m.** Motion was opened for comment; none made. Motion carried unanimously by Council.
 - **Motion was made by Joseph Weber and seconded by Karen Ruzicka to approve the request from the Christmas Street Light Committee to have Council apply for an LSA grant on their behalf to purchase new Christmas lights for the town.** Motion was opened for comment; none made. Marlene Basiago abstained because she is the head of the committee. President Wargo asked for a roll call vote.

David Wargo	Yes
Karen Ruzicka	Yes
Joseph Weber	Yes
Marlene Basiago	Abstained because of being a member of the committee

Roll Call vote ended in 3-0 vote with one abstention. Motion is carried by majority vote.

- President Wargo made note of a letter from Gweneth Collevchio, Lansford Borough Council, thanking council and the office staff for helping them out by allowing the Friends of Lansford Recreation to use the community center for a concert to benefit the organization due it having to be moved inside because of weather.

Motion was made by Marlene Basiago and seconded by Josph Weber to accept communications for the month of July 2024. Motion was opened for comment; none made. Motion carried unanimously by Council.

Bills – General Fund \$193,311.20, Community Center \$1,095.48, Sanitation Account \$28,222.71, and Street Account \$6,102.21. Councilwoman Basiago asked if it was normal to pay \$4,000 a month for street lighting. Ms. Steber said it is because PP&L averages the street light usage to get the monthly cost. **Motion was made by Joseph Weber and seconded by Karen Ruzicka to pay the bills from July 10 – August 13, 2024.** Motion was opened for comment; none made. Motion carried unanimously by Council.

Old Business -

1. President Wargo said they need to discuss changes that need to be made to the Special Purpose Parking ordinance. Changes being proposed are to make sure the fees are set by resolution in the ordinance. Also, they will put a fee schedule together with the fees being \$130, plus the cost of the sign, for the initial application and then a yearly renewal fee of \$55. Council asked Solicitor Frycklund to make the discussed changes.

New Business –

1. President Wargo stated that several council members have jobs that take them out of the area, and they are not able to attend the meetings but would like to participate. To do this, they will need to pass an ordinance allowing these members to participate via telephone or video conference. Solicitor Frycklund mentioned that a quorum must be physically present and beyond that, other members can participate by phone or video.
2. Councilwoman Basiago updated Council on the progress of the Christmas Street Light Committee. They have chosen three lights that they are going to hang in the community. Those selected are a Christmas tree, a presidential snowflake, and a holly cluster. They are going to be located on the main street, the entrances to town, the intersections in White Bear and the intersections of Mountaintop Road. They are looking at a total of 33 lights. They distributed letters to the community asking for donations, support, and sponsorship. Donations have already been received and 3 lights have already been sponsored. They asked council to help by submitting the LSA grant on their behalf so that in 2025 they can have new Christmas lights. President Wargo added that the Blueprint Community offered to help write the narrative and assist with writing the grant.
3. President Wargo explained that as part of the LSA grant to purchase new lights for the borough, they have to adopt a resolution, which will include the cost of the lights and gives the authorization of who can sign the grant. **Motion was made by Joseph Weber and second by Karen Ruzicka to authorize the resolution for the LSA grant to set the cost of lights and authorize the Council President and**

Borough Secretary/Treasurer as signers for the grant. Motion was opened for comment; none made. Motion carried by majority vote with Marlene Basiago abstaining due to her sitting on the committee.

4. President Wargo said they need to discuss changes that need to be made to the Parks and Recreation ordinance. They agreed to purchase signs for the parks and noticed some regulations need to be changed. They will be adding/changing the following items.
 - a. Add Memorial Park to the list of borough parks.
 - b. Add “M” under regulations which prohibit any type of open fire within the park.
 - c. Change “L” to allow animals in the parks on a leash and must be cleaned up after.
 - d. Add Section 329-3 Park Reservations which will require a contract

Council asked that Solicitor Frycklund review the changes being requested and bring it back to the meeting next month for approval.

