

**HOLLIDAYSBURG BOROUGH COUNCIL MEETING
HELD IN THE COUNCIL CHAMBERS OF THE MUNICIPAL BUILDING
THURSDAY, DECEMBER 9, 2010, AT 7:00 P.M.**

The meeting was called to order at 7:06 p.m. by Vice President Joseph A. Pompa, who presided. Present: Council members Harold D. Burket, John W. Brenner, Michael W. McLanahan, Timothy M. Baranik, Amy Webster Sill and President John P. Stultz, Jr. Also present: Borough Manager Mark G. Schroyer, Mayor Joseph R. Dodson, Solicitor Nathan W. Karn, Sr., Community Development Director Ethan Imhoff, Finance Director James Gehret, Sgt. Rodney Estep, Main Street Manager Jamie Baser, Director of Wastewater Operations Frank Cassisi and Borough Secretary Ann M. Andrews. Absent: Jr. Council member Lindsay Sill. Both Mr. Stultz and Mrs. Webster Sill left the meeting at 7:30 p.m.

Vice President Pompa led the Pledge of Allegiance to the Flag followed by a few moments of silence in honor of the men and women serving in the military.

Vice President Pompa announced that Council had met in Executive Session at 6:30 p.m. for the purpose of discussing pending litigation.

At this time, Vice President Pompa moved **Unfinished Business Item 11.a - Hollidaysburg Community Partnership Agreement** for discussion.

Mr. Schroyer stated that he and Finance Director Jim Gehret are satisfied with the agreement prepared by Attorney Karn and the Hollidaysburg Community Partnership Board seems to be satisfied with the agreement, as well. Attorney Webster Sill had questions with the Indemnification paragraph. Solicitor Karn responded to Council's questions.

Following lengthy discussion, it was moved by Mr. McLanahan and seconded by Mr. Brenner to accept the agreement between the Borough and the Partnership, as presented. Motion carried 7-0 with all members of Council voting in favor.

It was moved by President Stultz and seconded by Mr. Brenner to approve the Minutes from the November 18th meeting. There being no objection, motion carried, 7-0.

Vice President Pompa then called for **Staff Reports and Special Business.**

Finance Director Jim Gehret reported that the Financial Report as of November 30, 2010, had been included in the packets for Council's information.

The Zoning and Building Permits issued for the month had also been included for Council's information.

Main Street Manager Jamie Baser reported on the following:

- Fifty-four (54) units participated in the Winterfest Parade held November 21st
- A total of 680 tickets had been sold for the Soup Sampling
- The tree lighting was held on November 26th with 92 volunteers assisting and 250 hours of work.
- The Board raised its annual membership fees
- Fifteen (15) businesses participated in *Win the Windows*.
- Downtown Live was nominated and won an award for the best place to listen to live music.

At this time, both Attorney Webster Sill and President Stultz left the meeting.

Mr. Schroyer asked Council to approve and authorize the opening of a General Fund Savings Account to deposit proceeds from the insurance check. It was moved by Mr. Burket and seconded by Mr. Brenner to so approve and authorize. Motion carried, 5-0.

Mr. Schroyer introduced Frank Cassisi, Director of Wastewater Operations, who discussed an amended agreement between the Sewer Authority and Blair Township Water & Sewer Authority for the Fort Fetter sewer system rate structure. Mr. Cassisi stated that Blair Township requested the Authority amend the agreement to bill them according to the 1993 Intermunicipal Agreement and in return, Blair Township Water & Sewer Authority would amend the Quince Court Agreement which is currently a special rate district. Mr. Cassisi further stated that Council will be asked to formally accept the amended agreement with Blair Township at the January meeting.

Vice President Pompa recognized Mayor Dodson for a report. Mayor Dodson wished everyone a Merry Christmas & Happy New Year and thanked the Police and Fire Departments on jobs well done. Mayor Dodson urged all to support the local businesses, YMCA and Library. Mayor Dodson thanked Mr. Baranik's wife, Denise, and Don Smithmyer for putting up lights at the Patriot Park.

Vice President Pompa called for **Public Comments**. There being no public comment, Vice President Pompa recognized Council for **Open Agenda items, which are items to be included on a future agenda**.

Mr. Brenner asked to have discussion naming the Gaysport Bridge after Sgt. Dan Lightner placed on the next agenda. Mr. Imhoff reported that he had followed up on this request following the November meeting. He stated he talked with PENNDOT and a legislative action is required, therefore, staff would have to contact Senator Eichelberger or Representative Stern to present a Bill and then go to the Governor's Office. Mayor Dodson stated he would follow up on this, if Council so wished. It was the consensus of Council to proceed with this.

