

MINUTES OF SPECIAL MEETING
OF THE EAST PETERSBURG BOROUGH COUNCIL

DATE AND TIME: October 21, 2021 6:00 p.m.
LOCATION: Community Center 6051 Pine Street
ATTENDANCE: Council Members: John Wolf, President
Debra Miller, Vice President
Adam Gochnauer, Pro Tem
John Herr
Lauren Houck
Randy Rannels
John Schick
Manager: Karen St. Clair

President Wolf called the meeting to order.

James Swarr and the LNP reporter were recording the meeting.

Visitors: Steven Shenk, Tammy Moseman, Aileen Evans, Joseph Banzhof, Glenn Garber, Don Schoenberger, James Swarr, Jeff Moseman, Frank Mokros, Cathleen Panus, Mark Cohen, Kris Macauley

The special meeting was held for Borough Council & EP Fire Company to discuss a financial plan for current and future purchasing of apparatus and fire equipment within the three different fire departments: East Petersburg Borough, East Hempfield Township and Rohrerstown Fire Co.

Comments: President Wolf asked anyone making comments to please approach the podium and state their names.

Don Schoenberger and Mark Cohen shared some information on the history of East Petersburg Fire Dept. Tom Enlow, President was not able to attend. Mr. Cohen is Deputy Fire Chief and serves on HAFSC and he pointed out they may not all agree on everything all the time, but they do all want the same goals, and asked everyone tonight to keep this in mind. He said they would like to provide some clarity regarding the fire departments relationship with East Hempfield Township. East Petersburg runs 1st due territory in approximately a third of East Hempfield Township and because of this they have a significant relationship with the township, with both calls and finances.

In 1999 EP Fire co. purchased a ladder truck in the amount of 633,000.00 and East Hempfield Twp. paid 45% of this in the amount of 284,948.00; EP Fire co. purchased a used 2000 rescue truck in the amount of 285,000.00 and East Hempfield paid 38% in the amount of 108,000.00; in 2010 East Petersburg Fire co. purchased a new engine truck in the amount of 425,500.00 and East Hempfield paid 23½% in the amount of 100,000.00. EPFC did not ask for support for the duty unit in 2011 & 2017 and did not ask for support for the squad however EH Twp. paid for the entire traffic unit in the amount of 85,000.00. East Hempfield paid these amounts based on a recommended percentage based on call volume and cost. Currently the township supports them annually by paying for the fuel on the engine truck, rescue squad and traffic unit which equates to approximately 2,500.00. East Hempfield Twp. gives them 25,000.00 a year for utilities. They allow them to solicit for a fund drive in the area in East Hempfield that they provide first due service to. They receive a good portion of relief funds from EH township approx. 18,000.00 and this would be a big loss if they would not get this. He explained that the fire tax is not enough to cover all their costs. They have submitted amounts for potential future support to EH township for 2022 for capital requests for entire supply of 5" supply hose in the amount of 18,000.00 and for portable radios in the amount of 31,000.00 and for bathroom renovations at the station in the amount of 33,000.00 and to repair the apparatus bay floor in the amount of 65,000.00. The township is considering these requests and they are hoping that the current events do not impact these potential sources of funding. EH and EPB fire depts. have an aging fleet and a lot of times these older vehicles do have mechanical issues. The 1999 ladder truck was due to be replaced in 2019 but pushed this to 2024 and they are currently selling for 1.5 million. The rescue

truck is due to be replaced in 2028 and today's cost is 800,000.00, in 2030 the engine is due to be replaced and today's cost is 700,000.00.

