

MINUTES
BOROUGH OF SOUTHMONT
November 20, 2006 7:00 p.m.

The scheduled November Council meeting was called to order by President Pile at 7:00 p.m. After the pledge to the flag the November 20, 2006 meeting of Council convened.

PRESENT: President Pile, Mr. Rodgers, Mr. Ewald, Mr. Danyluk, Mr. Strittmatter, Mr. Krupa, Mayor: Gerry Sloat, Solicitor: Daniel R. Lovette, West Hills Police Chief: Andy Havas, Engineer: Dave Duray, Fire Chief: Chet Borosky, Zoning Officer: Ryan Adams, Street Commissioner: Mr. Bosley and Borough Manager: Loretta Spak.

ABSENT: Mr. Kory out of town.

VISITORS: Mr. and Mrs. Laskey, sidewalk relief at 405 Olive Street.

President Pile asked for approval of October 16, 2006 Council Minutes. A motion was made by Mr. Krupa to accept the Minutes as submitted. Seconded by Mr. Strittmatter. All in favor, motion carried. Mr. Kory out of town.

President Pile called upon Mr. Laskey who is the builder of the new home on 405 Olive Street. Mr. Laskey addressed council requesting exemption to Ordinance 403 which provides the installation and maintenance of sidewalks along Borough streets. President Pile explained his intent, not speaking for council, to continue installing sidewalks from Gardner Street to Mabel Street and other areas of the Borough. Mr. Laskey discussed his concerns on the sidewalk specs of five (5) foot width along with neighbors concerns who submitted letters to the Borough office (G. Scott Yates of 331 Orchard Street and William J. Baumer of 335 Orchard Street). Mr. Bosley stated that is the standard size of sidewalks throughout the Borough, a minimum size of three (3) feet is used only in approved areas (problem with tree roots). Mr. Rodgers refers adding continuing sidewalks to the next committee meeting agenda. Mr. Bosley will check if five (5) foot is feasible for the area. Lack of motion Ordinance 403 stands as is.

A motion was made by Mr. Rodgers, seconded by Mr. Krupa to open sealed bids for the Borough Ford truck 2001 F-550 and the 1987 GMC fire rescue vehicle. All in favor, motion carried. Mr. Kory out of town. Four (4) bids received for 2001 F-550 Ford "as is" condition with no warranty from Southmont:

1. Rogers Auto Sales, 46300 Walnut St., Unit 3, Rogers, OH 44455 - bid of \$9,060.
2. Summerhill Township Board of Supervisors, 114 Irvan Street, Beaverdale, PA 15921 - bid of \$20,125.
3. Hazleton Equipment Company, 500 S. Church Street, Hazleton, PA 18201 - bid of \$9,871.
4. Auto Wholesalers, RD#3 Box 184A, Route 22, Holidaysburg, PA 16648 - bid of \$17,777.

Cont'd

Mr. Danyluk made a motion to accept the highest bid by Summerhill Township noting "as is" condition, no warranty. Seconded by Mr. Rodgers. All in favor, motion carried. Mr. Kory out of town.

Three (3) bids received for the 1987 GMC fire rescue vehicle "as is" condition no warranty from Southmont:

1. Richard Smith, 323 Salisbury Street, Meyersdale, PA 15552 - bid of \$2,011.
2. W.J. Holbay, 405 Ligonier Pike, Johnstown, PA 15905 - bid of \$2,511.
3. Rolley Welding, 76 K Street, Johnstown, PA 15906 - bid of \$1,126.

Mr. Danyluk made a motion to accept the highest bid by W.J. Holbay noting "as is" condition, no warranty. Seconded by Mr. Rodgers amending motion that if monies are not received within thirty (30) days then accept the next highest bid. All in favor, motion carried. Mr. Kory out of town.

POLICE CHIEF'S REPORT:

West Hills Police report for September shows revenue in the amount of \$185.34 (ordinance violations \$36.71 and vehicle violations \$148.63) and October shows revenue in the amount of \$338.80 (ordinance violations \$155.56 and vehicle violations \$183.24). There were no problems in any of the four municipalities during trick or treat night. West Hill Police have been monitoring Lower State Street, at least once a week, no speeding or excessive volume. Ms. Spak requested Chief Havas write up weekly results and send to Borough office to keep in file. A vehicle was parked at the Arch for three (3) days and other vehicles were parked overnight. Ms. Spak will contact the Southern Alleghenies Conservancy and ask for their policy or written authority for overnight parking. If signs are posted the West Hills Police can enforce.

