

MONT ALTO BOROUGH COUNCIL MEETING

CALL TO ORDER – Council President Michael Gossard called the Special meeting of June 16, 2009 of the Mont Alto Borough Council to order at 6:35 p.m.

ROLL CALL – Dennis Monn, Beverly Spicer, Debra Lee, Rick Lee, Tom Lawson, Shannon Strizziere and Michael Gossard present.

MAYOR – Mayor John Esser present.

BOROUGH STAFF – Patricia Kocek Borough Secretary. Jeff Evans Solicitor arrived at 6:50 p.m.

INVOCATION - No

PLEDGE OF ALLEGIANCE – No

VISITORS - None

PROPERTY & SUPPLY COMMITTEE

Set equipment rental rates for 2009 – The rates were presented to Council for their review.

D. Lee made a motion to adopt the equipment rental rates for 2009 as presented, T. Lawson seconded, any further discussion, any further discussion, all in favor Aye, opposed No, motion carried.

Equipment rental rates for 2009 w/o operator/hour

Dump Truck	\$20.00	Backhoe	\$26.00
Trailer	\$ 6.00	Hand Tamper	\$12.00
Cut off saw	\$32.00	Sump pump	\$ 6.00
Chain saw	\$17.00	Mower	\$33.00
Pressure washer	\$15.00	Road Plates	\$25.00/day
Vehicle mileage	\$ 0.55/m	Skid Loader	\$17.00

P. Kocek was instructed to have the 2009 equipment rental rates listed on the website.

RECREATION COMMITTEE

Mont Alto Recreation Area paving repair at Memorial – T. Lawson explained that Ganoë Paving is going to finish the paving at the Recreation Area that will be paid for out of the Grant money.

There is a section of the walkway from the lamp post down past the Memorial that is cracked and needs to be repaired.

Ganoë Paving submitted an estimate of \$3,019.68 to do the repair work at the Memorial. It would be more cost efficient to have the repair done at the same time they have their equipment here to do the Grant work. The repair and repaving is for an approximate 6' x 72' section.

D. Monn made a motion to authorize the repair and repaving of the sidewalk at the Park, B. Spicer seconded, any further discussion, any further discussion, all in favor Aye, opposed No, motion carried.

ENGINEER'S REPORT

Approval of Final Plat of a Subdivision of Land for Egolf Family Farms – P. Kocek told the members that revised plans were submitted for this Subdivision at 3:35 p.m. today. The revised plans change the boundary line. This Plat cannot be approved until it is reviewed by Nassaux-Hemsley, Inc. P. Kocek will provide M. Gossert with a copy of the revised plan. Table until the July 6, 2009 meeting.

Approval of Final Plat of a Subdivision of Land for Todd & Nancy Rock – M. Gossert reviewed the Plan prior to the June 1, 2009 meeting and by Memo recommended approval of the Plat subject to the minor changes noted in the Memo. The minor changes have been made and revised plans were submitted. P. Kocek spoke to M. Gossert and he recommends approval of this Plat.

D. Lee made a motion to approve the final plat of a Subdivision of Land for Todd & Nancy Rock, D. Monn seconded, any further discussion, any further discussion, all in favor Aye, opposed No, motion carried.

NEW BUSINESS

PSAB Alert Re: Extraction tax – PSAB is asking municipalities to contact their State Senator and tell him/her that you want Pennsylvania to tax the extraction of natural gas so Borough taxpayers do not bear the brunt of damage to roads, emergency services, water quality and other community services impacted by drilling.

By consensus of Council, D. Monn and P. Kocek will compose a letter to be sent to our State Senator.

Speed limit sign – B. Spicer pointed out that there is a speed limit sign (45 MPH) on 997N out by the barn but then there isn't another speed limit sign (35 MPH) until you pass the Dietrich property on 997 S.

Everyone agreed that a speed limit sign (35 MPH) needs to be posted close to the Borough line on 997N. Discussion ensued on how this can be accomplished.

Council will visit this issue when the construction starts on the Center Square Project.

ELECTRIC COMMITTEE

Adopt Electric Ordinance No. 486 – J. Evans presented this Ordinance for adoption this evening.

D. Monn made a motion to adopt Ordinance No. 486, T. Lawson seconded, any further discussion, any further discussion, all in favor Aye, opposed No, motion carried.

FINANCE AND ADMINISTRATION COMMITTEE

Pass Ordinance Re: Liquid Fuel Funds – J. Evans reported that he does not have the document completed for this evening. J. Evans needs some more information before he can complete the Ordinance.

