

The regular monthly meeting of the Ebensburg Borough Council was called to order on Monday, February 23, 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
Joe Lutz
Joseph Miller
Susan Barber
Terry Illig
Christopher Vella, Junior Councilor

Others: Charles Moyer, Mayor
Daniel Penatzer, Borough Manager
Christine Strugala, Community Development Director
Terry Wyland, Police Chief
Blair Pawlowski, Solicitor
Jeff Evans, Maintenance Supervisor
Bernie Kozlovac, Plant Manager
Dave Hurst, Altoona Mirror
Mike Lamb, Wessel & Company
Jill Bender, Wessel & Company

Absent: Dave Kuhar

Audience: 6

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) Motion passes unanimously.

- A. Approve minutes of the regular meeting of January 26, 2009.
- B. The Croyle Township Interconnection.
- C. Components and cost estimate of the H2O PA Grant Project.
- D. Bids for the 2009 sidewalk project are due March 9th.
- E. A 1-year CD for \$750,000 was purchased at AmeriServ after the following rates were outlined:

	<u>FNB</u>	<u>1st C' wealth</u>	<u>AmeriServ</u>	<u>PLGIT</u>
90 days	0.45%	1.25%	1.45%	1.98%
180 days	1.05%	1.75%	1.80%	1.98%
1 year	1.47%	2.00%	2.51%	2.35%

- F. Receipt of codes enforcement monthly report.
- G. Receipt of Municipal Authority monthly minutes.
- H. Grant final approval to the Davis subdivision of a vacant parcel from a developed parcel at 320 West Lloyd Street.
- I. Receipt of Central Cambria Coalition monthly minutes.
- J. The next meeting of the coalition will be Thursday, March 12th at the Jackson Township office.
- K. Approve Financial Statement noting that the unreserved balance is negative due to paying off the Penn Eben acquisition loan in January while the final \$112,000 reimbursement from DCNR will be deposited in February.

4. **Appointments to Address Council**

Mike Lamb of Wessel & Company reviewed the 2008 audit and commended council for being progressive.

5. **Mayor's Report**

Mayor Moyer reviewed the police report and congratulated Mr. Penatzer on his work on the budget.

6. **Council President** – None.

7. **Water/Wastewater Committee**

A copy of Severn Trent's monthly operations report was distributed. Mr. Kozlovac said there were no excursions and the average flow for the month was .91 mil gallons/day. He said 14.4 dry tons of solids were processed; 7.91 were from outside sources.

8. **Recreation Committee**

Mr. Lutz said the lease of the YPCC basement by Cambria County Child Development Corp. expired at the end of January. Details of a new lease were negotiated with CCCDC board members. The proposed lease is for three years with annual increases and an option to renew for another three years. Mr. Lutz said the agency applied for a grant and if it's awarded to them then they would need more room to expand. Language in the lease allows for termination with a 6-month notice. Mr. Lutz made a motion to approve a 3-year lease of the YPCC basement to the Cambria County Child Development Corp. (Illig) Motion passes unanimously.

9. **Street Committee** – None.

10. **Administration Committee**

Mr. Penatzer said six applicants were interviewed for a vacant public works position. Mr. Lutz made a motion to hire Luke Byrne of Ebensburg as full-time public works, effective 3/2/09. (Tusing) Motion passes unanimously.

11. **Old Business** – None.

12. **New Business**

A. Mr. Penatzer said Act 1 of 1996, amending the Municipal Claim & Tax Lien Act to authorize inclusion of interest and attorney's fees related to delinquent accounts under a municipal lien, requires adoption of a schedule of fees. Mr. Tusing made a motion to grant tentative approval to Ordinance #563 adopting a schedule of attorney fees to be assessed on delinquent accounts under the Municipal Claims & Tax Liens Act. (Illig) Motion passes unanimously.

B. Mr. Penatzer explained Act 32 concerning changes in the earned income tax. He made council aware that they will need to appoint a delegate this summer to a committee being formed to determine how the tax is collected.

13. **Department Reports**

A. **Police**

Chief Wyland said they have been busy with snow complaints and office renovations. Assistant Chief Sebetich taught a class at Central Cambria School District.

B. **Public Works**

Jeff Evans said they have been busy with snow removal and thanked council for hiring a public works employee.

C. Community Development

Mrs. Strugala said a full color Ebensburg business directory will soon debut. A new event called "Concerts in the Park" will be held every Friday in August in Penn Eben Park. The borough's website has been awarded 1st place in the Borough News contest through PSAB.

D. Recreation

Mr. Pfeil updated council on the current programs at the YPCC. He noted that the YPCC will be the Northern Cambria County headquarters for summer camps through the Learning Lamp. There are 77 members of the health and wellness center.

14. Payment of Bills

Mr. Tusing made a motion to approve payment of bills. (Miller)

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

Motion passes.

15. Press Conference – None.

16. Residents' Comments

Mike Illig asked what the timeline is for the sewer/water rate reduction. He also asked if the elevated tank in the Industrial park was removed.

At 7:02 p.m. Mr. Miller made a motion to enter executive session to discuss a personnel matter. (Tusing)

Meeting reconvened at 7:25 p.m. It was consensus of Council to direct the Manager to update the civil service procedures relative to police officer hiring, and to submit an application for the COPS program.

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

Meeting adjourned: 7:25 p.m.

Minutes Recorded by:

Christine M. Strugala
Community Development Director