ZONING OFFICERS REPORT

Mr. Adams report was received and reviewed, no zoning permit activity. Mr. Feather, Zoning Officer for City of Johnstown, informed Mr. Adams that Lamar advertising has proposed moving two (2) billboards on Barnett Street to a closer location (pole on city line sign on boundary) to Southmont. The billboards will then be viewed from Menoher Boulevard. Discussion followed, Ms. Spak will find out when the next Johnstown City Council meeting is scheduled. Mr. Adams and Ms. Spak updated council on visit to Williamson Insurance Agency, no smell at time of visit (11/7/06) and receptionist (Donna) stated no smell for awhile now. Ms. Spak will send a letter to Labor & Industry concerning outstanding order dated July 12, 2005 requesting they pursue enforcement actions to achieve compliance and will copy property owner.

FIRE COMPANY REPORT

Chief Borosky's written report records thirteen (13) responses during the month of October. There were two calls between the hours of 10 PM to 7 AM. Southmont had six (6) assists in October; four (4) to Upper Yoder, one (1) to Westmont, and one (1) to Ferndale. Discussion followed concerning letter that was sent to West Hills Fire Department from Volunteer Firemen's Association of Cambria County dated November 6, 2006; Chief Borosky will keep council updated on this issue. Mr. Rodgers made a motion to approve Ordinance #463 increasing the indebtedness of Southmont Borough. Seconded by Mr. Krupa. Roll Call: Mr. Rodgers, Mr. Ewald, Mr. Strittmatter, Mr. Danyluk, Mr. Krupa and Mr. Pile all in favor, opposed none. Mr. Kory out of town. The Hilltop Ambulance report was received and is on file.

ENGINEER'S REPORT

Mr. Duray's written Engineer's report for November was received and reviewed. Mr. Krupa made a motion to put up driveway signs, both ways, pulling out of Susan Drive to Menoher Boulevard (new Pinebrook Office Park building). Seconded by Mr. Strittmatter. All in favor, motion carried. Mr. Kory out of town. The water sampling for round 2 of 2006 Stormwater NPDES (MS4) period is completed, all samples are clean. President Pile suggests Council drive around Borough and look at street ratings paying particular attention to streets rated poor (1's in red on map) for spring 2007 paving consideration.

COMMITTEE REPORTS

STREET COMMISSIONERS REPORT

Mr. Bosley's written report was received and reviewed. Mr. Ewald made a motion to ratify patching at Southmont Medical Building Associates, 350 Southmont Boulevard, to \$1,400 from \$1,000. Seconded by Mr. Rodgers. All in favor, motion carried. Mr. Kory out of town. The Borough office has received numerous calls thanking borough and stating a great job is being done with leaf collection this year, big improvement. Mr. Bosley will reinforce with all (full-time and part-time) employees safety vests or shirts must be worn at all times while working on streets; will type up and have employees sign that they are aware of policy.

STREET COMMITTEE REPORT

Mr. Danyluk had nothing new to report.

ADMNS. & PERSONNEL COMMITTEE

Mr. Krupa mentioned employee evaluations will be scheduled after Thanksgiving, all councilmen are invited to attend, dates will be forwarded; Mr. Krupa thanked council for their input. Mr. Krupa made a motion to approve Mr. Bosley to receive five hundred dollar (\$500) bonus check week ending December 2, 2006, since he made significant progress on his written goals for the second half of 2006. Seconded by Mr. Rodgers. All in favor, motion carried. Mr. Kory out of town.

POLICE COMMITTEE

Mayor Sloat had nothing new to report.

RECYCLING COMMITTEE

Mr. Kory, out of town, nothing new to report.

INSURANCE COMMITTEE

Mr. Rodgers mentioned H.A. Thomson worker's compensation recommendation to develop a safety committee to obtain a potential discount in premium cost, discussion followed. Mr. Rodgers made a motion for the Administrative & Personnel Committee also be the safety committee. Seconded by Mr. Krupa. All in favor, motion carried. Mr. Kory out of town. The 2007 MEIT (medical, prescription, dental, and vision) renewal rates have decreased by ten percent (10%).

BUDGET COMMITTEE

Mr. Strittmatter made a motion to approve and advertise the 2007 tentative budget. Seconded by Mr. Rodgers. All in favor, motion carried. Mr. Kory out of town. Mr. Strittmatter made a motion to prepare and advertise ordinance 464 to establish 2007 tax rate at 11 mills and ordinance 465 setting the 2007, 2008, and 2009 garbage fee at \$120 annually. Seconded by Mr. Rodgers. All in favor, motion carried. Mr. Kory out of town. Solicitor Lovette will investigate changing tax collector compensation during term.

SHADE TREE REPORT

Mr. Krupa is working on the Tree City USA application which is due at end of year also asked for input from council and shade tree committee on developing a plan for 2007 planting. Mr. Krupa updated council concerning tree limb that fell on (Wonder Street) vehicle from Mr. Kriak's property of 154 Daisy Street. He also discussed sidewalk replacement at 107 Lucetta Street and sidewalk repairs at three (3) other Lucetta Street properties.

