

**Summit Hill Borough Council**  
**November 1, 2010, 6:30 p.m., Borough Hall**

The special meeting of the Summit Hill Borough for litigation purposes was held at the above date and time with President Joe Weber presiding.

**Roll Call** – President Joe Weber, Vice President John O’Gurek, Mike Alabovitz, Ken Boyd, Harry Miller, Bill Chapman, Michael Kokinda and Solicitor Joseph Matika were in attendance. Mayor Paul McArdle was absent.

Joe Weber called for a short executive session at 6:30 p.m. to discuss possible litigation.

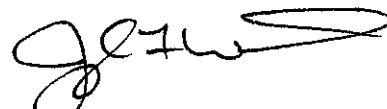
Council entered back into regular session at 6:35 p.m.

1. Atty. Matika said Council needs to make a motion to authorize Atty. Sbrocchi to enter a counter claim against Hoch Mechanical Inc. in the action that they have brought against the Borough regarding the HVAC system. **Motion was made by Mike Kokinda and second by Mike Alabovitz to authorize Atty. Sbrocchi to enter a counter claim against Hoch Mechanical Inc. regarding the HVAC system.** The motion was opened to the floor for comment, none made. Motion carried unanimously by Council.
  
2. Atty. Matika said that Council also needs to make a motion to authorize Atty. Sbrocchi to file a separate action against Western Surety, the bonding company for Hoch Mechanical. **Motion was made by Mike Alabovitz and second by John O’Gurek to file civil action against Western Surety, the bonding company for Hoch Mechanical.** The motion was opened to the floor for comment, none made. Motion carried unanimously by Council.

**Motion was made by Mike Kokinda and second by Bill Chapman to adjourn at 6:39 p.m. until the next regular scheduled meeting of the Summit Hill Borough on November 8, 2010.** The motion was opened to the floor for comment, none made. Motion carried unanimously by Council.



Kira Michalik  
Summit Hill Borough  
Secretary/Treasurer



Joseph Weber  
Summit Hill Borough  
Council President