

**BOROUGH OF SOUTHMONT**  
**148 Wonder Street**  
**Johnstown, PA 15905**

**Minutes for February 21, 2011**

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The pledge of allegiance was conducted and the scheduled February 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. Czyrnik, Clerk-Amanda Claycomb, President Richard Rodgers, Council Members; Mr. Ed Danyluk, Mr. Herb Ewald, Mr. William Kory, Mr. Kevin Pile, Mr. Tom Strittmatter and Mr. Robert Morgan (7:40 P.M.) Mayor Gregory Paolini, West Hills Police Chief Andrew Havas, Fire Chief Mike Leckey

**Absent:** Engineer Scott Rughe (excused)

**Meeting Agenda**

A motion was made by Mr. Pile to approve the Council Meeting Minutes of January 17, 2011. Motion seconded by Mr. Kory. Mr. Morgan absent for vote. All in favor, motion carried (6-0). A motion was made by Mr. Pile to approve the Special Meeting Minutes of January 12, 2011. Motion seconded by Mr. Kory. Mr. Morgan absent for vote. All in favor, motion carried (6-0). A motion was made by Mr. Pile to approve the ratification of payroll in the amount of \$14,046.28 from January 18, 2011 to February 21, 2011. Motion seconded by Mr. Kory. Roll call: Mr. Rodgers, Mr. Danyluk, Mr. Ewald, Mr. Kory, Mr. Pile, Mr. Strittmatter in favor. Mr. Morgan absent for vote. All in favor, motion carried (6-0). A motion was made by Mr. Pile to approve the bills from January 19, 2011 to February 22, 2011 in the amount of \$58,546.13. Motion seconded by Mr. Danyluk. Roll call: Mr. Rodgers, Mr. Danyluk, Mr. Ewald, Mr. Kory, Mr. Pile, Mr. Strittmatter in favor. Mr. Morgan absent for vote. All in favor, motion carried (6-0). A motion was made by Mr. Pile to approve the year end transfers in the amount of \$171,497.00. Motion seconded by Mr. Strittmatter. Mr. Morgan absent for vote. All in favor, motion carried (6-0). A motion was made by Mr. Pile to approve the January 2011 treasurer's report in the amount of \$428,386.10. Motion seconded by Mr. Strittmatter. Mr. Morgan absent for vote. All in favor, motion carried (6-0). A motion was made by Mr. Kory to note the receipt of the January 2011 tax collector's report in the amount of \$0.00. Motion seconded by Mr. Strittmatter. Mr. Morgan absent for vote. All in favor, motion carried (6-0).

**Police Chief's Report**

Chief Havas reported the annual in-service training classes for the Officers was held on February 9<sup>th</sup> and 10<sup>th</sup> in the West Hills Regional Fire Department meeting room.

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### **Fire Company's Report**

Mr. Wargo reported a workshop will be held on March 8, 2011 at 4:00 p.m. to discuss consolidation of the Southmont Volunteer Fire Company and the Upper Yoder Volunteer Fire Company. Chief Leckey reported the repairs to Engine 26-1 are complete noting additional repairs in the amount of \$3,193.94 were necessary. The Hilltop Ambulance report was received and is on file.

### **Engineer's Report**

Mr. Wargo reported a presentation of the Corrective Action Plan efforts was held with Council and the Streets Committee noting the presentation was meant to develop financing options for various levels of system improvements, analyze the monthly and yearly impact to customer rates and form the basis for discussion on how to cost effectively correct the identified defects. Mr. Wargo reported EADS has updated the GIS system based on the results of the CCTV efforts and will update the Borough computers. Mr. Wargo reported EADS has acquired and installed two flow meters near the boundary between Upper Yoder Township and Southmont Borough locates on Violet Street monitoring the Allegheny Lutheran Home sub-basin and Leon Street monitoring the Wonder Street sub-basin. Mr. Wargo noted the meters were installed by EADS as a certified installation training exercise and will collect data for a limited time.

### **Zoning Officer's Report**

Mr. Wargo reported three approved sewer compliance certificates were issued. Mr. Wargo reported the Westmont School District was planning to use the Community Open Door Church located on Menoher Boulevard as an alternative educational site noting the school district is no longer looking into such an arrangement.

