

BOROUGH OF CANONSBURG
REGULAR COUNCIL MEETING
JUNE 8, 2009

I. CALL TO ORDER:

The meeting was called to order by Mr. Caruso at 7:00 P.M.

II. MOMENT OF SILENCE:

III. PLEDGE OF ALLEGIANCE:

IV. ROLL CALL:

Present:

Paul Sharkady, Jean Popp, Allen J. Williams, Richard Russo, Joseph Milioto, Ronald Cianelli, George Coleman, and Daniel Caruso, Jr.

Others Present:

Assistant Borough Manager Denise Lesnock, Engineer Harvey Treschow, Attorney Patrick Derrico, and Mayor Anthony Colaizzo

Absent:

Borough Manager Terry Hazlett and Steve Lucas

V. VOTING ITEMS:

A. Approval of Minutes

Mrs. Popp motioned to approve the May 11, 2009 Canonsburg Borough Council Meeting minutes.

Mr. Sharkady seconded the motion.

The motion was passed unanimously.

B. Approval of Addendum to Police Contract

Mr. Russo moved to approve addendum to the 2007-2009 Canonsburg Police Contract.

Mr. Sharkady seconded the motion.

ROLL CALL ON THE MOTION:

Steve Lucas	Absent
Paul Sharkady	Yes
Jean Popp	Yes
Allen J. Williams	Yes
Richard Russo	Yes
Joseph Milioto	Yes
Ronald Cianelli	Yes
George Coleman	Yes

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Daniel Caruso, Jr. Yes

RESULTS OF THE MOITION: Eight Yes, Zero No, One Absent. Motion carried.

C. Approval of Agreement between Canonsburg Borough and Stoehr Development Group, Inc.

Mr. Milioto updated Council on what transpired in reference to this matter at the Planning Commission Meeting held Thursday, June 4, 2009.

He informed Council that the Planning Commission was offering **NO OPINION AT ALL** concerning the Stoehr Development because no one was in attendance to present anything about the Agreement. (See attached Planning Commission Meeting minutes.)

Mr. Milioto read a letter Mr. Russo gave him tonight from the Redevelopment Committee. This letter is from the Stoehr Development Group addressed to Krrry Fox of the Washington County Redevelopment Authority. It reads as follows:

“Dear Mr. Fox:

Please consider this letter as a commitment from Stoehr Development Group, Inc. to consider title maintenance for the road segment terminating into a cul-de-sac on our property located at 135 Meadow Lane, Canonsburg, PA to the Borough of Canonsburg. As indicated by Borough Manager Terry Hazlett’s letter dated 2-15-08, the Borough will assume full responsibility and maintenance of the road once the construction is completed meeting all the Borough Codes, Regulations, and Ordinances.

(Signed): David Stoehr”

Mr. Milioto asked Attorney Derrico if this letter would be sufficient. Attorney Derrico informed him that it was sufficient.

Mr. Milioto moved to approve an Agreement between Canonsburg Borough and Stoehr Development Group, Inc. for dedication and acceptance of extended portion of Four Coins Drive (which includes the extension of Four Coins Drive in addition to the road with the

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cul-de-sac).

Mr. Russo seconded the motion.

ROLL CALL ON THE MOTION:

George Coleman	No
Ronald Cianelli	No
Joseph Milioto	Yes
Richard Russo	Yes
Allen J. Williams	Yes
Jean Popp	Yes
Paul Sharkady	No
Steve Lucas	Absent
Daniel Caruso, Jr.	Yes

RESULTS OF THE MOTION: Five Yes, Three No, One Absent. Motion carried.

D. Resolution – Placement of Banners by Canonsburg United Presbyterian Church

Mayor Colaizzo recommended that the following conditions should be added:

1. Dates should be included in Resolution;
2. Resolution should include signature line for the Mayor; and
3. A certificate of insurance must be supplied to the Borough.

Mayor Colaizzo was in favor of approving this, but he asked Council to remember that the Canonsburg Volunteer Fire Department will be putting up banners for Kennywood, and later on banners will be put up for the Oktoberfest.

Mrs. Popp moved to approve a Resolution concerning placement of two Canonsburg United Presbyterian Church banners on Pike Street, with the following conditions:

1. Include the installation date (June 29, 2009) and the removal date (July 17, 2009) in the Resolution;
2. The Resolution should include a signature line for

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the Mayor; and

3. A certificate of insurance must be provided to the Borough.

Mr. Sharkady seconded the motion.

The motion was passed unanimously.

E. Approval of Manager's Report

Mr. Williams motioned to approve the June 1, 2009 Borough Manager's Report.

Mr. Sharkady seconded the motion.

The motion was passed unanimously.

F. Handicapped Signs

Mr. Coleman has checked into requests for Handicapped Signs at 212 West College Street and 231 Spruce Street, and he has also discussed this with Mayor Colaizzo. Both applicants had all the documentation, the papers were signed by their doctors, and they both warrant Handicapped consideration.

