

BOROUGH OF SOUTHMONT
148 Wonder Street
Johnstown, PA 15905

Minutes for September 16, 2019

The pledge of allegiance was conducted and the scheduled September 16, 2019 Council meeting was called to order by President Rodgers at 4:00 p.m.

Present: Attorney Michael Carbonara; Engineer Todd Banks; Exec. Sec. Amanda Layton; Mayor Mark Yonko; Council President Richard Rodgers; Council Members; Gregory Paolini, Kevin Pile, Sheree Speicher and Bob Morgan; Police Chief Michael Lose; Street Commissioner Harry Lingenfelter

Absent: Fire Chief Michael Butler; Council Members Ed Danyluk and Herb Ewald

Visitors: Joe Polantz (Old salt shed), Ron Fisher (Tribune Democrat)

Bid Opening

A motion was made by Mr. Pile to approve opening the Tomato Alley Storm Sewer Project bids. Motion seconded by Mrs. Speicher. Mr. Danyluk and Mr. Ewald absent. All in favor, motion carried (5-0).

The Tomato Alley Storm Sewer Project bids were as follows:

Snyder Excavating	\$37,147.50
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A motion was made by Mr. Morgan to table the Tomato Alley Storm Sewer Project until early spring 2020. Motion seconded by Mr. Pile. Mr. Danyluk and Mr. Ewald absent. All in favor, motion carried (5-0).

Meeting Agenda

A motion was made by Mr. Pile to approve the August 19, 2019 council meeting minutes. Motion seconded by Mrs. Speicher. Mr. Danyluk and Mr. Ewald absent. All in favor, motion carried (5-0).

Visitors

Joe Polantz resides at 411 State Street. Mr. Polantz stated for the past thirty-four years the on goings of the borough was innocuous, but ever since the old salt storage shed was demolished he and the other neighbors are able to see the demolition site and the noise is louder since there is no barrier. Mr. Polantz stated if he decides to sell his home his property value is decreased due to this issue. Mr. Polantz also stated a few years ago Richard Wargo agreed to not park borough vehicles at the old recycling shed behind the borough building because Mr. Polantz does not like to see them there.

Police Chief's Report

The August 2019 West Hills Regional Police Department Report was received and is on file.

Chief Lose reported they will hold their annual Take Back the Drugs event on October 26th from 10am to 2pm and will be working with the West Hills Regional Fire Department collecting toys for Toys for Tots.

Fire Company's Report

Chief Butler absent. The August 2019 Southmont Volunteer Fire Company report was received and is on file.

Mrs. Layton reported the main garage bay door needs to be replaced noting one quote has been received and the fire company is obtaining one to two more for council to make a decision.

Engineer's Report

Mr. Banks reported five complaints were received from 315 Orchard Street regarding property restorations to her property and Kukurin responded three times. The complaints stated topsoil was needed, the grass was not growing properly and her property stakes were removed and not replaced. Mr. Banks noted Kukurins warranty period has expired so the borough will have to make a decision on what to do. A motion was made by Mr. Morgan to approve the Southmont Borough public works department to purchase and put down topsoil and grass seed. Motion seconded by Mr. Pile. Mr. Danyluk and Mr. Ewald absent. All in favor, motion carried (5-0). Mr. Banks will look into the issue with the property stakes.

Mr. Banks reported 112 Mabel Street has an old springhouse in the rear hillside that is causing a major runoff issue for the property owner and causes an issue in the winter for the public works department. Mr. Banks suggested a french drain be installed. Council will discuss in an executive session.

Council discussed the high water bill issue at 106 Peden Lane noting the water service line was originally installed by the property owner and was not put in deep enough, which caused it to be damaged during the sewer replacement project. Mr. Banks stated Snyder Environmental repaired the first leak and helped to find the second leak afterwards. Mr. Banks stated the high water bill came from the time between the first repair and second repair. Council agreed it is not a borough issue.

A motion was made by Mr. Morgan to approve Phase II Pay Estimate No. 16 in the amount of \$107,417.68. Motion seconded by Mr. Paolini. Roll call: Mr. Paolini, Mr. Pile, Mrs. Speicher, Mr. Morgan and Mr. Rodgers in favor. Mr. Danyluk and Mr. Ewald absent. Motion carried (5-0).

A motion was made by Mr. Morgan to approve Phase II Change Order No. 5 in the amount of \$10,402.49 for a manhole on State Street and the planting of myrtle. Motion

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seconded by Mrs. Speicher. Roll call: Mr. Paolini, Mr. Pile, Mrs. Speicher, Mr. Morgan and Mr. Rodgers in favor. Mr. Danyluk and Mr. Ewald absent. Motion carried (5-0).

A motion was made by Mr. Morgan to approve Phase II Change Order No. 6 in the amount of \$30,445.00 for work in the Menoher Blvd. triangle. Motion seconded by Mrs. Speicher. Roll call: Mr. Paolini, Mr. Pile, Mrs. Speicher, Mr. Morgan and Mr. Rodgers in favor. Mr. Danyluk and Mr. Ewald absent. Motion carried (5-0).

A motion was made by Mr. Morgan to approve Phase II Pennvest Pay Requisition No. 16 in the amount of \$120,078.12. Motion seconded by Mr. Paolini. Roll call: Mr. Paolini, Mr. Pile, Mrs. Speicher, Mr. Morgan and Mr. Rodgers in favor. Mr. Danyluk and Mr. Ewald absent. Motion carried (5-0).

A motion was made by Mr. Morgan to approve Phase I Pennvest Pay Requisition No. 22 in the amount of \$8,000.00. Motion seconded by Mrs. Speicher. Roll call: Mr. Paolini, Mr. Pile, Mrs. Speicher, Mr. Morgan and Mr. Rodgers in favor. Mr. Danyluk and Mr. Ewald absent. Motion carried (5-0).