At this time, Vice President Pompa recognized Manager Mark Schroyer to present the **Consent Agenda**. The following items were presented:

- 1) Approve Bill List 12
- 2) Approve Designation of Depository
- 3) Appoint Independent Auditors
- 4) Approve Renewal of Insurance Contracts
- 5) Approve Certificates of Appropriateness

It was moved by Mr. McLanahan and seconded by Mr. Burket to adopt Resolution No. 2010-52 approving the Consent Agenda.

RESOLUTION NO. 2010-52

A RESOLUTION APPROVING CONSENT AGENDA

BE IT RESOLVED by the Council of the Borough of Hollidaysburg, Blair County, Pennsylvania, that:

- 1) Bill List No. 12 dated December 9, 2010, authorizes payment of expenses totaling \$160,714.64 consisting of accounts payable and owing the Borough of Hollidaysburg from duly appropriated monies, is hereby approved.
- 2) First National Bank (formerly Omega Bank), 224 Allegheny Street, Hollidaysburg, Pennsylvania, is hereby designated to serve as the Borough's Depository for Borough funds for the Year 2011, and that the President and Secretary are authorized to execute said Depository Agreement.
- 3) Young, Oakes, Brown & Company of Altoona, Pennsylvania, is hereby appointed to serve as the auditors for the Borough of Hollidaysburg for fiscal year ending December 31, 2010.
- 4) MRM Property and Liability Trust is hereby designated to provide the Borough with property, general liability, auto and various other insurance coverages for the year 2011. AmeriHealth Casualty Services is hereby designated to provide the Borough's workers compensation insurance for 2011.

- 5) The following Certificates of Appropriateness are hereby approved and the Zoning Officer is authorized to issue a Certificate of Appropriateness:
- a) 413 Clark Street - window replacement

DULY adopted by the Council of the Borough of Hollidaysburg this 9th day of December, 2010.

(s) John P. Stultz, Jr.

President of Council

ATTEST:

(s) Ann M. Andrews

Secretary

There being no objection to the motion, Resolution No. 2010-52 approving the Consent Agenda was adopted, 5-0.

The following **Unfinished Business** was presented:

**DRAFT - ORDINANCE NO. 850 - AN ORDINANCE REGULATING
JAKE BRAKES/ENGINE RETARDER**

Mr. Schroyer stated that Mr. Imhoff has been working on this and PENNDOT has given the Borough approval to move forward on enacting this ordinance.

It was moved by Mr. Burket and seconded by Mr. Brenner to advertise the ordinance for adoption at the January meeting. Motion carried, 5-0.

2011 BUDGET ADOPTION

A draft of the 2011 Preliminary Budget had been presented on October 14th. Since that time, the Budget has been reviewed by Council and revisions made at the direction of Council. The budget, as presented, calls for no increase in taxes. Total General Fund Revenues being \$2,607,708 and expenditures of \$2,469,193. There are five (5) separate actions which must be taken by Council to adopt the 2011 Budget.

Mr. Schroyer stated that the budget had been advertised for public inspection and with the minor modifications to the salary and benefits for the Main Street Manager, the 2011 Budget is ready for adoption.

It was moved by Mr. Brenner and seconded by Mr. Baranik to adopt the 2011 Budget as presented, including salary and benefits for the Main Street Manager.

Mr. McLanahan asked Manager Schroyer whether there should be an increase in millage and if the budget were amended, could it be adopted at this meeting. Mr. Schroyer stated that he and Finance Director Gehret proposed an increase in millage, especially in the Street Lighting Fund which is already running a deficit. He stated that many of the capital items will not be funded. With respect to adopting an amended budget, Solicitor Karn stated that the tax ordinance would have to be re-advertised and a special Council meeting held.

Following discussion, the motion to adopt the 2011 Budget carried, 5-0.

ORDINANCE NO. 849 - SETTING THE REAL ESTATE RATES FOR 2011

It was moved by Mr. Brenner and seconded by Mr. Burket to adopt Ordinance No. 849 setting the real estate rates for 2011, as follows:

General Fund	20.50 mills
Street Lighting Fund	1.75 mills
Fire Protection	2.50 mills
Parks and Recreation	2.25 mills
Debt Service	<u>3.75</u> mills
Total	30.75 mills

Upon a roll call vote, Ordinance No. 849 setting the real estate tax rates for 2011 was adopted 5-0.

RESOLUTION NO. 2010-53 AUTHORIZING THE COLLECTION OF 511 TAXES

It was moved by Mr. Brenner and seconded by Mr. McLanahan to adopt Resolution No. 2010-53 authorizing the collection of 511 Taxes.

