

MINUTES
BOROUGH OF SOUTHMONT
April 19, 1999, 7:00 p.m.

The regularly scheduled April Council meeting was called to order by President Pile at 7:00 p.m. After the pledge to the flag, the April 19, 1999 meeting of Council convened.

PRESENT: President Pile, Mr. Rodgers, Mr. Rovansek, Mr. Krupa, Mr. Strittmatter, Mr. Kory, Mr. Leventry, Mayor Lary Koval, Engineer: Tom Gray, Solicitor: Daniel R. Lovette, Secretary: Judith Czyrnik, West Hills Police: Chief Andy Havas, Street Commissioner: Jan Bosley, Zoning Officer: Fred Pullen, and Fire Department: Michael Butler

ABSENT: None

VISITORS: None

President Pile asked for approval of the March 15, 1999. A motion was made by Mr. Krupa to accept the minutes as written. Seconded by Mr. Strittmatter. All in favor, motion carried.

VISITORS None

A motion was made by Mr. Rodgers to open bids for the electrical and plumbing work for the Restroom/Storage Facility completion work. Motion seconded by Mr. Leventry.

Four Bids were received, as follows:

<u>Contractor</u>	<u>Material</u>	<u>Labor</u>	<u>Total</u>
W.C. Murray Co.	\$21,048.00	\$19,852.00	\$40,898.00
Straw Construction	\$13,051.00	\$17,894.00	\$30,945.00
Capitol Construction	\$16,000.00	\$17,000.00	\$33,000.00
Burgo Construction	\$12,630.00	\$11,700.00	\$24,400.00

After discussion about prevailing wage rates and grant requirements, a motion by Mr. Rodgers was made to table approval and refer the bids to the Recreation Committee for review and to come to the May Council meeting with their recommendations. Motion was seconded by Mr. Leventry. Solicitor Lovette reviewed the bids and all bid requirements are in order. All in favor, motion carried. A committee meeting will be set up with the Engineers.

POLICE CHIEF'S REPORT

Chief Havas's written report records revenues for the month of March at \$633.80. Chief Havas reported that all Officers have completed the mandated inservice training and CPR recertification. Officers Mulkey and Fisher are scheduled to attend a one day seminar on drug identification. The police secretary will attend a training class on the updated PA-LEMIS software. Police are beginning the Vascar program for this year in the problem areas.

ZONING OFFICER'S REPORT

Mr. Pullen's written report records only one (1) permit issued during the month. The estimated year to date construction cost is \$140,183.00. Mr. Pullen asked for a final decision on the survey of the Water's property. Dr. Richard Kastelic has asked about the possibility of purchasing this property. The Engineers have not surveyed the property to date, however, after further discussion Council President Pile called for a motion. According to the Trust Agreement Solicitor Lovette stated that there is a covenant that runs with the land, that the sanctuary can never be built on. President Pile asked for a motion, there being no motion Council will send Dr. Kastelic a letter to the effect that the Water's property will remain Borough Property and will not be sold. Mr. Rovansek felt if Dr. Kastelic understands the nature of the Trust Agreement, his property will be protected for any future development in that area. The "Bird Sanctuary " will remain as a nature preserve. Council also agreed to budget monies to clean up the Bird Sanctuary. Mr. Pullen asked for results of the Committee review of the Solid Waste Ordinance #378 with reference to the dumping of debris on the Haidar property at 1070 Luzerne Street. After members of Council who had visited the site discussed at great length the problems of dumping at 1070 Luzerne Street and neighboring sites, it was the consensus of Council to have Chief Havas and Solicitor Lovette visit the site. In their judgement, they are to act on their findings, and according to the Solid Waste Ordinance. They will report to the Committee when they have completed the visit.