1. 212 West College Street –Limited parking on West College. There is a well-paved alley in the back and a lot of property back there
2. 231 Spruce Street has a well paved alley with a lot of room in the back that can be used. Parking is at a premium on Spruce Street. The Handicapped spaces would be across the street from the home, and parking is a premium for only three or four spaces on that side of the street. These spaces are being utilized by the people who live there, and Mr. Coleman is not sure they have an alley they could use.

Mr. Coleman stated that the Borough is encouraging all residents who have spaces in their alleys to utilize them. His recommendation was to deny these requests.

Mrs. Popp suggested tabling this matter until the July meeting to allow all of Council an opportunity to view the two locations in

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order to make an educated vote.

Mr. Coleman asked Ms. Lesnock to supply a copy of the information to each Council representative going forward.

Discussion was held.

Mr. Milioto moved to support Mr. Coleman's recommendation to deny the requests for Handicapped spaces at 212 West College Street and 231 Spruce Street.

Mr. Williams seconded the motion.

ROLL CALL ON THE MOTION:

Steve Lucas	Absent
Paul Sharkady	Yes
Jean Popp	No
Allen J. Williams	Yes
Richard Russo	Yes
Joseph Milioto	Yes
Ronald Cianelli	Yes
George Coleman	Yes
Daniel Caruso, Jr.	Yes

RESULTS OF THE MOTION: Seven Yes, One No, One Absent. Motion carried.

The Borough Manager will send letters to the applicants informing them of the decision.

G. Canonsburg Library Final Site Plan Third Review

Mr. Milioto informed Council that this matter was reviewed at the Planning Commission Meeting of June 4, 2009 and read the pertinent information. (See attached Planning Commission Meeting minutes.)

NOTE: This information was passed out and reviewed by Council tonight.

Discussion was held.

Mr. Milioto moved to approve the Canonsburg Library Final Third Site Plan Review based upon the applicant complying

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with the conditions of the HMT June 4, 2009 comment letter.
SEE ATTACHED PLANNING COMMISSION MEETING
MINUTES WITH ADDITIONAL DOCUMENTATION/
LETTERS.

Mrs. Popp seconded the motion.

ROLL CALL ON THE MOTION:

George Coleman	Yes
Ronald Cianelli	Yes
Joseph Milioto	Yes
Richard Russo	Yes
Allen J. Williams	Yes
Jean Popp	Yes
Paul Sharkady	Yes
Steve Lucas	Absent
Daniel Caruso, Jr.	Yes

RESULTS OF THE MOTION: Eight Yes, Zero No, One
Absent. Motion carried.

H. Water Company Rates

Mr. Sharkady brought up the fact that Pennsylvania American
Water Company is planning to raise the rates as of June 23rd
and asked if Council is going to do anything about this.

Mrs. Popp has already registered a complaint and will be
testifying, just as she did previously.

Discussion was held.

Mr. Coleman moved that Council send a letter to Pennsylvania
American Water Company and the PUC opposing the rate in-
crease.

Mr. Sharkady seconded the motion.

The motion was passed unanimously.

Mr. Sharkady recommended that, in addition, each Council rep-
resentative send an individual letter opposing the increase.

I. Further discussion was held pertaining to the previous voting
items from the Planning Commission Meeting, conditions, time

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limits, and general procedures that are followed prior to approval.

VI. PUBLIC COMMENTS:

A. Mr. Joseph Dino, of 603 Park Avenue, Telephone Number 724-746-7120, updated Council in reference to ongoing problems he is experiencing with the residents of 701 Water Alley (Mickey Wagner and Shirley Ewaskey).

1. They built a building on Borough property over a year ago and covered an open storm sewer, which will cause damage to his property. Mr. Dino wanted to know whose responsibility it will be when his garage floods again.
2. They put No Trespassing signs up on this unpaved road, which is the only turn-around in the alley. He has been told by the police that he will be arrested if he drives through there, and he has been told he has to have a recent survey made to mark his property. (He has already had three surveys done, but he does not have copies.)
3. Mr. Dino said the Code Enforcement Officer told him that after 20 years they are allowed to claim that property.

Discussion was held and it was decided that (1) Mr. Dino will get the deed to the property to Mr. Russo, (2) Mr. Dino is to come back to next month's meeting for an answer on the storm water, and (3) Mayor Colaizzo will check with Chief R. T. Bell to follow up on the call to the police.

Mr. Caruso informed Mr. Dino that a portion of that road is going to be paved in the near future.

B. Mr. John Salvatore Dino, Jr., of 609 Park Avenue, approached Council pertaining to his boats, trailers, truck and motor home. He was told previously by the Code Enforcement Officer that he

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could cover the boats with nice covers. When a neighbor (Shirley Ewaskey) came down last week and complained, this prompted the call from the Code Enforcement Officer, and everything changed. They now want him to move everything out. Two vehicles are scheduled to be inspected Wednesday. Now he can't keep the motor home there and has to get rid of the trailers. He's not permitted to keep his 14-ft. fishing boat there unless it's in a garage. He has a cement slab and trusses to build a garage, but he doesn't really want to build another garage at this time. Mr. Dino said it isn't easy to turn a 24-ft. motor home around in that area. There are other trailers in the vicinity, and the neighbor who complained has a trailer, but not on her property.