Each fire dept. has their niche and East Petersburg is the heavy rescue in the township, they have a large rescue truck that aids them in rescues. Each company has their own specialty, but we still use our trucks in conjunction with the other departments because it works best to have the different kinds of vehicles to use for different needs. He shared a graph showing call rate for the last 3 years and it showed that 53-55% of the calls they run are in East Hempfield and the other calls are split between the other municipalities. They realize the apparatus cost at 80/20 is a point of contention and they have done some math at 80/20. The fire company is hoping to use this engine to cement further apparatus agreements. They realize they will not use this as much as Hempfield and Rohrerstown, but the point is to have 100% access if they need it. If they had to pay for 20% of their apparatus between 2024 and 2030, they could make it work, but if they had to pay for 50% it would not work with the amount that they receive from the taxpayers, so they feel the 80/20 is a good starting point. East Hempfield has not currently said if there would be a change to funding if East Petersburg does not contribute, but there is concern. They said they have not heard if the 80/20 means East Petersburg gives 20% to East Hempfield for apparatus and then East Petersburg FC will receive 80% from East Hempfield for apparatus. They feel this would be a good place to start the discussion with East Hempfield. The new engine would rotate between the three departments, and this could mean they could run the new pumper and save some wear and tear on their truck. If East Hempfield does not get this pumper and a pumper is down, they might not get the mutual aid they need from them. Don Schoenberger said that they felt they needed to come tonight to show their support for this purchase in their own way and supply their own information.

Aileen Evans asked how often East Hempfield comes to East Petersburg. Mr. Cohen said for any house or building fire they get a ladder truck from Rohrerstown and an engine truck from Hempfield and they also help us with traffic control.

Deb Miller said if East Hempfield would have come to the last meeting with the kind of presentation that EP fire co. gave tonight it would have been better received.

John Schick said East Hempfield never did explain where they got the 80/20 from and there was not enough information provided, and we were caught off guard with this and said everyone here supports the fire company and is in support of the community and mutual aid and he believes East Hempfield does supports us, but the presentation was not well thought out.

John Wolf said even the HAFSC members that were at the council meeting were caught off guard.

Tammy Moseman said she was under the impression from the last HAFSC mtg that Cindy, the manager of East Hempfield was going to reach out to Manager St. Clair to discuss funding for the pumper and asked if Manager St. Clair has heard from Cindy. Manager St. Clair said no. Ms. Moseman said that there was no mention of the 80/20 split at the HAFSC meeting and it was a surprise to the HAFSC board members as well as the councilmembers at the EP committee meeting. Ms. Moseman said she does not understand why there is no communication from them.

Manager St. Clair thanked the EP Fire dept. for the presentation and information they gave and said that this is what Council needed to see.

Adam Gochnauer said his main concern is East Petersburg Fire Co. and nobody was against the apparatus just the 80/20 split. He pointed out that at the committee meeting he gave EH Twp. a chance to say they will pay 80% for us if we pay the 20% for them, but they did not respond. He pointed out that the fire dept. has received support, but it has not been 80%. Mr. Gochnauer said he does not trust they will start paying 80% for us if we give them the 20% they are asking for. He said EPFC has been paying for most of their own vehicles, supplies, etc. and now the taxpayers are responsible for two more companies, and he has some issues with this unless we come up with a fair deal that says this is what we are doing for East Hempfields pumper and then this is what East Hempfield will do for us.

He said their approved budgets in E. Hempfield are losing 1-2 million dollars a year and this does not financially sit well with him. He sits on EPFC financial board, and they are doing the right thing financially and have paid off their building, and he does not want to see E. Hempfield take any of it. He said he will continue to be involved in the finances with EPFC especially with any agreements. He said it is his job to look out for the 5,000 residents in the borough, but also to look out for the best interest of EP fire dept. and he takes both very seriously.