RECREATION COMMITTEE

The minutes for the October meeting were received. Mr. Pile resigned his appointment to the Westmont Hilltop Recreation Authority on November 15, 2006. Ms. Spak will send a letter recommending Mr. Ewald to replace Mr. Pile, Mr. Ewald indicated willingness to serve. Mr. Pile updated council on subcontracting accounting duties with a savings of approximately six thousand dollars (\$6,000) and spinning bikes were purchased. A new class will be added.

BUILDING/GROUNDS REPORT

Mr. Kory, out of town, nothing new to report. President Pile asked Mr. Bosley to have the sections of concrete pipe by the fire company shed removed, discussion followed.

COG REPORT

Mr. Ewald had nothing new to report.

GRANDVIEW COMMITTEE

Mr. Kory, out of town, nothing new to report.

GREATER JOHNSTOWN WATER AUTHORITY

The October minutes were received. Mr. Pile updated council on general happenings i.e. sent bid for water supply to Conemaugh Township; going after South West; North Fork Dam will need to be worked on asking DEP for extension.

MAYOR'S REPORT

Mayor Sloat had nothing new to report.

SOLICITOR'S REPORT

Solicitor Lovette will be bringing Attorney John Lovette to council meetings, at no cost to Borough, so he can understand the workings of council. Solicitor Lovette updated council on the following: talked to a county detective in the DA's office concerning the community info guide, state police are investigating an order of award which will be issued; the owner of property by soccer field restroom is Westmont Hilltop School District, Ms. Spak will draft a letter to school asking to clear/clean area with input from Chief Havas; spoke with Mr. Kondor concerning time table for fence around holding pond is unacceptable will be placed on November cemetery board meeting, will report to council at December meeting; updated council on Mr. & Mrs. Leventry civil action, a claim has been opened should be dismissed. Solicitor Lovette informed council you have thirty (30) days and one of the three entities (Borough, County, and School) need to appeal the Professional Family Care tax exemption, discussion followed. Mr. Ewald made a motion for Solicitor Lovette to appeal tax exemption for the Professional Family Care, if other entities do not and/or to work with other entities attorneys to resolve. Seconded by Mr. Rodgers. All in favor, motion carried. Mr. Kory out of town.

MANAGER'S REPORT

Ms. Spak's written report was submitted. Mr. Rodgers moved to accept the Manager's report. Seconded by Mr. Strittmatter. All in favor, motion carried. Mr. Kory out of town.

TREASURER'S REPORT

Mr. Strittmatter made a motion for Ms. Spak to transfer twenty thousand dollars (\$20,000) from PLGIT General Fund account to Portage Nation Bank Money Market account. Seconded by Mr. Krupa. Roll Call: Mr. Rodgers, Mr. Ewald, Mr. Strittmatter, Mr. Danyluk, Mr. Krupa and Mr. Pile all in favor, opposed none. Mr. Kory out of town. Mr. Strittmatter made a motion to approve October's Treasurer Report in the amount of \$251,982.38. Seconded by Mr. Rodgers. All in favor, motion carried. Mr. Kory out of town.

TAX COLLECTOR'S REPORT

Mr. Rodgers noted we received the October Tax Collector's report with Real Estate revenues at \$677.84 for the month. Seconded by Mr. Strittmatter. All in favor, motion carried. Mr. Kory out of town.

PAYMENT OF BILLS

Mr. Krupa made a motion to approve payment of bills in the amount of \$39,282.35. Seconded by Mr. Strittmatter. Roll Call: Mr. Rodgers, Mr. Ewald, Mr. Strittmatter, Mr. Danyluk, Mr. Krupa and Mr. Pile all in favor, opposed none. Mr. Kory out of town.

OLD BUSINESS

President Pile discussed the "Tickler List". A meeting will be set up with the Fire Company to discuss ways to raise money (auction, buy one get one free coupon book, gun/lottery raffle, etc.).

NEW BUSINESS

Mr. Rodgers made a motion for Kline Kimlin to start the 2006 Real Estate Tax Collector audit in December 2006. Seconded by Mr. Strittmatter. All in favor, motion carried. Mr. Kory out of town. President Pile wished all a "Happy Thanksgiving" and reminder the next regular council meeting is scheduled for December 11, 2006.

There being no further business, a motion was made by Mr. Rodgers for adjournment of the November 20, 2006 meeting at 9:15 P.M. Seconded by Mr. Krupa. All in favor, motion carried. Mr. Kory out of town.

Respectfully submitted,
Loretta Spak, Borough Manager
11/29/2006 9:30 AM