Zoning Officer's Report

The August 2019 Zoning Officer's report was not received.

Street Commissioner's Report

Mr. Lingenfelter reported new mulch has been placed at Diamond Blvd. Playground and the water fountain was repaired noting the water fountain was vandalized the next day, which flooded the playground.

Mr. Lingenfelter reported the crack sealing machine has been rented and the street department will be working on that for the next two weeks.

Solicitor's Report

A motion was made by Mr. Pile to approve Ordinance No. 520, authorizing Greater Johnstown Water Authority to terminate water service for delinquent sewer maintenance fees. Motion seconded by Mrs. Speicher. Mr. Danyluk and Mr. Ewald absent. All in favor, motion carried (5-0).

A motion was made by Mr. Pile to approve Resolution 2019-09, establishing procedures for water termination. Motion seconded by Mrs. Speicher. Mr. Danyluk and Mr. Ewald absent. All in favor, motion carried (5-0).

Executive Secretary's Report

A motion was made by Mr. Morgan to approve the 2020 Minimum Municipal Obligation. Motion seconded by Mr. Pile. Mr. Danyluk and Mr. Ewald absent. All in favor, motion carried (5-0).

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A motion was made by Mr. Pile to authorize council and staff to attend the 2019 Cambria County Borough's Association Fall Dinner on October 22, 2019. Motion seconded by Mrs. Speicher. Mr. Danyluk and Mr. Ewald absent. All in favor, motion carried (5-0).

A motion was made by Mr. Pile to approve advertising garbage bids for services beginning January 1, 2020. Motion seconded by Mrs. Speicher. Mr. Danyluk and Mr. Ewald absent. All in favor, motion carried (5-0).

Mrs. Layton reported on an issue on Violet Street noting the Eric Palaski of 207 Violet Street works night shifts and did not notice the "No Parking" signs put up for the week of September 9th so paving could be completed. Mr. Palaski's vehicle was towed on September 10th and he is requesting a reimbursement of the towing fees because he did not receive 24 hours' notice. Chief Lose provided council with a photo of the vehicle parked in front of the "No Parking" sign and noted multiple attempts to contact the owner were made. Council agreed to deny the request.

Mayor's Report

Nothing to report.

1) COMMITTEE REPORTS

A. Streets: Mr. Ewald absent.

B. Administration: Nothing to report.

C. Personnel: Nothing to report.

D. Police Committee: Nothing to report.

E. Budget & Tax Collection Committee: Mr. Pile reported workshops will be held October 8th and October 15th at 4:00 p.m. to discuss and work on the 2020 budget.

F. Shade Tree Committee: Mr. Danyluk absent.

G. Buildings & Grounds Committee: Nothing to report.

H. Greater Johnstown Water Authority: Mr. Danyluk absent.

I. Open Records: Nothing to report.

J. Borough Services: Mrs. Speicher reported the borough services committee met with Rick Rambish regarding police and ambulance services. Mrs. Speicher suggested adding something in the borough newsletter informing residents how fees are assessed for ambulance services.

K. Fire Company: Nothing to report.

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L. Audit: Nothing to report.

M. Insurance: Nothing to report.

N. Centennial: Mr. Morgan reported the committee is looking into donating an enclosed bulletin board for the front of the building so the office no longer has to tape notices to the window.

Business Items

A motion was made by Mr. Pile to approve ratification of payroll from August 20, 2019 through September 16, 2019 in the amount of \$9,818.90. Motion seconded by Mr. Morgan. Roll call: Mr. Paolini, Mr. Pile, Mrs. Speicher, Mr. Morgan and Mr. Rodgers in favor. Mr. Danyluk and Mr. Ewald absent. Motion carried (5-0).

A motion was made by Mr. Morgan to payment of bills from August 20, 2019 through September 16, 2019 in the amount of \$83,903.80. Motion seconded by Mr. Pile. Roll call: Mr. Paolini, Mr. Pile, Mrs. Speicher, Mr. Morgan and Mr. Rodgers in favor. Mr. Danyluk and Mr. Ewald absent. Motion carried (5-0).

A motion was made by Mr. Morgan to accept the August 2019 treasurer's report in the amount of \$1,764,963.57. Motion seconded by Mr. Paolini. Mr. Danyluk and Mr. Ewald absent. All in favor, motion carried (5-0).

A motion was made by Mr. Morgan to note the receipt of the August 2019 tax collectors report in the amount of \$2,614.06. Motion seconded by Mr. Paolini. Mr. Danyluk and Mr. Ewald absent. All in favor, motion carried (5-0).

Mr. Rodgers called for an Executive Session at 4:55 p.m. to discuss legal issues. Executive Session ended at 5:32 p.m. and council resumed its regularly scheduled meeting.

A motion was made by Mrs. Speicher to authorize Solicitor Carbonara to send a letter to the West Hills Regional Police Commission. Motion seconded by Mr. Pile. Mr. Danyluk and Mr. Ewald absent. All in favor, motion carried (5-0).

A motion was made by Mr. Morgan to authorize Solicitor Carbonara to discuss a proposal for repairs to 112 Mabel Street. Motion seconded by Mr. Pile. Mr. Danyluk and Mr. Ewald absent. All in favor, motion carried (5-0).

There being no further business, a motion was made by Mr. Morgan for adjournment of the September 17, 2019 meeting at 5:33 p.m. Motion seconded by Mr. Paolini. Mr. Danyluk and Mr. Ewald absent. All in favor, motion carried (5-0).

Respectfully submitted,

Amanda D. Layton

Secretary/Treasurer