

Canonsburg Borough Council Meeting
Monday, June 8th, 2015
7:00 PM

CALL TO ORDER:

The meeting was called to order by Mr. Russo at 7:00 pm.

A. **Moment of Silence** called by Mr. Russo

B. **Pledge of Allegiance**

C. **Roll Call**

Paul Sharkady-Present

John Severine-Present

Tim Bilsky - Present

Rich Russo - Present

Fran Coleman - Present

Joe McGarry - Present

John Bevec - Absent

Others Present: Solicitor Mr. Patrick Derrico, Borough Engineer Mr. Harvey Treschow, Canonsburg Borough Manager Mr. Bob Kipp, Mayor David Rhome, Chief of Police Mr. Alex Coghil

GUESTS

Kerry Fox, Re-Development Authority, was on the agenda; however, he was unable to attend the meeting.

Rachel Carroll, Chester Engineer, provided an update on the Canonsburg Authority. A written report was provided to Borough members.

1. Treatment Plant upgrade is still on hold due to litigation. The litigation needs to be resolved before customer municipalities will sign the service agreements to extend the life of the Authority. The service agreements need to match the life of the Authority in order to get financing.
2. Bar Screens- the Authority have been making on site visits to view bar screens. They visited Omaha to view a Vulcan Bar Screen and are scheduling a site visit in Ohio to view a JWC screen, which is what is currently being used. The plant staff has been impressed with the Vulcan screens so far. Bar Screen takes large items out of the flow so they do not get in the plant and treated, such as rags.
3. Tap Ban- the Tap ban has been lifted based on the Chapter 94 Report. The DEP is satisfied that the overload the plant had seen was not a true overload but a problem with the metering. However, the Chapter 94 report projects out flow for the next five years, and based on that projection, it appears the plant will be over its limit for flow.
4. Digester Rehabilitation Project- contractors are on site, however, the Authority was contacted by a supplier who said they had not been paid by the contractor. The Authority held payment to the contractor until that is resolved. Payment should be by next month.
5. Chartiers Creek Pump Station- pumps are on-site, the contractor is expected to return July 1st, and their work will be completed within the contract timeframe.
6. An Industrial Pre-Treatment Plan is being required by DEP. This is an on-going process that the engineer has been working on. The rules and regulations and fee schedules should be presented at the next CHJSA meeting for adoption.
7. Valve replacement at the plant was not part of the upgrade plan. The Authority pre-purchased the valves and asked Kranick Environmental, who is the contractor on site for the Digester Rehabilitation Project, to install the valves. This will be a change order to the contract. The cost is for labor only.
8. Jet vac truck-plant staff plan to rent in August to vac out the wet wells at the plant and pump stations.
9. Coping stones on the digester covers were dislodged during the winter. The Authority requested a

quote from a masonry contractor; the quote was around \$50,000. The Authority thought this quote was high, so they are going to request additional quotes. If the bids are over the bidding threshold, it will have to be publicly bid. The threshold is between \$10,000 to \$19,000.

10. 186 Taps have been sold.

11. The Authority is starting the process of converting to an Operating Authority.

Mr. Russo discussed voting on a Resolution in July. He asked Council to prepare for the vote and review the information provided to Council.

Mr. Russo inquired about residual odor at the plant in North Strabane and Cecil. Ms. Carroll stated she was not familiar with the plants; she will get an update on this.

PUBLIC COMMENTS:

Wayne DeLuca, General Counsel for Donaldson Supply Company, office number is 412-281-5336. Mr. DeLuca stated he was representing his clients in regards to voting item #9, which was a motion to deviate from Canonsburg Code for hours of operation 7 AM to 6 PM for Donaldson Concrete. Mr. Russo stated there was discussion at last week's Agenda meeting regarding hours of operation. Mr. Russo stated that it may be need to be moved to Zoning. Mr. DeLuca stated it would be very difficult to limit hours of operation from 7 AM to 6 PM based upon the nature of their business and by the nature of the people that buy their product. They operate 15-20 trucks. Many of the builders like concrete on-site before 7AM. He also stated it is a deviation from regulation that is being focused on one employer. Mr. DeLuca stated it is their intent to cooperate; however, they are asking Council to table the vote and to submit to a committee for further review. At this time, they feel this restriction on time limits is unrealistic for the type of business they have as they do emergency work for utility companies.

