

BOROUGH COUNCIL MEETING MINUTES
THURSDAY, MARCH 14, 2019
7:00 PM
COUNCIL CHAMBERS

CALL TO ORDER: This meeting was called to order at 7:00 PM by President Joseph A. Pompa.

PRESENT: A quorum was present including members of Council as follows: Joseph A. Pompa; Patrick Plummer; Jeffrey Ketner; Mark L. Shawley; Sean Burke; Joyce Lowe, and Brady Leahey. Others in attendance: Borough Manager Jim Gehret; Borough Secretary Patricia J. Duron; Mayor Joseph R. Dodson; Borough Solicitor Nathan Karn; and Chief Rodney B. Estep, Jr. Fire Marshal David Zeek was absent.

PLEDGE OF ALLEGIANCE: President Pompa led the Pledge of Allegiance followed by a moment of silence.

MINUTES: The minutes dated February 14, 2019 were presented for approval. Councilman Plummer indicated that there needed to be a correction in the minutes. A motion was made by Mr. Shawley to approve the corrected minutes, and was then seconded by Mr. Plummer. A vote was taken with the motion carrying in a vote of seven votes to zero votes.

MANAGER'S REPORT: Mr. Gehret updated Borough Council about a Blair County Planning Commission committee that is requesting an elected official to attend a meeting on April 4 at 8 am. He advised that the audit was complete and that financial reports would resume in April.

FIRE MARSHAL: Dave Zeek was not in attendance.

JOHN FREDERICK AND KATRINA POPE, IRC UPDATE: John Frederick, Director of the IRC and Assistant Katrina Pope gave a presentation about the IRC's program.

MAYOR'S REPORT: Reported that new flags had been installed at the Patriot Park, that Honorary Mayor Eddie McClain had passed away, and asked the public to not park in handicapped parking places if they are not handicapped.

PUBLIC COMMENT:

- Robert Shaeffer, 606 Blair Street: spoke about his petition to rezone.
- Kim Fedesco, 510 McIntosh Lane: spoke regarding her problems regarding someone parking in Spartan Alley.
- Tom Kopriva, representing the Hollidaysburg Community Partnership, 531 Garber Street: spoke about the group's reorganization efforts.

- Richard Latker, Hollidaysburg Watch Dog Group, 703 Allegheny Street: Spoke about the group's support of Mr. Shaeffer, 606 Blair Street, in his petition to rezone, transparency and the proposed parking amendments.
- Bob Colondo, 524 McIntosh Lane: Expressed that he was upset about a dog barking in his neighborhood early in the morning, the PennMont parents speeding, and the issuance of reserved parking permits in Holliday Hills that he assumes are for handicapped persons.
- Regis Nale, 210 Jackson Street: Expressed his support of the petition to rezone submitted by Mr. Shaeffer.

OPEN AGENDA:

- Sean Burke: Mr. Shaeffer's Petition to Rezone.
- Jefferey Ketner: Spartan Alley.
- Mayor: Barking dogs, parking tickets.
- Joseph Pompa: Hollidaysburg Community Partnership Agreement.

RESOLUTION NO. 2019-5, CONSENT AGENDA: Mr. Pompa asked for Council's consideration of Resolution No. 2019-5 for bill list number 3 totaling \$123,155.66; two Certificates of Appropriateness; and the approval of a request to extend the time to record final approved plans for 1313 Blair Street. A motion was made by Mr. Burke and was seconded by Mr. Plummer to approve Resolution No. 2019-5. A vote was taken with the motion carrying, seven votes to zero votes.

