

MINUTES
BOROUGH OF SOUTHMONT
January 19, 2004 7:00 p.m.

The scheduled January Council meeting was called to order by President Pile at 7:00 p.m. After the pledge to the flag, the January 19, 2004 meeting of Council convened.

PRESENT: President Pile, Mr. Rodgers, Mr. Graham, Mr. Kory, Mr. Krupa, Mr. Strittmatter, Mr. Danyluk, Solicitor: Daniel R. Lovette, Mayor: Gerry Sloat, Engineer: Dave Duray, Street Commissioner: Jan Bosley, West Hills Police: Chief Andy Havas, Borough Manager: Loretta Spak, Zoning Officer: Dyke Orms

ABSENT: Fire Chief: Chet Borosky - vacation

VISITORS: Terry Lichtenfels - MDIA UCC Codes
Charles Lowes, resident of 420 State Street

President Pile asked for approval of the December 8, 2003 Minutes and Re-Organization Minutes of January 5, 2004. A motion was made by Mr. Krupa to accept the Minutes and Re-Organization Minutes, as submitted. Seconded by Mr. Strittmatter. All in favor, motion carried.

At this time President Pile called upon Mr. Lichtenfels from MDIA to discuss the Uniformed Construction Code (UCC). Mr. Lichtenfels stated that UCC has been approved by the Regulatory Commission and published. The Uniformed Construction Code became official law on January 10, 2004. Council has ninety days to "opt in" or "opt out". The code will go into effect at the earliest April 9, 2004 the latest is August 8, 2004. Mr. Lichtenfels will send the Borough office a check list of items that require permits and items that are exempt. Solicitor Lovette has looked over the sample Ordinance and contract. Discussion arose on the permits Building and/or Zoning. These items will be discussed at February committee meeting. Visitor, Mr. Lowes was in attendance just to observe.

POLICE CHIEF'S REPORT:

West Hill Police Chief Andy Havas's report records revenue for November of \$289.70 and December of \$249.10. Police Chief Havas spoke about the 2003 Truck Inspection Safety Report, which will be forwarded to Council. In 2003 Officer Watts attended the required Truck Inspection Update Class and did the required 32 Truck Inspections to maintain his Certification as a Motor Carrier Safety Assistance Program Officer. Police Chief Havas has assigned a police officer to look for street lights that are out in the area. West Hill's Police did receive a \$6,000 grant for firearms, qualifications, etc. they are waiting for approval on two other grants. Officers have started their in-service training for the year. Also, eight hour training for Homeland Security on usage of protective equipment for EMS will need to be scheduled for this year. There is a Police Committee/Commission meeting tomorrow, January 20th.

ZONING OFFICERS REPORT

Mr. Orm's report records that there were no permits, so far, for this year. Mr. Orms has posted a "Condemned - unsafe for human occupancy or use" notice on 511 Diamond Blvd. Mr. Orms spoke to Mr. Grandinetti and Mr. Andrews of the Johnstown Bureau of Community Development about Ms. Quinn, who works for them, on sending various zoning complaints to the Borough office.

FIRE COMPANY REPORT

Chief Borosky was absent. The Fire Chief's written yearly report and the 2003 Annual report were received. There were 68 calls during the year fire loss in Borough was \$25,750. On December 13th received a call for smoke at 171 Arlington St. Chimney flu for a wood burning stove ignited outside wall of house. The Hilltop Ambulance report is on file.