RESOLUTION NO. 2010-53

COLLECTION OF 511 TAXES

BE IT RESOLVED and it is hereby resolved that the Borough of Hollidaysburg, Blair County, Pennsylvania, intends to collect, in the Year 2011, the following taxes that were imposed by Ordinance at an earlier date:

- 1) Wage Tax (Earned Income)
- 2) Per Capita Tax
- 3) Real Estate Transfer Tax
- 4) Local Services Tax

and any other Act 511 Taxes, license fees or permits previously established or that may be established in the Year 2011.

DULY adopted by the Council of the Borough of Hollidaysburg this 9th day of December, 2010.

(s) John P. Stultz, Jr.

President of Council

ATTEST:

(s) Ann M. Andrews

Secretary

There being no objection to the motion, Resolution No. 2010-53 authorizing the collection of 511 Taxes was adopted, 5-0.

RESOLUTION NO. 2010-54 SETTING THE FEES & CHARGES FOR 2011

It was moved by Mr. McLanahan and seconded by Mr. Brenner to adopt Resolution No. 2010-54 setting the fees and charges for 2011.

**RESOLUTION NO. 2010-54
 ESTABLISHING A SCHEDULE OF FEES & CHARGES FOR 2011**

BE IT RESOLVED and it is hereby resolved by the Council of the Borough of Hollidaysburg, Blair County, Pennsylvania, that the following Schedule of Fees and Charges for the Borough of Hollidaysburg be adopted:

Administration:

- | | | |
|----|--|---|
| 1) | Photocopies
8-1/2 x 11 and smaller - single sided
8-1/2 x 11 and smaller - duplex
All other sizes | \$.25 per page
\$.40 per page (both sides)
\$.30 per page |
| 2) | Mileage Reimbursement for use
of Personal Auto | Current IRS Rate |

Business Licenses:

- | | |
|---|------------------|
| Pool Room License | 200.00 |
| Theaters License | 200.00 |
| Mechanical, Electrical & Electronic
Device License | 50.00/device |
| Transient Business License: | |
| One day | 150.00 |
| Thirty consecutive days | 200.00 |
| One year | 750.00 |
| Special Events (non-profit may be
exempt by Mayor) | 50.00/event |
| Second Hand Dealers | \$25.00 annually |

Fire Department Services

- | | |
|-------------------------|--|
| Structure Fires | Apparatus at \$150.00 for each piece
for the first 4 hrs + \$75.00 for each
portion of an hour after 4 hrs |
| Brush Fires | Apparatus at \$150.00 for each piece
for the first 4 hrs + \$75.00 for each
portion of an hour after 4 hrs |
| Motor Vehicle Incidents | Apparatus at \$150.00 for each piece
for the first 4 hrs + \$75.00 for each
portion of an hour after 4 hrs

Absorbents at \$35.00 per bag

Other disposal products at \$40.00
per box |

Motor Vehicles & Traffic:

Handicapped Parking Permit	60.00
Handicapped Parking Permit - Renewal	25.00
Transfer Handicapped Parking Permit	45.00
Handicapped Parking - Visitor Permit (one year duration)	25.00
Handicapped Parking - Visitor Permit Renewal (one year duration)	15.00 (in addition to owner renewal)
Handicapped Parking - Visitor Permit (temporary - 2 week duration)	2.00/each 2 weeks
Accident Reports	15.00
Initial Motor Vehicle Storage Permit	50.00
Annual Motor Storage Permit Renewal	25.00
Parking Meter Rates	6 minutes for (1) nickel 12 minutes for (1) dime 30 minutes for (1) quarter

Residential Permit Parking Fee Schedule:

- 1) Application for Determination of Eligibility and Establishment of Residential Permit Parking Blockface
 - a) Fee per household or dwelling unit (du) on affected blockface
(Fee must be paid for total of all du on the blockface) 60.00/du with a maximum of \$650.00
 - b) Refund if area determined to be ineligible 35.00/du
- 2) Residential Special Exception Parking Fees
 - a) Application fee if eligibility determination study is required \$350.00
 - b) Application fee if no eligibility determination study is required 100.00
- 3) Annual Permit Fees (per vehicle)
 - a) Permanent - Residential Parking District Permit - First time fee 75.00/vehicle
 - b) Permanent - Residential Parking District Permit - Annual renewal 40.00/vehicle
 - c) Visitor Permit (Residential Parking District only) - One year permit - 25.00/vehicle
 - d) Special Exception Residential Parking Permit \$75.00 +\$25.00 for each additional vehicle
 - e) Special Exception Parking Permit Renewal \$40.00/vehicle
 - f) Replacement of lost or stolen permanent or visitor permit 25.00/vehicle
 - g) Special Use - Temporary Permit (one day to two week duration) 5.00/two week period
 - h) Exempt vehicles - No permit required No fee

