

BOROUGH OF CANONSBURG  
REGULAR COUNCIL MEETING  
APRIL 11, 2011

I. CALL TO ORDER:

The meeting was called to order by Mr. Milioto at 7:05 P.M.

II. MOMENT OF SILENCE:

III. PLEDGE OF ALLEGIANCE:

IV. ROLL CALL:

Present:

Richard Russo, Paul Sharkady, Joseph Graff, Allen J. Williams, Joseph Milioto, Patricia Romano, Fran Coleman, George Coleman, and Michael Kazmarski (who joined the meeting at 7:10 P.M.)

Others Present:

Borough Manager Terry Hazlett, Engineer Harvey Treschow, Attorney Patrick Derrico, Mayor David H. Rhome, and Police Chief R. T. Bell

Absent:

None

V. PRESENTATIONS:

Mayor Rhome read the proclamations honoring the following individuals/organizations:

A. Pennsylvania State Police

Trooper Ray Quiroz

1. Mayor's Law Enforcement Commendation for Assistance in Homicide Investigation (Award presented by Chief Bell)
2. Plaque from Canonsburg Police Department for Dedication and Assistance in Solving Homicide (Presented by Chief Bell)

Remarks by Chief Bell

Remarks by Trooper Quiroz

Captain Sheldon Epstein – Mayor's Law Enforcement Commendation for Exemplary Representation of a Commitment to Highest Standards of Pennsylvania State Police (and Leadership of Troop B) (Presented by Chief Bell)

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Remarks by Captain Epstein

Also present from the Pennsylvania State Police was  
Lieutenant Tracy Futcher.

- B. Canonsburg Business and Professional Women's Club –  
Borough Council and Mayor's Certificate of Appreciation  
(Assisting the Mayor in the presentation were Council  
President Joseph Milioto and Councilwoman Pat Romano)  
The Mayor asked Ms. Janet Ford, President of the BPW, and  
the participants who were with her to come forward.  
(Citation presented to Ms. Ford by Pat Romano)

Remarks by Ms. Janet Ford

- C. Ms. Peg Wilson – Recognition as 2011 Washington County  
Women's Achievement Award Winner as Community Activist  
(Citation presented by George Coleman)

Remarks by Mr. Coleman

Remarks by Ms. Wilson

Mr. Coleman informed Mayor Rhome that Mr. Williams and  
he are going to ask Council tonight to make next Monday  
Peg Wilson Day in Canonsburg.

- D. Canon-McMillan Wrestling Team – Proclamation by Mayor  
and Council Recognizing 2010-2011 CM Varsity Wrestling  
Team

Mayor Rhome asked Council President Joseph Milioto and  
Councilman A. J. Williams to come forward.

1. Head Coach Chris Mary and Assistants – Glenn  
Haines, Jason Cardello, and Pat Hudock  
Members of Wrestling Team  
(Presentation made to Mr. Mary by Mr. Williams)  
Remarks by Mr. Williams  
Remarks by Mr. Milioto  
Remarks by Head Coach Chris Mary
2. Citations to Individual Wrestlers  
Colton Shorts (103 pounds)

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Connor Schramm (112 pounds)

Solomon Chishko (130 pounds)

Nick Catalano (145 pounds)

Cody Klempay (Heavyweight)

Dario Dobbins (135 pounds)

(Citations presented by Mr. Williams)

VI. OTHER BUSINESS:

A. Mr. Williams requested the following days as Special Days in the Borough of Canonsburg in recognition of recipients honored tonight:

1. Monday, April 18, 2011 – Peg Wilson Day
2. Monday, April 25, 2011 – Pennsylvania State Police Day
3. Wednesday, April 20, 2011 – Canonsburg Business and Professional Women's Day
4. Wednesday, April 27, 2011 – Canon-McMillan Wrestling Day

Mr. Coleman motioned to approve the Special Days as outlined above by Mr. Williams.

The motion was seconded by Mr. Williams.

The motion was passed unanimously.

VII. PUBLIC COMMENTS:

A. Ms. Theresa Matusca, of West College Street, said she had approached Council earlier this year in reference to Strawberry Alley. With her tonight were other residents who have driveways and garages that face Strawberry Alley and have an interest in seeing that it gets repaired. A few holes have been patched, but they are looking for complete renovation of the alley.

Mr. Milioto stated that Council has not at this time discussed or appropriated any money outside of the CBG funding for any roadways to be done in Canonsburg this year. This is an issue that will be discussed in the future.

