

ORDINANCE NO. 220

AN ORDINANCE SIGNIFYING THE INTENTION OF THE COUNCIL OF THE BOROUGH OF SOUTHMONT TO JOIN WITH THE MUNICIPAL AUTHORITIES OF THE CITY OF JOHNSTOWN AND THE BOROUGH OF WESTMONT, ALL OF CAMBRIA COUNTY, PENNSYLVANIA, TO ORGANIZE JOINTLY A MUNICIPAL AUTHORITY UNDER THE PROVISIONS OF THE "MUNICIPALITY AUTHORITIES ACT OF 1945" (THE ACT OF MAY 2, 1945, P.L. 382, AS AMENDED AND SUPPLEMENTED), TO BE KNOWN AS "GREATER JOHNSTOWN WATER AUTHORITY"; SETTING FORTH THE FORM OF THE ARTICLES OF INCORPORATION; APPOINTING THE FIRST MEMBERS OF THE BOARD OF THE AUTHORITY; AUTHORIZING AND DIRECTING THE EXECUTION OF THE ARTICLES OF INCORPORATION; AND THE DOING OF ALL THINGS NECESSARY AND APPROPRIATED TO EFFECT AND ESTABLISH SAID AUTHORITY; AND REPEALING OR RESCINDING ALL ORDINANCES OR RESOLUTIONS OR PARTS THEREOF WHICH ARE INCONSISTENT HERewith.

Be it enacted and ordained by the Council of the Borough of Southmont, Cambria County, Pennsylvania, and it is hereby enacted and ordained by the authority of the same as follows:

Section 1. The Council of the Borough of Southmont, Cambria County, Pennsylvania constituting the "Municipal Authority" of the said Borough as defined in the Act of Assembly known as the "Municipality Authorities Act of 1945" (the Act of May 2, 1945 P.L. 382, as amended and supplemented), hereby signifies its intention to join with the Councils of the City of Johnstown and the Borough of Westmont, both of Cambria County, Pennsylvania, to organize an authority under the provisions of said Act.

Section 2. The name of the proposed Authority is "Greater Johnstown Water Authority". In surusance of said intention, the Articles of Incorporation of the said authority are hrerby approved and adopted in the following form:

Articles of Incorporation
Greater Johnstown Water Authority

To the Secretary of the Commonwealth of Pennsylvania.

In compliance with the Municipal Authorities Act of 1945 (the Act of May 2, 1945, P.L. 382, as amended and supplemented), the City of Johnstown, the Borough of Westmont and the Borough of Southmont, all of Cambria County, Pennsylvania pursuant to ordinances duly enacted by the respective Councils of said City and said Boroughs authorizing and directing the formation of an authority jointly by said municipalities under said Act, do hereby certify:

(a) The name of the Authority shall be "Greater Johnstown Water Authority"

(b) The said Authority is formed under the "Municipality Authorities Act of 1945" (the act of May 2, 1945, P.L. 382, as amended and supplemented), Said Authority shall be organized for the purpose of acquiring, holding, constructing, improving maintaining and operating owning and leasing, either in the capacity of lessor or lessee, projects of the following kind and character: waterworks, water supply works, water distribution systems, lakes, reservoirs; low head dams, watershed areas, permanent open space land areas and all oppurtances thereto in and for the benefit of the citizens of the City of Johnstown, the Borough of Westmont and the Borough of Southmont and surrounding and adjacent townships and Boroughs into which one or more of the projects of the Authority extends or is to extend.

(c) No other Authority has been organized under the Municipal Authorities Act of 1945 or under the Act approved June 28, 1935, P.L. 463, or is in existence in or for the

ORDINANCE NO. 220 Continued

incorporating municipalities except the following organized by the City of Johnstown:

- I. Johnstown Municipal Authority, incorporated January 6, 1941.
- II. Johnstown-Cambria Airport Authority, incorporated June 1, 1950.
- III. Johnstown Area Recreation Authority, incorporated November, 15, 1961.

(d) The names of the incorporating municipalities are the City of Johnstown, the Borough of Westmont, and the Borough of Southmont, all of Cambria County, Pennsylvania. The names, titles and addresses of the municipal authorities of the incorporating municipalities are as follows:

City of Johnstown

<u>Names</u>	<u>Titles</u>	<u>Addresses</u>
George R. Walter	Mayor	521 Cypress Ave. Johnstown, Pa.
Dell Comiskey	Councilman	346 Main St. Johnstown, Pa.
J. Howard Deardorff	Councilman	612 Pine St. Johnstown, Pa.
Eddie McCloskey	Councilman	314 Locust St. Johnstown, Pa.
Edw. R. Shellhammer	Councilman	1331 Hope St. Johnstown, Pa.
James E. Parks	Treasurer	732 Franklin St. Johnstown, Pa.
Joseph C. Reiser	Controller	141 Mulberry St. Johnstown, Pa.
John J. Cullen	Clerk	519 Somerset St. Johnstown, Pa.,

Borough of Westmont

Harold R. Swank	Mayor	420 Wayne St. Johnstown, Pa.
A. Harry Adler	Pres. of Council	539 Luzerne St. Johnstown, Pa.
WM. D. Grady	Councilman	622 Bucknell Ave. Johnstown, Pa.
John F. Slater	Councilman	625 Penn Ave. Johnstown, Pa.
Thos. W. Morrison	Councilman	104 Colgate Ave. Johnstown, Pa.
Dr. Regis F. Marshall	Councilman	79 Colgate Ave. Johnstown, Pa.
Marlyn R. Fetterolf	Councilman	1636 Sunshine Ave. Johnstown, Pa.
Dr. Harold T. Kahl	Councilman	760 Viewmont Ave. Johnstown, Pa.
Victor H. Raab	Secretary	778 Parkview Dr. Johnstown, Pa.
Kenneth L. Hammond	Treasurer	2260 Sunshine Ave. Johnstown, Pa.

