

'BOROUGH OF SOUTHMONT
148 Wonder Street
Johnstown, PA 15905

Minutes for March 21, 2011

The pledge of allegiance was conducted and the scheduled March 21, 2011 Council meeting was called to order by President Rodgers at 7:00 p.m.

Present: Attorney Michael Carbonara, Manager Richard Wargo, Sec. /Tres. Judith A. Czynnik, Clerk-Amanda Claycomb, President Richard Rodgers, Council Members; Mr. Ed Danyluk, Mr. William Kory, Mr. Kevin Pile, Mr. Tom Strittmatter and Mr. Robert Morgan Mayor Gregory Paolini, West Hills Police Chief Andrew Havas

Absent: Council Member Mr. Herb Ewald(excused due to illness), Engineer Scott Rughe (excused), Fire Chief Mike Leckey

Visitors: Mrs. Fran Sivi, Westmont Recreation Director (introduction)

Meeting Agenda

Mrs. Sivi had a brief introduction with Council to answer any questions as the new Recreation Director. A motion was made by Mr. Strittmatter to approve the Council Meeting Minutes of February 21, 2011. Motion seconded by Mr. Kory. Mr. Ewald absent. All in favor, motion carried (6-0). A motion was made by Mr. Strittmatter to approve the Workshop Meeting Minutes of March 8, 2011. Motion seconded by Mr. Kory. Mr. Ewald absent. All in favor, motion carried (6-0). A motion was made by Mr. Morgan to approve the ratification of payroll in the amount of \$11,552.67. Motion seconded by Mr. Strittmatter. Mr. Ewald absent. Role call: Mr. Rodgers, Mr. Danyluk, Mr. Kory, Mr. Pile, Mr. Strittmatter and Mr. Morgan in favor. Motion carried (6-0). A motion was made by Mr. Pile to approve the bills from February 23, 2011 to March 22, 2011 in the amount of \$66,410.70. Motion seconded by Mr. Strittmatter. Mr. Ewald absent. Role call: Mr. Rodgers, Mr. Danyluk, Mr. Kory, Mr. Pile, Mr. Strittmatter and Mr. Morgan in favor. Motion carried (6-0). A motion was made by Mr. Kory to approve the February 2011 treasurer's report in the amount of \$413,766.35. Motion seconded by Mr. Morgan. Mr. Ewald absent. All in favor, motion carried (6-0). A motion was made by Mr. Kory to note the receipt of the February 2011 tax collector's report in the amount of \$0.00. Motion seconded by Mr. Strittmatter. Mr. Ewald absent. All in favor, motion carried (6-0).

Police Chief's Report

Chief Havas stated reports have been received regarding suspicious individuals looking into cars in the area. Police fines were \$324.38 for vehicle fines and \$182.41 for Ordinance fines.

Fire Company's Report

Chief Leckey absent. The February 2011 Fire Chief's report and 2010 Financial Report were received. The Hilltop Ambulance Report was received and is on file.

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Engineer's Report

Mr. Wargo reported an "Options and Financing Plan" presentation of the Phase I, II, and III cleaning and televising efforts was presented to Council on February 15, 2011. Mr. Wargo stated the EADS Group has collected one month of flow data from two flow meters located on Violet Street and Leon Street and the results are currently being evaluated. Mr. Wargo reported the Borough received a response from Penn DOT regarding the Shady Lane flooding event on December 2, 2010 noting Penn DOT indicated future maintenance activity is planned to minimize the chance of water ponding. Mr. Wargo reported clean up expenses of the Shady Lane flooding damages are expected to be reimbursed by Penn DOT stating the following quotes were received for clean up in the flood channel; Petrunak & Co. Paving \$3,250; Berkebile Excavating \$3,850; L&M Excavating Co. \$4,950. Mr. Wargo reported clean up of damages at 330 Langhorne Avenue will cost approximately \$2,800 with repairs being completed by JTK Excavating. Mr. Wargo reported fencing along Cheney Run will cost approximately \$1,800 with repairs being completed by JIF Fencing. A motion was made by Mr. Morgan to accept the quote from Petrunak & Co. Paving in the amount of \$3,250 to complete the repairs to the flood channel. Motion seconded by Mr. Kory. Role call: Mr. Rodgers, Mr. Danyluk, Mr. Kory, Mr. Pile, Mr. Strittmatter and Mr. Morgan in favor. Motion carried (6-0).

Zoning Officer's Report

Mr. Wargo reported three approved sewer compliance tests for 300 Leila Street, 157 Floyd Street and 8 Harding Street.

Mayor's Report

Nothing to report.

Manager's Report

Mr. Wargo reported spring clean-up is scheduled for May 17 and 18, 2011. Mr. Wargo stated the first draft of the new maps will go to print April 15, 2011. Mr. Wargo reported a workshop is scheduled for March 22, 2011 to discuss the corrective action plan.