Mark Cohen said he does not know if they are looking for support for Rohrerstown ladder truck or Hempfields regular engine and tanker, and he thinks the only reason they are looking for support for the pumper engine is because it is going to be a shared piece. Mr. Cohen said he thinks we should be careful how we word things because we do not want to be responsible to pay for the other vehicles. Mr. Cohen said when they heard 80/20, they thought it was a good deal and he hopes that they could use this piece of apparatus to start the discussion and put some numbers down on paper. Mr. Cohen said he would like the borough to reach out to the township and start conversations. Mr. Gochnauer said that is fine and pointed out that Mr. Kottmyer is doing a great job, but he is an East Hempfield employee, and he could decide to get rid of the ladder truck because Rohrerstown has one, and then we will be asked to be responsible for part of that and we will need to budget for something like this also. Mr. Gochnauer said that we need to know what we will be responsible to contribute to on the apparatus list. He said everything was working so well and now some of it seems to be fractured because of finances. He feels EPFC is the best fire dept. of the three, including with finances, and he doesn't want to see them lose all that they have worked so hard for.

Lauren Houck said we were put on the spot and were only given a diagram of the truck without a business presentation and no answers on financing and without much thought put into it. She also pointed out that they did not promise any guaranteed percentage of use. She pointed out that we can divide salary by percentage of time, but this is hard to apply to equipment, and it was never said that we would get the pumper 20% of the time. The agreement talks about program cost sharing, but it does not talk about equipment, and this is the first-time cost sharing on equipment has ever been discussed and this is a much bigger topic than time allowed at the committee meeting, so that is why we are here tonight. Ms. Houck said she would have thought that there would have been discussion or a decision as to how something like this would come from the commission to be presented to the municipalities. She thought it would have come out of the commission.

Deb Miller said in the agreement item number 6) The responsibility of the board of directors; a, b, c, & d have been accomplished, e is still in the works. Letter e states to maintain an up-to-date strategic plan to guide the activities of HAFSC including, but not limited to the development of a system wide capital asset plan. Ms. Miller asked if the capital asset plan is a category we need to apply funding to. Randy Rannels explained that this is being worked on currently within the subgroups and this would fall under finance. John Wolf said that the conversations on this have been very informal so far. Mr. Rannels said there was an e-mail sent out to HAFSC the Friday before the last council meeting that said they were going to ask for the 80/20. Mr. Rannels said they were not prepared to do this and when he asked Mr. Kottmyer for the details, he did not have them and said he does not know if Mr. Kottmyer has read the agreement because the agreement does not say the 80/20 is to be used for purchases for apparatus. Mr. Rannels also said there was no need to come to us in urgency and Ed Lefever to pressure us on the spot to approve something that they approved for purchase the very next night. He said if we would have had a chance to talk through it with a presentation like the fire company gave us tonight, it would have made a big difference, especially the part about not having to chip in on all the apparatus, just the shared pieces. He assumed that tonight we would try to figure out what is going to be fair for the borough to pay and then figure out how we are going to pay for it, and then go to them and start the negotiations. Mr. Rannels said we want to take care of the residents and our fire dep. first.

Tammy Moseman said that she has heard that it is a shared costs on purchases. Mr. Cohen said that the new engine was just purchased, and they did not ask East Petersburg for funding on that, and he doesn't think they are planning on asking for help with this. Mr. Cohen explained that there are areas in East Hempfield that East Petersburg is first due and East Hempfield does not have first due areas in our borough. Ms. Moseman believes that the HAFSC needs to come up with a financial agreement for the future, so East Petersburg can refer to it when purchases come up. The finance committee will be where this gets developed. John Wolf said that there have not been enough meetings for the apparatus committee to work on this. Adam Gochnauer said the apparatus and finance committee and the whole commission needs to talk and come up with an agreement and put it in writing. The apparatus needs to say this is what needs to be replaced and what part of the cost is expected to come from East Petersburg, because we need to know the formula. Mr. Gochnauer said that EP fire dept. has their items budgeted to 2030. Therefore, the meetings need to be more than every other month. He said anything that gets added should be an addendum to the agreement at this point. The agreement was put into place to hire the CFO. We need to determine the call rate and he pointed out that these numbers are only going to go up from this point because of the new Penn State hospital and warehouses, and businesses being built in East Hempfield.

