

**HOLLIDAYSBURG BOROUGH COUNCIL MEETING  
HELD IN THE COUNCIL CHAMBERS OF THE MUNICIPAL BUILDING  
THURSDAY, FEBRUARY 10, 2011, AT 7:00 P.M.**

The meeting was called to order at 7:00 p.m. by President John P. Stultz, Jr., who presided. Present: Council members Harold D. Burket, John W. Brenner, Michael W. McLanahan and Amy Webster Sill. Also present: Borough Manager Mark G. Schroyer, Acting Mayor Joseph A. Pompa, Solicitor Nathan W. Karn, Sr., Community Development Director Ethan Imhoff, Finance Director James Gehret, Chief Jeffrey J. Ketner, Main Street Manager Jamie Baser, Assistant Director of Wastewater Operations/Pretreatment Coordinator Frank Hicks, Jr., and Jr. Council Member Lindsay Sill. Absent: Council member Timothy M. Baranik, Mayor Joseph R. Dodson and Borough Secretary Ann M. Andrews.

President Stultz 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.

President Stultz announced that Council member Tim Baranik and Borough Secretary Ann Andrews were both absent due to illness.

It was moved by Mr. McLanahan and seconded by Mr. Brenner to approve the Minutes from the January 13, 2011, meeting. There being no objection, motion carried, 5-0.

**Staff Reports and Special Business** was presented.

President Stultz called on Community Development Director Ethan Imhoff for an update on a dangerous structure. Mr. Imhoff reported that the owner of 401 Hickory Street was notified regarding the materials being stored on the property and the business operations. Mr. Imhoff stated that the owner has cleaned up the materials on the outside of the property and he has sixty (60) days to cease the business use. Council will be kept apprised of the progress.

President Stultz announced that the Zoning and Building Permit Report was included in the packet for Council's information as well as the Annual Reports from the HARB/HPC and the Planning Commission.

Borough Manager Mark Schroyer was recognized for any report.

Mr. Schroyer reported on the following:

- March 2<sup>nd</sup> will be the first bargaining session meeting with the Police
- The double line painting in Holliday Hills requested by Mr. Baranik at the last meeting can be done, in house, when weather permits
- The 175<sup>th</sup> Anniversary Meeting was held Wednesday evening and was very productive with many volunteers present. Working on sponsorships, etc. Thanked Historic Hollidaysburg for \$250 donation.
- Regarding Marcellus Shale drilling, the Borough will not be affected, but the Borough Authority does have property that could impact the area. The Borough was notified by Cambria County that a workshop will be held on February 17<sup>th</sup>.

Main Street Manager Jamie Baser presented the following report:

- The Hollidaysburg Community Partnership Board of Directors tripled membership rates in a effort to defray the \$10,000 contribution to the Borough.
- The Design Committee received a total of eight (8) applications for facade improvements. A Facade Grant in the amount of \$30,000 was received from the Department of Community & Economic Development (DCED) and is to be used as a matching grant for businesses located in the 100-500 blocks of Allegheny Street who wish to make repairs to their facades. The businesses would be reimbursed one-half of the cost of the project up to \$10,000 or \$5,000 maximum. Since it was difficult for the Design Committee to choose which applicants should receive the grant, the Committee decided to split the grant among all the eight (8) applicants.

Mr. Schroyer reported that the Bradford Pear trees would be removed on the 300-500 blocks of Allegheny Street and replaced with a species approved by the Shade Tree Commission.

In the absence of Mayor Joseph Dodson who was away for the month of February, President Stultz recognized acting Mayor Joseph Pompa for any report. Mr. Pompa had no report at this time.

President Stultz called upon Jr. Council member Lindsay Sill for any report. Miss Sill suggested the newsletter be placed on line. There was also discussion regarding the Montgomery Street sidewalk.

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

Mrs. Webster Sill mentioned that the Planning Committee should meet. Mr. Schroyer and Mr. Imhoff will discuss this and report back to Council on tentative dates.

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

Mr. Schroyer presented **Consent Agenda Items 10.a thru d**.

- a) Approve Bill List 2
- b) Approve Bedford Street Pay Estimate No. 2 & Change Orders Nos. 1 & 2
- c) Approve Contract for Preventative Maintenance - Emergency Generator
- d) Approve Accu-Weather Contract

Discussion was held regarding the Accu-Weather Contract and the need to renew it in light of text messaging, e-mails, etc. Mr. Schroyer stated that Public Works found the weather advisories very useful but if Council did not wish to renew the contract, he would contact Accu-Weather and ask them to provide a pro-rated contract.

It was moved by Mrs. Webster Sill and seconded by Mr. Brenner to approve Consent Agenda Items as presented above with the exception of the Accu-Weather Contract. Motion carried 5-0.

**Consent Agenda Item e - Solicitor Contract** was discussed. Mr. Schroyer stated in December, Evey Black Law Firm was retained as Borough Solicitor fo the year 2011. Since that time, a contract has been prepared for Council's approval and execution.

It was moved by Mr. Brenner and seconded by Mr. McLanahan to approve the contract between the Borough and Evey Black Law Firm. Those in favor: Mr. Brenner, Mr. McLanahan and President Stultz. Those opposed: Mrs. Webster Sill and Mr. Burket. Motion carried, 3-2.

**Consent Agenda Item f - Engineering Contract** was discussed. Mr. Schroyer stated that he had received an Engineering Contract from Stiffler, McGraw & Associates (SM&A) for the year 2011. He further stated SM&A has increased their fees by six percent (6%) from 2009 to 2011.

