

**BOROUGH COUNCIL MEETING MINUTES  
THURSDAY, JANUARY 12, 2023, 7:00 PM  
COUNCIL CHAMBERS**

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

**PRESENT:** A quorum was present including members of Council as follows: Joseph A. Pompa; Brady Leahey; Michele Baker; James Mielnik; Jeffrey Ketner; and Sean Burke. Also participating: Borough Manager James Gehret; Borough Secretary Patricia J. Duron; Building Code Official Gerald Harbison; Solicitor Nathan W. Karn, Sr.; Director of Community Relations and Events Melanie Ramsey; and Fire Marshal Amy Hazlett. Mayor Dodson participated by phone. Councilman Walter Kalista, III was absent.

**PLEDGE OF ALLEGIANCE:** President Pompa led the pledge of allegiance and a moment of silence.

**MINUTES:** The minutes from the meeting held on December 8, 2022 were presented for Council's review and approval. A motion to approve the minutes was made by Mr. Leahey and was seconded by Ms. Baker. A vote was taken and the minutes were approved, six votes to zero votes.

**PUBLIC HEARING LIQUOR LICENSE TRANSFER:** Borough Solicitor Nathan Karn conducted the hearing for the transfer of a restaurant liquor license from the Phoenix Restaurant in Altoona PA to 312 Allegheny Street, Hollidaysburg Borough. JoNell Snider, stenographer, recorded the proceedings. Following the hearing, Mr. Leahey made a motion to approve the liquor license transfer. Mr. Ketner seconded the motion and a vote was taken. The motion carried with six votes in favor. Resolution No. 2023-4 approves the transfer.

**RESOLUTION NO. 2023-4  
APPROVING THE INTERMUNICIPAL TRANSFER OF A  
RESTAURANT LIQUOR LICENSE  
NO. R-10305 TO THE BOROUGH OF HOLLIDAYSBURG**

**WHEREAS,** The Reserve at Hollidaysburg LLC, as applicant, has submitted a request for approval of an intermunicipal transfer of a restaurant liquor license pursuant to 47 P.S. §4-461 of the Pennsylvania Liquor Code; and

**WHEREAS,** the liquor license requested for transfer would be for the use of the applicant at 312 Allegheny Street, Blair County, Pennsylvania; and

**WHEREAS,** the current licensee is Pennsylvania Pipe and Steel Corp. holding License # R-10305, L.I.D. 63610, in safekeeping but was last used at 300 Fourth Avenue, Altoona, Blair

County, Pennsylvania (formerly the location of The Phoenix Restaurant); and

**WHEREAS**, pursuant to the aforesaid statute, following proper public notice in a newspaper of general circulation published two times in successive weeks with the first notice being published not more than thirty days prior to the Public Hearing and the last notice being published at least seven (7) days prior to the Public Hearing, a Public Hearing was held by the Borough Council on January 12, 2023, regarding the request of the applicant for the purpose of receiving comments and recommendations of interested individuals residing within the municipality concerning the request to transfer a license into the municipality; and

**WHEREAS**, the Council for the Borough of Hollidaysburg, Blair County, finds the following:

- a. Notice of the Public Hearing was properly advertised in the Altoona Mirror on December 28, 2022 and January 4, 2023;
- b. A Public Hearing was conducted and other than the a representative of the applicant and the applicant's attorney presenting the request, only Richard Latker of 703 Allegheny Street, Hollidaysburg, PA, addressed Council, and he raised the fact some might argue a restaurant would raise parking issues and the concern of restaurant saturation and then he proceeded to rebut those arguments;
- c. The eating place retail dispenser (malt) liquor license would not adversely affect the health, peace, morals, and welfare of the municipality or its residents and would regulate the individuals able to use alcoholic beverages in the premises.

## DECISION

The request for approval of the intermunicipal transfer of the restaurant liquor license to 312 Allegheny Street in the Borough of Hollidaysburg, Blair County, PA (R-10305; L.I.D. 63610) from 300 Fourth Avenue, Altoona, PA is approved.

