

BOROUGH OF CANONSBURG
REGULAR COUNCIL MEETING
APRIL 8, 2013

I. CALL TO ORDER:

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

II. MOMENT OF SILENCE:

III. PLEDGE OF ALLEGIANCE:

IV. ROLL CALL:

Present:

Richard Russo, Paul Sharkady, Joseph McGarry, John Bevec, Patricia Romano, Timothy Bilsky, and Peter Lucas

Others Present:

Borough Manager Terry Hazlett, Engineer Harvey Treschow, Attorney Patrick Derrico, and Mayor David H. Rhome

Absent:

Joseph Graff, Fran Coleman, Police Chief R. T. Bell, and Road Supervisor Tom Lawrence

V. MAYOR'S REPORT:

Mayor Rhome reported on the following:

- A. Police Department Report for March, 2013
- B. Parking Issue on Colonial Way (SEE NEW BUSINESS, PAGE 10, ITEM XV-A)

The Mayor asked Council to consider the north side of the roadway right at the alleyway as you go down Colonial Way. He said that in the past it has been an honor system for no parking on that side of the roadway. Public Works and the police have asked that it be posted.

- C. Reminder of Upcoming Services
 - April 13th – Electronics Recycling Program – Borough Lot
 - April 25th – Document Shredding Program
 - April 27th – National Take Back Drug Program – Shop ‘n Save Parking Lot
- D. Lincoln Avenue Area and Development in North Strabane Township

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Mayor Rhome reported on the meeting that was held pertaining to this matter.

The Mayor suggested that if Council goes through with this, he would suggest putting money into escrow for a traffic light or an additional study be done to see if that roadway would even be considered for a traffic light, as it is a state highway.

VI. PRESENTATIONS:

Mayor Rhome made presentations to the following:

- A. Society for Preservation and Encouragement of Barbershop Quartets Singing in America (Known now as Barbershop Society) – 75th Anniversary

The quartet entertained those present by singing two songs.

(Applause)

- B. Canon-McMillan Soccer Team and Coaches

Members of the team, coaches, and trainer were individually honored for winning the W.P.I.A.L Championship

(Applause)

- C. Canon-McMillan Wrestling Team and Coaches

- . Members of the team and coaches were individually honored for their State and W.P.I.A.L. Championships.

(Applause)

Mayor Rhome also recognized Assistant Superintendent Scott Chambers.

- D. Borough Manager Terry Hazlett

Mayor Rhome presented a Certificate of Commendation to Terry Hazlett, who has served as Borough Manager and is retiring after eleven years.

(Applause)

VII. GUESTS:

- A. Chester Engineering

Engineer Rachel Mignogna stated that she attended the Canonsburg-Houston Joint Authority's March 28, 2013 meeting on behalf of the Borough. She reported on the following items:

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1. Piper Jaffrey presentation on bonds;
2. Chapter 94 Report and tap restriction;
3. H2O Grant;
4. Phase I Upgrade at the Treatment Plant;
5. Plant Business and
6. Other Business (Approval of Planning Module).

VIII. PUBLIC COMMENTS:

- A. Mr. David Enger, or 647 Gladden Road, made reference to the Mayor's comments in reference to traffic concerns. He said he was saddened that Gladden Road was not included, as traffic is a real danger there. Painted lines are fine, but he felt that the only thing that would deter them is a police cruiser sitting in the driveway. Mr. Enger has talked with two paving companies and had with him a proposal from one of them. In addition, he informed Council that he has a petition going around and is going to get everyone on the street to sign it. In Mr. Enger's opinion, the only thing that will work is a speed bump, as it is there 24/7. Drivers will have to slow down – night or day. The proposal he had with him was for \$700, and the other one that is forthcoming is for a speed bump at a cost of \$1,400. Mr. Bevec informed Mr. Enger that Public Safety is working on this problem. He also told him he could leave the bid but explained that Council can't use it, as a bidding process must be followed. Discussion was held.
- B. Mr. Markus Solobay, of 141 Murdock Street, gave Council an update for the past two weekends in reference to ongoing problems the residents are experiencing because of the club in their neighborhood. He also informed Council that the condescending article in the newspaper about Murdock Street was not taken very kindly by the neighbors. Beer bottles and other types of debris are being thrown in the neighborhood by patrons of the bar. Things have calmed down and are better than they were a

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month ago, but it's not perfect yet. Any help will be appreciated. The Mayor commented on this matter, and discussion was held. Mayor Rhome suggested that this matter be discussed with Chief Bell, Public Safety, and himself behind closed doors.

- C. Mr. Dan Briner, of 140 Murdock Street, also spoke about the issues on Murdock Street. He said he still hasn't had a full night's sleep in a year and a half. He appreciation for what has been done, as well as his concerns about noise, carrying on, screaming matches, all the cars and motorcycles, and people urinating on his place and the neighbor's place.

