

The regular monthly meeting of the Ebensburg Borough Council was called to order on Monday, April 22, 2019 at 6:31 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
Scot May
John Cobaugh
Dave Kuhar

Absent: Theresa Jacoby

Others: Daniel Penatzer, Borough Manager
Randy Datsko, Mayor
Blair Pawlowski, Solicitor
Terry Wyland, Chief of Police
Jeff Evans, Public Works Director
Dirk Johnson, Recreation Director
Andrew Smithmyer, The Mountaineer Herald

Audience: 5

A. The Pledge of Allegiance was recited.

B. Public Comments

1. Mr. Roy Johnson expressed to Council that the work that the borough completed will be sufficient for the water issue he was having in his front yard.
2. Mr. Mike Illig had a question regarding schedule 40 pipe referenced under Wastewater Rules & Regulations.
3. Ms. Janalee Schilling from the Cambria County Fairgrounds shared with the Council that she was involved in an accident on April 18th involving a Sippel front end loader.

C. Consent Agenda

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

1. Mr. Tusing deleted approval of the March 25, 2019 regular monthly meeting of Borough Council.
2. Approve the Financial Statement and quarterly transfers.
3. Approve payment of bills.

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

E. **Mayor's Report** – Mayor Datsko shared a letter of resignation from Sergeant Scott Stoltz. He added that the Borough will be enforcing crosswalk violations.

F. **Council President** – None.

G. **Water/Wastewater Committee**

1. Report from Inframark on Wastewater Plant Operations

Mr. Mark Wirfel, plant supervisor, provided a written report that there are no problems at the plant. He added that plant is now operating under the new permit.

2. Wastewater Project

Mr. May reported that the project is progressing and is 55% complete; however, 74% of the contact time as elapsed. He added that yard, sidewalk and driveway restoration has begun in the south section of town with significant progress. Permanent street repair began on April 16th.

3. Stormwater Project

Mr. May reported that an onsite pre-construction meeting was held with Whitehorse Excavating. Materials have been ordered and work is expected to begin the first of May. The project involves East Ogle Street, West Lloyd Street and South Julian Street.

4. Virginia Street

Ms. Houser reported that Kevin Lute has been on-site locating private laterals, and work on installation of the new sewer main is expected soon.

5. Wastewater Rules & Regulations

Mr. Kuhar reported that the Ebensburg Municipal Authority has amended the Wastewater Rules and Regulations as follows:

1. An escalating scale was added to the surcharge. For customers who fail to satisfy the deadline for required remedial work, a 35% surcharge is assessed. Now, that surcharge will increase every two months to 50%, 75%, and up to 100%. This will allow a full year after the deadline for repairs to be made before a notice of service termination would be issued. This does not require an Ordinance amendment, as the current language states, when referring to a surcharge, “as determined from time to time by the Authority.”
2. The minimum escrow amount was increased from \$2,000 to \$3,000 to more closely reflect our actual experience with costs. Instead of stating a specific amount, the proposed Ordinance amendment requires “security in the amount, established from time to time by the Rules and Regulations of the Ebensburg Municipal Authority”, negating the need for future Ordinance amendments for this purpose.
3. Allow the purchaser of property to assume responsibility for required repairs/testing.
4. Delete a reference to SCH 40 pipe. It is not permitted. SDR 35 pipe is required. (not addressed in Ordinance)
5. Update the sewer lateral installation detail sketch. (not addressed in Ordinance)

Mr. Kuhar made a motion to grant final approval to Ordinance #650, amending the Wastewater Ordinance to reflect changes to the Rules and Regulations adopted by the Ebensburg Municipal Authority. (Houser) Motion passed unanimously.

H. **Recreation Committee** – None.

I. **Street Committee**

1. Traffic Ordinance

Ms. Houser reported that Ordinance #649 prohibits parking at any time on Union Street, designates Union Street as a tow-away zone, and makes the intersection of Julian Street and Ogle Street a 4-way stop intersection. The Ordinance was granted tentative approval last month, has been advertised for public comment, and is ready for final adoption. Included in the advertised Ordinance was changing the intersection of Caroline Street and Sample Street to a 4-way stop. That specific amendment can be deleted from or included in the Ordinance as adopted.

