

BOROUGH OF SOUTHMONT
148 Wonder Street
Johnstown, PA 15905

Minutes for February 19, 2018

The pledge of allegiance was conducted and the scheduled February 19, 2018 Council meeting was called to order by President Rodgers at 4:00 p.m.

Present: Attorney Michael Carbonara; Borough Manager Richard Wargo; Sec./Treas. Amanda Layton; Council President Richard Rodgers; Council Members; Gregory Paolini, Herb Ewald, Edward Danyluk, Bob Morgan and Sheree Speicher; Police Chief Michael Lose; Fire Chief Joel Weslager; Engineer Todd Banks

Absent: Council Member Kevin Pile; Mayor Mark Yonko

Visitors: Eric Muncert (Zoning), Matt Heider (Zoning), Kathryn Pullen (Zoning), Cheryl Pullen (Zoning), Ann Furlong (Rezoning)

Meeting Agenda

A motion was made by Mr. Morgan to approve the January 15, 2018 council minutes. Motion seconded by Mr. Danyluk. Mr. Pile absent. All in favor, motion carried (6-0).

A motion was made by Mr. Morgan to approve the January 23, 2018 workshop meeting minutes. Motion seconded by Mr. Danyluk. Mr. Pile absent. All in favor, motion carried (6-0).

Police Chief's Report

Chief Lose reported the West Hills Regional Police Department has implemented a prescription drug disposal drop box located at their station.

Chief Lose stated Menoher Blvd. near Barnett Street will be closed until the road can be stabilized due to the recent mud slide.

Fire Company's Report

Chief Weslager reported crews assisted Upper Yoder with a kitchen fire and handled a three vehicle accident on Menoher Blvd.

Engineer's Report

A motion was made by Mr. Ewald to approve Snyder Environmental Services Pay Estimate No. 5 in the amount of \$387,326.69. Motion seconded by Mr. Morgan. Roll call: Mr. Paolini, Mr. Danyluk, Mr. Ewald, Mrs. Speicher, Mr. Morgan and Mr. Rodgers in favor. Mr. Pile absent. Motion carried (6-0).

A motion was made by Mr. Ewald to approve Pennvest Pay Requisition No. 5 in the amount of \$418,891.12. Motion seconded by Mr. Morgan. Roll call: Mr. Paolini, Mr. Danyluk, Mr. Ewald, Mrs. Speicher, Mr. Morgan and Mr. Rodgers in favor. Mr. Pile absent. Motion carried (6-0).

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A motion was made by Mr. Morgan to approve Kukurin Contracting Pay Estimate No. 16 in the amount of \$16,688.80. Motion seconded by Mr. Ewald. Roll call: Mr. Paolini, Mr. Danyluk, Mr. Ewald, Mrs. Speicher, Mr. Morgan and Mr. Rodgers in favor. Mr. Pile absent. Motion carried (6-0).

A motion was made by Mr. Morgan to approve Pennvest Pay Requisition No. 16 in the amount of \$20,938.80. Motion seconded by Mr. Ewald. Roll call: Mr. Paolini, Mr. Danyluk, Mr. Ewald, Mrs. Speicher, Mr. Morgan and Mr. Rodgers in favor. Mr. Pile absent. Motion carried (6-0).

Mr. Banks reported Kukurin Contracting went fifty-two (52) days past the contracted time frame noting a liquidated damage clause in the contract allows the borough to assess a \$600.00 fee per day the contractor went over the time frame. Mr. Banks noted Kukurin Contracting completed approximately thirty (30) days of additional work that was not outlined in the contract. An executive session will be held at the end of the council meeting to discuss options.

Zoning Officer's Report

Mr. Wargo reported one zoning permit issued to 911 Menoher Blvd. for a sign and two sewer compliances issued to 162 State Street and 398 Diamond Blvd.

Council agreed on a public hearing date of March 27, 2018 at 4:00 p.m. A motion was made by Mr. Morgan to authorize advertising a Public Hearing on March 27, 2018 at 4:00 p.m. to review a new draft zoning ordinance. Motion seconded by Mr. Ewald. Mr. Pile absent. All in favor, motion carried (6-0).