Mr. Russo stated it was his understanding that they were looking for something new in operating hours and that he did not think they were not restricting them to what has been past practice. Mr. Severine stated it was presented to the Borough that Donaldson's would be operating three shifts. Mr. DeLuca stated that 7AM to 6PM is not the current hours of operation, and the way the motion is written, it is confusing. Mayor Rhome stated there was discussion about hours of operation and Donaldson's need to start operating at one or two in the morning and possible discussion of three shifts. Mr. DeLuca said it is not his client's intent to operate 24 hours. Mr. Russo stated it will be moved to a committee. Mr. Sharkady asked if this would be temporary or permanent. Mr. DeLuca said now is a busy time and winter is a down time. Mr. DeLuca provided his business card to the Solicitor.

PRESIDENT'S COMMENTS:

Will be discussed with Unfinished Business.

Bid Opening for Street and Alley Program:

4 bids total. Bids opened by Mr. Harvey Treschow. Items looked for: Bid Bond, Addendum 1-compliance with immigration policy per federal law. Bids will be checked for accuracy. Mr. Treschow introduced Mr. Kevin Wilmont, Chief Engineer with HMT, who put bids and engineering design together. Mr. Russo referred Borough to review a letter drafted by Mr. Treschow dated May 8th, 2015, regarding the three phases of the project.

1. Morgan Excavating- Bid Bond and Addendum 1 present. Price is \$1,018,098.89. Does not include the 10%

2. Pro-Tech Asphalt Maintenance- Bid Bond and Addendum present. Price is \$1,045,379.14.

3. Peter Caruso and Sons- Price is \$1,152,891.55.

4. Russell Standard- Price is \$1,037,387.38.

The Borough's specific dollars with no contingency is \$1,006,000. This does not include engineering.

Mr. Russo inquired if bids exceed the budget, is it fair to ask for a new bid. Mr. Derrico said the Borough can reject them all. Mr. Severine inquired if the contractors know what the Borough's budget is before submitting a bid. Mr. Treschow stated that sometimes contractors will call for an estimated cost, however, they do not tell the contractors anything. Mr. Severine inquired if the contractors can be informed it is over budget and then re-bid. Mr. Treschow stated they will have to repeat the bid process and this will delay the project. Mr. Derrico stated the cost of materials could change during the process of re-bidding. Discussion continued regarding re-bidding. Mr. Russo stated the bids are 1% off when comparing the low bid. Discussion held on the qualifications and quality of work of the lowest bidder. Mr. Treschow stated that some of the work from contractors can be subcontracted. Mr. Treschow stated there has not been litigation with Morgan, but there have been some issues. Discussion held on the work performance from Morgan. Mr. Russo asked if it was acceptable to not vote on the low bid but the next bid. Mr. Derrico recommended not voting tonight but to move to a committee to see if issues are significant enough to turn down. Mr. Severine inquired about the length of delay by not going with the lowest bidder tonight. Mr. Treschow said that if waiting a month for the re-bid process, it could jeopardize getting the work completed this season. Mr. Russo suggested a special meeting on June 15th, 2015 at 7:00 pm to discuss and vote. Meeting does not have to be advertised. Contractors to be made aware this was tabled.

VOTING ITEMS:

1. Motion to approve Engineer's report of June 1, 2015.

Motion by Mr. Severine to approve Engineer's report of June 1, 2015. Seconded by Mrs. Coleman. All in favor. Motion Carries.

2. Motion to approve CHJSA report of June 1, 2015.

Motion by Mr. Severine to approve CHJSA report of June 1, 2015. Seconded by Mr. Sharkady. All in favor. Motion Carries.

3. Motion to approve the May 11, 2015 Borough Council Meeting Minutes with the amendment to item #6, on page 3 to include a new sentence. "The Main Street banks at the time were Washington Federal and Northwestern."

Motion by Mr. McGarry to approve the May 11, 2015 Borough Council Meeting Minutes with the amendment to item #6, on page 3 to include a new sentence. "The Main Street banks at the time were Washington Federal and Northwestern." Seconded by Mrs. Coleman.

Mr. Severine discussed that the two banks of the Main Street Program not mentioned in the May minutes. Banks added as an addendum to the motion.

All in favor. Motion Carries.

4. Motion to approve extending the Falconi field lease for an additional twenty-five (25) years.

Mr. Derrico stated he had a meeting with Harvey Treschow regarding the lease. Mr. Derrico stated there are 4 to 5 tracks that make up the site. Several are long term leases with the Borough, but there are several pieces that are still owned by the Falconi's that are not dedicated to the Borough. Mr. Derrico stated the Borough can only extend 2 parts of the site. Mr. Treschow and Mr. Derrico stated it has to be reviewed. The old playground is owned by the Falconi's.

Motion tabled. Mr. Treschow to add to this to his Engineer report and Mr. Kipp to notify the other party the motion was tabled.

