



**Ebensburg Borough Council Meeting**  
**Monday, March 22, 2021**  
**6:30 p.m.**

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**Borough Council**  
Doug Tusing, President  
Dave Kuhar, Vice-President  
Jeffrey Ball  
Cecilia Houser  
Theresa Jacoby  
Scot May  
Michael Owatt  
William Westrick, Jr. Councilor  
**Mayor**  
Randy Datsko

**AGENDA**

**CALL TO ORDER & PLEDGE OF ALLEGIANCE**

**PUBLIC COMMENTS**

*Members of the public are invited to comment at this time on any item appearing on the agenda.*

**1. CONSENT AGENDA**

*All items listed on the Consent Agenda are considered to be routine and will be acted upon by a single motion. There will be no separate discussion of these items unless members of the Council request specific items to be removed for separate action.*

Item 10A: Approve the minutes of the February 22, 2021 regular monthly meeting of Borough Council.

Item 10B: Approve the financial statement.

Item 10C: Approve payment of bills.

Recommended Action – Approve the consent agenda.

**2. APPOINTMENTS TO ADDRESS COUNCIL**

**3. MAYOR'S REPORT**

**Item 3A: Report on Police Department**

**4. COUNCIL PRESIDENT COMMENTS**

**5. WATER, WASTEWATER & STORMWATER COMMITTEE**

**Ball & Kuhar**

**Item 5A: Report from Inframark on Wastewater Treatment Plant Operations**

Q&A on the written report submitted and on projects and activities at the wastewater plant.

Recommended Action – No action required.

**Item 5B: Report from Inframark on Water Treatment Plant Operations**

Q&A on the written report submitted and on projects and activities at the water plant.

Recommended Action – No action required.

**6. RECREATION COMMITTEE**

**Jacoby, May & Owatt**

**Item 6A: Fish Stocking**

Following the draining and subsequent refilling of the Lower Reservoir, the Recreation Committee discussed the desire to replenish the fish population. It was also discussed at that time to stock Jenks Dam with pan fish and restrict the fishing there to children age 13 and under, catch and release only.

The cost to restock the Lower Reservoir and Jenks Dam is as follows:

Year 1: \$1,595.00

Year 2: \$4,030.00

Year 3: \$2,530.00

Prices may vary for upcoming years. The first year requires largemouth bass and minnows. The second year is more expensive with largemouth bass, bluegills, minnows, and channel catfish. They would be purchased from Zetts Fish Farm. Due to their proximity to the Borough, the delivery charge would be minimal. It should be noted that The Fish Commission may be able to assist us with the purchase of fish after this year.

Recommended Action #1 - Approve the 2021 purchase of fish from Zetts Fish Farm for the Lower Reservoir and for Jenks Dam in the amount of \$1,595.00.

Recommended Action #2 – Approve the designation of Jenks Dam as “catch and release only” for children age 13 and under.

**7. STREET COMMITTEE**

**Ball, Houser & Owatt**

**Item 7A: 2021 Sidewalk Project**

Ameron Construction was issued a notice to proceed on April 1, 2021.

**Item 7B: 2021 Tree Cutting Project**

Tree Expert Tree Service was issued a notice to proceed on February 23, 2021 and the work should be completed by March 19, 2021.

Recommended Action – No action required.

**8. ADMINISTRATION COMMITTEE**

**Houser, Jacoby & Kuhar**

**Item 7B: Oversight of the 2021 Sidewalk Project**

The 2021 sidewalk project is beginning just as the new Borough Manager is getting acclimated to Ebensburg. Already complicating the sidewalk project is Peoples Gas. Despite planning meetings that we have had with them, and their earlier decision to cancel any big gas line replacement projects, Peoples has decided to move ahead with gas line replacement in 2021 on West Crawford, West Sample, North Julian, and North Marian. Obviously, that causes a conflict with our project on Crawford and Sample. We have instructed the sidewalk contractor to begin their work on Horner Street to allow time for Peoples to complete at least one of their streets. We should be able to avoid the different contractors getting in the way of each other. The upside of Peoples doing the work this year is that they will not be later cutting into our new blacktop. Secondly, we arranged for cost sharing of this fall's milling and paving. Peoples has agreed to pay the borough a considerable sum to help with later paving costs. They agreed to do that two years ago in the south part of town and it saved the borough a lot of liquid fuels funds. The only downside is the need to keep the different contractors apart, and the further congestion in the neighborhood.

