

BOROUGH COUNCIL MEETING MINUTES
THURSDAY, JUNE 14, 2018
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; Sean Burke; Joyce Lowe; Mark Shawley, and Brady Leahey. Others in attendance: Borough Manager Jim Gehret; Borough Solicitor Nathan Karn, Borough Secretary Patricia J. Duron; Mayor Joseph R. Dodson; Chief Rodney B. Estep, Jr.; Main Street Manager Jordan Futrick; and Code Enforcement Officer Patrick Rabits.

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

MINUTES: The minutes dated May 10, 2018 were presented for approval. It was noted by Mrs. Lowe that Resolution No. 2018-20, copied into those minutes contained an error in its language. Solicitor Karn noted that the resolution would need to be rescinded and a new resolution adopted. However, the minutes themselves, were correct. A motion was then by Mr. Plummer to approve the minutes, and was seconded by Mr. Leahey. A vote was taken with the motion carrying in a vote of seven votes to zero votes.

RESOLUTION NO. 2018-29: At this time, a correction to Resolution No. 2018-20 was made and Resolution No. 2018-29, rescinding Resolution No. 2018-20, was proposed. A motion to adopt Resolution No. 2018-29 was made by Mr. Plummer. Mr. Shawley seconded this motion. A vote was taken with the motion carrying, seven votes to zero votes.

RESOLUTION NO. 2018-29
A RESOLUTION ESTABLISHING TIMES OF RESIDENTIAL COLLECTION

BE IT RESOLVED that Resolution No. 2018-20 is rescinded.

BE IT RESOLVED that pursuant to the Solid Waste and Recyclables Storage, Collection, Disposal and Processing Ordinance, municipal waste and recyclables from residential establishments including multifamily establishments with four or more units shall be collected only on Thursdays and Fridays between the hours of 5 am and 6 pm and recyclables collected every two (2) weeks with the first collection following this Resolution occurring on June 28 and July 5, 2018 and any other existing Resolutions or parts thereof are hereby rescinded only to the extent that the collection days and times differ from this Resolution.

DULY adopted by the Council of the Borough of Hollidaysburg, this 14th day of June, 2018.

Joseph A. Pompa, President

ATTEST:

Patricia J. Duron, Secretary

MANAGER'S REPORT: Mr. Gehret advised that he had met with PENNDOT regarding the proposals for the reconstruction of the intersection of Route 22 and Allegheny Street. He advised Council that PENNDOT is proposing to change from the plans previously presented and given the OK by Council. At this time he asked for Council's opinion about closing or not closing that area of Mulberry and Front Street, where it intersects. Council's consensus was to close it. He advised that PENNDOT will have a public hearing on July 17, 2018.

MONTHLY FINANCIAL REPORT: Mr. Gehret advised that the financial report was in their binders. The audit will be presented at the July Council Meeting.

PLANNING AND ZONING REPORT: Mr. Rabits advised that his report was in the agenda binders.

FIRE MARSHAL: Dave Zeek was not in attendance.

MAIN STREET MANAGER: Ms. Futrick advised that the June 22nd Downtown LIVE! Concert will be at 7:00 pm instead of 6:00 pm. This is in cooperation with the Roundhouse Rally event. The Farmer's Market will begin on July 10th this year. She is submitting a grant for bike racks to the Southern Alleghenies Planning & Development Commission to be installed in the Borough.

MAYOR'S REPORT: Mayor Dodson reported that the Hollidaysburg Area Library board requested that a contribution to the Hollidaysburg Area Library be included in municipal budgets. He discussed various donations to the Patriot Park for a new sign.

PUBLIC COMMENT:

- Richard Latker, 703 Allegheny Street; Hollidaysburg Community Watchdog: Spoke about the Presbyterian Home alleyway, the adoption of Ordinance No. 881, the Parking Committee, the Hollidaysburg Zoning Hearing Board recent ruling with regard to the owners of the Bedford Street Apartment building's request.
- Patty Betar, 401 Beech Street: Spoke about gerrymandering.
- Alice Richardson, Walnut Street: spoke about gerrymandering and adopting a resolution.

- Regis Nale, 210 Jackson Street, Hollidaysburg Watch Dog: Spoke about not closing the intersection at Mulberry and Front Streets.

OPEN AGENDA:

- Joyce Lowe: Consideration of a code of civility.
- Sean Burke: Gerrymandering resolution.
- Brady Leahey: Gerrymandering resolution.
- Mayor Dodson: An ordinance to enforce out of town landlords to keep their properties decent
- President Pompa: Making the notice of violation in the ordinances more stringent.
- Chief Estep: Disorderly house ordinance.