**RESOLUTION NO. 2019-5
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 14, 2019 authorizes payment of expenses totaling \$123,155.66 consisting of accounts payable and owing the Borough of Hollidaysburg from duly appropriated moneys is hereby approved.
- 2) **Two Certificates of Appropriateness as follows:**

502 Mulberry Street – Signage

- Replace the existing business sign with a new sign
- Sign will be composite materials
- Posts will be treated lumber to measure 4 x 4 and will be painted
- Sign will measure 36" by 30"
- The sign is in compliance with zoning regulations

513-515 Blair Street – Replacements and Business Signage

- Replace the existing business sign with a new sign
- Sign will hang from an existing bracket
- The sign will measure approximately 6" x 3"
- The sign is in compliance with zoning regulations
- A door will be replaced with a window
- A door will be replaced with a wood door
- One window will be replaced with a new window
- New shake siding will be installed

3) **Approval of a Request** to Extend the Time to Record Final Approved Plans for 1313 Blair Street.

DULY adopted by the Council of the Borough of Hollidaysburg this 14th day of March 14, 2019.

Joseph A. Pompa, President

ATTEST:

Patricia J. Duron, Secretary

ORDINANCE NO. 891: Ordinance No. 891, containing amendments to Part 1, Chapter 6, Possession and Use of Tobacco by Minors, was advertised for adoption at this meeting. A motion to adopt this ordinance was made by Mr. Ketner and was seconded by Mr. Shawley. A roll call vote was taken as follows:

Mr. Burke Yes
Mrs. Lowe Yes
Mr. Leahey Yes
Mr. Pompa Yes
Mr. Plummer Yes
Mr. Shawley Yes
Mr. Ketner Yes

(TABLED) ORDINANCE NO. 890, PERMITTED PARKING AMENDMENTS: This ordinance had been presented for adoption at the February 14th meeting, however a motion to table had been passed at that meeting. At this time, a motion to remove Ordinance 890 from the table was made by Mrs. Lowe and was seconded by Mr. Plummer. A vote was taken and the motion was passed, seven votes to zero votes. The item was put back on the table for discussion. Following discussion of the ordinance to amend Chapter 15 regarding reserved permitted parking and handicapped parking, Council's consensus was to move forward with the adoption at the April meeting.

PETITIONS TO REZONE, BLAIR STREET AREA AND SOUTH JUNIATA STREET:

Following discussion of petitions to rezone submitted by Don Delozier and Robert Shaeffer, Council advised that the public hearing should be advertised for the April Council Meeting. A motion was made by Mr. Leahey and was seconded by Mr. Plummer to proceed with the hearing for the April Meeting. A vote was taken and the motion carried, seven votes to zero votes.

RESOLUTION NO. 2019-6, REVISED FINAL LAND DEVELOPEMENT PLANS FOR ORCHARD PARK TOWNHOUSES:

A presentation was made by Liz Heggi of Lehman Development, where she indicated that Mr. Lehman had conceded to combine Phase 1 and Phase 2 of the development. Following this presentation, a motion to approve the final land development plans was made by Mrs. Lowe. Mr. Shawley seconded the motion and a vote was taken. The motion carried, seven votes to zero votes.

**RESOLUTION NO. 2019-6
APPROVING REVISED FINAL LAND DEVELOPMENT PLANS
ORCHARD PARK TOWNHOUSES
HOLLIDAY HILLS DEVELOPMENT**

WHEREAS, an application for a revised land development project has been filed with the Borough of Hollidaysburg by Holliday Hills, a Limited Partnership (hereinafter referred to as the DEVELOPER); and

WHEREAS, the DEVELOPER desires to subdivide 30 lots for the construction of single family townhouses within the Holliday Hills Development on approximately 8.95 acres (hereinafter referred to as the "PROJECT").

WHEREAS, the PROJECT includes design specifications for the construction and completion of the lower traffic circle along Holliday Hills Drive which will include public utilities and a bikeway; and

WHEREAS, on February 13, 2019, the DEVELOPER filed a submission for REVISED FINAL PLAN approval; and

WHEREAS, Borough Staff reviewed the REVISED FINAL PLAN and found it to be in compliance, as a REVISED FINAL PLAN, with applicable provisions of the Borough's Zoning and Subdivision and Land Development Ordinances; and

WHEREAS, the Hollidaysburg Planning Commission reviewed the REVISED FINAL PLAN at its March 5, 2019 meeting, and along with Borough Staff forwarded a recommendation for APPROVAL to Borough Council; and

