

BRIAR CREEK BOROUGH  
June 4, 2025  
REGULAR COUNCIL MEETING MINUTES

President of Council Bruce Michael called the meeting to order at 7PM. The Pledge of Allegiance to the Flag was recited, followed by a Moment of Silence.

Roll call of members was taken. Present: Mayor Harold Kershner, W Bruce Michael, James Long, Ed Fenton, David Kershner, Rodney Koch, and Bill Witner. Other officials present: Solicitor Barry Lewis, Zoning Officers Larry Frace and Abigail Smith, and Secretary Carol Kieser. Absent: E James Seeley, and Engineer.

Citizen present: Dave DeHaven, John Trivelpiece, Holli Trivelpiece, Keith Hess (didn't sign in), and George Fantry.

Bruce Michael reported a problem with the Borough's website which would not allow the agendas to upload. Website has been updated and problem has been cured.

No Citizen Comments or Complaints were received.

Minutes of the 04/30 work session and 05/07/2025 regular council meeting were approved as recorded.

Mayor's Report - Mayor Harold Kershner

No report was given.

Engineer's Report – Peters Consultants

No report was given.

Solicitor's Report – Attorney Barry Lewis

Ruckle Hill Solar Farm Documents – Ruckle Hill representatives are currently working on the necessary documents and signatures.

Haza Bell Release of LOC – Final invoice has been mailed to Haza Bell for reimbursement. Once payment is received; a letter can be sent to the bank for release of the Line-of-Credit.

Vought Development – Discussion was held regarding the unpaid reimbursement of legal and engineering fees. Motion by Jim Long/seconded Rodney Koch to authorize legal counsel to contact Joel Vought and request payment. Motion carried; no opposed.

Zoning Officer's Report – Larry Frace

Larry Frace submitted the June 2025 zoning report including a list of zoning permits and violations. A copy of the report is filed in the Borough Office.

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Discussion was held regarding the sale of lots on Village Drive (Suncrest Village) and the property owner's responsibility to perform general maintenance for the respective swales, which deter water runoff from their properties into the borough's detention basin on Lot #7. The borough has a permanent easement on lot #7 allowing the Borough access to perform general maintenance on the detention basin, when required.

Secretary/Treasurer's Report

Invoices were presented for payment. Motion by Bill Witner/seconded Dave Kershner to approve invoices for payment. Motion carried; no opposed.

List of Right-to-Know Requests Received in May – Secretary noted that right-to-know requests are public record. Seven R-T-K Requests were received from John Trivelpiece and will be responded to within the 30-day extension.

Committee Reports

Law and Finance – CD#9323 will mature on 06/30/2025. Motion by Ed Fenton/seconded Bill Witner to authorize Jim Seeley and Carol Kieser to search for CD rates. Motion carried; no opposed.

Highways and Streets –

Two proposals were received for the Winter Maintenance contract.

	SEASON 2025- 2026			SEASON 2026- 2027		
NAME	1W PER HOUR SNOWPLOWING	2W PER TON CINDERS	3W PER TON SALT	1W PER HOUR SNOWPLOWING	2W PER TON CINDERS	3W PER TON SALT
SIKORA BROTHERS	No bid	No bid	No bid	No bid	No bid	No bid
DON E BOWER INC	\$ 136.50	\$ 180.25	\$ 363.60	\$ 140.60	\$ 185.65	\$ 374.50
MIKE WINDER	\$ 190.00	\$ 85.00	\$ 145.00	\$ 210.00	\$ 100.00	\$ 160.00

Motion by Ed Fenton/seconded Jim Long to table awarding the winter contract. Motion carried; no opposed.

One proposal was received for the two-year General Highway Maintenance contract:

<b>NAME</b>	<b>UNIT PER HOUR Foreman, Truck &amp; Hand Tools</b>	<b>UNIT PER HOUR Laborer</b>	<b>UNIT PER HOUR Backhoe with Operator</b>	<b>UNIT PER HOUR Triaxle Dump Truck with Driver</b>
SIKORA BROTHERS (570) 256-3740	NO BID	NO BID	NO BID	NO BID
Don E Bower Inc (570) 759-1362	\$ 127.00	\$ 65.00	\$ 142.00	\$ 133.50
Mike Winder (570) 854-5208	NO BID	NO BID	NO BID	NO BID

Motion by Dave Kershner/seconded Rodney Koch to award the two-year General Highway Maintenance contract to Don E Bower Inc. Motion carried; no opposed.

One proposal was received for the two-year Emergency Highway Maintenance contract:

<b>NAME</b>	<b>UNIT PER HOUR Foreman, Truck &amp; Hand Tools</b>	<b>UNIT PER HOUR Laborer</b>	<b>UNIT PER HOUR Backhoe with Operator</b>	<b>UNIT PER HOUR Triaxle Dump Truck with Driver</b>	<b>ADDITIONAL LABOR COSTS FOR O/T</b>
SIKORA BROTHERS (570) 256-3740	NO BID	NO BID	NO BID	NO BID	NO BID
Don E Bower Inc (570) 759-1362	\$ 198.50	\$ 94.00	\$ 181.00	\$ 164.00	\$ 105.00
Mike Winder (570) 854-5208	NO BID	NO BID	NO BID	NO BID	NO BID

Motion by Dave Kershner/seconded Rodney Koch to award the two-year Emergency Highway Maintenance contract to Don E Bower Inc. Motion carried; no opposed.

Buildings and Grounds – No report.

Old or Unfinished Business – No discussion was held.

At 8:17PM, a motion was made by Jim Long/seconded Ed Fenton to adjourn the public meeting and go into an executive session to discuss personnel issues. Motion carried; no opposed. All audience members were excused from the executive session.

At 8:25PM, a motion was made by Ed Fenton/seconded Jim Long to call the public meeting back to order. Motion carried; no opposed.

Motion by Ed Fenton/seconded Jim Long to authorize President of Council, Bruce Michael, to respond in writing to the two complaints filed by a resident. Motion carried; no opposed.

New Business – No new business was discussed.

Motion by Ed Fenton/seconded Bill Witner to adjourn. No further business and meeting was adjourned at 8:30PM.

Respectfully submitted:

Carol A Kieser, Secretary  
Briar Creek Borough