Mr. Briner stated that anything that can be done to quiet the place down and keep it under control would be appreciated.

Further discussion was held.

Mr. Bevec informed Mr. Briner that this is being referred back to Public Safety.

- D, Mr. Joseph Milioto, of 151 Smith Street, approached Council in reference to last week's meeting and concerns that had been expressed in reference to Ordinance Number 1315. He was under the impression that Code Enforcement was to contact him, but he didn't hear anything. (Joining Mr. Milioto were Ms. Pam Jones and Mr. John Rakoczy.)

Discussion was held pertaining to this inspection Ordinance.

Mr. Russo informed Mr. Milioto that he wasn't present at last week's meeting and didn't get any request for a meeting.

Mr. Russo explained that the intent of the Ordinance, which was to establish a base line when the property is sold in order to establish what is or is not zoned properly, what has or does not have ample parking, and whether it is safe inside. .

Discussion was held pertaining to Sections I and II of the Ordinance.

Mr. Rakoczy, of 104 West Pike Street, asked if he were purchasing a blighted property and Code Enforcement looks at it and decides it's bad, whether they can stop him from buying it.

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Mr. Russo replied that they could not.

- E. Ms. Pam Jones, of 631 Gladden Road, approached Council in reference to the speeding traffic on her street. She asked if the residents would be permitted to put a speed bump in if they raised their own money.

Mr. Bevec answered no, because it's a public road.

Mr. Treschow explained that it's a liability and is public property. There's more to putting in speed bumps than just putting asphalt in the road. There are warning signs, painting warning signals on the road, and the matter of liability is always there.

Discussion was held.

- F. Ms. Mary Lou Caton, of 123 East College Street, informed Council of a problem Friday night when kids were drunk, girls stripped naked, and urinating in the middle of the street, which resulted in the police being called. She said she tried to distance herself from it because Johnny wanted to be cordial neighbors. She got called out of tonight's meeting because Johnny Kosek was at her house causing a ruckus. Ms. Caton went up there to find him as drunk as can be. She said he wouldn't even let her daughter get out the door, and she doesn't even live there any more.

Ms. Caton said that if something isn't done with the boarding house and the tenants, she is going to take this to whatever extreme she needs to take it. She made reference to a statement made a year ago by Mr. Derrico that these people have rights. Ms. Caton wanted to know about the rights of the homeowners down below are.

Mayor Rhome was out of the room at this time, but Mr. Bevec informed Ms. Caton that the Mayor will be informed of this when he returns.

Further discussion was held pertaining to this problem that has been going on for almost thirteen years.

Mr. Bevec said that this will be referred to Public Safety. He

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also suggested that Ms. Caton might want to contact an attorney, as she may have some civil options. He also advised that she call 911 for issues she feels are warranted, and any issues that are not warranted can be taken to Public Safety.

- G. Mr. George Loutsion, of 308 Hutchinson Avenue, informed Council he was present to discuss some outstanding garbage bills for 2011 pertaining to an apartment building he has on Duquesne Avenue that have been turned over for collection. He placed a dumpster at that a building, and over the years the garbage was picked up privately. Mr. Loutsion also has three other properties in the Borough, and garbage bills were paid to Robert Maceiko in the amount of \$2,424.00. When garbage bills were turned over to Jordan Tax Service, they verified that amount but applied it towards the building on Duquesne Avenue in error.

Mr. Loutsion said he was looking for some type of resolution/ Mr. Hazlett explained that if a property has four units, it has to be the Borough's garbage service. Over six units can be handled through private garbage service.

Mr. Bevec asked Mr. Loutsion to work through the office to try to get some sort of agreement to get caught up.

Discussion was held pertaining to Mr. Loutsion's attempts to pay through Jordan Tax and set up a payment plan.

- H. Mr. Richard Lebec, of 634 Woodland Road, said he always thought garbage was a service, but he read in the paper that it is a tax.

Mr. Russo replied that it's an interpretation; he sees it as a service.

Mr. Lebec asked if it's correct that if you're not there, you shouldn't have to pay.

Mr. Russo replied that this isn't true.

Mr. Lebec stated that prior to this it always was true. When Mr. Maceiko sent out the bills and you informed him you

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were not going to be home for three months, he didn't send you a bill.

Mr. Russo replied that perhaps Mr. Maceiko made a deal like that with him, but the Ordinance has always been that you have to pay. However, Mr. Lebec can send a letter to Jordan informing them of the dates he will not be home, and then he will not have to pay.

IX. PRESIDENT'S COMMENTS:

Mr. Bevec said he would like to have an Executive Session pertaining to the options and potential negotiations with Canonsburg-Houston Joint Authority.