NOTE: SEE PAGE 10, ITEM XIV-A for additional Public Comments.

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VIII. PRESIDENT'S COMMENTS:

Mr. Milioto had no additional comments at this time.

IX. VOTING ITEMS:

A. Approval of Minutes – March 14, 2011

Mr. Kazmarski motioned to approve the minutes of the Regular Council Meeting of March 14, 2011.

Mr. Williams seconded the motion.

The motion was passed unanimously.

B. Motion to Approve Actuarial Study of Police Pension

Mr. Graff moved to approve an actuarial study of the Police Pension, with the cost to be absorbed by the Police Pension.

Mrs. Romano seconded the motion.

ROLL CALL ON THE MOTION:

Richard Russo	Yes
Paul Sharkady	Yes
Joseph Graff	Yes
Allen J. Williams	Yes
Patricia Romano	Yes
Fran Coleman	Yes
George Coleman	Yes
Michael Kazmarski	Yes
Joseph Milioto	Yes

RESULTS OF THE MOTION: Nine Yes, Zero No. Motion carried.

C. Motion Pertaining to Subcontracting Police Work

Mr. Kazmarski motioned to subcontract police work for \$50 per hour in 2011, \$52.50 in 2012, and \$55 in 2013, and to approve a specific three-year contract between the Borough and Canon-McMillan School District for police subcontracting at those rates.

Mr. Graff seconded the motion.

Remarks: Mr. Sharkady stated that last week Council discussed meeting with Canon-McMillan School District to discuss the

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terms for police officers working down there. No mention had been made about the amounts or anything else.

Mr. Milioto asked if Canon-McMillan had raised any objections to the contract.

Mr. Hazlett replied that they did not.

Mr. Milioto stated that if Canon-McMillan disagrees with this, they can refuse the offer.

Mr. Sharkady felt they should be paid a flat fee of \$200 per day, and for the playoffs there should be a \$250 flat fee per officer per each game.

Mr. Williams said he thought these were general subcontracting rates that would apply to the utility companies also.

Mr. Hazlett explained that the first part of the motion is meant for the utility companies, and the second part is specifically for Canon-McMillan.

ROLL CALL ON THE MOTION:

Michael Kazmarski	Yes
George Coleman	No
Fran Coleman	Yes
Patricia Romano	Yes
Allen J. Williams	Yes
Joseph Graff	Yes
Paul Sharkady	No
Richard Russo	Yes
Joseph Milioto	Yes

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

D. Motion to Have Solicitor Prepare Documents

Mr. Graff motioned to have the Solicitor prepare documents to include administration costs of \$15 for parking and code violations that results in a magistrate hearing.

Mrs. Coleman seconded the motion.

Remarks: Mr. Sharkady asked for an explanation.

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Mr. Milioto explained that the reason the fee is being added is for the time incurred by the meter person and code enforcement person for attending the hearings.

Attorney Derrico further explained that the fees do not go to the individual; they go back to the Borough.

ROLL CALL ON THE MOTION:

Richard Russo	Yes
Paul Sharkady	No
Joseph Graff	Yes
Allen J. Williams	No
Patricia Romano	Yes
Fran Coleman	Yes
George Coleman	No
Michael Kazmarski	No
Joseph Milioto	Yes

RESULTS OF THE MOTION: Five Yes, Four No. Motion carried.

E. Motion to Accept Resignation of Police Officer

Mr. Williams motioned to accept the resignation of Police Officer Nate Terling, effective April 11, 2011.

Mr. Graff seconded the motion.

ROLL CALL ON THE MOTION:

Michael Kazmarski	Yes
George Coleman	Yes
Fran Coleman	Yes
Patricia Romano	Yes
Allen J. Williams	Yes
Joseph Graff	Yes
Paul Sharkady	Yes
Richard Russo	Yes
Joseph Milioto	Yes

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RESULTS OF THE MOTION: Nine Yes, Zero No. Motion Carried.

F. Motion to Hire Police Officer

Mayor Rhome stated that he has presented on behalf of Chief Bell, Deputy Chief Coleman, and the Mayor to the Civil Service Commission and Councilman Coleman the name they have selected.

Mr. Coleman reported that the name of the candidate who was selected is James Eckles.

Mr. Coleman motioned to hire James Eckles as a Police Officer per request of the Mayor, Chief of Police, and Deputy Chief of Police.

