

MINUTES
BOROUGH OF SOUTHMONT
July 17, 1995

In the absence of President Glass and Vice President Pile, the scheduled meeting of Council was called to order by Councilman Richard Rodgers at 7:30 P.M. After the pledge to the flag, the July meeting of Council convened.

PRESENT: Mr. Leventry, Mr. Rodgers, Mr. Danyluk, Mr. Kory, Mr. Krupa, Mayor Robert Morgan, Solicitor: Dan Lovette, Engineer: Ron Walker, West Hills Police: Chief Andy Havas, Secretary: Judith Czyrnik, Zoning Officer: Fred Pullen, arrived 8:50 p.m.

ABSENT: Councilman Glass, Councilman Pile, Street Commissioner: Jan Bosley Mr. Dailey: Hilltop Ambulance, Fire Co: Michael Butler

VISITORS:

Janice Hanzel-Observer	Shirley Chaney- Pepper Alley
Steve George-Alley Vacation	Tom Lewis-Computer update

At this time Councilman Rodgers asked for approval of the June 19, 1995 regular Council meeting minutes. Mr. Krupa made a motion to accept the minutes as submitted. Motion seconded by Mr. Kory. All in favor, motion carried.

At this time acting Chairman Rodgers proceeded with a PUBLIC HEARING, as advertised for the proposed request by Mr. Ray Asfar and Mr. Steve George, for vacation of Custer Street. Mr. George has submitted to Council a petition signed June 28, 1995, by property owners abutting the alley. (There are only two property owners involved.) Solicitor Lovette asked if there was anyone opposed to this proposal. There being none and no further questions, a motion to approve the vacation of Custer Street was made by Mr. Danyluk and further moved that Council authorize the Solicitor to proceed with the Ordinance, legal description and to advertise for approval. A copy of the surveyor's report must be submitted to the Borough by Mr. George for Solicitor Lovette to proceed. Motion seconded by Mr. Leventry. Roll Call vote: Mr. Danyluk, Mr. Krupa, Mr. Kory, Mr. Leventry, Mr. Rodgers, all in favor, opposed none. Absent Mr. Glass, Mr. Pile. Motion carried.

Mrs. Cheney ask Council if the Borough will be cleaning up the debris washed out of Pepper Alley on to Arlington Street, after the storms this past weekend. Council advised her that the Borough will clean up the debris and then re-apply milled material in the alley.

Mr. Tom Lewis attended the Council meeting to answer any questions in reference to his quotation for updating the computer system. After a lengthy discussion about two quotes received, it was decided that when Mr. Pile returns his Committee will meet with Mr. Lewis to further discuss the type of computer needed for the Office.

Only two bids were received and it was Council's suggestion that Mr. Pile again review both bids and make his recommendation to Council. The question of CD Roms will be reviewed. CD Roms would be added to the computer at a later time, if needed. Mr. Lewis would devise a package that could do a Municipal government program, tying payables, receivables, budget management, treasurers reports, payroll and all other reports together.

POLICE CHIEF'S REPORT

Chief Havas's written report records revenue of \$1,526.21 for the month of June. Police answered 526 calls in Westmont, Southmont, and Brownstown for the month of June. Chief Havas reported on the traffic light at the intersection of Menoher Blvd. and Luzerne Street. After the installation of the new turning signal to Gardner Street the light was out of "sync" and was malfunctioning. After repeated attempts to correct the problem, finally the computer was adjusted. The light is now functioning properly. The turning lane is working as it was designed to do.

Chief Havas reported that he received a copy of a letter sent to President Glass in reference to the parking problems and U-turns made on Diamond Blvd. Dr. Hanzel's letter reflects his concerns for the safety problems arising because of the double parking in Okra Alley and the potential hazards of the U-turns on Diamond Blvd. Dr. Hansel suggests Council install "No U-Turns and No Parking" signs be installed in that area.

