The regular monthly meeting of the Ebensburg Borough Council was called to order on Monday, May 18, 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
Terry Illig
Joseph Miller
Susan Barber
Dave Kuhar
Christopher Vella, Junior Councilor

Others: Charles Moyer, Mayor
Daniel Penatzer, Borough Manager
Christine Strugala, Community Development Director
Matt Pfeil, Recreation Director
Terry Wyland, Police Chief
Blair Pawlowski, Solicitor
Jeff Evans, Maintenance Supervisor
Bernie Kozlovac, Plant Manager
Susan Evans, Tribune Democrat
Dave Hurst, Altoona Mirror

Audience: 17

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 April 27, 2009.
   B. Receipt of codes enforcement monthly report.
   C. Receipt of Municipal Authority monthly minutes.
   D. Grant final approval to the Davis subdivision application separating a vacant parcel from a developed parcel at 320 West Lloyd Street.
   E. Receipt of Central Cambria Coalition monthly minutes.
   F. The next meeting of the coalition will be Thursday, June 11th at the Jackson Township office.
   G. Approve payment of Bills List #1.

4. **Appointments to Address Council**
   Claudia Lipsinic of 321 East Highland Avenue said she was unhappy about the proposed development of a vacant parcel next her home. She said it is to be used for restoring cars and will cause a disturbance in the community. Mr. Tim Washko, the owner of that property, was in attendance and said that he will not be using the development as a commercial business. She also had a question concerning parking along Margaret Street.

5. **Mayor's Report**
   Mayor Moyer reviewed the police report. He then presented Chris Vella with a plaque recognizing his term of service as Junior Councilor.

6. **Council President** – None.

7. **Water/Wastewater Committee**

A. 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 slightly over 1.0 mil gallons/day. He said both digesters are fully functional, repairs have been completed at the plant, and they have received accreditation for the lab for 2009.

B. Mr. Tusing said Highridge Water Authority of Seward has entered into an agreement to dispose of filter media sludge and settlings at the wastewater plant. He explained what steps needed to be taken at the plant to plan for this and how the process would function. Torrance State Hospital is another potential customer. Mr. Tusing said that would be sewage byproduct from cleaning of a digester, and would be processed through the plant and centrifuge rather than the drying bed. He said the product would be 4% solids and result in higher disposal and processing costs. It was suggested that the following graduated rate be established depending on the percentage of solids in the product being dumped:

≤2.0%	5
2.1% - 2.5%	5.6
2.6% - 3.0%	6.3
3.1% - 3.5%	7.6
3.6% - 4.0%	9.0
≥4.1%	TBD

Mr. Tusing suggested rounding all to whole numbers. He then made a motion to approve adoption of a graduated rate scale for outside sludge product based upon percentage of solids, and rounding all to whole numbers (5 – 9%). (Kuhar) Motion passes unanimously.

8. **Recreation Committee** - None.

9. **Street Committee**

Mr. Miller said the 2009 street paving project includes all of West Ogle Street, the 700 and 800 blocks of West Triumph Street, and South West Street between Lloyd Street and Lovell Avenue. This project estimate was $97,340 and would be paid for from Liquid Fuels ($60,000), county aid allocations ($28,500), and borough funds ($8,840). The following bids were received:

Grannas Brothers	$ 99,051.85
New Enterprise Stone & Lime	$105,219.10
Quaker Sales Corp.	$105,645.25
Glenn Johnston, Inc.	$122,307.00
HRI, Inc.	$127,975.00
LTM Paving	$132,386.00

Mr. Miller made a motion to award a bid in the amount of $99,051.85 to Grannas Brothers for street resurfacing. (Illig) Motion passes unanimously.

10. **Administration Committee** – None.

11. **Old Business** – None.

12. **New Business**
    A. Mr. Penatzer said no applications have been received for the new Junior Council member term. Mr. Lutz and Mr. Vella will talk to the area schools to seek candidates for the position.
    B. Mr. Penatzer said every eight years it is necessary to mark the property lines of the reservoir properties north of the borough; this is to help manage the timber. Mr. Tusing made a motion to authorize Darrell Wilson to delineate the reservoir properties at a cost of $2,500. (Kuhar) Motion passes unanimously.
    C. Act 32 of 2008 consolidates the existing 560 earned income tax collector positions and reduces the number to 69 on a countywide basis, or Tax Collection District (TCD). The new EIT collection system for each TCD will be organized under a Tax Collection Committee (TCC), which will be the governing body for each TCD. TCC membership will be composed of one voting delegate from the governing body of each municipality and school district within the county that levies the EIT. Mr. Tusing made a motion to adopt Resolution #2009-05 appointing the Borough Manager as delegate to the Cambria County Tax Collection Committee, and the Council President as the alternate. (Barber) Motion passes unanimously.
    D. The police department's 4-wheel drive needs replaced and Chief Wyland recommended the purchase of a Ford Expedition. Mr. Lutz made a motion to approve the purchase of a 2009 Ford Expedition from Tri-Star Motors under the State Bid Contract in the amount of $32,709. (Miller) Motion passes unanimously.

13. **Department Reports**
    A. **Police**
    Chief Wyland thanked council for approving the purchase of a new vehicle. He said that ENRADD has arrived and officers have been trained how to use it. A seatbelt safety check will be held this weekend. Six applications were received for the part-time police officer position.
    B. **Public Works**
    Jeff Evans said the reservoir is full and street paving has begun
    C. **Community Development**
    Mrs. Strugala said the networking breakfast at the Ebensburg Country Club was a success. She said there will be a mobile workshop tour to Ebensburg as part of the PA Downtown Center conference in Johnstown on Monday, June 8th. A new borough logo was proposed for council's consideration.
    D. **Recreation**
    Mr. Pfeil said the gym floor was waxed and Memorial Field cleaned up. He reviewed upcoming programs.

14. **Payment of Bills List #2**
    Mr. Tusing made a motion to approve payment of bills list #2. (Miller)

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

Motion passes.

15. **Press Conference** – None.
16. **Residents' Comments** – None.

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

Meeting adjourned: 7:04 p.m.

Minutes Recorded by:

Christine M. Strugala
Community Development Director