**NOW, THEREFORE, BE IT RESOLVED**, by the Hollidaysburg Borough Council, Blair County, Pennsylvania, that the intermunicipal transfer of the restaurant liquor license to 312 Allegheny Street in the Borough of Hollidaysburg, Blair County, PA (R-10305; L.I.D. 63610) from 300 Fourth Avenue, Altoona, PA is approved pursuant to the provisions of 47 P.S. §4-461.

**DULY** adopted by the Council of the Borough of Hollidaysburg this 12<sup>th</sup> day of January, 2023.

HOLLIDAYSBURG BOROUGH

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Joseph Pompa, President

ATTEST:

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Patricia J. Duron, Secretary

**MANAGER'S REPORT:** In addition to his monthly manager's report in the agenda binder, Mr. Gehret discussed a cooperative grant application to upgrade traffic signals within the Borough and other municipalities. There was a consensus of Borough Council to join in the grant application for this opportunity. Mr. Gehret advised that there will be no financial reports until after the audit is completed.

**PLANNING AND ZONING REPORT:** Mr. Harbison advised that his report was in the agenda binder.

**COMMUNITY RELATIONS AND EVENTS REPORT:** Ms. Ramsey announced the Annual Cruise In for May 26, 2023. At this time, she is working on acquiring grants and planning summer events. She advised that Mr. Snyder of the Blair Genealogical Society is working on a veterans' photo album project.

**FIRE MARSHAL REPORT:** Fire Marshal Amy Hazlett presented her monthly report as well as Mark Slonaker's PVFD monthly report.

**MAYOR'S REPORT:** Mayor Dodson expressed a thank you to the police department via the telephone.

**PUBLIC COMMENT:**

JS Vipond, 1001 Church Street: Spoke about a flag on a fire truck that made driving it unsafe.

Stan Neal; 142 Beaver Street: Spoke about the Minnie Ditch flooding on January 3.

Richard Latker; 703 Allegheny Street; Community Watchdog: Mr. Latker spoke against the MS4 Committee and regulations and Borough Council's responsibilities regarding such.

Gerard Nale; 109 Bedford Street: Thanked Borough Council for their efforts with the stormwater management project with respect to the flooding in Gaysport.

Elda Jean Boose; 121 Bedford Street: Thanked Borough Council for the stormwater management project for Gaysport.

**OPEN AGENDA:**

Ms. Baker: Flooding in Gaysport.

Mr. Leahey: Water discharge to the streets.

**RESOLUTION NO. 2023-1: CONSENT AGENDA:** Mr. Gehret asked for Council's consideration of Resolution No. 2023-1 for bill list number 1 totaling \$283,846.70. A motion was made by Mr. Burke and was seconded by Mr. Leahey to approve Resolution No. 2023-1. A vote was taken with the motion carrying, six votes to zero votes.

**RESOLUTION NO. 2023-1  
A RESOLUTION APPROVING THE CONSENT AGENDA**

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

- 1) **Bill List No. 1** dated January 12, 2023 authorizes payment of expenses totaling \$283,846.70 consisting of accounts payable and owing the Borough of Hollidaysburg from duly appropriated moneys is hereby approved.

**DULY** adopted by the Council of the Borough of Hollidaysburg this 12<sup>th</sup> day of January, 2023.

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Joseph A. Pompa, President

ATTEST:

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Patricia J. Duron, Secretary

**UPDATE ON THE COMPREHENSIVE PLAN:** Mr. Harbison advised that the steering committee will meet on February 7, 2023.

**WATER DISCHARGE INTO THE STREETS:** Mr. Harbison advised that he had issued an enforcement notice to a property owner on Hickory Street. A property owner on Allegheny Street is appealing the enforcement actions.

**STORMWATER UPDATE:** Grant applications have been submitted and design plans are in progress.

**BOROUGH SIDEWALKS:** The Borough will continue to offer the 25% reimbursement grants to property owners who are seeking to repair/replace sidewalks.

**STREET SWEEPER:** Mr. Gehret advised that the street sweeper has been taken apart for the winter to have maintenance work performed.

