

BOROUGH OF AKRON COUNCIL MEETING- AUGUST 27, 2018

Council Members present- John Williamson, President; Thomas J. Murray, Sr. Vice-President; Justin Gehman, Nathan Imhoff, Monica Hersh, Keith Landis, Darryl Witmer.

Others present- Mayor John McBeth, Susan Davidson, Borough Manager; Kenelm L. Shirk, Solicitor; K. L. McElhenny, H. Jeff Shirk, Mike Harrison, Samantha Berman, Mark Rubin.

Meeting opened at 6:30 p.m.

AT& T Presentation

AT&T would like to install 2 small cells on poles at Fulton Street at the Rail Trail and on Seventh Street (Rte 272).

It is electric metered and AT&T would calculate the kilowatt consumption and reimburse Akron Borough the difference.

The Borough Solicitor would need to review the agreement application before Council would consider approval. AT&T is expecting installation would not take place for another 9 months.

Short Term Rental Ordinance Review

Justin Gehman made a motion to send the proposed Short-Term Rental Ordinance back to the Akron Borough Planning Commission after the Borough Solicitor splits up the ordinance (part of ordinance must be under Zoning to comply with the Pa Municipal Planning Code and the other under Chapter 13 Licenses, Permits and General Business Regulations. Also to include changes:

II Chapter 27, Section 1205

III Chapter 27 10) Short term rental must be owner or agent occupied.

III Chapter 27 add 17) "A short-term rental unit shall maintain its original residential use group as designated and defined by the zoning code"

Nathan Imhoff seconded the motion. Motion carried.

Sue Davidson will contact the Zoning Officer in regards in regards to redefining maximum impervious surface, lot coverage and building coverage.

Walnut Street

The Borough Solicitor will investigate a tract of land on Walnut Street to establish ownership.

Latitude 17 LLC

Tom Murray, Sr. made a motion to go into Executive Session at 7:45 pm to a matter that relates to litigation for Latitude 17 LLC. Nathan Imhoff seconded the motion. Motion carried.

Nathan Imhoff made a motion to move out of Executive Session at 8:10 p.m. Monica Hersh seconded the motion. Motion carried.

Keith Landis made a motion to resolve that the Borough Solicitor, The Borough Manager, and the Borough Zoning Officer shall cease all actions associated with the Notice of Violation and related Appeal/Requests for other relief and Variances related to Latitude 17 LLC and the Zoning Officer is authorized and shall promptly issue, assuming all other zoning issues have been resolved, the Zoning Certificated of Occupancy sought by Latitude 17 LLC. Nathan Imhoff seconded the motion. Motion carried.

Sue Davidson will contact Darrell Becker in regards to the Storm Water retention at Trailside Apartments on Fulton Street.

Proposed Comcast Franchise Agreement

A proposed Comcast Franchise Agreement should be finished by the end of this week and the Borough Manager will e-mail a copy to council members and Mayor.

Bomberger Stream Embankment

Sue Davidson will send out easement agreements to home owners along the Bomberger Stream Embankment. The borough needs access to the stream embankment to complete the improvements along the Rail Trail.

Bomberger Road Storm Sewer

Darrell Becker from Arro Engineering is working on spec's for the Bomberger Road Storm Sewer located on the One Hundred Block of Bomberger Road.

Comprehensive Plan

A draft of the Akron Borough Comprehensive Plan was distributed to Council and Mayor for their review and to discuss at the September 10, 2018 Council meeting.

Walnut/Diamond Street Project Payment

Justin Gehman made a motion to pay MacMor Construction LLC, invoice # in the amount of \$122,339.23 (as recommended by the Borough Engineer-Arro Construction) for the Walnut and Diamond Street Project. Tom Murray, Sr. seconded the motion. Nathan Imhoff mentioned that there are puddles on the ADA pads. The Borough Manager will check with the engineer and mentioned that we are still retaining \$3,000.00 for some punch list items that need to be completed. Keith Landis asked is \$3,000.00 enough to withhold? Motion carried but not unanimous. John Williamson, Thomas Murray, Sr. Justin Gehman and Darryl Witmer voted yes for the motion. Nathan Imhoff, Monica Hersh and Keith Landis voted against the motion.

The Borough Manager will inquire with Arro Engineering as to why it took over a month to process the invoice for Walnut and Diamond Street.

Air Conditioning Borough Office

The Borough Manager mentioned to Council is waiting for a third proposal for air conditioning and will forward the information to the Property Chairperson.

2019 Budget Schedule

September 10, 2018- Open Budget Discussion

September 24, 2018- Budget Prepared with current to date figures

October 22, 2018- Comprehensive discussion

November 5, 2018- Vote on Preliminary Budget and advertise (Special Meeting)

December 10, 2018- Adopt 2019 Budget

Rail Trail Plantings will be discussed at the September 10, 2018 meeting

Employee Handbook

Monica Hersh and the Borough Manager are in the process of updating the non-uniform employee handbook. A draft of the handbook will be distributed to Council for review in the near future.

Zoning Hearing Board Alternate

Council will interview the two applicants for the Zoning Hearing Board Alternate at the September 24, 2018 Work Session. The Borough Manager will contact the applicants about the interview.

Other Business

The Borough Manager will contact Verizon and Custom Computer about phone calls being dropped on the Borough Office phones.

Nathan Imhoff made a motion to adjourn the meeting. Keith Landis seconded the motion. Motion carried. Meeting adjourned at 8:47 p.m.

Respectfully submitted,

Susan Davidson
Borough Manager/Secretary

SD