Mr. Dino said he read the Code and asked if they're going to enforce it selectively when there are complaints.

Discussion was held.

Mr. Russo told Mr. Dino that he should not be singled out and advised him to be sure all vehicles are registered, licensed, and inspected.

Mr. Milioto suggested revisiting the Ordinance.

Mr. Russo asked Ms. Lesnock to have the Code Enforcement Officer attend the next meeting.

Mr. Dino said he will move the big trailer off the back of the property after the truck is inspected on Wednesday because he doesn't want to be arrested. Mr. Dino stated he knows there's an alley, but the officer threatened to arrest him for trespassing if he turns the vehicle around. Mr. Dino said it is the Borough's property, but Shirley Ewaskey and Mickey Wagner claimed it. Further discussion was held.

RESOLUTION: Mr. Dino will get the two vehicles inspected, Council will get an interpretation of the Ordinance from the Code Enforcement Officer, it can be discussed at the next Agenda meeting, and Mr. Dino can be notified by phone.

(Mr. Dino's phone numbers: 724-745-3998 and 714-413-2761.)

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In addition, Mr. Cianelli will check out the site tomorrow.

VII. FINANCE REPORT:

A. Presentation of Bills for Approval – Jean Popp

Mayor Colaizzo had some questions after looking over the Budget, which were answered by Ms. Lesnock. They pertained to:

1. Parking Lot Naming Rights Fees
2. Civic Celebration
3. Wages for Main Street Manager

Discussion was held.

Ms. Lesnock stated that the Borough gets reimbursed at the end of the year for her wages. The Borough itself pays her health, dental, and vision. Further discussion was held.

Ms. Lesnock will look into this program to get further information for the Mayor.

Mrs. Popp moved to pay the bills, which include the following:

1. General Fund
2. Waste Water Plant Operations
3. Garbage Service
4. Fireman Allocation
5. Concerts in the Park

Mr. Coleman seconded the motion.

ROLL CALL ON THE MOTION:

Steve Lucas	Absent
Paul Sharkady	Yes
Jean Popp	Yes
Allen J. Williams	Yes
Richard Russo	Yes
Joseph Milioto	Yes
Ronald Cianelli	Yes
George Coleman	Yes
Daniel Caruso, Jr.	Yes

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RESULTS OF THE MOTION: Eight Yes, Zero No, One
Absent. Motion carried.

VIII. UNFINISHED BUSINESS:

- A. Ten Year Street Program – Brought up by Mr. Treschow
Mr. Treschow reviewed this report with Council.
Discussion was held.
It was decided to hold a Work Shop Meeting on Monday,
June 22, 2009 at 7:00 P.M.
- B. Hole Behind Dr. Dobrowski's Office – Brought up by Mrs. Popp
This matter had been brought to Mrs. Popp's attention by Mr.
William Missel.
Ms. Lesnock stated that this is a storm drop that needs repaired.
Tom Lawrence is working on this.

IX. NEW BUSINESS:

- A. Cable Franchise Fee – Brought up by Mr. Cianelli
Mr. Cianelli asked how often negotiations take place with
Comcast.
Discussion was held pertaining to the contract.
Mr. Cianelli suggested notifying Comcast now that the Bor-
ough is not satisfied, rather than waiting two years until the
contract expires.
Ms. Lesnock will send them a letter.
- B. Lights from Greenside Avenue to Jefferson Avenue – Brought up
by Mr. Milioto
Due to the fact that this area is very dark at night, Mr. Milioto
asked Council to investigate getting a reflective shield (pro-
totype) on one of those lights.
Mr. Williams stated that there's a ballast in the lights that
can be turned up to make them brighter. (This was done at
the Rite Aid parking lot.)
Discussion was held pertaining to the State regulations on this.
Ms. Lesnock will call Lum's Electric tomorrow.

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X. ADJOURNMENT:

Mr. Coleman moved to adjourn.

Mr. Milioto seconded the motion.

The motion was passed unanimously.

The meeting was adjourned at 8:50 P.M.

Mary A. Solomon

ATTACHMENTS:

1. Planning Commission Meeting Minutes of June 4, 2009, including
 - A. HMT and Associates, Inc. Letter to the Planning Commission
Dated June 1, 2009
Re: Sixth Subdivision Plan Review – Fort Pitt Business Park –
Subdivision No. 1
 - B. HMT and Associates, Inc. Letter to the Planning Commission
Dated June 1, 2009
Re: Seventh Site Plan Review – Fort Pitt Business Park –
Infrastructure Improvement Project
 - C. Agreement – Dedication and Acceptance of Extended Portion
of Four Coins Drive – Fort Pitt Business Park Subdivision
No. 1 – Revised May 27, 2009
 - D. HMT and Associates, Inc. Letter to Dan Cottrill, Zoning Officer,
Borough of Canonsburg
Re: Canonsburg Library Final Site Plan Review – Third Review