Solicitor's Report

Solicitor Carbonara reviewed a drafted letter to Upper Yoder regarding the Sewer Agreement. Solicitor Carbonara stated two proposals were included in the letter noting the first proposal offered to treat Upper Yoder residents the same as Southmont residents and the second proposal offered Upper Yoder to pay its fair share of repairs via percentage. Solicitor Carbonara reported a response was received from Central Tax Bureau regarding backing out of the contract noting Centax has declined to back out but is open to an agreement. Solicitor Carbonara reported on a letter received from Sarah Connors of 434 Southmont Boulevard requesting approval to purchase the access road beside her property from the Borough of Southmont. Solicitor Carbonara stated the access road does not belong to Southmont Borough noting Ms. Connors would need to come to an agreement with the property owner on the other side of the access road as they each own half according to the law.

Secretary's Report

Mrs. Czynnik reported Industrial Appraisal Company has provided a quote in the amount of \$1,700.00 to appraise all equipment and buildings with cost of replacement and sound value in the event of loss noting the last appraisal was completed in 2001. Mrs. Czynnik stated she spoke with PIRMA noting PIRMA's profit and loss division will evaluate equipment and buildings for free. A brief discussion was held regarding a letter received from the Garden Club requesting additional monies for a beautification project at the Barnett Street/Menohar Boulevard intersection. A motion was made by Mr. Kory to approve a one time contribution of an additional \$300.00 for the Garden Club. Motion seconded by Mr. Danyluk. Mr. Ewald absent. Role call: Mr. Rodgers, Mr. Danyluk, Mr. Kory, Mr. Pile, Mr. Strittmatter and Mr. Morgan in favor. Motion carried (6-0). Mrs. Czynnik stated the Cambria County Boroughs Association is having their annual meeting on April 26, 2011 at a cost of \$25.00 per person. A motion was made by Mr. Danyluk to allow Council, Attorney Carbonara, Mayor Paolini and office personnel to attend the meeting. Motion seconded by Mr. Pile. Mr. Ewald absent. All in favor, motion carried (6-0). Mrs. Czynnik reported the PIRMA Pool Insurance for 2011-2012 is \$284.00 more than 2010.

New Business

A motion was made by Mr. Morgan to approve advertising grass cutting bids for 2011. Motion seconded by Mr. Kory. Mr. Ewald absent. All in favor, motion carried (6-0). A motion was made by Mr. Morgan to approve advertising an amendment to Southmont Borough Ordinance No. 471, Section C-8. Motion seconded by Mr. Danyluk. All in favor, motion carried (6-0). A motion was made by Mr. Kory to approve advertising the 2011 street paving. Motion seconded by Mr. Pile. Mr. Ewald absent. All in favor, motion carried (6-0). A motion was made by Mr. Kory to approve advertising proposed Ordinance No. 486 revising the Shade Tree Ordinance. Motion seconded by Mr. Danyluk. All in favor, motion carried (6-0). A motion was made by Mr. Pile to approve Ordinance No. 485 restricting outdoor furnaces. Motion seconded by Mr. Morgan. Mr. Ewald absent. All in favor, motion carried (6-0). A motion was made by Mr. Strittmatter to approve submitting the County Aid application for the 2011 Street Paving project. Motion seconded by Mr. Kory. Mr. Ewald absent. All in favor, motion carried (6-0).

1) COMMITTEE REPORTS

A. Streets: Mr. Ewald absent. Mr. Wargo reported crack sealing will begin April 4, street paving will be completed by June 30, and dye testing is set to begin in early April.

B. Administration: Nothing to report.

C. Personnel: Nothing to report.

D. Police Committee: Nothing to report.

E. Fire Company Committee: Nothing to report.

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F. Budget & Tax Collection Committee: Mr. Pile stated a Tax Collection meeting will be held March 24, 2011.

G. Shade Tree Committee: Nothing to report.

H. Recreation Committee: Mr. Kory reported the Recreation Commission would be holding their March meeting in Southmont Borough's Council Chambers on March 23, 2011.

I. Buildings & Grounds Committee: Mr. Kory reported a request was made to utilize cut up limbs behind the Borough shed and Mr. Wargo stated the residents could take them. Mr. Kory noted the triangle on Helen Street needs some maintenance work. Mr. Kory will meet with Mr. Wargo to discuss the issue.

J. Greater Johnstown Water Authority: Mr. Pile reported the 2010 Water Authority report was received. Mr. Pile stated the ground breaking for the inter-connection was on March 10 noting some easements have yet to be obtained. Mr. Pile reported Marcellus Shale Drilling wants to drill around North Fork Dam and Dalton Dam noting the Authority is interested in hiring a professional geologist to review the sites to determine the best way to protect the watershed.

K. Open Records: No open records requests received.

Mr. Rodgers called for an Executive Session at 8:08 p.m. regarding personnel. Executive Session ended and Council resumed its regularly schedule meeting at 8:28 p.m. A motion was made by Mr. Danyluk to accept the request to withdrawal Mr. Jan Bosley's resignation received on March 11, 2011 to be effective after a meeting is held on March 22, 2011 with the Personnel Committee, Mr. Rodgers, Mr. Wargo and Mr. Bosley to review conditions of reinstatement. Motion seconded by Mr. Kory. Mr. Ewald absent. All in favor, motion carried (6-0).

There being no further business, a motion was made by Mr. Morgan for adjournment of the March 21, 2011 meeting at 8:30 P.M. Motion seconded by Mr. Pile. Mr. Ewald absent. All in favor, motion carried (6-0).

Respectfully submitted,
Amanda D. Claycomb
Borough Clerk