Mr. Gochnauer said when you pull up the numbers for East Hempfield they are 3.4 billion dollars in assessed property value and East Petersburg is 340 million. If you do quick math the ratio is 90/10, so that is what is fair based on millage. If they implemented the same fire tax we have, it would generate 2.6 million dollars in the first year. He pointed out that their big industry is going to continue to grow, but East Petersburg will not because there is no room to grow here. He said this is what is fair for all the residents of both municipalities. We can then budget 10% of what is needed maybe even up to 2030, same as the fire department has done. Before any check is cut the commission needs to come up with something firm in writing in a contract that solicitors can look at and they can't go back on.

Jeff Moseman asked if this is what he is referring to as bylaws. Mr. Gochnauer said this agreement did what it was meant to do and now it is time to add on to it and that is part of it as far as finances go. John Kottmeyer should have a good idea of what he wants this all to look like for the departments in 5 years, including apparatus and this all needs to be put into writing.

Mayor Malone asked if the costs go above the fire tax where would we take it from? Mr. Gochnauer said that we are not there yet, and this is something that Council will figure out with the budget, and it would be fiscally responsible to budget for this. Mr. Gochnauer said this will work with our plan, but not with East Hempfields plan.

Mark Cohen said he would like to see some agreement that provides for a long-term replacement plan, so whatever we say happens with this piece of apparatus happens with the ladder truck and the rescue truck and the engine truck, because they are his biggest concern. He said if we lose on this piece of apparatus, we are going to more than gain on the next three as a municipality, whether it is 80/20 or 90/10, it is better than 55% coming out of our budget because we don't have it. His goal was to come here today and say we need to come up with something that gets us apparatus all the way through 2030 and this is a great springboard to allow this to happen. Mr. Cohen was told by John Kottmeyer they threw 80/20 out as a starting point and felt that the borough was saying they were not interested. Mr. Cohen said in the conversations he has had with the borough they are not saying that, so in addition to the apparatus plan, he would like the communication to get better between the two groups and if that needs to happen through the HAFSC then they can do that, but they were under the understanding that they were more of a recommending body, but if council would like them to take a more active role in making more of the financial recommendations, they will be happy to do that.

Mr. Cohen explained they sit on the fence between the two of the municipalities and would like to see the communication get better and a plan developed for the next nine years to replace their apparatus, so they can continue to serve the residents. Don Schoenberger said the fire department has talked as a group and they all echo what Mark Cohen is saying.

Kris Macauley said this is the only piece of apparatus that the township is talking about now. He said Hempfields engine is going to Hempfield's Fire Department and Rohrerstown ladder truck is going to go to Rohrerstown Fire Department and its not a municipal owned piece of apparatus. He said this is the one piece of apparatus that is being broken up among the municipalities, so keep that in mind as we are going down through this and when we get a new piece of rescue equipment, it is going to become East Petersburg Fire Departments rescue vehicle. The new rescue engine coming in will be East Hempfields engine with their name on it. They will use this vehicle first because of the predicament they are in, and it will remain housed there, because they have the space.

James Swarr said he thought the statement made by Hempfield that there wasn't much difference between 80/20 and 90/10 was ridiculous. John Wolf said they were not 100% shut down by council. They were asked to bring more information back to council, but we do not know if they are working on this or not.

Adam Gochnauer asked the fire department members in attendance if they would be on board if we got a 90/10 deal with East Hempfield. They said yes. Mr. Gochnauer said when you put all the funds together that EP fire dept. has received from Hempfield, it is nowhere near the 80%, so they have not received what they should have to this point. Mr. Gochnauer said he will be involved when it comes to getting an agreement together and if the fire dept is on board, he will fight hard for them and he needs to know that the fire dept is behind us. He said if there is any talk about withholding support for us because of this, Council should know about it. Mr. Gochnauer said he feels everyone is in agreement of what we need to do. He feels the process should start now and said that the HAFSC should use whatever forums they can to get the commission to meet and let them know there is a lot to talk about.