Borough of Southmont

Robert Moors	Mayor	163 Arlington St. Johnstown, Pa.
G. Martin Fox	Pres. of Council	26 Gardner St. Johnstown, Pa.
W.L. Carstensen	Councilman	404 State St. Johnstown, Pa.

ORDINANCE NO. 220 Continued

<u>Names</u>	<u>Titles</u>	<u>Addresses</u>
Paul L. Weir	Councilman	347 Southmont Blvd. Johnstown, Pa.
J. Donald Griffith	Councilman	163 Helen St. Johnstown, Pa.
Arthur U. Nuss	Councilman	314 Leila St. Johnstown, Pa.
Norbert Roberts	Councilman	100 King St. Johnstown, Pa.
Stephen G. Krause	Councilman	542 Edward St. Johnstown, Pa.
Betty M. Sabo	Secretary	805 Bedford St. Johnstown, Pa.
George H. Baker	Treasurer	171 Arlington St. Johnstown, Pa.

(e) The said Authority shall be organized with an eleven member board, two of the said members to be selected jointly and at large by the incorporating municipalities one of whom shall be from a suburb service area and the other a resident of the City of Johnstown; the remaining nine members of the said board shall be selected, three by each incorporating municipality, two of whom shall be residents of their respective municipality and one of whom shall be from a suburb service area provided that no suburb service area shall have more than one member on the aforesaid board and that the City of Johnstown shall have three members and the Boroughs of Westmont and Southmont two members each.

(f) The names, addresses and terms of office of the first members of the Board of said Authority, and the names of the incorporating municipality appointing the respective members are as follow:

<u>Names</u>	<u>Addresses</u>	<u>Term of Office</u>	<u>Appointed by</u>
Frank M. Miller	300 Golde St. Johnstown, Pa.	5 yrs.	Johnstown Westmont Southmont
Louis H. Roddis	R.D. #5	5 yrs.	Johnstown Westmont Southmont
Geo. Hunter	621 Somerset St. Johnstown, Pa.	4 yrs.	Johnstown
Frank Phillips	R.D. # 5 Johnstown, Pa.	4 yrs.	Westmont
Dr. Robt. Swopa	100 Union St. Johnstown, Pa.	3 yrs.	Johnstown
Alvin Schrott	747 Viewmont Ave. Johnstown, Pa.	3 yrs.	Westmont
Wm. Carstensen	111 Mabel St. Johnstown, Pa.	2 yrs.	Southmont
Wm. Fitzpatrick	107 Leila St. Johnstown, Pa.	2 yrs.	Southmont
Fred Geisel	736 Bedford St. Johnstown, Pa.	1 yr.	Johnstown
Col. Geo. Gage	1034 Willett Dr. Johnstown, Pa.	1 yr.	Westmont
Geo. Kemeny	725 Vickroy Ave. Johnstown, Pa.	1 yr.	Southmont

The terms of office of the first members of the Board of said Authority shall commence on the date of appointment and shall be computed from the first day of January, 1964.

ORDINANCE NO. 220 Concluded

On this day of , 1963, before me, a notary public in and for said Commonwealth, personally appeared the above named Robert Moors, G. Martin Fox and Betty M. Sabo, who stated that their official positions in the Borough of Southmont, Cambria County, Pennsylvania, are respectively Mayor, President of Council, and Secretary of said Borough, and who in due form of law acknowledged the foregoing Articles of Incorporation to be the act and deed of the Borough of Southmont for the purposes therein specified.

Section 3. The first members of the Board of Greater Johnstown Water Authority named in the aforesaid Articles of Incorporation as having been appointed by this incorporating municipality are hereby specifically appointed members of said Board for the terms of office set after their respective names, which terms shall commence on the date of appointment and shall be computed from the first day of January, 1964.

Section 4. The proper officers of the Borough of Southmont are hereby authorized and directed to join with the proper officers of the City of Johnstown and the Borough of Westmont, both of Cambria County, Pennsylvania, to execute said Articles of Incorporation, together with a certified copy of this ordinance and required proof of publication with the Secretary of the Commonwealth of Pennsylvania, and to do, execute and perform any and all acts and things necessary or appropriate to effect and establish said Greater Johnstown Water Authority.

Section 5. All ordinances and resolutions, and parts thereof, inconsistent herewith are hereby repealed and rescinded.

Enacted and ordained by the Council of the Borough of Southmont, Cambria County, Pennsylvania, this 12th day of August, 1963.

Borough of Southmont

By: G. Martin Fox
President of Council

Attest:
Betty M. Sabo
Secretary

Approved this 12th day of August, 1963.

Robert Moors
Mayor