Mr. Kazmarski seconded the motion.

ROLL CALL ON THE MOTION:

Richard Russo	Yes
Paul Sharkady	Yes
Joseph Graff	Yes
Allen J. Williams	Yes
Patricia Romano	Yes
Fran Coleman	Yes
George Coleman	Yes
Michael Kazmarski	Yes
Joseph Milioto	Yes

RESULTS OF THE MOTION: Nine Yes, Zero No. Motion carried.

G. Motion to Issue Building Permit to Arleo's Pizza Pending Satisfying All UCC Codes (Recommended by Canonsburg Planning Commission)

Mr. Milioto stated that the satisfying of all UCC Codes is not in place and asked Mr. Hazlett to remove this item from the agenda.

NOTE: SEE PAGE 9, ITEM X-B AND PAGE 10, ITEM XIV-A.

X. FINANCE REPORT:

A. Presentation of Bills for Approval – Richard Russo

Mr. Russo motioned for approval of the bills, which includes the following:

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1. General Fund
2. Waste Water Plant Operations
3. Garbage Service
4. Fireman Allocation
5. I & I
6. Capital Projects

Mr. Williams seconded the motion.

ROLL CALL ON THE MOTION:

Richard Russo	Yes
Paul Sharkady	Yes
Joseph Graff	Yes
Allen J. Williams	Yes
Patricia Romano	Yes
Fran Coleman	Yes
George Coleman	Yes
Michael Kazmarski	Yes
Joseph Milioto	Yes

RESULTS OF THE MOTION: Nine Yes, Zero No. Motion carried.

XI. COMMITTEE REPORTS:

A. Public Safety

Mr. Graff read the Fire Department Report. There were 13 calls, and total damages were zero dollars.

XII. UNFINISHED BUSINESS:

A. Sidewalk Issue – Brought up by Mr. Russo

Mr. Russo reported that the Council Representatives of the Second Ward have prepared a letter to send out to the Second Ward constituents in reference to enforcing sidewalk ordinances. They would like all of Council to review the letter for approval at the May Agenda Meeting.

Mr. Coleman made reference to the letter, which he said has been tamed down and is more lenient. It allows for an 18-month grace period

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Mr. Coleman mentioned the condition of the sidewalk in front of the Post Office. He felt that, rather than spending money that might be coming in on renovations, it should be spent on things to protect our citizens.

Mr. Kazmarski mentioned that the Rehab Program and the fact that funding is not available at this time.

Mr. Russo explained that it's annualized. If the people apply now, the process of the waiting list can take from 6 months to perhaps two or three years. Council can confirm names on the list.

Further discussion was held pertaining to funding.

- B. Item IX – G – Building Permit – Brought up by Mr. Williams  
NOTE: SEE PAGE 7, ITEM IX-G AND PAGE 10, ITEM XIV-A  
Mr. Milito explained that the gentleman who wanted to open the pizza shop came to the Planning Commission for informational purposes. Input from the Solicitor and Engineer will be needed if this issue will be addressed at the next Planning Commission Meeting.
- C. Parking Authority Meeting – Brought up by Mr. Graff  
Mr. Graff reported on the Parking Authority Meeting held last week.
  - 1. \$15 Administrative Cost for Parking and Code violations that go to the magistrate  
Discussion was held pertaining to clarification of this matter.
- D. Newly Hired Policeman – Brought up by Mr. Coleman  
Mr. Coleman cautioned Council to look ahead, as budget cuts are coming. He said he is going to be asking Council to request that all departments downsize, stop spending, and make their own internal cuts so that the taxpayers are not gouged again.
- E. Explanation of “No” Votes – Brought up by Mr. Coleman  
Mr. Coleman felt that when Council votes on a motion that results in a 5 to 4 vote, the Council representatives should make comments explaining their votes. Comments were made at

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the Agenda Meeting but not at this voting meeting.

- E. Meter Parking Versus Green Sticker Parking – Brought up by Mr. Coleman

Mr. Coleman thanked the Main Street Manager and the Mayor for their assistance in the parking matter with Humble Carpet. Green stickers are being sold for cars to park in bar parking lots and are outselling the meters. Merchants who pay \$1,100 for free parking spaces for their customers still have to pay for their customers' tickets because people with green stickers are parking in their spots. Mr. Coleman felt that this matter should be addressed.

Mayor Rhome added that as of today, tickets will be given if vehicles are parked in a loading zone for a long period of time.