FIRE COMPANY REPORT

Chief Butler reported on the written report submitted for March . There were 7 emergency runs and/or assists during the month. It was noted that at a mutual aid house fire at 1634 Luzerne Street, Chief Butleer received burns to the left leg. He was treated and released. A written letter was received from the Fire Department requesting permission to install signs within the Borough and to request assistance in providing police protection for the Jubilee. The request is for the Borough to pay one half of the police protect, and the Fire Department will pay the other half. A motion was made by Mr. Leventry to approve the placing of the signs and the additional police protection for the Jubilee. Seconded by Mr. Kory. All in favor, motion carried.

Chief Butler reported that in order to continue with the problems on the siren, the Department has asked 911 to change the emergency notification on types of calls nknown as Miscellaneous. These calls will be on a pager only notification. The Department will try this type of testing for a few months. The siren should be less active. There is a problem with the children using the fire department garage pad as a bicycle parking lot. Signs will be posted to curtail this activity. Mr. Borosky reported that the Hilltop Ambulance did not have a quorum for the past two meetings. No report. At this time a motion was made by Mr. Krupa and seconded by Mr. Strittmatter to appoint John Butler as the alternate representative to the Hilltop Ambulance Association. All in favor, motion carried. Chief Butler and Mayor Kovel will review update of the Emergency Management Manual.

ENGINEER'S REPORT

Mr. Tom Gray of Hinks & Locher Engineers submitted to Council the 1999 Paving Preliminary construction cost estimates. the total estimated cost is for State St. from Thoburn to Floyd St. approximately 1500 feet at \$72,250.00. Southmont Blvd from City line to Langhorne St. length 1425 feet at \$70,900., and Diamond Blvd. from Carrie Alley to Menoher approximately 454 feet at \$22,300. Total estimated cost is \$165,450.00. A motion was made by Mr. Rodgers to advertise for bid opening at the May meeting. Seconded by Mr. Leventry. All in favor, motion carried. Mr. Gray reported that Hinks & Locher Engineers will fill out the County Aid Application and submit to the County for the 1999 paving project. Mr. Gray reported on the Corrective Action Program report submitted by Department of Environmental Protection. There are some issues of the report that will need worked on before the next report in July of 1999. We received word that we have received 6 Equivalent dwelling units (EDU)/sewer taps. Fourteen taps were requested. Each EDU is equivalent to 350 gallons per day of sewer flow. Mr. Gray reported that drawings on Chapin Arch were received from Penn Dot for final revisions. Council informed Mr. Gray of the possible need for Engineers services for the Upper Yoder Township Sewer Authority on the sewer rental fee increase. Number of houses, taps, consumption and flow may need to be reviewed. A motion was made by Mr. Rodgers to approve Engineers service, when needed, to complete and compile data for the research on the sewer rental fee. Seconded by Mr. Rovanseck. All in favor, motion carried. Mr. Gray reported that a geological engineer was in to look at the holding pond in the PineBrooke Development area. There is a land slide that is causing concerns. According to the January 18, 1999 Minutes the roadway is to be completed by May 15, 1999 for the Borough to accept or the Borough will complete the roadway using the Escrow account and charge for the Solicitor, Advertising and Engineers fees.

COMMITTEE REPORTS

STREET COMMISSIONER

Mr. Bosley's written reports records basic cleaning on the Building. Performed routine maintenance on all vehicles and equipment. Repainted rusty sign posts to be re-used. Mr. Jim Carbaugh is back to work regular duty, except for Recycling. He has not actually been released. The new plow A frame was installed on the 1998 truck. It was under warranty. Painted baseboards in hallways, stairs and on base of doors. Worked in garage areas moving items to begin remodeling project. Mr. Bosley requested permission to attend a Communication Skills Workshop at the Westmoreland Community College. Mr. Rodgers made a motion to approve his attendance, seconded by Mr. Kory. All in favor, motion carried. Mr. Leventry made a motion to approve the return to work of the seasonal employees at the hourly rate of \$5.15 per hour. Seconded by Mr. Krupa. All in favor, motion carried. Street sweeping will begin on April 26th. Mr. Rodgers moved to approve advertising the street sweeping schedule, seconded by Mr. Strittmatter. All in favor, motion carried. Mr. Krupa made a motion that Mr. Bosley dig the three holes for the Arbor Day planting on April 24, 1999 and requested some help for the celebration. Seconded, by Mr. Rodgers.