Since Council has not seen the letter a copy will be given to them for review. Council will then address Dr. Hanzel's concerns. (The letter was sent to Mr. Glass at his home address and he has been on vacation)

HILLTOP AMBULANCE REPORT

No report.

Agenda changed, Mr. Pullen will be late tonight.

ENGINEER'S REPORT

Mr. Walker reported on the paving schedule. Derry Construction is about one week behind schedule, they will be in later this week or first of next week. Mr. Walker is gathering bids for the Otis Street sanitary sewer project. To date he has one contractor's bid and is trying for other bids.

Mr. Kory suggested that Mr. Walker set the house numbering on the new Borough aerial map to read in the same direction, on both sides of the street. Mr. Walker stated that could be done.

FIRE COMPANY REPORT

No report

COMMITTEES REPORTS

STREET COMMISSIONER'S REPORT

No report. Mr. Bosley is off work with poison ivy.

STREET COMMITTEE

It was noted that street signs are being vandalized in the Borough, the Police will be alerted. Some have been twisted and snapped off. Mr. Krupa suggested the Street Department place barricades near the street paving equipment on Daisy and Dell Streets.

ADMINISTRATION & PERSONNEL COMMITTEE

Mr. Leventry reported on the replacement windows for the Borough Offices and in the Fire Company. Mr. Leventry reported that he had originally measured windows, and received quotes, because of the awning type windows we specified they were for residential windows. He then went back to all dealers who quoted and asked about the commercial windows. Of the bids received the low bidder was Modern Art & Plate Glass Co., with a low bid of \$5,496.00 for 7 commercial windows installed and existing windows removed. A motion was made by Mr. Danyluk to accept the lowest bid in the amount of \$5,496.00, motion seconded by Mr. Krupa. Roll Call vote: Mr. Danyluk, Mr. Krupa, Mr. Kory, Mr. Leventry, Mr. Rodgers, all in favor, opposed none. Absent Mr. Glass, Mr. Pile. Motion carried.

Cambria Glass	\$8,400.00	Best Storm Door	\$5,910.00
Anderson Glass & Mirror	\$5,766.04	Modern Art& Glass	\$5,496.00

RECYCLING COMMITTEE

Mr. Danyluk reported the volume for the month of June was up slightly and he hoped the volume would continue to grow. There is nothing new to report on the Paper Inc. proposal of installing bins, at various sites, to collect old newspapers and magazines to further decrease the volume of the waste stream. Mr. Danyluk will continue to monitor any progress on the project.

POLICE COMMISSION/COMMITTEE

Nothing to report, routine business.

INSURANCE COMMITTEE

Mr. Kory reported on the very informative work shop he and the Borough Secretary attended on Wednesday, July 12, 1995 in Greensburg. The workshop was on Insurance Risk Management. Mr. Kory reported on specific questions he asked about Chapin Arch liability. Check list forms were distributed and we will begin using the forms for documentation in case of accidents or injuries. Also for vehicle and safety inspections.

BUDGET COMMITTEE

Mr. Rodgers is monitoring the Budget.

SHADE TREE

Mr. Krupa reported they will be removing several trees, agreements have been signed for replacement. Trimming will also be done. Mr. Krupa will continue with the completion of the landscaping around the recycling shed. Nothing else.

RECREATION/PLAYGROUND COMMITTEE

The Hilltop Recreation Commission minutes record the pavilion construction at the Diamond Playground is near completion and all summer programs are underway. Mr. Kory commended the Playground Committee again for their outstanding work. The Earth Disturbance Inspection at the Playground has been completed and no problems to report. All measures on erosion and sedimentation control have been inspected and approved.

CABLE TV COMMITTEE

Mr. Rodgers reported that the Cable TV Steering Committee met with Time Warner TV General Manager and the attorneys to develop and finalize the Ordinance. Two more days are scheduled to work on the franchise. Mayor Morgan does not feel it should take too long and he expects to be ready to submit documents to the 19 Municipalities for approval, possibly sometime in August. Mayor Morgan reported that the Steering Committee is acting only as a facilitator to negotiate and the Municipalities will have to approve the Ordinance and franchise.

