

BOROUGH COUNCIL MEETING MINUTES
THURSDAY, MARCH 10, 2011
7:00 PM COUNCIL CHAMBERS

This meeting was called to order at 7:00 PM by Council President John P. Stultz, Jr. A quorum was present including Joseph Pompa, John Brenner, Attorney Amy Webster Sill, Michael McLanahan, Timothy Baranik, and Harold Burket. Mayor Dodson, Borough Manager Mark Schroyer, Director of Community Development Ethan Imhoff, and Jim Gehret, Director of Finance were there as well. Borough Secretary Ann Andrews was absent. Patti Duron was there to record the minutes.

President Stultz opened the meeting with the Pledge of Allegiance and a moment of silence.

The Minutes, dated February 10, 2011, were presented for review with a motion made by Mr. Pompa and seconded by Mr. McLanahan to approve them. All were in favor.

President Stultz announced that there were no Public Hearings at this time.

President Stultz acknowledged Mayor Dodson to present a certificate to Mr. Joseph Burger, former Shade Tree Commissioner, in honor of his years of dedication and service to the Borough in that capacity. Mr. Burger was there to accept the award. Mayor Dodson announced that there will be a tree planting ceremony for Arbor Day when Mr. Burger will be honored further with a proclamation from the Mayor and also the trees being planted in his name.

Finance Director Jim Gehret presented a financial report. He reported that the HCP had made their first quarterly payment, that the auditors from Young, Oakes and Brown had been working with him during this week, and that their audit report would follow soon.

Mr. Imhoff indicated that a list of the zoning and building permits issued was included for Council's review.

Main Street Manager Jamie Baser reported that she was continuing work on a membership drive. She had visited several service clubs and organizations to gather members and volunteers. Presently, she is updating the Partnership's website to allow the members to pay with a credit card and also to allow participants, for races, etc., to register online. Ms. Baser also indicated that she had been at a PA Downtown Center Training for two days in Harrisburg and needs to complete two more training sessions to be certified. In two weeks, she will be traveling again for a statewide meeting and a member of the HCP Board will be accompanying her.

President Stultz requested an update from Mark Schroyer on the removal of the trees from the downtown of the Borough. Mr. Schroyer reported that the tree removal had taken place at the recommendation of the Shade Tree Commission and that the new trees should be planted in April and May of this year. The trees will be purchased from a General Fund allocation.

The Shade Tree Commission is to meet on Monday, March 14th at 3:00 PM and more information will follow about the type of new trees to be planted in that area. He announced that the business owners are invited to attend that meeting to offer their input. The former trees' stumps will need to be removed prior to the planting.

President Stultz acknowledged Mayor Dodson for his report. The Mayor acknowledged the police department, the fire department and the ambulance services for their dedication and work. He reported that he is soliciting donations with Council's support for the upcoming 175th Anniversary Celebration for the Borough.

Borough Manager Schroyer gave a report on the parks. He indicated that he had refused a request by the Tea Party to hold a rally in the downtown area. He also reported on the dams. Mr. Schroyer reported that he had a meeting with representatives of the Mending Hearts Animal Rescue and was seeking Council's permission to pursue a business agreement with the group on behalf of the Borough. It was the consensus of Council at that time that Mr. Schroyer should proceed.

There was no Junior Council report from Junior Councilwoman Lindsay Sill in lieu of the introduction of new Junior Councilman Daniel Harshberger. President Stultz introduced Daniel and Mayor Dodson administered the Oath of Office.

There were no Public Comments.

Under the area of Open Agenda, Harold Burket acknowledged and thanked Manager Mark Schroyer for his meeting with the representatives of Mending Hearts Animal Rescue. John Brenner reported that the HARC had dissolved due to budget constraints and that operations would cease at the end of this April. He thanked Council for their support. Mayor Dodson spoke again of his campaign for donations and read a letter from a recent contributor. He announced that the next committee meeting for the celebration would be on March 30th at 5:00 PM. There were no further comments from Council for Open Agenda.