STREET COMMITTEE

Mr. Leventry mentioned that the Street Department will remove two sections from Leon Street-Leila Street end. New concrete will be poured to complete this years repairs. The sidewalk re-inspections will be done week of 4/19/99. No other report.

ADMINISTRATION & PERSONNEL COMMITTEE

Mr. Strittmatter discussed the Policy for the sale of Borough equipment as per Council's guideline. Mr. Strittmatter will look at the signs located in the PennDot right-of-way along Menoher Blvd. PennDot officials have informed Mr. Strittmatter that no sign permits have been approved for Menoher Blvd. An inventory will be done, and whichever signs are in violation will be removed either by PennDot or the Borough. Several area businesses are in violations of the signs being placed in the right of way and not on private property.

Mrs. Joan Roberts of the Johnstown Garden Club submitted a proposal for another beautification project along Barnett Street. A motion was made by Mr. Rodgers to accept the proposal as submitted. Motion was seconded by Mr. Kory . All in favor, motion carried. Mr. Bosley will place mulch on the upper end of the newly planted Menoher section of this project.

POLICE COMMISSION

Mayor Koval reported there is a Police Commission meeting on April 20, 1999 at Westmont Municipal Building. Council will call an executive session at the end of this meeting to discuss Police Personnel information. The West Hills Police Commission will meet in Southmont Borough's Council Chambers during the months of May, June, July and August.

RECYCLING COMMITTEE

Monthly recycling chart is on file.

INSURANCE COMMITTEE

No report other than the Industrial Appraisal Company report representing present day replacement costs has been completed and on file.

BUDGET COMMITTEE

Mr. Rodgers reviewed an the March report which shows we have received 13.5 % receipts, no Real Estate tax has been received for 1999 to date. The Expenditures are at 14% for the month of March. A quarterly report would indicate 25% receipts and expenditures. Mr. Rodgers commended Mr. Leventry for the research of the Upper Yoder Sewer Rental fees. A Committee meeting date was set for April 27, 1999 for our Committee to review their findings before the meeting with Upper Yoder Sewer Authority on May 11, 1999.

SHADE TREE

Mr. Krupa reported on the Arbor Day Celebration which will be April 24, 1999 at 10:00 a.m. in the area of 7 Gardner Street. Southmont will receive the 1999 Tree City Year Award, for the ninth consecutive year. There will be a Shade Tree meeting on Tuesday, April 23, 1999 to complete arrangements and discuss trimming trees along Southmont Blvd.

RECREATION/PLAYGROUND COMMITTEE

Mayor Koval reported on the Diamond Playground maintenance repairs done and that new woodcarpet will ordered for the playground. Some Ridge work will be done at the entrance and on the steps. The Committee reviewed the Land & Facility Ownership report submitted by the Commission. A motion by Mr. Kory was made on the Recreation Committee's recommendation that we continue with current procedures and make no changes at this time. Seconded by Mr. Leventry. All in favor, motion carried. Council received a proposal from Coca Cola, to install machines at the Storage/Restroom facility. Mayor Koval will compare costs with proposals received at an earlier date.

BUILDING /GROUNDS COMMITTEE

No report.

C.O.G. COMMITTEE

Mr. Rovansek reviewed with Council the meeting set for April 23, 1999 at 10:00 a.m. with Municipalities and the City of Johnstown to discuss an Animal Control Office. Mr. Rovansek recommended that Secretary Czynnik attend this meeting and report to Council.

CHAPIN ARCH

No further report.

MAYOR'S REPORT

Mayor Koval has checked on the UMPC costs and procedures for the Return to Work physicals when an employee has been on Compensation. Stroke screening has been scheduled for June 25, 1999 from 9:00 a.m. to 1:00 p.m. Mayor Koval attended the 1st quarter training for the Emergency Management Service. Drills were done on tornado emergency throughout the schools. All went well. The 3rd. quarter training workshop will be September 2, 1999.

