

The regular monthly meeting of the Ebensburg Borough Council was called to order on Monday, February 27, 2017 at 6:30 p.m. at the Ebensburg Municipal Building, 300 W. High Street, Ebensburg, by Council President Doug Tusing.

Present: Doug Tusing, President
Susan Barber, Vice-President
Cecilia Houser
Dave Kuhar
Theresa Jacoby
John Cobaugh

Absent: Joe Miller

Others: Daniel Penatzer, Borough Manager
Randy Datsko, Mayor
Terry Wyland, Chief of Police
Danea Koss, Community Development Director
Mark Wirfel, Plant Supervisor
Blair Pawlowski, Solicitor
Josh Byers, The Mountaineer-Herald
Jocelyn Brumbaugh, The Tribune Democrat

Audience: 6

A. The Pledge of Allegiance was recited.

B. **Public Comments** – Mr. Tusing noted that the meeting was being recorded by Josh Byers.

C. **Consent Agenda**

Ms. Barber made a motion to approve the consent agenda containing the following items. (Houser) Motion passed unanimously.

1. Make it a matter of record that Daniel Szekeresh was hired at the YPCC as part-time custodian, at the rate of \$8.50. An abstention was made by Councilor Jacoby due to relationship.
2. Approve the minutes of the January 23, 2017 regular monthly meeting of Borough Council.
3. Approve the Financial Statement.
4. Approve payment of the bills.
5. Approve an agreement with the FAA allowing the 2013 and 2014 entitlement grants to be transferred to Washington County Airport Authority.

D. **Appointment to Address Council** – None.

E. **Mayor's Report** – None.

F. **Council President** – None.

G. Water/Wastewater Committee

1. Mr. Wirfel reported that there were no excursions for the month of January at the wastewater plant. The plant returned 42 million gallons of clean water to Howell's Run. 16.6 tons of sludge was sent to the landfill. Mr. Wirfel noted that a piece of equipment at the plant had stopped working. Data was recovered and equipment was put back in working order.

2. Beech Street Stormwater Project

A new pipe has been laid across Julian Street toward the fairgrounds. We encountered a grade conflict with a water line that has since been resolved.

3. Wastewater Project Update

- **Scope of Work** - Mr. Kuhar shared that Stiffler-McGraw is making final edits to the project design, and expects to submit the permit application to DEP at the end of the month. The design includes conversion of the existing wastewater system to stormwater collection, where possible.
- **Pressure Testing Notices** – Mr. Kuhar shared that last month Council approved moving ahead with pressure testing of private laterals in the Elderwood and Industrial Park sections of the service area. Staff has provided a draft notice, and a list of the eighty-six customers receiving the notice.

A list of contractors is being added to the borough website for the customers' convenience. The Borough will not be recommending or endorsing individual contractors. The notices will be mailed near the beginning of March, and customers will have until September 30th to achieve compliance.

4. Updated Project Schedule

Mr. Kuhar reported the projected task completion dates as follows:

Submit Permit Applications to DEP	March 1, 2017
Complete Final Plan Revisions & Specs	June 1, 2017
Receive DEP Approval of Permits	July 1, 2017
Receive Approval of PennDOT HOP	August 1, 2017
Submit PENNVEST Funding Application	August 15, 2017
Complete Acquisition of Easements	October 30, 2017
Receive PENNVEST Funding Offer	October 30, 2017
Advertise for Construction Bids	November 30, 2017
Open Construction Bids	January 15, 2018
Award Contract for Construction	February 15, 2018
PENNVEST Loan Closing	March 15, 2018
Issue Notice to Proceed for Construction	March 30, 2018
Complete Construction	June 30, 2019

He added that projected completion dates are based on the assumed DEP approval date

provided and will be adjusted based on the actual permit approval date and ability to meet PENNVEST application date.

5. Disinfection Byproducts

Mr. Kuhar reported that staff, engineers and members from the Ebensburg and Johnstown authorities met on January 30th to discuss the high levels of disinfection byproducts on the Saltlick line. Reducing the percentage of chlorine in Johnstown's treatment process was discussed, but that would require that additional chlorine be added to the tank in order to maintain minimum required chlorine residual. The need for flushing of the Saltlick line, and the likelihood that the Ogden tank needs to be cleaned were also considered. Staff is scheduling and coordinating the line flushing with Johnstown, and has hired Utility Service Company to clean the tank, at a cost of \$2,647. We already have an annual maintenance contract with Utility Service Company for ongoing maintenance of the Hillcrest elevated tank.

Mr. Tusing added that the February tests were fine with no violations. He added that the meeting with the Johnstown Authority was positive and productive and they were extremely cooperative.

6. Nathan's Divide

Mr. Kuhar reported the Municipal Authority heard a presentation from representatives of "Nathan's Divide", a proposed educational facility on the reservoir property. The group is moving forward with funding applications for a marketing study. It was the consensus of the Authority that such a use would be appropriate for the property. The Authority will not be involved in the creation of the project.

H. **Recreation Committee** – None.

I. **Street Committee** - None.

J. **Administration Committee** – None.

K. General Business

Sheetz Liquor License Transfer

Ms. Houser reported that Sheetz had indicated their desire to transfer a liquor license from Conemaugh Borough to the West High Street store for the purpose of selling beer for on-site consumption, and for beer and wine sales to go. The Liquor Code required Council to conduct a public hearing concerning the request. A hearing was scheduled for February 20th, however, Sheetz withdrew their request on February 17th.

Garbage Dumpsters

Ms. Houser shared that complaints have been received about garbage being blown from non-

secured dumpsters and littering the ground. The Borough Code of Ordinances lacks any regulation relative to dumpsters, except for the placement of dumpsters in public places. Council was provided Chapter 14, Part 4 of the Code of Ordinances, which included the only mention of dumpsters in the Code. Staff wasn't able to find many municipalities that require dumpster enclosures. Those that do are required within the zoning ordinance.

Ms. Houser made a motion to approve draft Ordinance #637 amending regulations applicable to garbage dumpsters. (Barber)

Roll call was taken:

Barber	Yes	Kuhar	No
Tusing	No	Jacoby	No
Cobaugh	Yes	Houser	Yes

Mayor Datsko voted "Yes" and broke the tie. Motion passed.

L. Department Reports

1. **Police Department** – Chief Wyland reported on last month's activities including all officer certifications are up to date and Narcan will go into service next week.

2. **Public Works Department – None.**

3. **Community Development Department**

Ms. Koss reported on last month's activities including membership renewals, Art in Bloom, the upcoming Ebensburg Arts 4 All event on Friday, March 3rd and an update on the historic register nomination process.

4. **Recreation Department** – Ms. Jacoby mentioned that Ms. Kemock is planning a YPCC Fundraiser on Saturday, May 5th. She also added that the new Tennis Center lighting has been installed.

M. **Media Comments/Questions** – Ms. Brumbaugh of The Tribune Democrat asked why the Sheetz public meeting had been postponed, if Council would need to approve their request and if anyone on Council is opposed to the Sheetz liquor license request.

N. **Public Comments** – Mr. Steve Lieb, 620 N. Caroline Street addressed several concerns with regard to receiving communications from the borough citing that his sidewalk was not adequately shoveled. He asked Council how the shoveling ordinance is enforced.

There being no further business Ms. Barber made a motion to adjourn. (Cobaugh) Motion passed unanimously.

Meeting Adjourned: 7:52 PM

Minutes Recorded by: Danae Koss, Community Development Director