WHEREAS, the BOROUGH has the power to APPROVE a FINAL PLAN, deemed to be in conformance with the Hollidaysburg Zoning and Subdivision and Land Development Ordinances; and

WHEREAS, the DEVELOPER must file a FINAL PLAN in accordance with the Hollidaysburg Zoning and Subdivision and Land Development Ordinances, receive approval of the FINAL PLAN from the Borough of Hollidaysburg, and comply with the Pennsylvania Uniform Construction Code prior to commencement of the PROJECT.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Hollidaysburg, Blair County, Pennsylvania, that the REVISED FINAL PLAN, as filed by the Developer, is hereby approved with the conditions that the DEVELOPER: 1.) adequately address all of the comments identified in the review letter prepared by the Borough Engineer dated February 26, 2019 (hereinafter "Approval Letter"); 2.) have the Borough Fire Marshal review the plan to assess accommodation of fire apparatus for the roadways and comply with any adjustments; 3.) combine Phase 1 (Holliday Hills Drive circle and infrastructure), and Phase 2 (Mattern Orchard Drive and infrastructure) to be completed during the Spring/Summer 2019.

BE IT FURTHER RESOLVED, by the Council of the Borough of Hollidaysburg, Blair County, Pennsylvania, that the DEVELOPER shall agree in writing to the conditions of the approval and present a REVISED FINAL PLAN with all the changes required in the Approval Letter within 30 days of the date of this resolution or this approval is null and void. The developer's agreement must be signed, a satisfactory financial security must be posted, required signatures must be obtained on the plan, and all conditions must be met, fees paid and the plan signed and recorded (with proof of such recordings provided to the Borough) within ninety (90) days.

RESOLVED by the Council of the Borough of Hollidaysburg this 14th day of March, 2019.

Joseph A. Pompa, President

ATTEST

Patricia J. Duron, Secretary

RESOLUTION NO. 2019-7 PENNDOT SIDEWALK MAINTENANCE AGREEMENT: Mr. Gehret presented Resolution No. 2019-6 to approve a sidewalk maintenance agreement for new sidewalks on North Juniata Street. A motion was made by Mr. Leahey to approve the resolution for the agreement. This motion was seconded by Mr. Shawley. A vote was taken and the motion carried, seven votes to zero votes.

RESOLUTION NO. 2019-8 APPROVING THE SUBMISSION OF AN APPLICATION FOR A FLASHING WARNING SIGNAL ON NORTH JUNIATA STREET TO PENNDOT: Mr. Gehret explained the application to Borough Council. Following the discussion, a motion was made by Mr. Ketner to approve the submission of the application to PENNDOT. Mr. Shawley seconded the motion and a vote was taken. The motion passed unanimously, seven votes to zero votes.

DISCUSSION: AN ORDINANCE TO ESTABLISH AN INTERGOVERNMENTAL AGREEMENT: Mr. Gehret discussed this ordinance for an intergovernmental agreement. Following the discussion, a motion was made by Mr. Plummer to proceed with the advertisement of the ordinance for the April Borough Council Meeting. Mrs. Lowe seconded the motion and all voted in favor. The motion carried, seven votes to zero votes.

DISCUSSION: AN ORDINANCE TO AMEND CHAPTER 7, OPEN BURNING: A motion was made by Mr. Leahey to advertise this ordinance to amend the open burning regulations set forth in Chapter 7 for the April Council Meeting. Mr. Shawley seconded the motion and a vote was taken. The motion carried, seven votes to zero votes.

RESOLUTION NO. 2019-9, TO EXTEND THE CONDITIONAL USE FOR ORCHARD PARK TOWNHOUSES: A motion to approve Resolution No. 2019-9 was made by Mrs. Lowe and was seconded by Mr. Ketner. A vote was taken and the motion carried, seven votes to zero votes.

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Joseph A. Pompa, President

ATTEST

Patricia J. Duron, Secretary

EXECUTIVE SESSION: At 9:00 PM, President Pompa announced that Council was moving to an executive session and that they would not return to the meeting.