

BRIAR CREEK BOROUGH
June 28, 2023
WORK SESSION MINUTES

President W. Bruce Michael called the work session to order at 7PM.

Present: Mayor Harold Kershner Jr., W. Bruce Michael, James Seeley, James Long, Joseph Riggio, Bill Witner, David Kershner, Solicitor Barry Lewis, Tammy Trivelpiece, and Borough Manager Carol Kieser. Absent: Ed Fenton, Zoning Officer and Engineer.

Citizen Present: Holli Trivelpiece.

Tammy Trivelpiece reported on the June 1, 2023 Berwick Area Swimming Pool meeting. Copy of minutes is filed in the Borough Office.

Included in the packets for Council were the minutes of May 31 work session and the June 7, 2023 regular council meeting, a list of bills to be paid, and Budget versus Actual report.

No citizen's complaints or comments were received.

Timesheet of public works hours were presented for James Seeley and James Long. Motion by Jim Long/seconded Dave Kershner to approve Jim Seeley's public works hours for payment. Motion carried; no opposed.

Motion by Jim Seeley/seconded Joe Riggio to approve Jim Long's public works hours for payment. Motion carried; no opposed.

Carol Kieser reminded Council she would be on vacation the week of July 10th.

Jim Seeley reviewed the minutes of May 10th Berwick Area Joint Sewer Authority meeting and the customer past due report. Copy of the minutes is filed in the Borough Office.

Attorney Barry Lewis, Solicitor, presented a waiver of Section 5.13B of the Borough's Subdivision and Land Development Ordinance (SALDO) to Keystone Developers, LLC, Briar Creek Self Storage. Borough temporarily waives the requirement to immediately place sidewalks along existing streets and require a green space of 10 feet in width along the streets for future sidewalks. This waiver was voted on and granted at the June 7, 2023 regular council meeting. Motion by Joe Riggio/seconded Jim Long to authorize Attorney Lewis to send the agreement to Jason May for signature. Motion carried; no opposed.

Page Two of Three
Work Session Minutes
June 28, 2023

Borough SALDO requires a financial security bond for the Briar Creek Self Storage Development.

Burning Ordinance has been advertised for enactment at the July 5, 2023 regular council meeting.

Attorney Barry Lewis commented on the Conditional Use Hearing for Libra Holdings, LLC, held at 5:30PM on June 28, 2023. No quorum of Briar Creek Borough Council was present. No hearing was held and Council failed to make a decision within sixty days of the filing of the application for zoning approval; therefore, application for zoning approval of Libra Holdings was deemed approved. Attorney Lewis will prepare a decision and present at the July 5, 2023 regular council meeting.

Old or Unfinished Business

No update was on the Zoning Ordinance Text Changes was given.

No update on the Hall Rental Policy was given.

BIDA Downtown Project – No update was given.

Jim Seeley reported the pavilion project has been approved by the Columbia County Commission.

Peters Consulting is still finalizing the report of the Welliver Road Weight Study.

Plan of Survey for E. Rittenhouse Mill Road was presented from Peters Consulting. Council to comment at the July 5, 2023 Council Meeting.

HVAC plans for Dollar Tree needs to be reviewed by the Planning Commission.

Jim Long reported information has been received and specs are being reviewed to rebid the crack sealing project.

Jim Seeley reported two new stacking chairs have been received for use in the Conference Room. Motion by Jim Seeley/seconded Dave Kershner to purchase 22 additional stacking chairs. Motion carried; no opposed.

New Business

Discussion was held to advertise the Emergency Highway and General Maintenance contracts. No action taken.

Motion by Jim Seeley/seconded Jim Long to make the yearly donation of \$5000 to the Berwick Area Swimming Pool Association. Motion carried; no opposed.

Motion by Jim Seeley/seconded Bill Witner to increase the annual donation to \$1500 for the McBride Memorial Library. Motion carried; no opposed.

Discussion was held to continue to try and contact the owner of the property on W. Rittenhouse Mill Road for approval to remove a tree and obtain an easement in order to cutback a bank to increase the line-of-sight on W. Rittenhouse Mill Road. This work needs completed before the new catch basin can be constructed.

Floor was opened for new items of discussion. Carol Kieser, Borough Manager, explained a letter and payment was received in settlement of a class action suit involving the Briar Creek. Payment has been deposited in the Borough's General Fund.

Correspondence from the 2023 PSAB Legislative Priorities was read by Bruce Michael.

No further business and motion by Jim Seeley/seconded Bill Witner was made to adjourn. Motion carried; no opposed. Meeting was adjourned at 7:55PM.

Respectfully Submitted:

Carol A Kieser, Secretary
Briar Creek Borough