ENGINEER'S REPORT

Mr. Duray of P.C. Rizzo & Associates reported on items being worked on for the 2004 paving program and the NPDES MS4 information that Borough will need to adopt and publicize; deadline of March 9th. This will be discussed at the February 3rd Committee meeting. The Flow meter was pulled out of State St. and was down-loaded, information was received from this meter. The flow meter on Wonder St. had no information. Mr. Duray recommends the Wonder St. flow meter be sent out for servicing; was under water three times in 2003. Mr. Duray will be looking into enclosing flow meter and/or placing by manhole above ground. Called twice and never heard back from America Sigma on reducing the cost on the rain gauge. Mr. Duray will be doing some comparisons to evaluate the rain gauge situation. Working on the corrective action plan report for DEP 2003. Met with Mr. Bosley on the back up of sanitary sewer on State Street. There are six or seven residence on this line; it was televised and two areas need repair, one severely. Mr. Bosley is to check previous video tape of State St. to see if damage was recent or not. A list of options to repair will be written up and discussed with the residences on the line. First step will be to fix the obvious leaks. Mr. Lazzari with P.C. Rizzo & Associates is working with Greater Johnstown Water Authority on getting the overlay GIS information. A request was made that Mr. Duray write Upper Yoder for an update or a copy of their corrective actions due from the heavy rain fall. Copies will be sent to the Borough office. The letter should also include why the flow meter on Wonder Street was submerged and if Upper Yoder is doing any testing on down spouts.

COMMITTEE REPORTS

STREET COMMISSIONERS REPORT

Mr. Bosley's written report records that employees spent most of the month plowing and/or salting streets. Began dye testing downspouts on State Street to see if any of these are tied into the sanitary; found

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a few. Letters will be sent out in the spring. There are ten homes on one lateral which is a 12 inch pipe, the flooding at 414 State St. was caused by the resident having down spouts tied into sanitary line. Mr. Bosley will speak with the residents at 414 State Street. The Borough is around three quarters completed with the dye testing except in the Overbrook and Haberline sections. Mr. Bosley has called Mr. Gardner of Penelec to discuss the moving of the turn-around sign on Arlington St. to the utility pole; have not heard back yet. Had CB radios in three trucks tuned and new antennas installed. Will fix the antenna on roof for the CB Base to work; will look for another base to be used in office. The 2000 Ford truck would not start. Mr. Bosley called Ford and the warranty has expired. Grimaldi will repair the fuel pump. We will be asking for an insurance binder from Mr. Ellenberger who is picking up the Christmas trees.

STREET COMMITTEE REPORT

At this time Mr. Danyluk had nothing further to report.

ADMNS. & PERSONNEL COMMITTEE

Mr. Strittmatter reported that at last weeks Union meeting the union submitted a counter proposal. The next meeting is scheduled for January 26th at 4:00 PM in Council room. There will be a negotiation committee meeting on Tuesday, January 20th at 7:30 PM and also on Wednesday, January 21st at 4:00 PM. The Borough is going to arbitration against the Bradley Kimmel Group, the arbitrator is Mr. McPherson.

POLICE COMMITTEE

Nothing further to report. There will be a meeting January 20, 2004, at 7:00 p.m. at the Westmont Borough building.

RECYCLING COMMITTEE

Nothing to report. A bar graph will be done to show comparisons.

INSURANCE COMMITTEE

Nothing to report.

BUDGET COMMITTEE

Mr. Rodgers made a motion to accept the revised Account Transfers for 2003. Seconded by Mr. Graham. All in favor, motion carried.

SHADE TREE REPORT

Mr. Krupa reported on three letters that were mailed out; one letter to replace trees and two for trees that are leaning (hazardous) on Diamond Blvd. and Shady Lane. Have not heard back from residents, if no contact by next meeting we will initiate.

RECREATION COMMITTEE

Nothing further to report. There was a Pro-wrestling match at the Grove went over pretty good; may have another. The Recreation Commission will receive a percentage of ticket sales. The Commission is pleased with Mr. Vickroy's initiative.

BUILDING/GROUNDS REPORT

Nothing further to report. Mr. Kory and Mr. Bosley will be doing a ride-around. Mr. Bosley is working on quotes for 2nd building on Diamond Blvd.

COG REPORT

Nothing further to report.

GRANDVIEW COMMITTEE

Nothing further to report.

GREATER JOHNSTOWN WATER AUTHORITY

We received the minutes for the January 9, 2004 Reorganization meeting, December 11, 2003 meeting and the December Treasurer's report. Discussion was made if an At Large member needs to be approved by the three Municipalities. Solicitor Lovette will look into this issue. This will be discussed at the February 3rd Committee Meeting.