5. President Wargo said they need to discuss an ordinance to collect a sewer transmission fee. In order to lift the moratorium, all three boroughs must do something to comply with fixing the transmission system. Either they tear open the streets and start repairing sewer lines or there is a way to coat the pipes with a special coating. Lehighon Borough is currently working on a project to coat around 3 miles of their sewer lines. They are hoping to get some grants to help with doing the projects but there still will be costs to the boroughs. This is the reason for the sewer transmission fee. Pat Williams asked what will happen to those that do not pay the fee. If they currently do not pay their bills for other utilities, they will not pay a sewer transmission fee. Councilwoman Basiago explained that in the sample ordinance it states that water will be turned off if the fee is not paid. President Wargo noted that the actual sum should not be in the ordinance and will need to be set by resolution. Solicitor Frycklund will change the language to reflect those changes

Councilwoman Basiago explained that there is a cost for residential and a cost for industries. She is not sure if they want to charge the same as residential or not. Mayor Szczecina stated the Water Authority does not bill per unit, but they are looking into changing it. The Sewer Authority’s minimum is 8,000 gallons of water and the cost is \$50 per quarter. If you have multiple units in one building and only one meter, you are only charging one minimum and not charging the minimum per unit. President Wargo said the current question is if council wants to institute a sewer transmission fee as of January 1, 2025. **Motion was made by Marlene Basiago and seconded by Joseph Weber to have the solicitor draft an ordinance to implement a sewer transmission fee starting January 1, 2025.** Motion opened for comment. Councilman Weber added that no one is for this but there is not another option because they do not want the hammer to fall from the state. President Wargo said that if they do not do something to correct this, the state will come in and do it for them. No further comment. Motion carried unanimously by Council.

6. Kira Steber stated that Councilwoman Gonzalez wanted to discuss opening a new bank account for street lighting. President Wargo suggested tabling this discussion until the next meeting. **Motion was made by Marlene Basiago and seconded by Joseph Weber to table the discussion of opening a new bank account for street lighting until the next meeting.** Motion was opened for comment; none made. Motion carried unanimously by Council.
7. Kira Steber explained that they need to renew the service agreement for the preventative maintenance on the HVAC systems with HT Lyons. She looked over the history of increases over the past few years and feels the 3-year option would be the best one for the borough. **Motion was made by Karen Ruzicka and seconded by Marlene Basiago to renew the service agreement with HT Lyons for 3 years with a total**

increase of \$336 over those 3 years. Motion was opened for comment; none made. Motion carried unanimously by Council.

8. President Wargo said they have an estimate from Dietrich Tree Services to remove three maple trees in Ludlow Park at a cost of \$1,900. Kira Steber explained that the trees need to come down, as per the Shade Tree Commission, and Ronnie was able to provide a quote from this company. The cost will not include stump removal, and the borough works will help with tree removal. Councilwoman Ruzicka suggested getting additional quotes. **Motion was made by Karen Ruzicka and seconded by Joseph Weber to table this discussion until additional quotes are received.** Motion was opened for comment; none made. Motion carried unanimously by Council.
9. Kira Steber presented proposals that were received from Cintas for the fire sprinkler system and backflow preventer for the sprinkler system. She explained that this has never been done since they built the building. When the inspection was completed, they found some issues with the system. The first proposal is to repair the deficiencies that were found to certify the system and for life safety of the occupants, which is also required by local and national code. The cost for the repairs is \$4,162.60. The other proposal is to clean the backflow preventer, which was not registering on the gauge. The cost for the cleaning is \$690. She said it could be paid for out of the capital improvement funds. **Motion was made by Marlen Basiago and Karen Ruzicka to approve the proposals from Cintas to have the fire sprinkler system and backflow preventer repaired at a total cost of \$4,852.60 with the funds coming out of the capital improvement account.** Motion was open for comment; none made. Motion carried unanimously by Council.
10. President Wargo said they received a quote in the amount of \$800 to repair the statue in Ludlow Park. He stated that there are other items to be discussed regarding this matter but will need to be in an executive session.