Mr. Schoenberger asked that someone from the Borough reaches out to East Hempfield to start things moving. HAFSC was due to have a meeting in November and there is supposed to be a subcommittee meeting this month – Ms. Moseman will reach out to John Kottmyer to find out when the meeting is. Council feels the HAFSC meeting should go back to monthly meetings. Mr. Gochnauer said now that the head of the borough and the head of the fire department is here and are both ok with all of this, he feels we should be able to now reach out to Cindy and let her know that because of the formula we now have that shows what is fair, we agree to, in theory, pending a contract, to give 10% for this piece of apparatus.

It was pointed out that EP fire dept. submitted their list of needs to Hempfield for 2022 and they are not anticipating receiving all the items only six radios and the hose.

Cathleen Panus pointed out that nobody was at the meeting from East Hempfield. She asked the members of the fire department if they are concerned that this will cause a rift between East Petersburg and Hempfield fire companies. Mark Cohen said no. He also said that John Kottmyer did ask to attend the meeting, but EP fire dept. felt that Mr. Kottmyer is being looked at as an East Hempfield employee, so the EP fire dept. asked him to not be here at tonight's meeting. She said it might be helpful to establish who will officially communicate with them to eliminate confusion.

Manager St. Clair asked when the next HAFSC meeting will be held for the financial group. Tammy Moseman said it should be in October and she will reach out to John Kottmyer to find out when. Council agreed the meetings need to be more often.

Mr. Gochnauer said if everyone is in agreeance to the 90/10 then Manager St. Clair can reach out to Cindy at East Hempfield and let her know that we now have a fair formula that says this is fair and this is what we agree to in theory, pending a full contract of stating this in writing, and she will then follow up with an e-mail. John Schick asked if we are agreeing to 90/10 for all vehicles. Mr. Gochnauer said the call tomorrow is for the pumper only, to get things moving, but when we do the formalized contract, he would like to go with this formula for all the fleet and personally does not have a problem for all three departments because that is what is fair.

Don Schoenberger said that Rohrerstown apparatus is up next to replace. Mr. Gochnauer said the Borough just needs to know ahead of time so it can be budgeted for, and it all needs to be in writing. Mr. Gochnauer said he feels the fire department has not been getting their fair share and now he just wants to see them get a fair agreement.

Randy Rannels said they were getting the 80/20 from the contract but it does not cover equipment, therefore he feels they did not understand the agreement.

This ended the part of discussion that included the fire department.

Council discussed the plan.

John Wolf said that comments were submitted by Josh Roberts, and they will take these into consideration. He was not able attend the meeting.

Manager St. Clair said she can reach out to Cindy tomorrow regarding the pumper apparatus now that there is a 90/10 formula to work from and let her know moving forward we would like to use this formula for all equipment pending a contractual agreement.

Amy Leonard, Solicitor said that they are supposed to supply a proposed budget by September 15 of your program costs every year and at this point we should have one for next year. Manager St. Clair said that she has received a draft budget of program costs.

Tammy Moseman said they have not formalized the apparatus list yet and she was told it was up to John Kottmyer and the fire departments to come up with. Ms. Moseman said we have a small draft of an apparatus list, but nothing formalized. John Schick said we should have already seen this list, so we know what is coming up over the next 10 years. Mr. Schick said if we have a piece of equipment here and we respond to 56% of the

calls in Hempfield rather than look for them to pay 90/10 maybe we should ask them to pay based on the percentage of time we are there and first due territory we have in Hempfield.