SOLICITOR

Solicitor Lovette had nothing new to report since his letter to Charles Merlo in reference to his overhanging hedge. Solicitor Lovette informed Mr. Merlo that the Borough was not interested in him allowing him place an additional two foot section to his sidewalk. The Borough would require him to remove the old sidewalk and an entirely new sidewalk would be installed, according to Borough Ordinances. The larger trees at at either end of the property shall not be removed.

Solicitor Lovette prepared Ordinance No 416, to establish compensation for Borough forces to perform work other than normal duties. After review by Council, Mr. Rodgers made a motion to approve Ordinance No 416 and advertise for final adoption at the May meeting. Motion was seconded by Mr. Leventry. All in favor, motion carried. Solicitor Lovette reviewed the information on the inspection at the Hartnett property, by Mr. Fred Graham, a National Forensic Inspector.

SECRETARY'S REPORT

Mrs. Czyrnik's report records that a sample Resolution to establish compensation for employees to perform work other than normal duties, according to Ordinance 416. will need to be established and will need to be added to the first meeting of each new year or the Re-organization meeting. Mr. Rodgers made a motion to approve Resolution 9905 for the disposition of former police records according to the PA Municipal Retention and Disposition schedule. Seconded by Mr. Leventry. All in favor, motion carried. On the Codification questions, Solicitor Lovette commented that if an update the Building Codes is correlated with the National BOCA updates, then Ordinance 315 and 316 can be amended to say "as the current National Code issue" then refer to the specific Code.

TREASURER'S REPORT

Mr. Rodgers moved to approve the Treasurer's report for the month of March, as submitted in the amount of \$251,240.18 in the General Fund balance. Seconded by Mr. Kory. All in favor, motion carried.

TAX COLLECTOR

Mr. Quinn did not have a report this month. No taxes were collected. He will submit the March report next month.

APPROVAL TO PAY THE BILLS

After review, a motion was made by Mr. Krupa to approve the Payment of the Bills in the amount of \$57,244.34, including the \$304.00 for Lichtenfels Nursery. Seconded by Mr. Leventry. Roll Call; Rodgers, Rovanseck, Strittmatter, Krupa, Kory, Leventry and Pile. All in favor, opposed none.

OLD BUSINESS

President Pile asked for approval for the April 13, 1999, Committee Meeting Issues. Motion made by Mr. Rodgers, seconded by Mr. Rovasek. All in favor. Items on the "Tickler List" were discussed. Items were reviewed, removed or re-listed. Council will schedule to meet with the Elected Auditors at different Committee meeting, to review their audit and questions. At the April 13, 1999 Committee meeting, the recommendations were to have the Wren Street property surveyed for future use for possible sale of the property. Mr. Rodgers moved to have the survey done, seconded by Mr. Krupa. Mr. Duray will be notified.

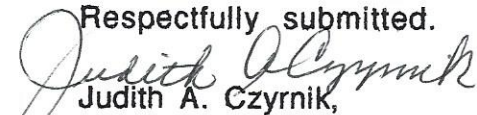
NEW BUSINESS

The 88 th Annual State Association of Borough's conference will be held in Philadelphia at the Adam's Mark Hotel on June 20 thru June 23. Council discussed the subjects on the agenda. A motion was made to approve any Council members, Mayor, Secretary, Solicitor and Street Commissioner to attend, by Mr. Rodgers. Motion was seconded by Mr. Leventry. All in favor, motion carried.

At this time, President Pile called for an executive session at 9:15 p.m. to discuss personnel issues. The March 1999 meeting convened at 9 : 29 p.m.

There being no further questions, a motion was made by Mr. Rodgers to adjourn the March meeting, motion was seconded by Mr. Leventry. Council adjourned 9:30 p.m.

Respectfully submitted.


Judith A. Czyrnik,
Borough Secretary