Motion was made by Joseph Weber and seconded by Karen Ruzicka to enter into an Executive Session at 8:43 p.m. to discuss legal matters. Motion was opened for comment; none made. Motion carried unanimously by Council.

Motion was made by Marlene Basiago and seconded by Joseph Weber to enter back into regular session at 8:51 p.m. Motion was opened for comment; none made. Motion carried unanimously by Council.

President Wargo explained that they finally found someone who is willing to try and repair the statue. It is not a simple repair because they have to braise the statue. The estimate for repair is from Mobile Welding and Repair custom fabrication by Ben Horvath at a cost of \$800. Pat Williams asked what will happen to the kids that broke the statue. President Wargo said it is a legal matter, which cannot be discussed at this time. **Motion was made by Marlene Basiago and seconded by Joseph Weber to authorize Mobile Welding and Repair to repair the statue at a cost of \$800.** Motion was opened for comment; none made. Motion carried unanimously by Council.

11. President Wargo said there is a committee meeting scheduled for August 26th, but they would like to change it to a special meeting to discuss the Rental Property ordinance and the budget. **Motion was made by Joseph Weber and seconded by Karen Ruzicka to advertise a special meeting to be held on August 26, 2024 at 7:00 p.m.** Motion was opened for comment; none made. Motion carried unanimously by Council.

President Wargo stated they need to make a motion to amend the agenda to add a few items for approval. **Motion was made by Joseph Weber and seconded by Marlene Basiago to amend the agenda to add the resignation of Councilman O’Gurek, the adoption of the amendment to the Handicap Ordinance and**

the adoption of the amendment to the Property Maintenance Ordinance. Motion was opened for comment; none made. Motion carried unanimously by Council.

Motion was made by Marlene Basiago and seconded by Karen Ruzicka to accept the resignation of William O’Gurek, Jr. from Council with great regret. Motion was opened for comment; none made. Motion carried unanimously by Council.

Motion was made by Karen Ruzicka and seconded by Joseph Weber to advertise the vacancy on Council with letters of interest to be submitted to the borough office by 4:00 p.m. on Monday, August 26, 2024. Motion was opened for comment; none made. Motion carried unanimously by Council.

Motion was made by Marlene Basiago and seconded by Joseph Weber to adopt Ordinance No. 03-2024 amending Article V – Handicap Parking and Street Regulations. Motion was opened for comment; none made. Motion carried unanimously by Council.

President Wargo said they need a motion to adopt the amendments to Chapter 350, which is the Property Maintenance Ordinance. Councilwoman Basiago question #19 Section 111.2 regarding the Board of Appeals. She does not feel that members of Council should sit on the board and feels there should be members who are more qualified to make the decisions. She would like to see a resident of the borough, a certified contractor and resident of anyone in the county. **Motion was made by Karen Ruzicka and seconded by Marlene Basiago to table the adoption of the ordinance until they can put together a suitable committee for the Board of Appeals.** Motion was opened for comment; none made. Motion carried unanimously by Council.

Motion was made by Marlene Basiago and seconded by Joseph Weber to enter into an executive session at 9:02 p.m. to discuss litigation. Motion was opened for comment; none made Motion carried unanimously by Council.

Motion was made by Joseph Weber and seconded by Karen Ruzicka to enter back into regular session at 9:24 p.m. Motion was opened for comment; none made. Motion carried unanimously by Council.

Motion was made by Marlene Basiago and seconded by Joseph Weber to adjourn the meeting at 9:25 p.m. until the next regularly scheduled meeting on September 10, 2024. Motion was opened for comment; none made. Motion carried unanimously by Council.

David Wargo
Council President

Kira Steber
Secretary/Treasurer