Adam Gochnauer said if they agree to the 90/10 deal just with the ladder truck, what we would save would pay for about 4 ½ pieces of apparatus. He said we are still going to have to pay 10% of a vehicle that we won't be using 10% of the time. Tammy Moseman said she has asked for the list of apparatus and did get a draft off YouTube, but still nothing has been formalized. John Schick said he agrees that the offer of 90/10 for the pumper should be addressed now by Manager St. Clair reaching out to Cindy but said that the offer of 90/10 for all future purchases through an agreement should start with HASFC. Mr. Gochnauer said it is the finance part of it and we can give Tammy Moseman guidance on this to discuss at the meeting. Essentially, we are agreeing to pay 10% of a piece that we are overpaying for, but the formula is fair, and it doesn't matter if its first due on not, it is fair for everybody. There are certain pieces of equipment that are first due and so on, and you can't make a contract on that because that can change. The 90/10 deal is simple because it is based on value of assessed property. Mr. Gochnauer pointed out that we are over there more than 50% percent of the time and they are only giving a total of 35% support and based off this, we are shorted 15% and they have been taking advantage of us. Mr. Gochnauer said if he was Cindy, he would pass a fire tax and that is what would solve the problem. If they don't pass the fire tax and don't agree to the 90/10 then the fire dept and us are fully aware they are just trying to take advantage of us. If they don't, we are back to square one and we have a plan for this also. Before the HAFSC everything was working financially great, but now it has come to light what is going on. We were outnumbered from the beginning, but we accepted it because the fire department wanted it and he understands, but we are paying 29,000.00 per year to be on this commission and said we aren't getting anything for it right now. He said they came to us to ask for money and now we have taken a good look at things, and found the fair amount is 90/10. The commission and the finance committee need to make this fair and equitable. Mr. Gochnauer pointed out that we have two more years in this contract. Randy Rannels said we are outnumbered on the HAFSC committee, so it is hard to get anything accomplished on our behalf. Mr. Rannels said he thinks the idea Mark Cohen brought up was that we only share costs for the shared vehicles and cover the full amount of our own apparatus and asked if this is something we should put into the agreement. Mr. Gochnauer said essentially, they are all shared for mutual aid. The pumper they are asking for is stored at East Hempfield and has their logo, so it is hard to say it is a shared piece. The other piece of equipment they are purchasing was approved prior to John Kottmyer being hired for commission, so they cannot ask for assistance with that one. Mr. Gochnauer said the pumper was approved for purchase within 3 minutes at the Hempfield Board of Directors meeting the night after the committee meeting, so it must have been discussed prior to them ever coming to us.

Amy Leonard, Borough Solicitor said that there is a lot of stuff in the agreement that has just been ignored and it is not a sufficient agreement for the long run and there needs to be bylaws. This agreement was originally set up to deal with the hiring of the CFO, but there are some things in here that were ignored during the hiring of the CFO and there are things in here that continue to be ignored, such as there is supposed to be a system wide asset plan that is being developed and that is a responsibility of the fire commission, according to the agreement. If this has not been done, then what are we basing decisions on. One of duties of the fire official is to develop a fleet plan and if we had a fleet plan, we would know what apparatus was going to be purchased in the next 10-15 years and there would be a replacement schedule and you would know what percentage of equipment is being used equally across the municipalities. Right now, we do not know any of this because these pieces have not been put into place. Amy Leonard said she has sat down with Mr. Gochnauer to discuss this contract and is very hesitant to sit down and write up another agreement when it will not be followed just as the first one is not being followed. Ms. Leonard said if they do not feel it is important to follow the first one then they will not follow the second one. Ms. Leonard said the agreement states that we will pay 20% of the program costs each year. Manager St. Clair said we will get this information next week. At the end of the day, it doesn't matter how we vote because there should be an apparatus plan put forward and a fleet plan put forward. The agreement states the CFO shall develop this plan under the direction of the board of directors and the governing bodies of the municipalities, so if you haven't seen an apparatus plan how can you agree to pay a certain portion of it. You don't know what the budget could be and if it is the budget for 2022 or even 2023, and so on. The best you have seen is what EP fire co. has shown you tonight, but you still do not know what Rohrerstown and East Hempfield are looking to replace. You do not have the information. It has been slow getting this off the ground and setting up the committees, but if the group isn't committed to doing these steps, then she doesn't know how to advise them moving forward on what the next agreement would look like if we aren't going to use the current agreement. Amy Leonard explained that Council has representatives on the HAFSC board and if

they feel they are not being listened to then Councilmembers can go to the board and say that the representatives are saying they are not following the agreement and the responsibilities stated in the agreement have not yet been delegated or done, so don't come to the borough and ask us to do cost sharing on apparatus when you haven't done a capital asset plan or fleet development plan. At some point we need to say this to them.