RESOLUTION NO. 2018-25, CONSENT AGENDA: Mr. Pompa asked for Council's consideration of Resolution No. 2018-25 for bill list number 6 totaling \$ 121,382.04 and to approve a temporary occupancy permit form for PENNDOT near the JayCee Memorial Park on North Juniata Street. A motion was made by Mr. Ketner to approve Resolution No. 2018-25. Mr. Plummer seconded this motion. A vote was taken with the motion carrying, seven votes to zero votes.

**RESOLUTION NO. 2018-25
A RESOLUTION APPROVING CONSENT AGENDA**

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

- 1) **Bill List No. 6** dated June 14, 2018 authorizes payment of expenses totaling \$121,382.04 consisting of accounts payable and owing the Borough of Hollidaysburg from duly appropriated moneys is hereby approved.
- 2) **Approve the Execution of Temporary Occupancy Form For US 22 N. Juniata Street Intersection Request from PENNDOT**

DULY adopted by the Council of the Borough of Hollidaysburg this 14th day of June, 2018.

Joseph A. Pompa, President

ATTEST:

Patricia J. Duron, Secretary

DISCUSSION: ORDINANCE NO. 881: Mr. Rabits discussed the proposed amendments to the Zoning Ordinance with reference to the June 5th Planning Commission Meeting. Following his presentation, there was discussion among the council members. Councilman Burke recommended that the Planning Commission proceed with the adoption of Ordinance No. 881. Council members were in consensus. The ordinance will be presented for public hearing in August.

MCKISSICK PRESENTATION OF PHMC GRANT FULFILLMENT: Chantal Duriez and Vern McKissick were in attendance to make a presentation about their fulfillment of the PHMC grant. The grant's purpose was to assist the Borough in updating the historic survey information for the Borough's historic district and to make the information available to the public.

DISCUSSION: 4 WAY STOP AT ALLEGHENY AND BELLA STREETS: There was discussion about the process for installing a four way stop sign at Allegheny and Bella Streets. Mr. Shawley requested that this item be brought up for consideration. Chief Estep presented information regarding speeding and enforcement, as well as data from a traffic counter. He advised that the department would be in possession of their new ENRADD system soon. The consensus of Council was to proceed with speed enforcement and update in July.

DISCUSSION: AMPLIFIED MUSIC AT THE OLD CANAL INN: There was discussion about the request from Lance Laratonda regarding outdoor amplified music at his establishment, the Old Canal Inn. Due to PLCB regulations, Mr. Laratonda is requesting that the Borough will assume the responsibility to enforce the Borough's Noise Ordinance and waive the PLCB's control over such events. Chief Estep voiced that he has many concerns about the police department taking on this enforcement. Mr. Leahey asked for support from council to look more into this. Mr. Leahey will meet with the PLCB to understand what this involves from the Borough.

RESOLUTION NO. 2018-26, FINAL LAND DEVELOPMENT PLANS ORCHARD PARK TOWNHOUSES: Holliday Hills had submitted an application to subdivide 30 lots for single family townhouses within the Holliday Hills development. The property is zoned planned residential. The Hollidaysburg Planning Commission reviewed the application at their meeting on June 5, 2018 and recommended approval of the final land development plans. Mr. Rabits advised that the lower traffic circle will be completed with this construction. Elizabeth Haggi, Lehman Engineers, was there to represent the applicant. Following discussion, a motion was made by Mr. Burke to approve Resolution No. 2018-26 for final land development plan approval, with all conditions being met. This motion was seconded by Mr. Leahey. A vote was taken and the motion carried, seven votes to zero votes.

**RESOLUTION NO. 2018-26
APPROVING FINAL LAND DEVELOPMENT PLANS
ORCHARD PARK TOWNHOUSES
HOLLIDAY HILLS DEVELOPMENT**

WHEREAS, an application for a 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 May 8, 2018, the DEVELOPER filed a submission for FINAL PLAN approval; and

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

WHEREAS, the Hollidaysburg Planning Commission reviewed the FINAL PLAN at its June 5, 2018 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 FINAL PLAN, as filed by the Developer, is hereby approved.

RESOLVED by the Council of the Borough of Hollidaysburg this 14th day of June, 2018.

ATTEST:

Patricia J. Duron, Secretary

Joseph A. Pompa, President

BLIGHT, ENFORCEMENT, AND LANDLORD ISSUES: There was discussion about blight, enforcement of existing ordinances and landlords who do not maintain their rental properties. It was decided that the enforcement process for violations would be researched and an update will be provided at the next meeting.