Following discussion, it was moved by Mr. McLanahan and seconded by Mr. Brenner to execute the contract with SM&A for Engineering Services. Those in favor: Mr. Brenner, Mr. McLanahan and President Stultz. Those opposed: Mrs. Webster Sill and Mr. Burket. Motion carried, 3-2. Mr. Schroyer will contact SM&A to see if they would be willing to renegotiate the proposed fees.

**Consent Agenda g - Certificates of Appropriateness.** It was moved by Mr. Brenner and seconded by Mr. Burket to approve the Certificate of Appropriateness for business signage for 509 Allegheny Street. There being no objection, motion carried 5-0.

The following **Unfinished Business** was presented.

### **HOLLIDAYSBURG AREA RECREATION COMMISSION REPORT**

Council member Brenner gave a reported and provided a spreadsheet on the financials of the Hollidaysburg Area Recreation Commission (HARC) and the number of residents served. It was Mr. Brenner's recommendation that the Borough fund the HARC for the year 2011.

A motion was made by Mr. McLanahan and seconded by Mr. Burket to continue funding the HARC for the year 2011. There being no objection, motion carried 5-0.

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

**RESOLUTION NO. 2011-7 HIRING DONALD SMITHMYER TO THE POSITION OF FULL TIME PUBLIC SAFETY CLERK**

Mr. Schroyer stated that a vacancy was created for a full time Public Safety Clerk when Donald Smith was awarded the position of Tech 1 at the Wastewater Treatment Plant. The job was posted and part time Public Safety Clerk Donald Smithmyer applied for and was awarded the position. Council was asked to adopt Resolution No. 2011-7 hiring Mr. Smithmyer as full time Public Safety Clerk effective January 24, 2011.

It was moved by Mrs. Webster Sill and seconded by Mr. Brenner to adopt Resolution No. 2011-7 hiring Donald Smithmyer as full time Public Safety Clerk.

**RESOLUTION NO. 2011-7**

**HIRING DONALD SMITHMYER AS FULL TIME PUBLIC SAFETY CLERK**

**BE IT RESOLVED** by the Council of the Borough of Hollidaysburg, Blair County, Pennsylvania, that Donald Smithmyer is hereby hired as a full time Public Safety Clerk in the Hollidaysburg Police Department effective January 24, 2011.

**DULY** adopted by the Council of the Borough of Hollidaysburg this 10<sup>th</sup> day of February, 2011.

**(s) John P. Stultz, Jr.**

\_\_\_\_\_  
President of Council

ATTEST:

**(s) Ann M. Andrews**

\_\_\_\_\_  
Secretary

There being no objection to the motion, Resolution No. 2011-7 hiring Donald Smithmyer to the position of full time Public Safety Clerk effective January 24, 2011 was unanimously adopted, 5-0.

### **DISCUSSION - AMENDING PRETREATMENT ORDINANCE NO. 737**

At this time, Mr. Schroyer introduced Frank Hicks, Jr., Assistant Director of Wastewater Operations/Pretreatment Coordinator to present information on amending the Pretreatment Ordinance. Mr. Hicks stated that pretreatment standards have been in place since 1996 and in 2005 EPA developed some improvements to the model ordinance which each municipality having a pretreatment program was to adopt. At the time, EPA advised the Borough/Hollidaysburg Sewer Authority to hold off on streamlining revisions to its pretreatment ordinance until the new NPDES Permit was issued to the Borough/Sewer Authority. The new NPDES Permit has now been issued by EPA and the Borough/Sewer Authority is required to adopt the revisions. Mr. Hicks further stated that the amended ordinance has been reviewed by the Borough Solicitor and EPA and the Borough must now move forward on adopting the amendments to its pretreatment ordinance. Due to the number of proposed changes required by EPA, staff decided that it would be in the Borough's best interest to adopt a new pretreatment ordinance rather than amending Ordinance No. 737.

It was moved by Mr. Brenner and seconded by Mrs. Webster Sill to authorize staff to advertise the ordinance for adoption. Motion carried, 5-0.

### **DISCUSSION - PERMITTED PARKING REQUIREMENTS**

Mr. Schroyer stated that Council member Burket asked to have permitted parking discussed and called on Mr. Imhoff to summarize the current ordinance. Mr. Imhoff stated that a study had been conducted in 1999 with respect to residential parking in the area of the Court House. In order to qualify for residential permitted parking, the block had to have 75% of its parking spaces taken up during the time being examined with 25% of the vehicles having to be non-resident vehicles. Mr. Imhoff highlighted the current ordinance and answered questions. He stated that Council could extend permitted parking outside of the parking district, but the ordinance would have to be amended.

Discussion followed. Council will go on line and review the current ordinance and guidelines and perhaps consider amending the ordinance to allow Council to create a permitted parking space on an as needed basis if the person was landlocked or did not have any off street parking. Staff was asked to contact the Commissioners to discuss leasing spaces in the County parking garage.

**DISCUSSION - BOROUGH'S WEBSITE, E-MAILING PACKETS, TOWN CRIER,  
MINUTES, COUNCIL MEMBER LINK**

President Stultz called on Mrs. Webster Sill to discuss this item. Mrs. Webster Sill stated that she had requested information from Finance Director Jim Gehret regarding costs of manpower and materials for Council meetings, Planning, HARB, etc. to see if it would not be more cost effective/feasible to e-mail packets to the various boards and commissions. Based on the massive amount of information requested, Mrs. Webster Sill suggested this be tabled until the information from Mr. Gehret can be obtained.. Following discussion, this item was tabled.

Borough Manager Schroyer reported that the Borough Minutes are now on line.

There being no further business to come before Council, President Stultz adjourned the meeting at 8:40 p.m.