XIII. NEW BUSINESS;

- A. Need for Stop Signs – Brought up by Mayor Rhome

The Mayor asked Council to vote on installing the second part of a 3-way stop at Joseph and Lucia Drives in order that enforcement can be made through ordinance. This is needed for the safety of the children in that area.

Attorney Derrico stated that, at the Mayor's request, Public Safety can look at this, make a recommendation, and he can then make a correction to the Ordinance.

Mr. Sharkady felt that more than one place in town needs a Stop Sign. He suggested that the police in their patrols can write some down and refer them to Public Safety. Then all the Stop Signs can be installed at one time.

Further discussion was held pertaining to Stop Signs and traffic lights.

XIV. PUBLIC COMMENTS: (CONTINUED FROM PAGE 3, ITEM VII)  
SEE ALSO PAGE 7, ITEM IX-G AND PAGE 9, ITEM X-B

- A. Mr. Lee Sahene stated that he has been trying to put a pizza shop in at Route 980 and First Street since October, 2010. He said they have had numerous conversations with Zoning, misinforma-

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tion from Zoning, and two months after presenting drawings, they were told they had to have architectural drawings.

Mr. Sahene informed Council that they submitted a commercial application for a Building Permit on December 28, 2010. The \$240 check written for this purpose has been cashed.

Mr. Sahene explained what occurred at the Planning Commission Meeting:

If approval of plans is given, can Mr. Sahene be issued a building permit, or would he have to go to the Planning Commission to make a recommendation to Council.

Mr. Sahene stated that they went to the Planning Commission for their opinion, and they voted unanimously that they would recommend it for approval by Council pending that it got approved by HMT's engineer. He said the purpose of going to the Planning Commission was to save time.

Mr. Sahene informed Council that their purpose for being here tonight was the hope that Council approve what the Planning Commission has recommended so that once the Engineer approves the plans, they won't have to wait another month.

Mr. Milioto informed Mr. Sahene that this request is asking Council to pre-approve something that the Engineer has not stamped off on, and this also must be reviewed by an attorney.

Mr. Sahene replied that they have asked Zoning on numerous occasions whether they had any issues with their site plan, and they have not received any response.

Mr. Milioto explained that the site plan would be for the Planning Commission. A Zoning issue would be addressed by the Zoning Hearing Board.

Mr. Treschow asked Mr. Sahene to hold up again what he had in his hand.

Mr. Sahene held up what he thought was the Commercial Building Permit Application, but Mr. Treschow said that it was actually the review of the drawings for the building. Mr. Treschow stated that

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the plan must be completed and approved, and he has not seen the plan yet.

Mr. Sahene informed Mr. Treschow that the plan was submitted March 17, 2011. They received a review of the plan, have submitted a revised plan, and are hoping to receive the second review from the Engineer within a week or so. Mr. Sahene said he was present tonight because the Planning Commission reviewed this, discussed it, and said they would like to recommend a Building Permit be issued once the plan is approved by HMT.

Mr. Treschow explained that the Planning Commission doesn't recommend Building Permit issuance; this is a separate item controlled by the State. The Planning Commission approves site plans.

Mr. Sahene stated that the HMT engineer is okay with the site plan.

Further discussion was held.

No action could be taken tonight by Council.

Mr. Treschow asked Mr. Sahene to come to his office to discuss this matter.

Mr. Russo asked what the Planning Commission voted on at its meeting.

Mr. Milioto replied that if all UCC Code issues are in place, they won't have a problem passing. However, there was also an issue about conditional use. (No attorney was present at the meeting;)

Mr. Milioto said that Planning gave him a conditional recommendation.

Mr. Milioto asked that the engineering, solicitor, and administrative issues be handled before the next meeting.

XV. EXECUTIVE SESSION:

An Executive Session pertaining to personnel began at 8:45 P.M.

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No action was taken after the Executive Session.

XVI. ADJOURNMENT;

The meeting was adjourned at approximately 9:30 P.M.

Mary A. Solomon

ATTACHMENTS:

1. Letter to George Coleman, Chairman of Canonsburg Civil Service Commission from Mayor David H. Rhome, Police Chief R. T. Bell, and Deputy Police Chief Harold Coleman  
Re: Recommendation to hire James Eckles for Police Officer Position
2. Letter to Residents prepared by Second Ward Councilmen Fran Coleman, George Coleman, and Rich Russo  
Re: Sidewalk Issue