- | | | |
|-----|--|--|
| 4) | Parades | 25.00 (plus reimbursement of any labor & fringe benefit costs incurred) |
| 5) | Assemblages | 50.00 (plus reimbursement of any labor & fringe benefit costs incurred) |
| 6) | Street Closures | \$25.00 - The direct cost for all services provided by the Borough for preparation and cleanup for the event, and for all services provided during the event. Applicant will be required to deposit estimated fee prior to issuance of permit. Any unused funds will be returned to the applicant. |
| 7) | Walkathons: | |
| | Application fee: | 1-4 Intersections - \$25.00 |
| | Fee for intersection protection service: | 5-10 Intersections - \$100.00 |
| | | 10+ Intersections - \$300.00 |
| 8) | Public Safety Services | |
| | Fingerprinting | \$30.00 |
| 9) | Burning Permit - Clearing & Grubbing | \$150.00 |
| 10) | Outdoor Furnace Application | \$75.00 |

Park Rentals:

Chimney Rocks Park

	Resident	Non-Resident
Monday thru Friday		
All day rental	\$ 35.00	\$ 70.00
Half day (daylight - 3:00 p.m.)	25.00	50.00
Twilight (4:00 p.m. - dusk)	25.00	50.00
Saturday, Sunday & Holidays (all day)	50.00	100.00
Tent/Canopy Site	50.00	100.00
Cancellations -	Full refund, if cancelled 15 days prior to event	
Security Deposit	100.00	100.00
(Refunded if no damage)		

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Performance Pavilion

	Resident	Non-Resident
4 hour minimum 8 hour maximum	50.00	75.00
Clean up Deposit (Refunded if cleaned & no damage)	100.00	100.00

Canal Basin Park

	Resident	Non-Resident
Tea Room		
All day rental (weekday)	\$ 50.00	\$100.00
Half day	35.00	70.00
Twilight	35.00	70.00
Weekend (full day only)	75.00	125.00
Tent	75.00	125.00
Security Deposit	100.00	100.00

Shade Trees:

Tree Trimming Permit	No Charge
Tree Removal Permit	No Charge
Tree Removal Public Hearing	A) No Charge if applicant waits for semi-annual mtg. B) \$150.00 if applicant requests special hearing to be scheduled rather than wait for semi-annual meeting

Streets & Sidewalks:

Storm Sewer Connection	550.00
Street Cut Permits	50.00
Restoration Deposit Schedule:	
1st 5 sq. yds.	100.00
each part of sq. yd. thereafter	50.00/sy
Sidewalk/Curbing Permit	75.00
Driveway Permit	75.00
Repair/Replacement Sidewalk or Driveway	20.00
Street & Alley Closing Permit	10.00 + \$1.00 per day that street is closed + costs
Street or Alley Vacation Petition	250.00 (\$25 refunded to applicant if petition not approved & vacation ordinance not recorded)

Solid Waste:

Municipal Waste/Recycling Fee	20% of the total IRC Fee
Waste Container Permit (to place in right-of-way)	\$25.00

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Subdivision & Land Development:

Minor Subdivision Application Fee	\$ 1 5 0 . 0 0 + \$10.00/lot plus professional fees
Subdivision Application Fee	\$400.00 + \$10.00/lot plus professional fees
Other Non-commercial Land Development Application Fee	\$100.00 + \$10.00/ dwelling unit
Commercial/Industrial Application Fee	425.00 + prof fees
Professional Fees, including inspection	\$10.00 plus direct cost of services required (Deposit required based on estimated cost)
DEP Planning Module Review	\$250.00 + direct cost of any professional fees required

Floodplain Permits:

All Flood Plain Permits	25.00
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This fee is in addition to any other fees required for zoning, subdivision or land development.

Zoning:

1) Building Code Inspection Services in accordance with the PA Uniform Construction Code:

Residential Inspections & Plan Review:	As per the fee schedule attached hereto plus 15% administrative fee
Commercial Inspections & Plan Review:	As per the fee schedule attached hereto plus 15% administrative fee

2) Zoning Permit

a) Alteration to existing use or structure, excluding routine maintenance:

<u>Total Cost of Project</u>	<u>Permit Fee</u>
> \$5,000.00	\$20.00
≤ \$5,000.00	1% of total project cost

b) Addition to existing use or structure based on square feet of building alteration, including accessory use:

0 - 100	\$30.00
101 - 500	50.00 plus \$.10/sq. ft.
501 - 2,500	100.00 plus \$.10/sq. ft.
2,500+	150.00 plus \$.10/sq. ft.

c) New use or structure, based on square feet of building:

0 - 100	\$30.00
101 - 500	50.00 plus \$.10/sq. ft.
501 - 2,500	100.00 plus \$.10/sq. ft.
2,501+	150.00 plus \$.10/sq. ft.

d) New use or addition with no structure, based on square feet of lot coverage:

Less than 5,000 s.f.	250.00
5,000 s.f. and above	500.00

2) Zoning Permit - Change of use (no building construction or alteration)

a) All Uses \$35.00

3) Zoning Permit - Accessory uses (new or alteration)

a) Signs, permanent

Residential

Less than 10 sq. ft.	\$25
10 sq. ft. to 32 sq. ft.	\$25 + \$1.00/sq. ft.
Over 32 sq. ft.	\$25 + 1.25/sq. ft.

