

The regular monthly meeting of the Ebensburg Borough Council was called to order on Monday, December 21, 2009 at 6:30 p.m. at the Ebensburg Municipal Building, 300 W. High Street, Ebensburg, by Council President Deborah Nesbella.

Present: Deborah Nesbella, President
Doug Tusing, Vice President
Terry Illig
Joe Lutz
Susan Barber
V. Joseph Miller
Dave Kuhar
Annie Takacs, Junior Councilor

Others: Daniel Penatzer, Borough Manager
Charles Moyer, Mayor
Christine Strugala, Community Development Director
Matt Pfeil, Recreation Director
Terry Wyland, Police Chief
Blair Pawlowski, Solicitor
Jeff Evans, Public Works Director
Bernie Kozlovac, Plant Manager
Dave Sutor, Mountaineer-Herald
Lanny Vrooman, WJAC-TV

Audience: 7

1. The Pledge of Allegiance was recited.

2. **Public Comments** - None

3. **Consent Agenda**

Mr. Lutz made a motion to approve the consent agenda containing the following items:
(Miller)

A. Approve minutes of the regular meeting of November 23, 2009.

B. Approve financial statement.

C. Approve bills noting an abstention by Councilor Barber on amount owed to Barber Oil Company.

Miller	YES	Kuhar	YES
Lutz	YES	Nesbella	YES
Barber	ABSTAIN	Tusing	YES
Illig	YES		

Motion passes.

D. A reorganization meeting of Borough Council will be held on Monday, January 4, 2010 at 6:30 p.m.

E. Receipt of codes enforcement monthly report.

F. Municipal authority meeting minutes were not available due to their meeting being held on the same day as the council meeting.

G. Discussion at the Central Cambria Coalition meeting was limited to the regional codes enforcement program.

4. **Appointments to Address Council** – None.

5. Mayor's Report

Mayor Moyer presented the police department report.

6. Council President – None.

7. Water/Wastewater Committee

Mr. Kozlovac said there were no excursions and they processed 6.1 dry tons of solids (4 from outside sources). The average flow for the month was .601 mil gallons/day; this is the lowest it has been in five years. Somerset County has submitted a request for our plant to process sludge from one of their plants.

8. Recreation Committee – None.

9. Street Committee – None.

10. Administration Committee

Mr. Tusing said applicants were interviewed for the full-time police position and narrowed down the top three with all scores combined. All three were interviewed by Borough Council on December 14th. Mr. Tusing made a motion to hire Scott Stoltz as a full-time police officer effective January 3, 2010 at the contractual pay grade. (Lutz) Motion passes unanimously.

11. General Business

A. Mr. Penatzer reviewed the following bids received for the Airport Runway Safety Area (RSA) Project:

	<u>Base Bid</u>	<u>Alternate #1</u>	<u>Alternate #2</u>	<u>Total</u>
Engineer's Estimate	\$363,537.50	\$39,200.00	\$17,000.00	\$419,737.50
T. P. Contracting, Loretto	\$291,455.00	\$22,109.00	\$22,435.00	\$335,999.00
Straw Construction, Boswell	\$303,139.57	\$20,241.85	\$21,319.09	\$354,700.51
HRI, Inc., State College	\$359,705.00	\$18,102.50	\$20,680.00	\$398,487.50
Berkebile Excavating, Tire Hill	\$361,777.74	\$19,175.82	\$26,270.07	\$407,223.63
Ray Winters & Son, Indiana	\$359,010.00	\$29,215.00	\$30,700.00	\$418,925.00
Five R Excavating, New Florence	\$413,958.30	\$23,479.00	\$31,825.00	\$469,262.30
Gordon Delozier, Hollidaysburg	\$479,584.70	\$24,847.50	\$19,575.00	\$524,007.20
Danmar Contracting, Delmont	\$508,132.50	\$41,573.00	\$24,461.50	\$574,167.00
Donegal Construction, Greensburg	\$554,683.50	\$24,367.00	\$22,269.00	\$601,319.50
Joseph Vacarello Inc., Carnegie	\$566,295.00	\$30,492.00	\$33,450.00	\$630,237.00
CH&D Enterprises, New Stanton	\$557,929.00	\$93,560.00	\$26,020.00	\$677,509.00
D.C. Ventre & Sons, Duncansville	\$590,795.00	\$67,138.00	\$31,540.00	\$689,473.00
L&M Excavating, Johnstown	\$651,126.00	\$47,444.00	\$21,459.00	\$720,029.00

Mr. Penatzer detailed the scope of the project and said it is being funded with grants through the FAA (95%) and PennDOT's Bureau of Aviation (2½%). RACRA is providing the local match (2½%).