RESOLUTION NO. 2018-27 LOT LINE RELOCATION, BELLA STREET: Thomas and William Brenner, own properties at 510-512 Bella Street, respectively, in the Borough (adjoining properties). Keller Engineers, representing the applicants, submitted the application and project narrative requesting the lot line reconfiguration that will convey part of property owned by William Brenner to merge with the adjacent lot owned by Thomas Brenner. The subject lot is zoned General Residential. The Hollidaysburg Planning Commission reviewed the application at their meeting on June 5, 2018 and recommended approval of the lot line relocation request. A motion to approve Resolution No. 2018-27 was made by Mr. Shawley and was seconded by Mr. Ketner. A vote was taken and the motion carried unanimously, seven votes to zero votes.

**RESOLUTION NO. 2018-27
APPROVING A FINAL LOT LINE RELOCATION PLAN
BETWEEN
WILLIAM S. BRENNER & THOMAS L. BRENNER**

WHEREAS, an application for a lot line relocation plan has been filed with the Borough of Hollidaysburg by William S. Brenner, owner of 510 Bella Street, tax parcel # 11.05-09-17, and Thomas L. Brenner, owner of 512 Bella Street, tax parcel #11.05-09-17.1 (hereinafter referred to as DEVELOPER #1 and DEVELOPER #2, respectively); and

WHEREAS, both lots currently encompass single-family dwelling units and accessory structures, and no new improvements are proposed with this application, and

WHEREAS, DEVELOPER #1 desires to convey 315 square feet, or 0.007 acres, of his existing property to DEVELOPER #2, owner of the adjacent property at 512 Bella Street, so it can be merged with the existing property owned by DEVELOPER #2 increasing its size to 3,787 square feet, or 0.087 acres. (hereinafter referred to as the PROJECT); and

WHEREAS, Borough Staff has reviewed the proposed LOT LINE RELOCATION PLAN and has found it to be generally in compliance, as a LOT LINE RELOCATION PLAN, with all applicable provisions of the Borough's Zoning and Subdivision and Land Development Ordinances; and

WHEREAS, the Hollidaysburg Planning Commission reviewed the proposed LOT LINE RELOCATION PLAN at its June 5, 2018 meeting, and has forwarded a recommendation for APPROVAL to Borough Council; and

WHEREAS, BOROUGH COUNCIL has determined that the LOT LINE RELOCATION

PLAN constitutes a LOT LINE RELOCATION PLAN in compliance with the Hollidaysburg Zoning and Subdivision and Land Development Ordinances; and

WHEREAS, the BOROUGH has the power to APPROVE a LOT LINE RELOCATION PLAN deemed to be in conformance with the Hollidaysburg Zoning and Subdivision and Land Development Ordinance.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Hollidaysburg, Blair County, Pennsylvania, that the application and submission, as filed by the DEVELOPERS, is hereby approved, and DEVELOPER #2 shall record the LOT LINE RELOCATION PLAN along with a deed setting forth the new description for DEVELOPER #2's property, and DEVELOPER #1 shall record a new deed setting forth the new description for DEVELOPER #1's property, with the Blair County Recorder of Deeds within thirty (30) days of the date of this Resolution and provide proof of such recordings to the Borough within the same time period or this approval is null and void.

DULY approved by the Council of the Borough of Hollidaysburg this 14th day of June, 2018.

ATTEST:

Joseph A. Pompa, Council President

Patricia J. Duron, Borough Secretary

RESOLUTION NO. 2018-28, MUNICIPAL BUILDING EXTERIOR WALKWAY

REPLACEMENT PROJECT: Bids were received and reviewed for the Municipal Building Exterior Walkways Replacement Project on June 14, 2018. Following discussion, a motion was made by Mr. Leahey to award the contract for the base bid, alternate #2 and alternate #3 to BCS Construction. This motion was seconded by Mr. Ketner and all voted in favor, seven votes to zero votes.

**RESOLUTION NO. 2018-28
AWARDING THE CONTRACT FOR THE MUNICIPAL BUILDING EXTERIOR
WALKWAYS REPLACEMENT PROJECT**

BE IT RESOLVED by the Council of the Borough of Hollidaysburg, Blair County, Pennsylvania, that the contract for the Municipal Building Exterior Walkways Replacement Project is awarded to BCS Construction for the base bid, alternate no. 2 and alternate no. 3 in the amount of \$116,985.00.

DULY adopted by the Council of the Borough of Hollidaysburg this 14th day of June, 2018.

Joseph A. Pompa, President

ATTEST:

Patricia J. Duron, Secretary

APPROVE THE HIRE OF A PART TIME PUBLIC SAFETY CLERK: Chief Estep advised that he had interviewed for this position and was recommending the hire of Donna Nolan for the part time position. A motion was made by Mr. Leahey to approve the hire of Donna Nolan. Mr. Plummer seconded the motion and a vote was taken. The motion carried, seven votes to zero votes.

ADJOURN: This meeting was adjourned at 9:03 PM.

Patricia J. Duron, Secretary