Commercial & Business Identification

1) Business Identification Signs

40 sq. ft. or less	\$25 + \$1.00/sq. ft.
More than 40 sq. ft.	\$25 + \$1.50/sq. ft.

2) Industrial Districts

All permitted types \$50 + \$2.00/sq. ft.

b)	Signs, temporary All sizes, types (limited to 30 day - special event) (Non-profit organizations)	\$100.00 (per 30 day period - not to exceed 4) N/C
c)	Fences	\$35.00
d)	Permits for repairs and replacements (including sidewalks and driveways, excluding painting)	\$20.00
e)	Swimming Pools	\$25.00
4) Demolition Permit		
	Less than or equal to 500 sq. ft. - \$50.00 plus reimbursement of any costs incurred for special engineering reviews, inspections, legal assistance, etc. Applicant would deposit estimated fee prior to issuance of permit; any unused funds would be returned to applicant.	
	Greater than 500 sq. ft. - \$150.00 plus reimbursement of any costs incurred for special engineering reviews, inspections, legal assistance, etc. Applicant would deposit estimated fee prior to issuance of permit; any unused funds would be returned to applicant.	
	Water/Sewer Tap Abandonment (if applicable) - Labor costs + material + 10% administrative fee for taps not abandoned at curb by the applicant or the demolition contractor.	
5) Conditional Use Review		
	\$600.00 plus reimbursement of any costs incurred for special engineering reviews, inspections, legal assistance, etc. Applicant would deposit estimated fee prior to issuance of permit; any unused funds would be returned to applicant.	
6)	Certificate of Appropriateness	\$20.00
7) Occupancy Permit		
a)	All uses, no site visit	\$30.00
b)	First site visit, if required	\$50.00
c)	All uses, subsequent visits	\$30.00/visit

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|-----|--|------------------|
| 8) | Zoning Hearing Board Appeals | \$650.00 + costs |
| 9) | Zoning Amendment Requests | |
| | \$600.00 filing fee to be refunded if request not accepted for consideration (i.e. public hearing) by Council. | |
| 10) | Special Exception | |
| | \$600.00 plus reimbursement of any costs incurred for special engineering reviews, inspections, legal assistance, etc. Applicant would deposit estimated fee prior to issuance of permit; any unused funds would be returned to applicant. | |
| 11) | Sexually Oriented Business | \$1,000.00 |

Miscellaneous Fees:

- | | | |
|----|---|----------------------------|
| a) | Zoning Code | \$ 25.00 |
| b) | Zoning Map | 10.00 |
| c) | Street map (1" = 400') | 10.00 |
| d) | Street map (all others) | 5.00 |
| e) | Sub-Division Code | 15.00 |
| f) | Recycling Bins | 5.00 |
| g) | Used Fire Hydrants | 35.00 |
| h) | Used Parking Meters | 25.00 |
| i) | Used Street Identification Signs | 25.00 |
| j) | Used Water Meters (for ornamental purposes only - not for metering consumption) | 35.00 |
| k) | Sale of Gasoline to non-profits(Fire & Ambulance) | Rate in effect at the time |
| l) | Return check fee | 25.00 |
| m) | Provision of Water Meter Readings to Municipalities | 1.55/customer/event |

