

Town of Tyrone
Council Meeting Minutes
July 16, 2015
7:00 p.m.

Present:

Mayor Eric Dial
Mayor Pro Tem Gloria Furr
Council Member Ken Matthews
Council Member Linda Howard
Town Manager Kyle Hood
Finance Manager Sandy Beach
Town Clerk Dee Baker
Town Attorney Dennis Davenport

Council Member Ryan Housley was absent

Invocation *The Invocation was given by Kevin Minot from Living Proof Church.*

Pledge of Allegiance

Public Comments

Approval of Agenda

Council Member Howard made a motion to approve the agenda.
Council Member Matthews seconded the motion. Motion was approved 3-0.

CONSENT AGENDA: All matters listed under this item are considered to be routine by the Town Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

Approval of Minutes, June 18, 2015

Approval of Resolution 2015-06, adopting the 2015 update to the Fayette County Hazard Mitigation Plan. *Brandon Perkins, Police Chief*

Consideration of approval for Pyrotecnico contract for the Founders Day fireworks. *Jennifer Patton, Recreation Events Programmer*

Consideration of approval for the renewal of the Providence Community Corrections contract. *Kathy Bright, Court Clerk*

Council Member Furr made a motion to approve the consent agenda.
Council Member Matthews seconded the motion. Motion was approved 3-0.

PRESENTATIONS/RECOGNITION:

PUBLIC HEARING:

OLD BUSINESS:

NEW BUSINESS:

1. Consideration of approval for the use of the Shamrock Park lawn on Saturday, August 15, 2015, 12:00 PM-9:30 PM for the New Hope Baptist Church “Pack the Park” Community Event.
Chad Davis, Associate Student Pastor, New Hope Baptist Church

Chad Davis, Associate Student Pastor at New Hope Baptist Church requested the use of Shamrock Park for a special community event on August 15, 2015 and added that the churches are calling it, “Pack the Park.” New Hope Church South campus and New Hope North campuses are coming together to “love on the community” at the beginning of the school year. He added that this event is primarily for middle and high school students. There will be hotdogs, snow cones and inflatables. He stated that this is a great way to invite the community to enjoy live music as well. Pastor Davis requested the use of the park on August 15th from 1:00 pm to 9:30 pm, all of which included set-up and break-down times. He added that the actual event would be from 5:00 pm - 8pm, and asked to use the electric outlets, the basketball court and portable toilets.

Council Member Matthews asked Mr. Davis if he had received approval from the Recreation Department. He stated yes and he asked for fees to be waived for a 10 X 8 banner to be placed at the park a week prior to the event. Mr. Hood recommended approved of the entire facility for the entire day, to allow set up and break down. Mr. Hood also suggested that the church deal directly with Chief, Perkins regarding hiring an off duty Police Officer for the potential of the size of the event and safety reasons. He added that the rate is reasonable, and needs to be paid directly to the Officer. Mayor Dial posed the question regarding parking for the event. Mr. Hood replied that Mr. Deyton and the Town have an understanding regarding large events held at Shamrock Park and staff will seek his permission.

Council Member Howard asked if there is a program for the event. Pastor Davis stated that most of the event is free-range from 5:00 pm to 7:00 pm. The last twenty minutes of the program will be dedicated to acknowledgements and a ten minute message from their Pastor, along with his illusion session.

Council Member Matthews made a motion to approve the New Hope Baptist Church “Pack the Park” Community Event on the Shamrock Park lawn on Saturday, August 15, 2015 from 12:00 pm to 9:30 pm with all appropriate fees waived.

Council Member Howard seconded the motion. Motion was approved 3-0.

Mr. Hood ended by declaring that it says a lot about Tyrone's reputation that these two Churches chose the Town to hold their event.

