

REGULAR MEETING MINUTES  
OF THE MIDDLEBURG BOROUGH COUNCIL  
Tuesday, July 12, 2016  
Page 1 of 3

LOCATION OF MEETING: Middleburg Borough Building, 13 North Main Street, Middleburg PA

COUNCIL MEMBERS : James Shull-President, Michael Kerstetter-V.P (absent), Heidi Potter, William Hostler, Judy Lynn, Brian Lauver

OFFICIALS PRESENT : Virginia "Ginny" A Zeiber-Administrator/Secretary/Zoning Officer, Mayor Ronald Renshaw (absent), Tony Jordan-Police Chief

OTHERS PRESENT : Dustin Zechman-Borough Foreman, Judy Varner-Employee, Jeremiah Runkle-Solicitor, Adam Dietz-Revitalization

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Meeting Called to Order - The Middleburg Borough Council meeting was called to order at 7:35 PM by James Shull, Council President, and began with the Pledge of Allegiance to the Flag of the United States of America.

Agenda - James Shull requested additions to and/or approval of the July 12, 2016 Agenda as presented. A motion was made by Heidi Potter and seconded by William Hostler approving the Agenda. MOTION UNANIMOUSLY CARRIED.

Minutes from the June 14, 2016 Council Meeting - A motion was made by William Hostler and seconded by Brian Lauver approving the June 14, 2016 Minutes as presented. MOTION CARRIED. Heidi Potter abstained because she did not attend the June meeting.

Bills and Financial Statements - A motion was made by Heidi Potter and seconded by Judy Lynn approving the bills and financial statements thru July 12, 2016 as presented. MOTION UNANIMOUSLY CARRIED.

PUBLIC COMMENTS: NONE

REPORTS FROM OFFICERS AND OFFICIALS:

Comments from Mayor Renshaw - Ginny explained that Bev had left her a message from Mayor Renshaw regarding the proposed landlord ordinance for Middleburg Borough. The Mayor also left a newspaper article relating to another landlord ordinance situation that involved a law suit. Therefore, the Mayor recommended Middleburg place a permanent hold on their proposed ordinance. William Hostler suggested placing a temporary hold but nothing permanent. Solicitor Jeremiah Runkle explained that a County Court had ruled in favor of a tenant over a felony drug issue. Jeremiah said he would not worry about this situation as there are many other municipalities who use this type of ordinance successfully, however, this is the first time one has been challenged.

Middleburg Yarn Company - Jeremiah said he heard from Glenda at SEDA COG around lunchtime today. She reached out to PEMA but has not yet received a response. She asked if the Borough had contacted the County Commissioners. Jeremiah had not done so because he was waiting to hear from her. There is a way to utilize CDBG money for blight purposes through the Commissioners without the requirement of a low to moderate income survey. Ginny was only aware of CDBG money being available following completion of a successful low to moderate income survey. If there is a different way to access this money, she was not aware of it. Heidi Potter offered to attend one of the County Commissioner's meetings to present the situation and see what they have to offer. Note was made that there is normally only around \$260,000 per year available in CDBG funding to be distributed throughout the entire County. Ginny noted she had discussed the Yarn Factory situation with Senator Gordner's office and they thought there might be some grant money available through the state. They were going to get back to her but have not yet done so.

Jeremiah noted he spoke with the Yarn Company's attorney, Ken Potter, and asked if they were willing to work with the Borough to try to get the building torn down, which would be in everybody's best interest. Ken said they were open to the concept but didn't want to put any money into it. Jeremiah said the Borough was working on locating grant funding and asked what the Yarn Factory people were willing to put on the table, such as a possible match amount. If they were willing to do something like that maybe the Commissioners would be willing to award some grant money. Jeremiah will review the Act again to see if something can be done regarding filing legal action.

REGULAR MEETING MINUTES  
OF THE MIDDLEBURG BOROUGH COUNCIL  
Tuesday, July 12, 2016  
Page 2 of 3

Police Report - No police report was available from the Police Chief for the month of June.