Adam Gochnauer said this needs to come from the top down and for the rest of the year we need to go back to monthly meetings, and he is in agreeance that a formal plan still needs to be put into place. He would like to offer them the 90/10 across the board for the pumper and all apparatus in the future.

John Schick asked if this a breach of contract. Ms. Leonard said it's not like you hired a vendor, and they did not do the work hired for. She said it is an agreement between two municipalities, but there is no agreement to share costs for apparatus, only program costs. She said she does not know how you can move forward with a cost share when the pieces of the agreement have not been put into place. She said that the agreement does not have provisions for the cost on apparatus because there is not a capital asset plan or fleet plan. The initial pieces have still not been put into place to move forward and develop a plan.

Adam Gochnauer said that this is part of the deal with the 90/10 to tie it into the big picture and say this is what is fair right now, but also tie in the rest of this stuff pending the formal capital asset plan and fleet plan that John Kottmyer should have done. John Schick said he would not like to agree to something before he sees what they are in for.

John Wolf said he would like to offer the 90/10 for pumper and respectfully request they pay 90% for the ladder truck for us when we need it. He pointed out that the agreement states that each fire department will be financially independent. John Schick said is it better for us to just stick to paying for our own and not enter any cost share with them. Adam Gochnauer said they would then be likely to continue to pay us the unfair amount.

Debra Miller said it might not be the right time to offer 90/10 for all purchases. She feels the items in the agreement that have not been done should be addressed first. Mr. Gochnauer said this is all going to take a while and he would rather throw out there what he feels is a fair proposal and let them say yes or no and then we can move forward. Mr. Gochnauer said he doesn't think they will go for this, but it is the fair thing to do for the residents in this town and for the fire company. He said if we pull out of the commission in two years, then so be it. They are not doing what they should, and they have not done a thing for our fire company, and they have somehow convinced them it is a great thing, and it isn't. John Schick said that if we pull out then they might pull out of financial support. Mr. Gochnauer said he would hope they wouldn't do that, but there is a plan for all of this. Mr. Gochnauer said if we feel this agreement is not fair, and we pull out of commission and they cut off funding even though we serve 53% of the calls in their area and we are first due in parts of their municipality, this will not sit well with the residents. Ms. Miller said that the goals have not been reached so this should be worked on before we send a check. Mr. Gochnauer said they must fulfill the items agreed to in the original contract and they must pay 90% of our apparatus when it comes up under this 90/10 umbrella across the board. Mr. Gochnauer said that East Hempfield needs to be made aware of what we have come up with. Mr. Gochnauer wants John Wolf to say to them at the next meeting that the items in the agreement need to get done and give a deadline and if they don't then we can decide what we do next

Cathleen Panus said that the original agreement was very gray, and she thinks that it is extremely serious as a resident and several very important parts of the agreement are not being met and it seems we are getting screwed over. She said it should be said that nothing else is going to happen until they go back to the origin of the agreement, and they do what it says they are to do and everything else becomes moved. She said that there are several integral parts of the agreement that have not been met. She said thank you to council to call them on this and say enough.

Mr. Schick asked if East Hempfield is asking for these items to be worked on through the commission and the Chief. John Wolf said it is hard to get any participation out of anybody. It was pointed out that the meetings are usually only 20 minutes long. Tammy Moseman said they know that these things have not been done because she brings it up at the HAFSC meetings and she gets no response. Adam Gochnauer said that John Wolf is the chairman, and he needs to go on record as saying we need to have the items in the agreement done. Manager

St. Clair suggested HAFSC call an emergency meeting to address the issues. Deborah Miller asked Manager St. Clair to develop talking points for the agenda for the HAFSC meeting. Manager St. Clair said yes.