### **Mayor's Report**

Mayor Paolini reported an Emergency Management will be held on February 22, 2011 at 1:00 p.m.

### **Manager's Report**

Mr. Wargo reported a review of the visual inspections of roof drains indicates that Borough Council volunteers Mr. Danyluk, Mr. Ewald and former Mayor Gerry Sloat saved the Borough \$12,000 by completing the visual inspections. A motion was made by Mr. Kory to send "thank you" letters to the three volunteers. Motion seconded by Mr. Strittmatter. All in favor, motion carried.

### **Solicitor's Report**

Mr. Wargo reported a meeting was held with Mr. Jim Kennedy of Berkheimer Associates on February 18, 2011 regarding the County tax collector issue. Solicitor Carbonara reported Berkheimer Associates would be unwilling to take over the tax collections until Central Tax Bureau agrees to back out of the current contract. A brief discussion was held regarding current and future tax collection procedures. A motion was made by Mr. Pile to allow a letter to be sent to Central Tax Bureau from Solicitor Carbonara requesting they walk away from the current tax collection contract noting Southmont Borough was not pleased with the services provided. Motion seconded by Mr.

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Strittmatter. All in favor, motion carried (7-0). Solicitor Carbonara reported a Certificate of Readiness has been filed regarding the issues with Central Tax Bureau. A motion was made by Mr. Danyluk to approve advertising an outdoor furnace ordinance. Motion seconded by Mr. Pile. Mr. Ewald opposed. All others in favor, motion carried (6-1). Council will review a drafted copy of the outdoor furnace ordinance at the March 8, 2011 Workshop Meeting. Mr. Wargo reported the sale of 12 Harding Street has closed and Attorney Carbonara received a check from Attorney Messina in the amount of \$2,501.00 which he turned over to Mrs. Czyrnik at the meeting.

### **Secretary's Report**

A motion was made by Mr. Strittmatter to approve Resolution 2011-02, to dispose of records as set forth in the Retention and Disposition Schedule for Records of PA Municipalities in accordance with Act 428. Motion seconded by Mr. Morgan. All in favor, motion carried (7-0). A motion was made by Mr. Morgan to approve filing liens against two properties for unpaid sewer and garbage fees for 1070 Luzerne Street and 26 Shady Lane. Motion seconded by Mr. Danyluk. All in favor, motion carried (7-0).

### **1) COMMITTEE REPORTS**

**A. Streets:** Nothing to report.

**B. Administration:** Nothing to report.

**C. Personnel:** Nothing to report.

**D. Police Committee:** Nothing to report.

**E. Fire Company Committee:** Nothing to report.

**F. Budget & Tax Collection Committee:** A motion was made by Mr. Pile to approve a budget carry over in the amount of \$50,621.07 for fire engine repairs. Motion seconded by Mr. Strittmatter. All in favor, motion carried (7-0).

**G. Shade Tree Committee:** Nothing to report.

**H. Recreation Committee:** Mr. Ewald reported the next meeting will be held February 23, 2011. Mr. Ewald stated the new recreation director is in position noting concerns regarding the recreation commission not continuously following the guidelines of the employee manual. Mr. Ewald stated the current tenant at The Ridge has not paid rent in three months noting repairs are needed inside the apartment. Mr. Ewald stated the commission is in the process of evicting the current tenant.

**I. Buildings & Grounds Committee:** Mr. Kory reported the Borough building restrooms need repairs. The Buildings and Grounds Committee will meet with Mr. Wargo to discuss the issue.

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**J. COG Report:** A motion was made by Mr. Morgan to not renew the COG membership. Motion seconded by Mr. Danyluk. Role call: Mr. Rodgers, Mr. Danyluk, Mr. Ewald, Mr. Pile, Mr. Strittmatter and Mr. Morgan in favor. Mr. Kory opposed. Motion carried (6-1).

**K. Greater Johnstown Water Authority:** Mr. Pile reported bids were opened for the Wildcat Pump Station installation and Kukurin Contracting's bid for \$209,902.00 was accepted.

**L. Open Records:** No open records requests received.

There being no further business, a motion was made by Mr. Kory for adjournment of the February 21, 2011 meeting at 8:15 P.M. Motion seconded by Mr. Morgan. All in favor, motion carried (7-0).

Respectfully submitted,  
*Amanda D. Claycomb*  
Borough Clerk