

COMPLETE MINUTES OF PATTON COUNCIL REORGANIZATION MEET

Patton Borough Council met in regular session for the reorganization meeting at 8:00 P. M. in the Council Chambers. Burgess Louis A. Haluska, after presenting his certificate of election, and oath of office administered the oath of office as Councilman to Theodore Ott, William J. McLaughlin and Albert Yahner. Followed a roll call with the following members present: Councilmen Blatt, Nehrig, Little, Ott, Yahner and McLaughlin.

John E. Thomas was requested to act as temporary Secretary to record the action until a secretary could be elected. Burgess Haluska declared that nominations were in order for a President of Council and nominations would be held open for one minute. Mr. Yahner nominated Mr. Ott. Mr. Blatt nominated Mr. Little. Mr. Little withdrew his name from the nominations. Mr. Nehrig nominated Mr. Blatt. Burgess Haluska declared the nominations were now closed and inquired as to the wishes of Council regarding the method of voting for the President and other officers. Upon motion by McLaughlin, seconded by Yahner, it was voted that the election be by secret ballot. Burgess Haluska appointed Councilman Little as the acting secretary to count the ballots. The ballots were counted and after inspection the Burgess declared a tie of three votes each for Blatt and Ott and instructed that another vote be in order. The second ballot was counted by the tally and after inspection the Burgess declared the result to be a tie of 3 votes for each of the candidates and advised Council that such being the case it was his duty to vote. The Burgess cast his vote for Mr. Ott and declared Mr. Ott to be elected, there being 4 votes for Mr. Ott and 3 votes for Mr. Blatt.

Burgess called for nominations for a Borough Secretary. Mr. Nehrig nominated John E. Thomas. Nomination seconded by Mr. Little. Upon motion by Ott, seconded by Nehrig it was voted that as there were no other nominations for Borough Secretary that John E. Thomas be re-elected as Secretary for the ensuing term of two years.

The reorganization of Council being completed Burgess Haluska retired from the chair and the President of Council, Mr. Ott, was seated. President Ott declared that nominations were in order for the various offices of the borough.

McLaughlin nominated V. J. Bender for Chief of Police. Nomination seconded by Nehrig. As an application had been received for Chief of Police from J. W. Powis, it was properly moved and seconded that this application be recorded, nominating J. W. Powis. The ballots were gathered and counted by the tally and after inspection President Ott declared V. J. Bender to be re-elected as Chief of Police for the ensuing term of two years.

McLaughlin nominated Martin Good

for street commissioner. There being no other nominations, upon motion of Nehrig, seconded by Blatt, it was voted that Martin Good be re-elected for the ensuing term of two years. McLaughlin nominated Dennis Kirkpatrick for Assistant Street Commissioner. There being no other nominations—upon motion by Nehrig, seconded by Yahner, it was voted that Dennis Kirkpatrick be re-elected for the ensuing term of two years.

Yahner nominated Joseph Short for Water Works Operator. Nehrig seconded the nomination. There being no other nominations, upon motion by Blatt, seconded by Little, it was voted that Joseph Short be re-elected for the ensuing term of two years.

Blatt nominated Andrew Senita, Jr. as Borough Treasurer. Nomination seconded by McLaughlin. There being no other nominations, upon motion by Little, seconded by Yahner, it was voted that Andrew Senita Jr. be re-elected for the ensuing term of two years.

McLaughlin nominated Charles Hasson as Borough Solicitor. Nomination seconded by Blatt. There being no other nominations, upon motion by Little, seconded by Blatt, it was voted that Charles Hasson be elected for the ensuing term of two years.

Followed discussion on the question of salaries and the matter was left to the members of Council to consider as a committee until the next regular meeting at which time action would be taken to fix the salaries of all employees of the Borough together with the salaries of the paid officials.

Mr. Walter E. Noonan, chairman of the Defense Council, was present and requested that Council approve the application of the Governor of the Commonwealth to appoint fifteen persons as Volunteer Emergency Police Officers, in accord with the Act of July 18, 1917, and designate the official of the borough empowered to execute the proper forms. Upon motion by Little, seconded by Nehrig, Burgess Haluska was so authorized, to sanction the applications for volunteer police officers. Mr. Noonan also requested that an inventory of all borough tools, pipe and supplies, etc., be made as required by the Pennsylvania State Council of Defense. The Secretary was instructed to complete such an inventory as soon as possible.

In accord with regular procedure the various committees were appointed by President Ott.

A preliminary draft of By-Laws to govern the actions of Council was read at this time. After consideration, upon motion by McLaughlin, seconded by Blatt, it was voted that the By-Laws be brought to the attention of the Borough Solicitor and a copy be presented to each Councilman. The By-Laws to be further considered at the next regular meeting of Council.

Discussion followed on the matter of the Patton Borough Swimming Pool and Recreation Center. President Ott advised Council that the affairs of the Swimming Pool and Recreation Center could be handled in either of two ways: First, by the Borough Council as a governing body, or by passing a resolution authorizing the Burgess to appoint a recreation commission. This commission to consist of members. The Burgess must appoint to the commission at least two members of the school board. Terms of office as members of the commission to be: one member appointed for one year, one for two years, one for three years, one for four years and one for five years. As each member's term expires, his successor to be appointed for a term of five years. Both methods or plans being prescribed by Pennsylvania Borough Law, and being optional to Council.