EQUIPMENT RATES

<u>Equipment No.</u>	<u>Equipment Name</u>	<u>Rate</u>	<u>Rate w/operator or Driver</u>
T- 1	1997 Ford Ranger,4WD	22.32	50.16
T -2	2006 Ford F150 Super Cab Pickup (4x4)	22.63	50.47
T- 3	2002 F350 Truck Utility Tool (Equip Truck)	27.56	55.40
T- 4	2006 Ford F550 Dump	47.25	75.09
T- 5	1995 Ford F-800 Dump (5-Ton)	54.46	82.30
T- 6	1997 Ford F-350 Dump (1-Ton)	32.53	60.37
T- 7	1997 Ford F-350 Dump (1-Ton)	32.53	60.37
T- 8	1988 Ingersol Air Compressor	20.41	48.25
T- 9	2005 Peterbilt Dump Truck (10 ton)	78.75	106.59
T-10	1997 Ford 450 Bucket Truck ¹	20.41	48.25
T-11	2006 International Dump Truck (10 ton)	78.75	106.59
T-12	Leaf Machine ¹	30.70	86.38
T-13	1994 Aquatech SJR 1500 Sewer Jet ¹ (Sanitary Sewer)	96.36	157.62
T-14	1999 Ford F-550 Dump (4-Ton)	58.43	86.27
T-16	2005Tymco Street Sweeper	91.78	119.62
T-17	2004 John Deere 410G 4WD Backhoe ²	51.16	81.78
T-18	1999 Case Backhoe ²	55.13	85.76
T-19	John Deere 450 Dozer ²	48.29	78.92
T-20	2008 Case Skid Steer Loader (Optional Equip: forks, snowblower, mower, backhoe)	44.27	72.11
T-21	2006 Ford F350 Utility/Dump Truck	32.53	60.37
T-22	1997 Chevy Blazer Meter Reader	27.73	55.57
T-23	2007 Ford 250 Van, w/camera insp. equip. (Sanitary Sewer)	88.47	149.73
T-24	2002 F250 Pickup	33.41	61.25
T-25	2003 Ford Explorer (WWTP)	30.87	58.71
T-27	1995 Ford F250 3/4 Ton Utility Dump Truck	27.73	55.57
T-28	2007 Ford Explorer (WWTP)		
	Concrete Saw	6.34	34.18
	Generator	21.39	49.23
	2" Pump	6.34	N/A
	3" Pump	9.04	N/A
	4" Pump w/trailer	12.68	40.52
	Tamper	7.55	35.39
	Wacker	7.55	35.39
	Cement Mixer (1 yard)	15.05	42.89
	Pipe Saw	23.15	50.99
	Trailer -Small	6.34	N/A
	Equipment Trailer - Low Boy	12.68	N/A
	Miscellaneous Small Equipment	6.34	N/A
	1.0 cu. yd. Spreader (2)	5.51	N/A
	5.0 cu. Yd. Spreader	12.08	N/A
	Chain Saw	9.04	36.88

¹Sewer Jet, Bucket Truck and Leaf Machine each require a crew of two. Sewer jet and Sewer Rodder require WWT Technician I and WWT Technician II.

²JD 410G and Case Backhoes and JD 450 Dozer require Class A Operator which is a higher rate class than a driver or standard operator.

NOTE: Average Operator rate of \$24.12 $([25.31+ 23.59+ 23.45]/3)$ used for operator/driver rate calculation, except for equipment requiring Class A Operator, as noted. WWTP vehicles based on WWTP personnel rates. Meter reader truck based on meter reader rates.

NOTE: 10% Administration/Processing Fee added for all charges for reimbursement.

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LABOR RATES

<u>Classification</u>	<u>Regular Rate</u> ¹	<u>Overtime Rate</u>
Class A Operator	\$36.89	\$46.87
Class B Operator	33.92	43.87
Class C Operator	33.31	42.98
WWTP Operator	38.72	49.61
WWTP Technician I	36.89	46.83
WWTP Technician II	30.63	40.12
Park Maintenance Coordinator	32.45	41.20
Seasonal Laborer/Parks Laborer	8.55	14.55
Meter Reader	27.84	36.40
Clerk Class I	29.33	38.36
Accounting Clerk	23.33	30.32
Administrative Clerk	23.64	31.01
Custodian (Facilities Coordinator)	30.47	38.51
Police Officer	46.30	60.08
Seasonal Clerk/Temporary Help	12.80	18.75
Public Safety Clerk	21.58	28.24
Other	(Rate of Pay Plus Benefits, as set by salary schedule)	

¹Regular rate **includes fringe benefits and FICA**. Regular rate for each class is the average rate of all employees in that classification.

RESOLVED by the Council of the Borough of Hollidaysburg this 9th day of December, 2010.

2010.

(s) John P. Stultz, Jr.

President of Council

ATTEST:

(s) Ann M. Andrews

Secretary

There being no objection to the motion, Resolution No. 2010-54 setting the fees and charges for 2011 was adopted, 5-0.

RESOLUTION NO. 2010-55 APPOINTING THE HOLLIDAYSBURG AREA SCHOOL DISTRICT AS EARNED INCOME TAX COLLECTOR FOR 2011 AND DELINQUENT EARNED INCOME TAX COLLECTOR

It was moved by Mr. Brenner and seconded by Mr. Baranik to adopt Resolution No. 2010-55.