5. Motion to have handicapped stall for one (1) year at 421 Duquesne Avenue.

Motion by Mr. McGarry to have handicapped stall for one (1) year at 421 Duquesne Avenue. Seconded by Mr. Severine.

All in favor. Motion Carries.

6. Motion to have handicapped stall at 425 Duquesne Avenue.

Motion by Mr. McGarry to have handicapped stall at 425 Duquesne Avenue. Seconded by Mr. Severine.

All in favor. Motion Carries.

7. Motion to ratify (already approved) the Canonsburg Police CBA for 2015-2017.

Motion by Mr. McGarry to ratify (already approved) the Canonsburg Police CBA for 2015-2017.

Seconded by Mrs. Coleman.

Roll Call:

Mr. McGarry-Yes

Mrs. Coleman-Yes

Mr. Bilsky-No

Mr. Severine-Yes

Mr. Sharkady-Yes

Mr. Russo-Yes

Mr. Bevec-Absent

5 Yes, 1 No, 1 Absent. Motion Carries.

8. Motion to hire Mr. Dennis Lamar Cole as a Part-Time Police Officer as per the June 1, 2015

Agenda meeting discussion.

Motion by Mr. McGarry to hire Mr. Dennis Lamar Cole as a Part-Time Police Officer as per the June 1, 2015 Agenda meeting discussion. Seconded by Mrs. Coleman.

Question regarding prior place of employment, which was in McDonald. Question regarding if another employee was still employed, which is not. 1 part time still needed.

Roll Call:

Mr. Sharkday-Yes

Mr. Severine-Yes

Mr. Bilsky-Yes

Mrs. Coleman-Yes

Mr. McGarry-Yes

Mr. Russo-Yes

Mr. Bevec-Absent

6 Yes, 1 Absent. Motion Carries.

9. Motion to table the deviation from Canonsburg Code for hours of operation 7Am to 6PM for Donaldson Concrete.

Motion by Mr. Bilsky to table the deviation from Canonsburg Code for hours of operation 7Am to 6PM for Donaldson Concrete. Seconded by Mr. Sharkday.

All in favor. Motion Carries.

10. Motion to waive Ms. Cindy Davis ZHB hearing fee.

Motion by Mr. Bilsky to waive Ms. Cindy Davis ZHB hearing fee. Seconded by Mr. Severine.

Fees are \$350 total. Mr. Severine stated that if a fee is waived for one it will open up others to ask for the fee to be waived. Fee amount discussed, however, the \$350 is what is charged. Mr. Bilsky stated the signs are Freedom of Speech.

Roll Call:

Mr. McGarry-Yes

Mrs. Coleman-No

Mr. Bilsky-Yes

Mr. Severine-No

Mr. Sharkady-Yes

Mr. Russo-No

Mr. Bevec-Absent

3 Yes, 3 No, 1 Absent

Mayor decision: No vote, stating tax payers should not be a part of it.

Motion not carried.

11. Motion to make 400 Block of Giffin One Sided Parking, South Side

Motion by Mr. Severine to make 400 Block of Giffin One Sided Parking, South Side. Seconded by Mr. Bilsky.

Roll Call:

Mr. Sharkady- Yes
Mr. Severine-Yes
Mr. Bilsky-Yes
Mrs. Coleman-No
Mr. McGarry Abstain
Mr. Russo-Yes
Mr. Bevec-Absent

4 Yes, 1 No, 1 Abstain, 1 Absent. Motion Carries.

12. Motion to make 500 Block of Giffin One Sided Parking, South Side

Motion by Mr. Severine to make 500 Block of Giffin One Sided Parking, South Side. Seconded by Mr. Bilsky.

Roll Call:

Mr. McGarry-Abstain
Mrs. Coleman-No
Mr. Bilsky-Yes
Mr. Severine-Yes
Mr. Sharkady-Yes
Mr. Russo-Yes
Mr. Bevec-Absent

4 Yes, 1 No, 1 Abstain, 1 Absent. Motion Carries.

13. Motion to table the awarding of the 2015 Street and Alley Program until June 15, 2015.

Motion by Mr. McGarry to table the awarding of the 2015 Street and Alley Program until June 15, 2015. Seconded by Mr. Severine.

All in favor. Motion Carries.

