

MEMBERS PRESENT

ED BARZESKI, Chairman
BOB AMISTADI
SUE KONVOLINKA
PAUL PIOLI
KYLE SHAFFER

OTHERS

DAVID A. RAHO, Shahade & Shahade Solicitor
JOHN BLAKE, Chief of Police
ALICE HUMMEL, Executive Twp. Secretary
MEGAN STASKO, Assistant Twp. Secretary
CHASE MODIC/TOM KAKABAR, The EADS Group

OTHERS: David Hill, Karen Hill, John Klanchar, Kevin Kinkead, Jim Peters, Russ O' Riley (Tribune Democrat), Sierra Smay (WJAC TV), Lisa Wagerer, Sue Wolfe

CHAIRMAN BARZESKI CALLED THE MEETING TO ORDER AT 7:00 PM FOLLOWED BY THE PLEDGE OF ALLEGIANCE.

APPROVAL OF AGENDA

Paul Pioli moved; Ed Barzeski seconded to approve the agenda, as submitted.
MOTION CARRIED: 5/0

APPROVAL OF MINUTES

Paul Pioli moved; Ed Barzeski seconded to approve the Minutes of the December 21, 2023 Regular Meeting, as submitted. **MOTION CARRIED: 5/0**

APPROVAL OF RESOLUTION # 963 – Public Comment (Amended)

Sue Konvolinka read aloud to all persons in attendance, Resolution #963.

Ed Barzeski moved; Paul Pioli seconded to approve Resolution #963.

MOTION CARRIED: 5/0

Ed Barzeski addressed John Klanchar, to adhere to Resolution #963. Mr. Klanchar responded that it was audio recording. When questioned if it was video, he responded with this is audio and he doesn't answer questions and Chairman Barzeski should proceed with the meeting.

PERSONS REQUESTION TO BE ON AGENDA

David B. Hill, 248 Meadow Drive –

David Hill questioned as to why meeting minutes were not being published on the website to the public since August 2023.

David Hill also questioned the Board, as to why he has not received responses to complaints that had been made since Sept 7th on. He not only supplied a letter to the Board of Supervisors, but also the Police Department and Solicitor Robert Shahade. He stated that Chief John Blake did call him and laughed at him for 11 minutes, and requested a resolution to the problem. He also requested everyone review the minutes from the April 23rd, 2023 Supervisors meeting.

PUBLIC PARTICIPATION

John A. Klanchar, 104 Dahlia Street, Johnstown, PA

John Klanchar addressed the supervisors indicating what was passed was a resolution not an ordinance, as well as stating that the constitution of the United States supersedes the Resolution.

Mr. Klanchar handed Chairman Barzeski an official complaint regarding Police Chief John Blake.

EXECUTIVE SESSION (Personnel & Legal)

The Board convened into Executive session at 7:16pm.

The Board reconvened at 7:26pm, with no decisions being made.

APPROVAL OF REPORTS-SECRETARY'S, INCOME, PAYROLL HOURLY REPORTS

**Bob Amistadi moved; Kyle Shaffer seconded to approve the reports as submitted.
MOTION CARRIED: 5/0**

APPROVAL OF GENERAL FUND BILLS – \$64,147.95

Paul Pioli commented that FNB charged another 25.00 fee. Alice Hummel advised that those issues are being addressed with FNB.

Bob Amistadi moved; Ed Barzeski seconded to approve the General Fund Bills in the amount of \$64,174.95 ROLL CALL VOTE: Paul-aye, Sue-aye, Ed-aye, Kyle-aye, Bob-aye.

APPROVAL OF OTHER FUND EXPENDITURES - \$96,816.51

Paul Pioli moved; Kyle Shaffer seconded to approve the Other Fund Expenditures in the amount of \$96,816.51 ROLL CALL VOTE: Bob-aye, Kyle-aye, Ed-aye, Sue-aye, Paul-aye

UNFINISHED BUSINESS

Engineer's Report- Chase Modic, The EADS Group, addressed the Board regarding the Elim St. Playground project. A final walk-thru with the contractor is to be rescheduled based on the weather conditions. The punch list of items has been addressed with the contractor and the remaining mulch was installed last week. Chase indicated the final walk-thru will be with the funding agency in the Spring of 2024. Chase requested approval of the Contractor's Application for Payment #4 in the amount of \$25,608.46.

Sue Konvolinka moved; Bob Amistadi seconded to payout the balance of 25,608.46 to James Excavating. MOTION CARRIED: 5/0

Chase also indicated that the final invoice from Recreation Resource for the playground equipment has been received at the Township Office. However, they need to submit their certified payrolls, which is a funding agency requirement. Once that is completed and approved, he will submit his request to have the final bill paid.

Police cruiser 875 – No Action

Police Contracts

Kyle Shaffer moved; Bob Amistadi seconded to amend the motion of the January 2, 2024 meeting, that the contracts for the Chief of Police and Full-Time Officers be opened for extension only. MOTION CARRIED: 5/0

NEW BUSINESS

Part-Time Road Worker

Ed Barzeski moved; Bob Amistadi seconded to place Bill Deater on the part-time road worker crew for snow plowing. MOTION CARRIED: 5/0

Radon Test Kits

Sue Konvolinka moved; Paul Pioli seconded to approve submitting a request for PaDEP'S free radon test kits, which could be made available to the township residents, (if available), as there is a limited supply. MOTION CARRIED: 5/0

CORRESPONDENCE

Police Department Commendation - Department of Justice Correspondence

Paul Pioli commended Upper Yoder Police Dept. for being part of a 2-year investigation with various police and law enforcement agencies all over the country, who brought forth the arrest of 35 individuals, who were indicted by the Federal Grand Jury.

NEW BUSINESS

Exoneration of 2024 Garbage/Recycling Fees – 556 Goucher St. Apt #1

Ed Barzeski moved; Bob Amistadi seconded to approve the exoneration of 556 Goucher St apartment #1 for the year 2024, as the property has been deemed uninhabitable since 2017. MOTION CARRIED: 5/0

Approval of Upper Yoder Vol Fire Co. 2024 Fundraising Events

Paul Pioli moved; Sue Konvolinka seconded to approve the Upper Yoder Volunteer Fire Company 2024 fundraising events as submitted to the Board. Kyle Shaffer abstained. MOTION CARRIED: 4/0/1

Act 172 Eligible Emergency Volunteers List for Credit Reimbursement

Sue Konvolinka moved; Ed Barzeski seconded to approve the Act 172 Eligible Emergency Volunteer Listing for Credit Reimbursement as submitted by the Upper Yoder Volunteer Fire Company. MOTION Carried: 5/0

Approval of Site Development Plan – Proposed telecommunications Tower by Vogue Towers

Paul Pioli moved; Kyle Shaffer seconded to approve the Site development plan for the proposed telecommunications tower by Vogue Towers to be located at Westmont Hilltop School, 222 Fair Oaks Drive. MOTION CARRIED: 5/0

Hire New Employee – Police Department

Paul Pioli moved; Bob Amistadi seconded to hire Nick Zakucia, as a full-time police officer, effective February 19, 2024. MOTION CARRIED: 5/0

Updating Telephone System – Kyle Shaffer indicated the matter is to be tabled at this time.

PUBLIC PARTICIPATION - NONE

ADJOURNMENT

Bob Amistadi moved; Kyle Shaffer seconded to adjourn the meeting at 7:36PM. MOTION CARRIED: 5/0

Respectfully Submitted:



Alice Hummel
Executive Secretary



Megan Stasko
Assistant Township Secretary