**APPOINT JEFFREY KETNER AS THE SECONDARY LOCAL EMERGENCY MANAGEMENT COORDINATOR (LEMC):** Brady Leahey made a motion to appoint Mr. Ketner as the secondary LEMC. Mr. Mielnik seconded the motion and a vote was taken with the motion carrying, six votes in favor to zero votes against.

**RESOLUTION NO. 2023-2 APPROVAL OF FINAL LAND DEVELOPMENT PLANS FOR GRETKA REALTY GROUP HOUNDSTOOTH WAY EXTENSION:** A motion was made by Mr. Burke to approve Resolution No. 2023-2. Mr. Ketner seconded this motion and a vote was taken. The motion passed with six votes in favor.

**RESOLUTION NO. 2023-02  
APPROVING A FINAL LAND DEVELOPMENT PLAN  
HOLIDAY HILLS APARTMENTS FOR GRETKA REAL ESTATE PARTNERSHIP  
AT HOUNDSTOOTH WAY EXTENSION**

**WHEREAS**, an application for a FINAL LAND DEVELOPMENT PLAN has been filed with the Borough of Hollidaysburg by GRETKA Real Estate Partnership, property owner of an 11.59-acre tract located at the southwest corner of the Beaver Street and Holliday Hills Drive intersection having a Blair County Tax Parcel ID No. 11.06-15.-008.00-000. (Hereinafter referred to as the DEVELOPER); and

**WHEREAS**, the DEVELOPER desires to construct seven 4-unit apartment buildings and 56 parking spaces on the southern end of an 11.59-acre tract to be accessed by extending Houndstooth Way (hereinafter referred to as the PROJECT); and

**WHEREAS**, the Hollidaysburg Borough Council conditionally approved the PRELIMINARY PLANS of the proposed PROJECT at its October 13, 2022 meeting; and

**WHEREAS**, Borough Staff has reviewed the proposed FINAL LAND DEVELOPMENT PLAN and has found it to be in full compliance, as a LAND DEVELOPMENT 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 FINAL LAND DEVELOPMENT PLAN at its December 6, 2022 meeting, and has forwarded a recommendation for CONDITIONAL FINAL PLAN APPROVAL to Borough Council; and

**WHEREAS**, the DEVELOPER has requested that the requirement of SALDO Section 509.4.A(5) to not permit an open detention/retention facility be modified to allow for the construction of an infiltration basin where calculated maximum ponding will be 36" during a 100-year storm event and dewater to a depth of 2.5" within hours after the storm, and the Planning Commission finds the request reasonable as the facilities will be privately maintained and designed in conformance with state Best Management Practices and current engineering standards. The waiver is predicated upon adequate "Do Not Enter or Warning" signage being posted; and

**WHEREAS**, the DEVELOPER has requested that the requirement of SALDO Section 503.6 to require a cartway width of 30' for marginal access roads be modified to allow for Houndstooth Way to be extended at a lesser width of 24', and the Planning Commission finds the request justified to maintain Houndstooth Way at a consistent width for its entire length from Holliday Hills Drive; and

**WHEREAS**, BOROUGH COUNCIL has determined that the LAND DEVELOPMENT PLAN constitutes a LAND DEVELOPMENT PLAN in full compliance with the Hollidaysburg Zoning and Subdivision and Land Development Ordinances; and

**WHEREAS**, the BOROUGH has the power to APPROVE a LAND DEVELOPMENT 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 Final Plan application and submission, as filed by the Developer, is hereby approved and the requirements of SALDO Sections 509.4.A(5) to not permit an open detention/retention facility, and 503.6 requiring a cartway width of 30' for marginal access roads are hereby modified subject to the DEVELOPER complying with following conditions:

1. That the applicant satisfactorily addresses the Borough Engineer's review letter dated December 5, 2022.

2. The applicant executes a developer's agreement to ensure installation and maintenance obligations for any improvements required by Part 6 of the SALDR in a manner acceptable to the Borough Solicitor.
3. That the applicant shall addresses all issues and obtains all approvals deemed necessary by the Borough of Hollidaysburg Water and Sewer Authorities in so far as matters pertaining to the Authorities water and sewer service are concerned.
4. That a Declaration of Covenants and Easement for Maintenance of Storm water Management Facilities prepared by the Borough of Hollidaysburg be executed for the maintenance of the on-site storm water control facilities.