MAYOR'S REPORT:

- Monthly report reviewed

1. Scott Way- The Mayor met with Mrs. Coleman and Mr. McGarry, they recommend continuing with one way as it is during the 90 day trial period.
2. Duquesne Avenue- Mr. Severine and the Mayor suggest making one way due to when coming off First Street and going up Duquesne, there is no vision of what is coming up Duquesne. The 400 block of Duquesne is currently on a 90 day trial, until July 13th, for one sided parking (South Side). Recommendation is from Second Street to First Street to Duquesne to make one way for a 90 day trial. Residents will be given a thirty day notice of the 90 day trial for One Way on Duquesne, which will begin in July.
3. 500-600-700 block of Franklin making that one sided parking. Letters of notification to be sent.
4. Offer from Donaldson family to pay for road way repairs for part of Murdock Street. Discussion held on safety issues, permits, utilities ect. Mr. Russo stated that first it would have to go through the engineering process, will have to meet specifications that HMT provides, and may need a performance bond. There will be a cost to engineer the project, Mr. Severine to discuss with Donaldson family.
5. Additional enforcements for a family that addressed Council last week with some issues. The Chief of Police did provide additional enforcements; a car not parked properly was the only item identified. No complaints of loud music. Additional discussion held about one piece of equipment that was not insulated, Tommy Lawrence to follow -up. Discussion about wiring of a security camera. Lum's to provide an estimate for the wire, approximately \$300.

6. The Canonsburg Armory requesting a permit to host a Motor Cross Event fundraiser for the armory to raise \$200,000 to finish the first floor. This project would allow the armory to continue children mentoring programs. Streets discussed for the event, Greenside to Central on Pike for 8 hours. The Mayor stated the people are professionals, bonded, insured and it is part of their ministry to participate in fundraisers. This group is willing to meet with the Borough to discuss the specifications required for such an event. The Mayor stated he would check with the Commonwealth to see if a permit is needed, Mr. Kipp to assist. Mr. Russo stated he would have to see a letter/permit from the state first. Another option mentioned was utilizing the roadway on South Central and blocking off at Elm Street.

Motion for Scott Way to be one way for a 90 day trial period retroactive to May 1, 2015.

Mr. Severine made a motion for Scott Way to be one way for a 90 day trial period retroactive to May 1, 2015. Mrs. Coleman seconded the motion.

Roll Call:

Mr. Sharkady-No

Mr. Severine-Yes

Mr. Bilsky-No

Mrs. Coleman-Yes

Mr. McGarry-Yes

Mr. Russo-Yes

Mr. Bevec-Absent

4 Yes, 2 No, 1 Absent. Motion Carries.

FINANCE REPORT:

Mrs. Coleman reported all bills and invoices were reviewed and ready for approval.

1. General Fund

2. Waste Water Plant Operations

3. Garbage Service

4. Fireman Allocation

5. I & I

6. Capital Projects.

Motion by Mrs. Coleman to approve the bills. Seconded by Mr. McGarry.

Question regarding a Cypher and Cypher bill for \$6,000. Mrs. Coleman stated it was an invoice from a 2013 annual audit.

Roll Call:

Mr. McGarry-Yes

Mrs. Coleman-Yes

Mr. Russo-Yes

Mr. Bilsky-Yes

Mr. Severine-Yes

Mr. Sharkady-No

Mr. Bevec-Absent

5 Yes, 1No, 1 Absent. Motion Carries.

Engineer's Report:

None to report

Solicitor's Report:

None

Manager's Report:

None

UNFINISHED BUSINESS:

1. Mr. Treschow discussed Reagon Alley, which is on the paving program. Mr. Derrico and HMT looking into easement right of way agreement. The majority of the alley from Spence and back is a private alley. In 2006, resident's had requested the Borough take over the alley; 12 foot was dedicated but it was increased to 16 feet. However, there is no record at the courthouse or elsewhere that this has been completed. The alley is paved and the Borough takes care of it. Mr. Treschow provided a drawing for Council to review.
2. Mr. Russo mentioned a resident who has been cutting Borough property. This resident does not want paid nor recognition. He hopes the Borough will allow him to take care of it as long as he is able. He is 93 years old. Mr. Sharkady suggested sending this resident a "thank you" letter from the Borough.
3. Mr. Russo stated there will be discussion regarding Re-Development projects with Kerry Fox and allocating CBG money if agreeable. The area of concentration is between Little Caesar's and McMurray Dry Cleaning. Several homes in that area were not attended to in the past. If landowners are agreeable, it could be a possible re-development project.

NEW BUSINESS:

Mr. Severine inquired if mileage was recorded on the other police patrol cars. Mr. Coghill stated that historically the two main police patrol car mileage logs were reported in the monthly report, however, all mileage is recorded daily.

RESOLUTIONS AND ORDINANCES:

None

EXECUTIVE SESSION:

None

ADJOURNMENT

Mr. McGarry made the motion to adjourn the meeting at 8:43 pm. Seconded by Mr. Bilsky. Meeting adjourned at 8:42 pm.

Submitted by: Michelle LoBello