Manager's Report

Mr. Wargo reported heavy rain and snow over the previous weekend noting there was one issue on Edward Street related to the sewer project, but Snyder Environmental Services has come back to rectify the issue.

Solicitor's Report

A motion was made by Mr. Morgan to approve an agreement among the Attorney General's Office, Bureau of Narcotics Investigation and Drug Control, and the Borough of Southmont to coordinate narcotics investigations, enforcement and prosecution activities. Motion seconded by Mr. Paolini. Mr. Pile absent. All in favor, motion carried (6-0).

A motion was made by Mr. Morgan to approve Ordinance No. 512, adopting and ratifying an intergovernmental cooperation agreement by and between the Commonwealth of Pennsylvania, Office of Attorney General, Bureau of Narcotics Investigation and Drug Control, and the Borough of Southmont providing for participation in the Municipal Drug Task Force Program established by the Attorney General's Office throughout Pennsylvania to coordinate narcotics investigations, enforcement and prosecution activities. Motion seconded by Mr. Paolini. Mr. Pile absent. All in favor, motion carried (6-0).

Secretary's Report

Council reviewed a request received from the owners of 107 King Street, Gerhardt and Penny Gustafson, requesting the garbage fee be waived since the house has been vacant for over a year. A motion was made by Mrs. Speicher to deny the request. Motion seconded by Mr. Morgan. Mr. Pile absent. All in favor, motion carried (6-0).

Mayor's Report

Mayor Yonko absent.

New Business

A motion was made by Mrs. Speicher to attach the 2018 list of boards, commissions, and authorities to the February 19, 2018 meeting minutes. Motion seconded by Mr. Ewald. Mr. Pile absent. All in favor, motion carried (6-0.) List of 2018 boards, commissions, and authorities is attached.

1) COMMITTEE REPORTS

A. Streets: Nothing to report.

B. Administration: Nothing to report.

C. Personnel: Mr. Pile absent.

D. Police Committee: Mr. Morgan reported numerous meetings have been held regarding the contribution rates noting the next meeting will be February 27th.

E. Budget & Tax Collection Committee: Mr. Pile absent.

F. Shade Tree Committee: Nothing to report.

G. Buildings & Grounds Committee: Nothing to report.

H. Greater Johnstown Water Authority: Nothing to report.

I. Open Records: Mrs. Layton reported one open records request received from Maureen Karas regarding building permits issued in December 2017.

Business Items

A motion was made by Mr. Morgan to approve ratification of payroll from January 18, 2018 through February 19, 2018 in the amount of \$14,627.45. Motion seconded by Mr. Paolini. Roll call: Mr. Paolini, Mr. Danyluk, Mr. Ewald, Mrs. Speicher, Mr. Morgan and Mr. Rodgers in favor. Mr. Pile absent. Motion carried (6-0).

A motion was made by Mr. Morgan to approve payment of bills from January 17, 2018 through February 20, 2018 in the amount of \$676,860.03. Motion seconded by Mr. Danyluk. Roll call: Mr. Paolini, Mr. Danyluk, Mr. Ewald, Mrs. Speicher, Mr. Morgan and Mr. Rodgers in favor. Mr. Pile absent. Motion carried (6-0).

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A motion was made by Mr. Morgan to approve the January 2018 treasurers report in the amount of \$2,115,484.53. Motion seconded by Mr. Paolini. Mr. Pile absent. All in favor, motion carried (6-0).

President Rodgers called for an Executive Session at 4:26 p.m. to discuss legal matters. Executive Session ended at 4:37 p.m. and council resumed its regularly scheduled meeting.

A motion was made by Mr. Ewald to approve an offer to the Southmont Volunteer Fire Company regarding the proposed changes to the current agreement. Motion seconded by Mr. Morgan. Mr. Pile absent. All in favor, motion carried (6-0).

There being no further business, a motion was made by Mr. Morgan for adjournment of the February 19, 2018 meeting at 4:39 P.M. Motion seconded by Mr. Danyluk. Mr. Pile absent. All in favor, motion carried (6-0).

Respectfully submitted,

Amanda D. Layton

Secretary/Treasurer