No definite action on the matter was indicated at this time. The Burgess was requested to contact the Patton Joint Swimming Pool Committee and discuss the matter with this body, and advise council of their opinion or desires.

Upon motion the minutes of the last regular meeting of Council were read and approved.

The minutes of the last meeting were approved with the understanding of Council that a resolution affecting the matter of the Burgess' compensation could not be binding on any settlement of this matter after a reorganization of Council.

Under old business disclosed by the reading of the minutes of the last meeting was the matter of a new chlorinator for the borough filtration plant. Followed a letter on the matter from Edward C. Trax, the Borough Chemist and Bacteriologist. Upon motion by Blatt, seconded by Yahner, it was voted that bids will be received on a new chlorinator until January 16th, 1942, at which time Council will meet in special session to purchase a new chlorinator.

Discussion followed on the matter of the Patton Joint Swimming Pool Committee. Upon motion by Yahner, seconded by McLaughlin it was voted the committee was to continue its activities in connection with the Recreation Center WPA Project and a list of materials, fixtures, etc., needed to complete the project be made for the approval of Council. Purchase of regular supplies to be continued by the Committee until such time as the new Recreation commission is appointed.

Council was advised at this time that the snow plow now on order had not been received and that no definite shipping date was indicated.

The street committee was instructed to investigate the need for a stop sign at the intersection of Palmer and Beech avenues near the Borough line. The Burgess and chief of police were instructed to contact Mr. Conrad of the Highway Department and arrange to have all parked motor vehicles removed from the various borough streets at such times as the highway department snow plows are operating, so as not to obstruct or hinder proper snow removal.

The matter of the Parabaugh tax case was again brought before Council upon motion by Little, seconded by McLaughlin, it was voted to table the matter until a later meeting of Council.

The secretary reported that the following funds were received and deposited in the borough treasury, Andrew Senita, Borough treasurer:

Percentage of foreign fire insurance premiums, \$609.52.
Compensation insurance dividend, \$40.07.
Returned taxes from Emlyn Jones, County Treasurer, \$2,308.14.
Fines and licenses, \$17.00.
Fire hose purchase refund, \$30.00.
The action was approved and the Secretary instructed to draw a Borough Order payable to the Patton Fire Company Relief Association in the amount of \$609.52 for the Foreign Fire Insurance Premiums.

Followed a discussion on the matters of the dangers involved in children crossing on Palmer avenue. The matter was referred to the street committee for investigation and to report their findings at the next regular meeting of council.

Upon motion by Yahner, seconded by Nehrig the street commissioner was instructed to have the section of Fifth Avenue from Beech to Palmer and that section of Palmer avenue from 6th avenue to 5th avenue ashed so as to permit safe traffic when these sections become slippery and also instructed to have slippery sections around and near various churches ashed on Sundays. The Street Commissioner was also instructed to remove the Coasting signs from Fifth Avenue.

The secretary was instructed to note the receipt of an insurance policy for the GMC LaFrance Fire Truck.

Discussion followed on the Street-Lighting Program and the matter was tabled for a later meeting of Council. The secretary was instructed to prepare a tentative budget for the inspection of Council based on the past year's regular expenditures.

Upon motion of Blatt, seconded by Little, the bills were read and ordered paid.

Upon motion by Blatt seconded by Little it was voted that there being no other business Council is adjourned.

THE WAGE - HOUR LAW

COMPUTING OVER-TIME RATES
Salaried employees, whether they are paid by the week or month, are entitled to over-time compensation under the Fair Labor Standards Act. When the salaried employee has a regular workweek set by agreement or custom, the hourly rate remains unchanged, even in weeks where over-time is worked.

Example: Henry receives \$80 per month and his regular workweek is 40 hours set by agreement or custom. His weekly earnings are found by translating the monthly salary to an annual salary (80 x 12 equals \$960) and dividing by 52 (\$960 divided by 52 equals \$18.46). Therefore, his weekly salary is \$18.46 and his hourly rate 46 cents (\$18.46 divided by 40). If he works 50 hours in any week, he should be paid \$25.30 or \$6.90 additional (40 x .46 plus 10 x .69).

In the instance of a salaried worker whose hours fluctuate from week to week, the hourly rate varies accordingly.

Example: Mary is paid \$15 a week,

but works a different number of hours each week. Her hourly rate for each week is determined by dividing hours worked into her weekly salary. In a week that she works 50 hours her regular hourly rate is 30 cents. Since she has already been paid for 50 hours at straight time, she is entitled to the additional half time for 10 hours or \$1.50 (10 x .15).

Additional information may be obtained by writing Wage & Hour Division, U. S. Dept. of Labor, at 1215 Widener Bldg., Pittsburgh, Pa.