Lower State Street Committee

Committee members are Mr. Duray, Chief Havas, Mr. Graham, President Pile and Mr. Bosley. A meeting will be arranged.

MAYOR'S REPORT

Mayor Sloat had nothing further to report.

SOLICITOR'S REPORT

Solicitor Lovette discussed with Council the Assessment on Picking-Treese-Bennett Mortuary, Inc. the millage was incorrect Solicitor Lovette spoke with the County Solicitor it will be corrected. Southmont will look at the building permits; Solicitor Lovette will check if this assessment was approved by the County Commissioners. The Wren Street property is satisfied from Ameriserv Bank. The problem now is the description, wouldn't close. The property will be surveyed then it should close; this should be done this year. Solicitor Lovette will work on the resolution for the lowering of the franchise tax from five percent to two percent for cable TV.

MANAGER'S REPORT

Ms. Spak's written report was submitted. Mr. Kory made a motion to approve that Ms. Spak take a three hour course over the internet for the Notary; also she will be attending a two day course on Borough Government on March 20th and 27th registration fee \$120.00. Seconded by Mr. Rodgers. All in favor, motion carried. Mr. Borosky was absent but a question arose about the Glick invoice for fire equipment repair; Ms. Spak will speak with Mr. Borosky if an amount is outstanding Mr. Borosky should bring invoices to the February 16th Council meeting Mr. Rodgers made a motion to accept resignation from Mrs. Bednarz. Seconded by Mr. Danyluk. All in favor, motion carried. The Administrative Committee

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will prepare an advertisement for the part-time clerk position. Mr. Rodgers made a motion to accept the Manager's report. Seconded by Mr. Graham. All in favor, motion carried.

TREASURER'S REPORT

Mr. Rodgers made a motion to approve the December's Treasurer Report in the amount of \$ 253,702.61. Seconded by Mr. Graham. All in favor, motion carried.

TAX COLLECTOR'S REPORT

Mr. Quinn submitted a report for December with real estate revenues at \$3,770.86. Mr. Quinn's January report records revenues of \$487.39. Final report for 2003 records \$9,590.25 has been returned to the Tax Claim Bureau. Council is requesting a year to date summary report from Tax Collector. No motion was made.

PAYMENT OF BILLS

Mr. Rodgers made a motion to approve payment of bills in the amount of \$61,806.33 and to hold the Glick payment of \$392.00 until further research. Seconded by Mr. Danyluk. Roll Call: Mr. Rodgers, Mr. Kory, Mr. Danyluk, Mr. Strittmatter, Mr. Graham, Mr. Krupa and Mr. Pile all in favor, opposed none.

OLD BUSINESS

President Pile asked to add Short and Long Term Disability, and the Wren Street sale to the "Tickler List". There is a meeting set for Monday, January 26th at 10:00 a.m. on the Part Time Retirement (PMRS). All should try to attend. The County GIS Workshop is scheduled for February, 2004. I have placed a call to Mr. Mala at Cambria County Community College for workshop dates. Arlington Street will be added to the Street Committee "Tickler". There was discussion on the street lights that are out. It was decided that if a light is still out after one month from call in confirmation number, it will be deducted from the invoice. The Alley lights will be worked on in the spring. Mr. Duray is working on the NPEDS, storm water Phase II. Mr. Bosley is working on the Sanitary Sewer GIS.

NEW BUSINESS

Minutes from the Intergovernmental meeting that was held December 9th was submitted. The next meeting was January 13th a new name was approved the Environmental Intergovernmental Council of Greater Johnstown (EIC). Mr. Kory will check on who should be notified when there are stray dogs and cats running around. The Borough received a thank you letter from the Community Arts Center for Council's support. Mr. Graham made a motion for Mr. Bosley or any street crew employees who wish to attend the Spring Road workshop (registration fee \$35.00). Seconded by Mr. Kory. All in favor, motion carried.

There being no further business, a motion was made by Mr. Graham for adjournment of the January 19, 2004 meeting at 8:40 p.m. Seconded by Mr. Kory.

Respectfully submitted,
Loretta Spak, Borough Manager