Mr. Lutz made a motion to award a contract to T. P. Contracting in the amount of \$335,999.00 for the runway improvement project. (Miller) Motion passes unanimously.

B. Mr. Penatzer reviewed the following bids for the Airport Fuel Farm Rehabilitation Project:

	<u>Base Bid</u>	<u>Alternate #1</u>	<u>Alternate #2</u>	<u>Alternate #3</u>
Engineer's Estimate	\$35,000.00			
George Reitz & Sons, Brookville	\$33,523.00			
Graziani & Co., New Castle	\$36,000.00	\$2,000.00	\$9,700.00	\$1,750.00

The project involves the replacement of various elements of the fuel farm system to improve the reliability of the system. Mr. Penatzer explained that the low bidder for the base bid failed to bid on the alternates. The project is being funded with a grant through PennDOT's Bureau of Aviation (75%). RACRA is providing the local match (25%). Mr. Tusing made a motion to award a contract to Graziani & Co. in the amount of \$49,450.00. (Kuhar) Motion passes unanimously.

- C. Mr. Penatzer said that Charlene Remillard has resigned as Ebensburg Borough Tax Collector effective December 31st due to personal reasons. The new 4-year term would have begun in January and expired at the end of 2013. He explained the position and said that it earns approximately \$28,000 annually; this will decrease to approximately \$16,400 in 2011 when EIT will be collected by a single collector county-wide. There was discussion over moving the tax collector's office back to the municipal office. Mr. Lutz made a motion to move the location of the tax office to the municipal building. (Illig) Motion passes unanimously. Mr. Tusing made a motion to accept the resignation of Charlene Remillard as tax collector effective December 31st, and advertise the position. (Miller) Motion passes unanimously.
- D. Mr. Penatzer said the Central Cambria Coalition was unable to find a qualified individual to fill the position for Building Codes Enforcement. Instead, members have agreed to enter into an agreement with Middle Department Inspection Agency (MDIA) to provide codes enforcement. A 1-year agreement with MDIA was recommended with a 90-day termination clause. The agency would stop in the office every other day for applications and permit fees would be 15-20% lower than those currently being charged. Members of the coalition will continue to search for a candidate for the position. The regional codes enforcement agency that was formed by the coalition will remain intact; it will just not be used for now. Mr. Lutz made a motion to approve a 1-year agreement with Middle Department Inspection Agency to provide building codes enforcement within the borough, effective January 1, 2010. (Illig) Motion passes unanimously.
- E. Mr. Penatzer said that FEMA has revised floodplain maps and now there are areas near Howell's Run and Lake Rowena designated as floodplains. FEMA has requested a new ordinance to satisfy the need for floodplain regulations. This issue was tabled for more information.

12. Department Reports

A. Police

Chief Wyland thanked council for hiring a new full-time police officer. All officers have been trained on the new PennDOT online accident forms.

B. Public Works

Mr. Evans said they fixed some minor water/sewer leaks and there have been a few problems with the borough trucks that are being addressed.

C. Community Development

Mrs. Strugala said the next newsletter will be sent out in January. The advertising for the 2010 marketing campaign has been laid out and will start in mid January. The membership for the Main Street Partnership is the highest it has ever been.

D. Recreation

Mr. Pfeil said Breakfast with Santa was a huge success. There are 36 teams signed up so far for the basketball leagues. He gave an update on the tennis center and said that the number of hours reserved for "off time" rentals have grown by 50%.

13. **Media Comments/Questions** - None.

14. **Public Comments**

Bill Bumford commended Charlie Moyer's dedication and work during his term of service as Mayor.

President Nesbella presented Charlie Moyer with a gift and thanked him for his work. Flowers were presented to Rose Moyer as well.

There being no further business, Mr. Illig made the motion to adjourn (Miller) Motion passes unanimously.

Meeting adjourned: 7:40 p.m.

Minutes Recorded by:

Christine M. Strugala
Community Development Director