LEGAL NOTICES

NOTICE

The School Board solicits quotations on the school supply requirements for the term of 1942-43. Quotations and samples must be in the hands of the Secretary on or before January 31, 1942. Requisitions may be secured from the Secretary of the Supervising Principal. The Board reserves the right to reject any or all quotations.

PATTON BORO SCHOOL BOARD,
Ellen C. Dietrick, Secretary J29

LIBEL IN DIVORCE.

Alex Kush vs. Anna Fogan Kush.
In the Court of Common Pleas of Cambria County, Pennsylvania. No. 264 December Term, 1941.

To the Respondent Above Named:
The subpoena and alias subpoena in above case having been returned No Est Inventus you are notified to be at the Court of Common Pleas of Cambria County, Pennsylvania, on the First Monday of March, 1942, to answer the complaint of the Libellant.

PAT FARRELL, Sheriff,
Sheriff's Office, Ebensburg, Pa. 3t

CONTROLLER'S OFFICE.

Ebensburg, Pa., January 7, 1942.
SEALED BIDS: Up until 2 o'clock p. m., Monday, January 26, 1942, sealed bids will be received at the office of the County Controller for the following materials to be delivered to the County Home and Juvenile Home farms as directed:

- (1) 21 tons 0-10-10 Fertilizer.
- 6 tons 5-10-5 Fertilizer.
- 7½ tons 3-12-6 Fertilizer.
- 13 tons 4-8-8 Fertilizer.

The above fertilizers to be in good mechanical condition in 125-pound burlap sacks. Same to be bid as a whole rather than by the ton.

- (2) 72 tons finely pulverized lime stone in paper sacks.
- 2 tons Hydrated lime in paper sacks.

The above lime to be bid as a whole.
(3) 300 pounds Rotenone dust.
Bids to include cost of delivery.

Further specifications and bid proposal sheets may be had at the office of the County Commissioners.
The right is reserved by the County Commissioners to reject any or all bids.

Envelopes containing bids should be marked "FERTILIZER AND LIME FOR CAMBRIA COUNTY."
DENNIS L. WESTRICK,
County Controller.

EXECUTOR'S NOTICE.

In the Estate of Mirabell or Myrabell Kline, of the Borough of Patton, County of Cambria, and State of Pennsylvania, deceased.

Notice is hereby given that Letters Testamentary in the Estate of the above named decedent have been granted to the undersigned. All persons indebted to said Estate are requested to make payment, and those having claims or demands against the same will make them known without delay to:

CHARLES P. KLINE, Executor,
Patton, Pa.
N. A. Malloy, Attorney for
Executor, Carrolltown, Pa. 6t

PRIVATE SALE OF REAL ESTATE

In the Orphans' Court of Cambria County, Pennsylvania.

In the Estate of Charles F. Gill, deceased, late of Chest Township, Cambria County, Pennsylvania.

To the heirs, legatees, creditors and other persons interested in said Estate:

Notice is hereby given that Isabel Gill Berry, Executrix of said decedent's Estate, has filed in the Office of the Clerk of the Orphans' Court of Cambria County his petition praying for an order of sale of said real estate of the said decedent, situate in Chest Township, Cambria County, Pennsylvania, bounded and described as follows:

All that certain piece, parcel or tract of land situate in the Village of St. Lawrence, Chest Township, Cambria County, Pennsylvania, containing three and two tenths (3.02) acres bounded on the North by lands of George Warner Estate and Ross Hiner, and the road leading from Coalport to Patton; and on the East by land of Joseph Drass; on the South by land of Leo Dietrick; on the West by land of Louis Lechene, as particularly described in the petition to Court. Having erected thereon a frame

dwelling house and outbuildings.

At private sale to Herman Cronauer for the sum of \$600.00 in cash, for the payment of the decedent's debts. If no exceptions are filed thereto or objection made to granting the same, or a higher and better offer received, the Court will be asked to take action upon the petition on Monday, the 19th day of January, 1942, upon the call of the current motion list.

Inquire of:
CHARLES HASSON,
Attorney for Petitioner,
Ebensburg, Pa.
Or: Isabel Gill Berry, 184 State Street Corning, New York.

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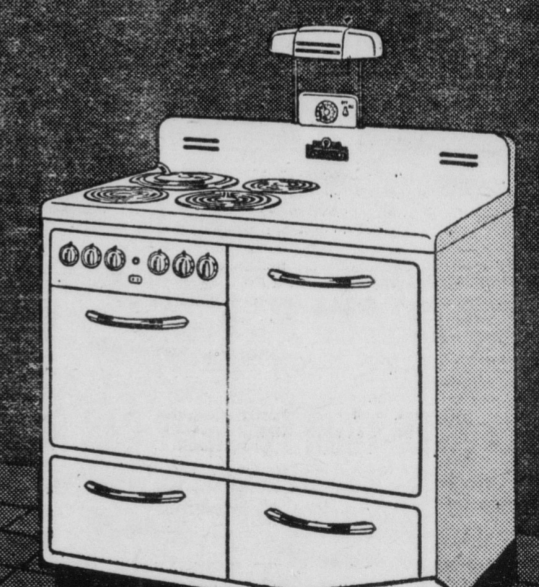
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