RESOLUTION NO. 2010-55

A RESOLUTION APPOINTING AN EARNED INCOME TAX COLLECTOR FOR THE BOROUGH OF HOLLIDAYSBURG

WHEREAS, the Borough of Hollidaysburg, acting by and through its Council, has levied a tax on earned income of persons residing within the Borough pursuant to the authority of Act 511 of 1965; and

WHEREAS, said tax was established by Ordinance No. 445 of the Borough of Hollidaysburg on November 4, 1966; and

WHEREAS, the Borough has levied said tax at a rate of one-half of one percent on the wages, salaries, commissions and other earned income of persons subject to the said tax for purposes of defraying the general expenses of the Borough; and

WHEREAS, the Borough must designate a Receiver of Taxes for the purpose of collecting said Earned Income Tax; and

WHEREAS, the Borough and the Hollidaysburg Area School District have previously entered into an agreement designating the Hollidaysburg Area School District as the Earned Income Tax Collector for the Borough of Hollidaysburg.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE BOROUGH OF HOLLIDAYSBURG, Blair County Pennsylvania, that the Hollidaysburg Area School District is hereby appointed as the Receiver of Taxes for the Year 2011 for the Borough of Hollidaysburg Earned Income Tax, as set forth in Act 511 of 1965, and Ordinance No. 445 of the Borough of Hollidaysburg for the purpose of collecting and receiving said tax.

BE IT FURTHER RESOLVED that the duly appointed Receiver of Taxes shall furnish to the Borough of Hollidaysburg, a bond for the faithful performance of the duties as enumerated in Ordinance No. 445 of the Borough of Hollidaysburg. Said bond shall be with surety or sureties approved by the Borough in an amount equal to at least twenty-five percent (25%) of the estimated Earned Income Tax received under authority of this Resolution and Act 511 of 1965 and Ordinance No. 445 of the Borough of Hollidaysburg.

BE IT FURTHER RESOLVED that the Receiver of Taxes is hereby authorized and appointed to collect all delinquent Earned Income Taxes for the Borough of Hollidaysburg.

BE IT FURTHER RESOLVED that the Receiver of Taxes shall be paid a fee of 3.5 percent of all current Earned Income Taxes and all delinquent Earned Income Taxes.

DULY adopted by the Council of the Borough of Hollidaysburg this 9th day of December, 2010.

(s) John P. Stultz, Jr.

President of Council

ATTEST:

(s) Ann M. Andrews

Secretary

There being no objection to the motion, Resolution No. 2010-55 appointing the Hollidaysburg Area School District as Earned Income Tax Collector for 2011 and Delinquent Earned Income Tax Collector was adopted, 5-0.

GARBAGE HAULING

Mr. Schroyer reported that quotes for garbage hauling had been received from Burgmeier, Paul Kane and Ken Wertz. Based upon review of the quotes, staff was recommending that Paul Kane Trash Removal be awarded a contract for garbage hauling for the Borough Building, the Fire Hall, Public Works and the trash receptacles along Allegheny Street.

It was moved by Mr. McLanahan and seconded by Mr. Brenner to appoint Paul Kane Trash Removal to provide refuse pickup services for the Borough of Hollidaysburg. Motion carried, 5-0.

The following items were presented under **New Business**.

**RESOLUTION NO. 2010-56 - A RESOLUTION APPROVING
 APPOINTMENTS/REAPPOINTMENTS TO BOARDS & COMMISSIONS**

Mr. Schroyer stated that the Borough has wonderful volunteers and it would be his recommendation that the Council consider the adoption of Resolution No. 2010-56.

It was moved by Mr. McLanahan and seconded by Mr. Brenner to adopt Resolution No. 2010-56 approving new appointments/reappointments to the various boards and commissions.

**RESOLUTION NO. 2010-56
 APPOINTMENTS TO BOARDS & COMMISSIONS**

BE IT RESOLVED by the Council of the Borough of Hollidaysburg, Blair County, Pennsylvania, that the following appointments of various boards, commissions and offices for the Borough of Hollidaysburg are approved:

BOARD/COMMISSION			TERM EXPIRES
Borough Authority	James A. Faber	5 years	12-31-15
Sewer Authority	Yoga Rajakone	5 years	12-31-15
Zoning Hearing Board	Larry Daugherty	3 years	12-31-13
Shade Tree Commission	Joel Koss	5 years	12-31-15
Civil Service Commission	James R. Huff, II	6 years	12-31-16
Planning Commission	Mark Shawley	4 years	12-31-14
Education Agency	Ann M. Andrews	3 years	12-31-13
Intermunicipal Relations	Mark G. Schroyer	1 year	12-31-11
	John W. Brenner	1 year	12-31-11
HARB	Ethan Imhoff	3 years	12-31-13
	Jeffrey Decker	3 years	12-31-13
	Dave Macharola	3 years	12-31-13
HPC	Ethan Imhoff	3 years	12-31-13
	Jeffrey Decker	3 years	12-31-13
	Dave Macharola	3 years	12-31-13

Hollidaysburg Area Rec	John W. Brenner	1 year	12-31-11
Police Pension Committee	Amy Webster Sill	1 year	12-21-11
Vacancy Board	DeAnna Brown	1 year	12-31-11

DULY adopted by the Council of the Borough of Hollidaysburg this 9th day of December, 2010.