2. Consideration of approval for an Intergovernmental Agreement with Fayette County for Code Enforcement Services. *Kyle Hood, Town Manager*

Mr. Hood stated that for quite some time the Town has had the discussion and has tried various "in house" staffing methods regarding code enforcement and have relied heavily on the Police Department. As the Town grows, administration is often called out for code enforcement issues as well. Fayette County has approved the agreement that was written by the County Attorney. He added that he has met with the County Manager, the Commission Chair and Chief Marshal, Harold Myers regarding this item. It is believed that this is a best fit scenario for all parties involved. Mr. Hood described the potential duties of the Code Enforcer. He stated that they would work up to ten hours a week, with nights and weekends, when Town staff is not present. He stated that the majority of the time would be spent with Mrs. Baker and Mrs. Rimi on administrative issues. The officer would do simple patrolling to make note of illegal signage and issues that the police would not normally be called for.

Mr. Hood recommended approval for the officer, for duty not to exceed ten hours a week at a rate of pay which would be a quarter of what the officer would make totaling less than \$13,000 a year. He added that this would assist several of our departments.

Council Member Howard inquired if this would be mainly driving through the town or accepting complaints? Mr. Hood replied that all complaints come through the Town staff. He referred to the contract, Exhibit B. The five bullet points were polled from the Town's departments, such as; tall grass, checking of construction permits especially if a site has been shut down due to violations, delinquent occupational taxes and junk cars.

Mayor Dial asked who would have the authority to contact the officer? Mr. Hood replied that initially it would be himself; certain times of the year perhaps Mrs. Baker, Mrs. Bright and Mrs. Rimi.

Council Member Furr made a motion to approve the Intergovernmental Agreement with Fayette County as submitted to be executed by Mayor Dial for transmittal to the county, with services to begin effective immediately.

Council Member Howard seconded the motion. Motion was approved 3-0.

3. Consideration to adopting revisions to the Underground Marking Standards Ordinance.

Kyle Hood, Town Manager

Mr. Hood stated that there have been minor modifications to this ordinance through the County's office regarding utility markings that include all of Fayette County's cities, in order to unify enforcement efforts. Utility interruptions have decreased significantly and due to the fines put in place, the County is receiving more efficient work.

Mr. Davenport added that this ordinance was first adopted by the Fayette County Board of Commissioners last year. The State was intent on reducing the tolerance zone from 24 inches to 18 inches of delineation of area a contractor could dig. The County then enacted a 24 inch ordinance. The state law changed from 24 to 18 inches and Fayette County was the only county at the time that still had a 24 inch ordinance. Fayette County then changed to be consistent with state law. There were then several meetings with Utility Lobbyists trying to ease the standards. The Lobbyists then tried to force a bill this year for local jurisdictions to loosen their ordinances but were unsuccessful. The County notified these groups of their public meetings, changing their ordinances with the revisions and they did not attend. Mr. Davenport stated that the ordinance brought to Council is Fayette County's current Ordinance. Mr. Davenport added that if this is what you want for Tyrone, he would bring back an ordinance for the Council to approve at the next meeting.

Council Member Matthews made a motion to approve the revisions to the Underground Marking Standards Ordinance as submitted.

Council Member Furr seconded the motion. Motion was approved 3-0.

Public Comments

Staff Comments

Chief Perkins stated that he had budgeted for an additional printer/copier/scanner in his 2015-16 Budget to lease from Milner. He added that the cost is \$98.73 per month. He stated that legal counsel provided him with a few comments regarding the contract with Milner. The contract states that it is a 36 month contract which requires Council's approval. The contract is also mandated by Pennsylvania law, which needs to be changed.

Council Member Matthews made a motion to approve the printer/copier/scanner lease agreement with Milner to be executed by Mayor Dial with changes from the Town Attorney.

Council Member Furr seconded the motion. Motion was approved 3-0

Mrs. Baker stated that qualifying begins August 31st and that qualifying packets will be made available to the public on August 10, 2015, which is three weeks prior to qualifying.

Mayor Dial thanked Mr. John Woody, Fayette County Development Authority Member and Tyrone resident for attending the meeting.

Council Comments

Council Member Furr thanked staff for repairing the bump in Briarwood Road.

Executive Session

Adjournment

Council Member Furr made a motion to adjourn. Motion was approved 3-0.

Meeting adjourned at 7:33 pm.

Eric Dial, Mayor

Dee Baker, Town Clerk