At this time, President Stultz acknowledged Manager Mark Schroyer for the Consent Agenda. Mr. Schroyer presented Bill List 3 for payment in the amount of \$484,435.58. It was the consensus of Council that Harold Burket should be the voting delegate to the PSAB Annual Business Meeting and that the alternate should be Mayor Dodson. There were two items for the Bedford Street Bridge Project, a pay estimate no. 3 and also a change order no. 3. Mr. Imhoff reported on the TreeVitalize Grant that awards \$3,100 for the planting of trees at the 900 and 1000 blocks of Holiday Hills Drive. The low bid of \$2,465 was included in the Consent Agenda for Council's approval. Mr. Imhoff presented the six recommendations from the HARB for the granting of COAs from the March 3rd meeting of the HARB.

RESOLUTION NO. 2011-8
A RESOLUTION APPROVING CONSENT AGENDA

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

- 1) Bill List No. 3 dated March 10, 2011, authorizes payment of expenses totaling \$484,435.58 consisting of accounts payable and owing the Borough of Hollidaysburg from duly appropriated monies, is hereby approved.
- 2) Harold D. Burket is hereby designated as the Voting Delegate representing the Borough of Hollidaysburg at the Annual Convention of the Pennsylvania State Association of Boroughs to be held at the Hershey Lodge from April 10-13, 2011, and Mayor Joseph Dodson is designated as the Alternate.
- 3) Payments and change orders in connection with the Bedford Street Bridge Project are hereby approved, as follows:
 - a) Pay Estimate No. 3 for DeLozier Construction - \$39,453.77
 - b) Change Order No. 3 for DeLozier Construction - \$1,727.65 (additional sewer pipe found to be defective)
- 4) Eisler Nurseries of Prospect, PA is hereby awarded the bid for the purchase of trees in connection with the Department of Conservation & Natural Resources (DCNR) Tree Vitalize Program in the amount of \$2,465.00.
- 5) The following Certificates of Appropriateness are hereby approved and the Zoning Officer is authorized to issue a Certificate of Appropriateness:
 - a) 315 Allegheny St - window repair
 - b) 420 Allegheny St - porch column repair, soffit & window repair
 - c) 412-416 Allegheny St - front porch & shutter repairs
 - d) 309 Allegheny St - exterior repairs
 - e) 306 Allegheny St - window repair & door replacement
 - f) 324-26 Allegheny St - window repair

DULY adopted by the Council of the Borough of Hollidaysburg this 10th day of March, 2011.

John P. Stultz, Jr., President

ATTEST:

Ann M. Andrews, Secretary
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At this time, a motion was made by Michael McLanahan to recommend approval of Resolution No. 2011-8 approving the Consent Agenda. This motion was seconded by Harold Burket and all were in favor, motion carried, 7-0.

Under Unfinished Business, President Stultz introduced Ordinance No. 851, adopting pretreatment rules/guidelines. President Stultz advised Council that a roll call vote was necessary for this item. Attorney Sill made a motion that Council should adopt Ordinance No. 851. This motion was then seconded by Mr. Pompa. Roll call vote:

Attorney Sill	Yes
Mr. Pompa	Yes
Mr. Burket	Yes
Mr. Baranik	Yes
Mr. McLanahan	Yes
Mr. Brenner	Yes
President Stultz	Yes

The motion carried with a unanimous roll call vote.

At this time, Council moved to discussion of the Borough's newsletter under unfinished business. A motion to remove this item from the table was made by Mr. McLanahan and seconded by Mr. Pompa. All were in favor. Mr. Gehret had included in Council's packet, a table that outlined costs for time spent, paper, and postage for the preparation of meeting agenda packets and the municipal newsletter. Following his report and discussion, Attorney Sill made a motion that:

Beginning in January 2012, *The Town Crier*, shall be available exclusively online. To prepare for this change, in each remaining issue of the 2011 newsletter, a notice shall appear, prominently displayed in *The Town Crier*, advising residents of the change, and inviting interested parties to submit an email address to the Borough so that they will be notified that of each new publication of the electronic issues of the newsletters. Further, the Borough may continue to print a small number of newsletters for a limited period of time to be made available to certain locations, such as nursing homes, senior living centers, and the library. The distribution of this limited number of printed copies shall be made by hand delivery, shall be based upon actual usage at the community locations, and shall be eventually discontinued entirely.

This motion was then seconded by Mr. Baranik. At that time, Mr. Brenner asked for an amendment to the motion to include: *the residents shall be surveyed as to what locations they would care to have printed copies available to them.* Attorney Sill was in agreement to this amendment, and all those members present voted in favor. Motion carried, 7-0.