CHAPIN ARCH COMMITTEE

Mr. Kory met with Penn Dot representative Barry Clancy, Mr. Glenn Brougner and Mr. Charles Price, at the Borough Building. The topic being the Penn Dot right-of-way and the Grandview property adjacent to the Arch. After discussion, Penn Dot will turn the property back to the previous owner, Grandview, and Grandview is possibly willing to deed the property over to Southmont, including the triangle section beyond the right-of way. Mr. Kory reported that Merlo has submitted a quote of \$26,500. to pave, install curbing, for proper highway signing and parking spaces, as originally planned last year. This price is based on the fact that Merlo is already in the area to complete the work on the drainage and paving on Menoher Blvd., Rt. 271. Southmont Borough already has a Federal Grant for \$10,000. for the proposed improvements, and Mr. Kory spoke with several members of the SW Heritage Preservation Group to request additional monies for this project. The SW Heritage Preservation Group have contributed \$4,000 for a historical plaque. Mr. Kory also spoke with Merlo Construction to get a better price on the work. We could lower the price but we would be responsible for installing curb and signs. The possibility for an additional \$10,000. from the State would be 50/50.

Mr. Kory is hopeful that could happen. After a very lengthy discussion Mr. Kory summarized the 3 steps the Borough should be interested in.

- #1. take over the Grandview and Penn Dot right-of-way properties.
- #2. go ahead and restore the Arch with the budgeted money.(Original intent)
- #3. go ahead with the plan to do curbing, paving, parking spaces and signing as designed by the Engineers,at a cost of \$26,500, \$10,000 grant from SW Preservation and only if the additional \$10,000 is available. This would leave a balance of \$6,500. for the Borough to pay. (these grants apply only during the re-construction of Menoher.)

After more lengthy discussions by Mayor Morgan, and Mr. Danyluk, it was suggested by Solicitor Lovette and Ron Walker that before any decisions are made we should look at the property that Grandview is willing to deed over to us. A motion by Mr. Krupa authorizing the Engineers and the Street Committee to inspect the Arch area property that Grandview is willing to deed over to Southmont. Seconded by Mr. Kory. Roll Call vote: Mr. Danyluk, Mr. Krupa, Mr. Kory, Mr. Leventry, Mr. Rodgers, all in favor, opposed none. Absent Mr. Glass, Mr. Pile. Motion carried. On a question on the liability, Solicitor Lovette stated that if the Arch was Southmont's property and an accident occurred, such as someone climbing the Arch, the person would have been trespassing. Generalization are hard to use for examples. Mr. Kory will wait to hear from Penn Dot on the additional \$10,000. and see what the Street Committees inspection of the Grandview property and the Arch determines. Mr. Leventry, Chairman of the Street Committee set the inspection of the Chapin Arch area for Wednesday July 19, 1995, 9:00 A.M.

C.O.G REPORT

Mr. Danyluk submitted to Council the Equipment Use agreement between the City of Johnstown and COG for renting the sewer cleaning vacuum machine. A new machine has been ordered but until the equipment is received the City will rent out their equipment at \$425 per day. Mr. Danyluk is suggesting that Mr. Bosley use the machine to see how effective the manhole cleaning would be. Mr. Leventry stated that Mr. Bosley is using the United Way Youth employees currently to clean the sewers, thereby costing the borough very little. We can check the amount of manholes being cleaned and labor costs, opposed to using the machine. Mr. Bosley felt we could get more done per day. We need an inventory of the basins to be cleaned.

ZONING OFFICERS REPORT

Mr. Pullen's written report records 4 permits for the month for a total of \$82,915. Estimated construction for the year to date is \$685,865.