**DULY** approved by the Council of the Borough of Hollidaysburg this 12th day of January, 2023.

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Joseph A. Pompa, Council President

ATTEST:

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Patricia J. Duron, Borough Secretary

**RESOLUTION NO. 2023-3 APPROVING THE SUBMISSION OF A BUDGET MODIFICATION TO THE COMMONWEALTH OF PENNSYLVANIA DCED:** Mr. Burke made a motion to approve Resolution No. 2023-3. Ms. Baker seconded the motion and a vote was taken. This motion passed with six votes in favor.

**RESOLUTION NO. 2023-3  
A RESOLUTION APPROVING THE SUBMISSION OF A BUDGET MODIFICATION  
TO THE COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF COMMUNITY & ECONOMIC DEVELOPMENT**

BE IT RESOLVED, by the Hollidaysburg Borough Council, that the following Community Development Block Grant budget modification is hereby approved for the County of Blair to submit to the Commonwealth of Pennsylvania, Department of Community & Economic Development:

**FY2020 CDBG-CV #C000075680**

Reduce	Subsistence Payments - Hollidaysburg Borough	- \$ 52,391.20
Reduce	Administration – Hollidaysburg Borough	- 7,891.00
Create	New Family Shelter – Family Services, Inc.	+\$ 60,282.20

**DULY**, adopted by the Hollidaysburg Borough Council this 12<sup>th</sup> day of January, 2023.

**HOLLIDAYSBURG BOROUGH COUNCIL**

**ATTEST:**

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Patricia J. Duron, Borough Secretary

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Joseph Pompa, President of Council

**APPOINT JOSEPH A. POMPA TO THE GOVERNMENT ADVISORY COMMITTEE:**

Mr. Leahey made a motion to approve the appointment of Joseph A. Pompa to the Government advisory Committee for the year 2023. Mr. Mielnik seconded the motion and a vote was taken. The motion passed with six votes in favor.

**APPOINT RANDY MANNING TO THE HOLLIDAYSBURG SHADE TREE**

**COMMISSION:** Mr. Ketner made a motion to appoint Randy Manning to the Hollidaysburg Shade Tree Commission for a term that will expire on December 31, 2026. Mr. Mielnik seconded the motion and a vote was taken. This motion passed with six votes in favor.

**APPROVE THE MIDDLE DEPARTMENT INSPECTION AGENCY 2023 FEE**

**SCHEDULE AGREEMENT:** Mr. Burke made a motion to approve the Middle Department Inspection Agency agreement for the 2023 fee schedule. Mr. Leahey seconded the motion and a vote was taken. The motion passed with six votes.

**APPOINTMENT OF CHIEF CHRISTOPHER STORM AS THE MEMBER OF THE HAZARD MITIGATION COMMITTEE:**

A motion was made by Mr. Leahey to appoint Chief Storm as a member of the Hazard Mitigation Committee. Mr. Ketner seconded the motion and a vote was taken. The motion passed with six votes in favor.

**DISCUSSION: PARKING METER ENFORCEMENT OFFICER:** Mr. Ketner made a motion that staff proceed with an advertisement for a Part-time parking meter enforcement officer. Mr. Leahey seconded the motion with the motion passing unanimously.

**APPROVE THE HIRE OF A PART-TIME PUBLIC SAFETY CLERK:** Mr. Leahey made a motion to approve the hire of Tami Zaluaga as a part-time public safety clerk for the Borough of Hollidaysburg. Ms. Baker seconded the motion and a vote was unanimous.

**ADJOURN:** At 7:55 PM President Pompa adjourned the meeting.

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Patricia J. Duron, Borough Secretary