Ms. Houser made a motion to grant final approval to Ordinance #649, prohibiting parking on Union Street at any time, and designating it as a tow-away zone, and adding a four-way stop sign at Ogle and South Julian Streets. (May) Motion passed unanimously.

2. Sidewalk & Curb Project

Mr. Cobaugh reported that Kishmo completed installation of curbs and sidewalks on South Caroline Street, and has begun work on West Triumph Street. Nine of the thirty-two properties receiving new sidewalks have elected to complete their own work. Rarely has anyone in the past chosen to do that. Five of the nine are owned by the same person. The increase is likely due to this year's higher price bid.

J. Administration Committee

1. Full-time Police Position

Ms. Barber reported that a vacant full-time position in the police department exists. The position has been advertised, with applications due on April 22nd. A lengthy testing procedure will follow, and the position is expected to be filled in June.

It will be necessary to appoint a written examination administrator. Staff is recommending that Bill Gamble Municipal Police Testing of Oakdale be appointed to administer and grade the written test. Section one of that test is a cognitive type test that tests the candidates' proficiency in reading comprehension, writing skills, and general mathematics. Section two of that test is an attitude and personality characteristics exam that measures the candidates' effectiveness in interacting with fellow officers and the public.

Ms. Barber made a motion to adopt Resolution #2019-02 naming on behalf of the civil service commission, Bill Gamble Municipal Police Testing, as the written examination administrator for the police hiring process. (Kuhar) Motion passed unanimously.

K. General Business

1. Sale of Equipment

Mr. Penatzer reported that several pieces of equipment are in the process of being replaced. A 2007 zero-turn mower is in very worn condition, but operable. A 2008 Ranger pickup truck is worn out, but operable. A 1999 International truck requires expensive engine repairs, is not operable, and is offered for sale as is. The following bids were received:

2007 Zero-Turn Mower	
Doug Hanlon	\$1,965.00
Tom Noel	\$1,510.00
Ron Jacobs	\$1,501.00

Paul Younkin	\$ 850.00
Kirk Weaver	\$ 800.00
Jeff Evans	\$ 675.00

2008 Ford Ranger	
Emily Makin	\$1,567.00
Jeff Evans	\$1,275.00
Paul Younkin	\$1,100.00

1999 International Truck	
Kev's Excavating	\$5,201.00
Gary Mihalow	\$4,502.26
Kirk Weaver	\$3,000.00
B&R Auto	\$3,652.00

Mr. Kuhar made a motion to approve the sale of a 2007 mower to Doug Hanlon for \$1,965.00, approve the sale of a 2008 For Ranger to Emily Makin for \$1,567.00 and approve the sale of a 1999 International truck to Kev's Excavating for \$5,201.00. (Cobaugh) Motion passed unanimously.

2. LED Conversion of Streetlights

Mr. Penatzer shared that Council will see an invoice on the bills list to Hite Company for street lighting expenses. That is the final purchase of LED bulbs necessary to complete the conversion of all Victorian-style streetlights to LED. Our own staff has been gradually changing the fixtures to LED. North Center Street, most of West High Street, and all parks have already been completed. This final purchase is enough to complete the remaining conversion, which will occur gradually over the next few months. The cost-savings and energy rebate will pay for the cost of the conversion over four years.

L. Department Reports

- 1. Police Department** – Chief Wyland reported provided a written report to Council and gave his monthly report.
- 2. Public Works Department** – Mr. Evans gave his monthly report.
- 3. Community Development Department** – Mr. Penatzer reported that Art in Bloom would be taking place this weekend and that the committee has done an outstanding job in keeping the event going for 21 years.
- 4. Recreation Department** – Mr. Johnson reported that the Tennis Center would be hosting a Spring Tennis Classic Tournament on May 17 – 19; the Pool will open on May 25th; the Golf Outing will be held on June 7th; bike rentals will be ready on May 1st and the YPCC is currently trying to get an outdoor basketball league started.

M. Media Comments/Questions – None.

N. Public Comments – None.

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

Meeting Adjourned: 7:10 PM

Minutes Recorded by: Danae Koss, Community Development Director