Mr. Pullen is preparing data on two BOCA code violations that will be go before the magistrate. Both residents have been given 30 day notices.

The two violations will have the right to go before the Codes Appeal Board, if they choose. Mr. Pullen reported that Mr. Chiodo is preparing plans to make an office in the upper corner of the parking lot at Frankie & Carmines Restaurant. The plan will have to be go before the Zoning Hearing Board for a variance approval. The property will have to be subdivided. Mr. Pullen commented on the information he received by attending the Borough's Convention.

A letter was received from a resident concerning a possible violation on a fence installed in the back yard of a resident on Leila Street. Mr. Pullen will address the letter. Mr. Pullen also wanted to commend the Borough employees for the excellent response in correcting the emergency storm situation at the traffic light during the power outage.

MAYOR'S REPORT

The traffic light situation has been corrected and is working properly. Mayor Morgan noted that the playground signs are being installed according to Penn Dot specifications. Mayor Morgan and Mr. Glass have completed the inspection of sidewalk violations on 1/2 of the Borough sidewalks. There are about 90 residents who will be notified of the need to repair. Specifics on how to correct the sidewalks will also be mailed to the residents. Mayor Morgan is drafting a letter to the residents giving them 60 days to correct. If corrections are not made in that scheduled time frame a contractor will do the necessary repair and the residents will be billed. The residents will be notified of this schedule.

Mayor Morgan reported that a complaint has been received and a notice will be sent to the new owners of the storage sheds on Stillray Street. There are overhanging branches and brush onto the road way.

SOLICITOR'S REPORT

No report

SECRETARY'S REPORT

Mrs. Czynnik's written report records a request to review our Ordinances to update and amend the penalties, fines and enforcement of the older Ordinances. Solicitor Lovette recommended that the Administration Committee review the Ordinances needing updates and to send him the copies for him to prepare the proper Ordinance to update, if necessary. We would identify each ordinance. After a call from the Water Authority's Secretary inquiring about the reason that Mr. George Hand has not attended several of the past meetings. The Administration & Personnel Committee will look into this inquiry. Mrs. Czynnik will be on vacation July 24 thru July 28. Council voted not to participate in the Snow & Ice removal Agreement with Penn Dot. The Earth Disturbance Inspection at the Playground has been completed and no problems to report. All measures on erosion and sedimentation control have been inspected and approved.

TREASURER'S REPORT

Mrs. Czyrnik's written report records a balance of \$313,693.13 in the General Fund for June 1995.

TAX COLLECTOR

Mr. Quinn's written report records \$3,166.00 collections for June Real Estate, and \$265.00 collections for Per Capita. Total collections of \$3,431.00. Mr. Danyluk made a motion to accept the Tax Collector's report, seconded by Mr. Leventry. All in favor.

APPROVAL TO PAY THE BILLS

No questions. A motion by Mr. Danyluk to pay the bills in the amount of \$54,563.13. Seconded by Mr. Leventry. Roll Call vote: Mr. Danyluk, Mr. Krupa, Mr. Kory, Mr. Leventry, Mr. Rodgers, all in favor, opposed none. Absent Mr. Glass, Mr. Pile. Motion carried.

UNFINISHED BUSINESS

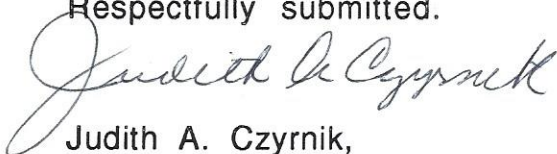
Mr. Kory mentioned his attendance at the PSAB Conference. It was very informative and a very worthwhile education. Mr. Danyluk mentioned that the curbing area that Mr. Kushner has completed on his property looks very good and is a big improvement

NEW BUSINESS

None

A motion to adjourn at 9:40 p.m. All in favor.

Respectfully submitted.



Judith A. Czyrnik,
Borough Secretary