J. Evans will email the draft to T. Lawson for his review and J. Evans will have the Ordinance ready for adoption at the July 6, 2009 meeting.

R. Levan of Penn Dot did not provide the proper paperwork at the time the University Drive storm drain project was completed so that is why the Ordinance has to be adopted now.

J. Evans explained that the Ordinance has to be advertised and the Proof of Publication submitted to DCED for their approval of the Ordinance before Liquid Fuels Funds can be used to pay on the Note. Typically this would have been done before signing the note, so the Borough has to go about doing this in a backwards way.

ZONING

Grist Mill Drive/Park Street Construction of new dwellings – J. Evans reported that letters revoking the Land Use Permit and the Building Permit for 526 Park Street were sent by Accredited Services and Commonwealth Code Inspection Agencies respectively to Boswell Property Management.

J. Evans understands:

1. They tore down the stop work notice
2. They concluded construction of the foundation after the sign was up
3. They poured the floors

J. Evans started a Complaint for an immediate injunction to stop construction and as part of the relief requested they will be required to remove what they have constructed.

M. Gossard stated that they have not had any of the specific inspections required by the UCC done for this project. J. Evans will check with C. Malot of CCIS to verify whether or not the proper inspections have been completed. If C. Malot has not done inspections, J. Evans feels they can't be done at this time because the work is too far along.

J. Evans said he will have the Injunction completed by the end of business on Wednesday and will email it to M. Gossard for his signature. M. Gossard will sign and email back to J. Evans. M. Gossard will drop off the original at the Borough office.

J. Evans will arrange to get it before the Court either Thursday or Friday morning. J. Evans said there will be a Hearing within 10 days or less.

Liens – M. Gossard asked if liens have been filed for all of the properties in Grist Mill that the Borough did work on. J. Evans told Council that he has not found the Liens at the Courthouse but he has the paperwork at his office.

J. Evans was instructed to have the liens signed and lodged at the Courthouse.

Dumping of rubbish on lot at 2 Willow Street Mont Alto PA – A Nuisance Violation letter was sent out today, June 16, 2009 by registered mail. They have 10 days from the date of the letter to clear up the problem. J. Evans noted that the violation letter was sent to Latrobe Leasing but it should be sent to the owner of 2 Willow Street. J. Evans will provide P. Kocek with the name and address of the owner of 2 Willow Street and she will send the letter to them.

PA One Call – M. Gossard reported that Boswell Property Management (Sunbeam Builders) did not place calls to PA One Call for either property before digging.

P. Kocek was instructed to call PA One Call tomorrow and make them aware of these violations.

Columbia Gas Company Right of Way – Part of the foundation of 526 Park Street is on the Columbia Gas right of way. The builder ignored the flags placed by Columbia gas.

M. Gossard asked if the builder can be arrested for the actions he has taken in regard to building these dwellings.

J. Evans will need to research this. M. Gossard told J. Evans that Council wants whatever the maximum extent of the law will allow us to do to be done at this time.

Court Orders for the other properties on Grist Mill – J. Evans will provide copies of the Court Orders to P. Kocek and then copies will be given to M. Hansen. M. Hansen will be instructed to do site surveys of the properties and enforce the provisions of the Court Orders.

M. Gossard stated that nothing further will be done with the utilities until such time all problems are resolved.

D. Monn will inform the employees not to locate the service lines for the properties.

Code Enforcement Officers/Designation of duties and cost for services – Mayor Esser explained that he would like to be able to call Accredited Services on nights and weekends to handle problems that cannot wait until normal business hours.

D. Monn was not able to contact M. Hansen about this in time for the meeting this evening.

Discussion on having Accredited Services handle these types of calls after hours and on the weekends. Accredited Services has an employee that lives in the Borough and could respond to calls.

D. Monn made a motion to authorize the use of the Code Enforcement Officer on weekends and evenings, T. Lowson seconded, any further discussion, any further discussion, all in favor Aye, opposed No, motion carried.

P. Kocek to provide contact information for Accredited Services to J. Esser.

Adjournment –D. Lee made a motion to adjourn the Special Meeting of the Mont Alto Borough Council of June 16, 2009 at 7:21 p.m., S. Strizziere seconded, all in favor Aye, opposed

No, motion carried.

Respectfully submitted,

Submitted to Council for their approval on
July 6, 2009.

Patricia A. Kocek

Patricia A. Kocek
Borough Secretary

Michael Gossard President

Dennis Monn Vice President

Debra Lee President Pro Tem