Fire Company Report - There was no Fire Company report available from Fire Chief Dwayne Hackenberg for the month of June.

Carl Sauers - Cut Tires - Dustin explained that his neighbor on Stahl Street, Carl Sauers, stopped him today and explained he had gotten a flat tire a few days ago and when he went to get it changed the mechanic said there was a large cut in his rear tire. Again today he blew another one. Upon investigation, Dustin found an old Stop sign post against the blacktop along Thomas Avenue where there had been an accident a few weeks ago. Dustin thought they may have run into the bank and possibly uncovered the old post which left pieces of metal sticking out of the ground. Dustin took a photo of it and Carl Sauers has apparently been driving over it. It is fresh clean metal. He flattened two tires and has a bulge in another one. The maintenance crew has since removed the pieces of metal.

Following discussion on this situation, a motion was made by Judy Lynn and seconded by Brian Lauver to reimburse Carl Sauers for the cost of three new tires upon presentation of the bill. MOTION UNANIMOUSLY CARRIED. Dustin will let Carl know of the results of this situation.

New Sidewalk Along the Borough Building - Note was made that the new sidewalk has been completed. Ginny explained the Vo-Tech School has agreed to make the Library a new drop box but it won't be completed until after school starts. Dustin will attempt to move the old rusty box in hopes it does not fall apart. Fed Ex will be coming to move their box too. Ginny noted the sidewalk contractor left clumps of sod all over the newly planted area adjacent to the sidewalk. Dustin said he planned to place dirt on top of the clumps of sod to even things out. Ginny also told Dustin the COG requested the area in front of the sidewalk be painted with blue lines indicating no parking and handicap access.

Street & Sidewalk Committee - Overhead Spoutings - A memo on how to deal with overhead spoutings is included with these Minutes. Michael Kerstetter has a list of the properties with overhead spoutings.

Budget Committee - Heidi Potter noted that budgeting for the 2017 year will begin following the end of the third quarter of 2016.

Sign for Charles Park - Following discussion on a new sign for Charles Park, Heidi Potter agreed to meet with Middlecreek Signs to discuss a larger sign than what was presented at tonight's meeting. Everyone agreed both old signs would be removed and replaced with one new larger sign. Heidi will discuss with them costs for a larger sign, possibly a 4' x 8'.

NEW BUSINESS:

Revitalization Committee - Adam Dietz noted the next revitalization meeting has been scheduled for this Thursday. He presented sample pictures of lighted holiday decorations with the idea they would be placed in the square. He also presented samples of banners. He explained the differences in the banners, which also would be placed in the square. (Traffic light intersection)

The Historical Society plans on using the little cabin that sits on cemetery owned land for holiday events. He asked what they needed to do to be able to close an area of the roadway, along East Market Street, for their events. Ginny said the proposed times and dates need to be presented to Council either by letter or by attending a meeting and requesting approval by motion.

Lighted Walking Path - James Shull explained there is a lighted walking path with a little bridge beside the Courthouse Parking lot. It is in pretty bad shape and some of the lights are out. Dustin and Ginny explained that land is owned by the County and it is their lighting and bridge. James asked Heidi to discuss this area being rehabilitated when she attends the Commissioner's meeting.

Young Lungs At Play - Ginny presented a Resolution for E-cigarettes to be part of the Young Lungs at Play banning of smoking and use of tobacco products or disposing of cigarettes or tobacco products at Charles Park. Following discussion, a motion was made by Heidi Potter and seconded by William Hostler adopting the E-cigarette Resolution as presented. MOTION UNANIMOUSLY CARRIED.

REGULAR MEETING MINUTES  
OF THE MIDDLEBURG BOROUGH COUNCIL  
Tuesday, July 12, 2016  
Page 3 of 3

Adjournment - A motion was made by William Hostler and seconded by Heidi Potter to adjourn. MOTION UNANIMOUSLY CARRIED.

The meeting adjourned at 8:46 PM.

  
Virginia A Zeiber, Administrator/Secretary