Under New Business, President Stultz introduced Resolution No. 2011-9, a resolution to appoint Ethan Imhoff as the Fair Housing Officer.

**RESOLUTION NO. 2011-9
RESOLUTION APPOINTING A FAIR HOUSING OFFICER**

WHEREAS, the Borough of Hollidaysburg has adopted a public policy that it will not discriminate in the provision of housing and related facilities; and

WHEREAS, the Borough of Hollidaysburg has determined that it is necessary to appoint a Fair Housing Officer to further its commitment to affirmatively further fair housing in the community.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Hollidaysburg, Blair County, Pennsylvania, that Ethan Imhoff is hereby appointed as the Fair Housing Officer for the Borough of Hollidaysburg.

DULY adopted by the Council of the Borough of Hollidaysburg this 10th day of March, 2011.

John P. Stultz, Jr., President

ATTEST:

Ann M. Andrews, Secretary

A motion to adopt this resolution was made by Mr. Brenner and was seconded by Mr. Pompa. All those present voted in favor, motion carried 7-0.

President Stultz then introduced Resolution No. 2011-10, designating April as Fair Housing Month.

**RESOLUTION NO. 2011-10
DESIGNATION OF APRIL 2011 AS FAIR HOUSING MONTH**

WHEREAS, the Federal Fair Housing Law, Title VIII, passed by the United States Congress in 1968 and amended in 1988, encourages states and their municipalities to endorse the principal and activities related to housing and housing development that is affirmative to furthering fair access to housing opportunities; and

WHEREAS, the Housing & Community Development Act of 1974 required all Community Development Block Grant recipients to take positive steps to recognize and affirmatively further fair housing access opportunities in their communities; and

WHEREAS, revised Community Development Block Grant Program Guidelines require recipients of CDBG funds to:

1. Conduct an analysis of fair housing impediments in their community, and
2. Take action designed to address the conditions identified as limiting to fair housing choice; and

WHEREAS, the Borough of Hollidaysburg, in conjunction with other Blair County municipalities, conducted an assessment of impediments to fair access to housing opportunities, in 1991, and updated in 1995, which concluded, in part, that the lack of awareness and education of housing opportunities are the most significant impediments to fair housing choice in these communities; and

WHEREAS, the concept and principal of fair access to housing opportunities is consistent with the community development goals and objectives of the Borough of Hollidaysburg; and

WHEREAS, Fair Housing Month is now observed throughout the nation during the month of April.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Hollidaysburg, Blair County, Pennsylvania, that the month of April, 2011, is hereby declared **FAIR HOUSING MONTH IN THE BOROUGH OF HOLLIDAYSBURG**.

BE IT FURTHER RESOLVED that all citizens are urged to practice and support all activities intended to encourage fair housing opportunities in the Borough of Hollidaysburg.

DULY adopted by the Council of the Borough of Hollidaysburg this 10th day of March, 2011.

John P. Stultz, Jr., President

ATTEST:

Ann M. Andrews, Secretary

A motion to recommend the adoption of this resolution was made by Mr. Brenner and was seconded by Attorney Sill. All members present voted in favor and motion carried, 7-0.

At this time, President Stultz acknowledged Manager Mark Schroyer to discuss the police pension investment policy statement. Mr. Schroyer advised that there had been a meeting with the pension board last fall and had recently made final revisions. Attorney Sill made a motion that Council accepts this revised plan at this time. The motion was seconded by Mr. Baranik and all members present voted in favor, motion carried, 7-0.

Mr. Imhoff was introduced to discuss the CDBG funding cuts. Mr. Imhoff updated Council on the cuts that were to be made in CDBG program and the affect that it will have the Borough's ability to fund infrastructure projects. It was the consensus of Council that Mr. Imhoff should prepare a letter regarding this issue to be sent to legislators on behalf of the Borough. Mr. Imhoff will have the letter prepared for Council's perusal at the next Borough Council Meeting.

President Stultz reported that Borough Council had met in a brief executive Session prior to meeting publicly tonight. At 8:10 PM, he advised that Council would move into another Executive Session to discuss theft loss litigation and a potential liability issue.