(s) John P. Stultz, Jr.

President of Council

ATTEST:

(s) Ann M. Andrews

Secretary

There being no objection to the motion, Resolution No. 2010-56 appointing new appointments/reappointments to the various boards and commissions was adopted, 5-0.

RESOLUTION NO. 2010-57 - ESTABLISHING 2011 MEETING DATES

It was moved by Mr. Burket and seconded by Mr. Brenner to establish the second Thursday of every month for Council meetings. The meeting times remained 7:00 p.m.

RESOLUTION NO. 2010-57

A RESOLUTION ESTABLISHING 2011 MEETING DATES

BE IT RESOLVED by the Council of the Borough of Hollidaysburg, Blair County, Pennsylvania, that the following dates shall be established as Council Meeting dates for the Year 2011:

January 13	July 14
February 10	August 11
March 10	September 8
April 14	October 13
May 12	November 10
June 9	December 8

DULY adopted by the Council of the Borough of Hollidaysburg this 9th day of December, 2010.

(s) John P. Stultz, Jr.

President of Council

ATTEST:

(s) Ann M. Andrews

Secretary

There being no objection to the motion, Resolution No. 2010-57 establishing the 2011 meeting dates was adopted, 5-0.

APPOINT SOLICITOR/LAW FIRM

Mr. Schroyer stated that he had solicited proposals for 2011 for law firms. The request was published in the *Altoona Mirror* and staff sent out mailings. He stated that he is not looking for a motion tonight, but wanted to know Council's pleasure or if they wanted to interview the candidates. Mr. Baranik suggested putting something in the PSAB Magazine. He expressed concern about a potential conflict with the firms representing other municipalities and thought a firm from the State College area might lessen the chance of a conflict.

Mr. Schroyer stated that by using a local solicitor, there could possibly be a conflict, but he also stated that Council would like to support its local attorneys.

Vice President Pompa stated that someone from out of the area, such as in State College, the Borough would be paying mileage. Mr. McLanahan questioned whether there would be any chance in negotiating on the hourly rate with one of the firms.

Mr. Schroyer stated that if Council did not wish to choose one of the five (5) firms who submitted quotes, staff would have to re-advertise, but if Council was to choose a firm on the list, staff could see if there was any room for negotiation on the hourly rate.

Mr. Baranik stated that the current solicitor does a great job, but just felt Council should keep its options open.

Mr. McLanahan stated that Evey, Black has done a great job and moved to reappoint Evey Black Law Firm as the Borough Solicitor for another year and to see if they would be willing to negotiate the hourly rate. This was seconded by Mr. Brenner. Vice President Pompa called for a vote. Council members McLanahan, Brenner and Pompa voted in favor of the motion with Council members Burket and Baranik voting nay. Motion carried 3-2 to appoint Evey Black Law Firm as Borough Solicitor for the year 2011.

HIRE PART TIME PUBLIC SAFETY CLERK

Mr. Schroyer stated he was recommending that Ellen Miller be hired as a part time Public Safety Clerk on an “as needed” basis. This was moved by Mr. McLanahan and seconded by Mr. Brenner. There being no objection, motion carried 5-0.

**DISCUSSION - DANGEROUS STRUCTURE INVESTIGATIONS -
521 PINE STREET AND 401 HICKORY STREET**

Mr. Imhoff stated that during late summer he had received complaints about 521 Pine and 401 Hickory Street. Both property owners had been notified of the code violations, but to date neither property owner has taken any corrective action.

Mr. Imhoff further stated that the property at 521 Pine Street is not secured from outside entry and there is also an unsecured and dilapidated shed at the rear of the property. The property at 401 Hickory Street is using the residential dwelling to store materials for a contracting business and may possibly be storing combustible building materials on the site.

Mr. Burket stated that he visited 401 Hickory Street and saw nothing flammable in the basement. Mr. Imhoff was requesting approval from Council to begin a formal code enforcement proceeding against both properties.

It was moved by Mr. Brenner and seconded by Mr. McLanahan to direct staff to proceed with the investigation against both properties. Motion carried, 5-0.

There being nothing further to come before Council, Vice President Pompa adjourned the meeting at 8:23 p.m.