In order to facilitate a smooth transition, maintain consistency with all practices from past projects, and ensure that the 2021 sidewalk project is completed with as few problems as possible to our residents, the Administrative Committee recommends the hiring of Dan Penatzer on a limited, part-time basis. Dan's role would be to oversee all aspects of the sidewalk work, resolve property owner issues as they arise, monitor compliance with specs, answer contractor questions, etc. Dan is willing to take on this work for the same \$22.75 hourly rate that is paid to our public works staff. He will not receive benefits, nor will this affect his pension in any way. If needed, Dan may be asked to assist with other small summer projects, such as the application of thermoplastic pavement markings.

Recommended Action – Make it a matter of record that Dan Penatzer has been hired to oversee the 2021 sidewalk project effective 3/7/2021 and approve a pay rate of \$22.75 an hour.

**9. DIVERSITY COMMITTEE**

**May, Kuhar & Houser**

**10. GENERAL BUSINESS**

\* Item 10A: Minutes of Previous Meeting(s)

The minutes of the February 22, 2021 regular meeting are presented for Council review and approval.

Recommended Action – Approve the minutes of the previous meeting(s).

\* Item 10B: Financial Statement

The financial statement for February 2021 is presented for approval.

Recommended Action – Approve the February 2021 financial statement.

- \* Item 10C: Bills  
A list of bills totaling \$457,896.27 is submitted for approval.

Recommended Action – Approve payment of the bills as submitted.

**Item 10D: Computer Exchange Server Breach.**

The Borough received notification from Precision Business Solutions that our email server was breached on or around February 28, 2021 as part of a huge, national hacking effort to access various government and corporate through a vulnerability in Microsoft’s software.

We are fully confident that no sensitive data was compromised, (customer account or employee information) as this type of data is not stored in emails. Precision Business Solutions notified the Borough immediately and took the necessary steps to prevent further access into the system.

**11. DEPARTMENT REPORTS**

**Item 11A: Police Department**

Chief Wyland has submitted a written report on the police department’s activities during the month.

**Item 11B: Public Works Department**

Public Works Director Jeff Evans has submitted a written report on the public works department’s activities during the month.

**Item 11C: Community Development**

Community Development Director Dana Koss has submitted a written report on the community development department’s activities during the month.

**Item 11D: Recreation Department**

Recreation Director Dirk Johnson has submitted a written report on the recreation department’s activities during the month.

\* Item 11E: Codes Enforcement

A monthly codes enforcement report was forwarded to Council.

\* Item 11F: Ebensburg Municipal Authority

A copy of the minutes of the last municipal authority meeting is included in Council’s packet.

\* Item 11G: Ebensburg Planning Commission – No activity

\* Item 11H: Ebensburg Zoning Board – No activity

## **12. MEDIA COMMENTS/QUESTIONS**

*Representatives of the media are invited to comment and ask questions at this time on any issues, whether or not on the agenda.*

## **13. PUBLIC COMMENTS**

*Members of the public are invited to comment at this time on any issues, whether or not on the agenda.*

## **14. EXECUTIVE SESSION**

**Item 14A: Brief discussion regarding a personnel issue.**

## **14. ADJOURNMENT**

*Copies of all staff reports and documents subject to disclosure that relate to any item of business referred to on the agenda are available for public inspection the Thursday before each regularly scheduled meeting at the Borough office, located at 300 West High Street, Ebensburg, Pa. Any documents subject to disclosure that are provided to members of the Borough Council regarding any item on this agenda are available for public inspection at the Borough office or at [www.ebensburgpa.com](http://www.ebensburgpa.com).*

*In accordance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Borough office (814) 472-8780 or [eburg@ebensburgpa.com](mailto:eburg@ebensburgpa.com). Notification 48-hours before the meeting will enable the Borough to make reasonable arrangements to ensure accessibility to this meeting.*