Tammy Moseman and Randy Rannels said they do not know where Chief Kottmyer is currently at with working on the apparatus list. Ms. Moseman explained that Chief Kottmyer told them that the commission board does not need to be involved in this and that it's a decision between him and the individual fire departments and if the board needs to know about it, they will bring it to the commission. Amy Leonard explained you don't get cost sharing without approval; it is a budgetary item. Adam Gochnauer said we need to let them know that we are considering this cost sharing plan and we have every right to go forward, and demand schedules be provided by Chief Kottmyer.

Mayor Malone pointed out there is already cost sharing for Chief Kottmyer and EMS for program cost, so we already have leverage to demand to see where he is at with this.

Ms. Miller said we are looking at page 2, the independence of the fire companies, their property 2a and 2b Page 4, 6e and page 5 number 9. Amy Leonard said that Manager St. Clair has a list of program costs and she pointed out that there are no provisions in this agreement for program costs.

Adam Gochnauer said if we all agree on the 90/10 then we should make a motion for Manager St. Clair to make a call tomorrow about the formula we have come up with. Mr. Gochnauer said he does not think this should be tabled because we need to let East Hempfield know what was discussed at this meeting and see what their reaction is.

Councilmember Wolf said he would like to make the offer for the pumper. Mr. Gochnauer said then they could take it and not give us anything when the time comes.

Randy Rannels said this does not have to be rushed into now that East Hempfield has approved the purchase for their pumper. John Schick said that we currently had no agreement with them for apparatus, so he feels we should not contribute to this purchase and any offer would be made for future purchases. It was pointed out once again that apparatus has always been shared when a department is in need and has a piece down without contributing to the cost. Adam Gochnauer said that if we are asking for them to contribute 90% that it would be only fair to contribute 10% to them. Adam Gochnauer said that Manager St. Clair should get some reaction from them to what we have discussed so we know if we should do nothing or do more. Manager St. Clair said that Cindy would not have the authority to make the decision, Cindy would have to take it to East Hempfield Board for discussion. Adam Gochnauer said he would need to see an official list of apparatus to plan for budgeting and then work towards an agreement with the Borough Solicitor.

Mayor Malone said it might be a good idea to make a motion and see where everyone stands.

Adam Gochnauer said he would like to give Manager St. Clair authorization to make a phone call to Cindy, the manager of East Hempfield, to report the results of our special meeting that we are considering a 90/10 split of cost on front line apparatus based on assessed property values going forward.

Amy Leonard said that this is asking Manager St. Clair to report essentially where you think you might be going in terms of cost sharing without any actual authority to bind you to any 90/10 split, but trying to gauge if they are interested in having a further discussion in long term cost sharing with the starting point being 90/10.

Adam Gochnauer said everyone has a vote and it is just his opinion, but he would like to give Manager St. Clair direction to throw this out there to them. He said it is not a formal agreement and we are not officially saying we are cutting a check for 10%, because we need to know they are ok with 90/10 when it comes to our apparatus as well. Mr. Schick said let's keep this simple and give them the formula and see what they say. Mr. Schick asked what we would need to see happen is they say yes to the 90/10? Mr. Gochnauer said he would like to see what needs replaced and when, and it would be a buy only contract.

It was moved and seconded (A. Gochnauer/ R. Rannels) with unanimous approval by the Board, to Authorize Manager St. Clair to make a phone call to Cindy tomorrow to state the results of the special meeting tonight that we are considering a possible 90/10 front line apparatus cost sharing split based on property assessment values and to have further discussions.

Manager St. Clair said that she will add it to the budget just in case it is needed.

Council said a special meeting needs to be requested by the Chairman John Wolf at the HAFSC meeting.

Council asked HAFSC member John Wolf, Randy Rannels and Tammy Moseman to work within their groups and with the HAFSC commission to get the apparatus plan and capital asset list established.

Adjournment: 8:51 p.m.

Respectfully Submitted,
Kim Strayer, Recording Secretary