X. VOTING ITEMS:

A. Approval of Minutes –Regular meeting

Mr. Sharkady motioned to approve the minutes of the March 11th Regular Council Meeting.

Mr. Russo seconded the motion.

The motion was passed unanimously.

B. Approval of Minutes – Public Hearing

Mr. Bilsky motioned to approve the minutes of the Public Hearing held March 11, 2013.

Mrs. Romano seconded the motion.

The motion was passed unanimously.

C. Motion to Transfer Unassigned Fund Balance

Mr. Russo motioned to transfer unassigned fund balance over \$500,000 to Capital Projects in the amount of \$52,515.72 as of December 31, 2012.

Mrs. Romano seconded the motion.

ROLL CALL ON THE MOTION:

| | |
|-----------------|--------|
| Richard Russo | Yes |
| Paul Sharkady | Yes |
| Joseph Graff | Absent |
| Joseph McGarry | Yes |
| Patricia Romano | Yes |

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| | |
|----------------|--------|
| Fran Coleman | Absent |
| Timothy Bilsky | Yes |
| Peter Lucas | Yes |
| John Bevec | Yes |

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

- D. Reports of Borough Manager and Engineer
Mr. Lucas motioned to approve the Borough Manager and Engineer Reports of April 1, 2013.
Mr. Sharkady seconded the motion.
The motion was passed unanimously.

XI. ENGINEER'S REPORT:

Mr. Treschow reported on the following:

- A. Bove Development in North Strabane Township
Mr. Treschow reported on the meeting pertaining to this matter. He sent an e-mail to Mr. Bove in reference to Canonsburg's concerns before it would ever be considered: Upgrade some roads, study of any impact on South Central and McCoy Way. It has all been discussed with him on the phone, and Mr. Bove is considering coming back to Canonsburg with what he can do.
Discussion was held.

XII. BOROUGH MANAGER:

- A. Bus Service
Mr. Bevec asked Mr. Hazlett if he researched the information pertaining to the request for Borough participation in funding of the bus service.
Mr. Hazlett stated that there are 13 residents a day who use that bus service. The request is for \$14,000.
Mr. Bevec recommended tabling this until budget time.
Discussion was held.
- B. Retiring of Borough Manager
Mr. Bevec, Mr. McGarry, and Mr. Russo commended Mr. Hazlett

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for a job well done.

XIII. FINANCE REPORT:

A. Presentation of Bills for Approval – Mr. Lucas

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

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

Mr. Bilsky seconded the motion.

ROLL CALL ON THE MOTION:

| | |
|-----------------|--------|
| Richard Russo | Yes |
| Paul Sharkady | Yes |
| Joseph Graff | Absent |
| Joseph McGarry | Yes |
| Patricia Romano | Yes |
| Fran Coleman | Absent |
| Timothy Bilsky | Yes |
| Peter Lucas | Yes |
| John Bevec | Yes |

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

XIV. UNFINISHED BUSINESS:

A. Unallocated Monies – Brought Up by Mr. Russo

Mr. Russo said he assumes that because the \$52,515.72 is unallocated, it's going to capital improvements. He has a street project in mind for which he would like to have the funds directed.

Mr. Hazlett replied that it's not allocated, but there are already cost overruns on the building.

B. Temporary Sign at Church – Brought Up by Mr. Russo

Mr. Russo stated that a neighboring constituent asked him about

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the temporary sign at the New Life Church. It has been there quite a long time.

Mayor Rhome has talked with the pastor, who informed him that Mr. Bachner (or the person before him) told him it was okay the way it is now, and they're working towards a permanent structure. Mr. Treschow stated that at last Friday's staff meeting Mr. Bachner brought up the fact that they have applied for a permanent sign. Mr. Hazlett added that he has asked Mr. Bachner for at least three months to push toward a permanent sign.

Mr. Russo asked Mr. Hazlett to follow up on this. If they have applied, take the temporary sign down.

XV. NEW BUSINESS:

- A. Recommendation of Public Safety – Colonial Way
(This was first addressed under the Mayor's Report. SEE PAGE 1, ITEM V-B.)

Mr. Sharkady motioned per the recommendation of Public Safety that Colonial Way from the alleyway to the end of Colonial Way on the north side be posted No Parking at Any Time.

Mr. Bilsky seconded the motion.

ROLL CALL ON THE MOTION:

| | |
|-----------------|--------|
| Richard Russo | Yes |
| Paul Sharkady | Yes |
| Joseph Graff | Absent |
| Joseph McGarry | Yes |
| Patricia Romano | Yes |
| Fran Coleman | Absent |
| Timothy Bilsky | Yes |
| Peter Lucas | Yes |
| John Bevec | Yes |

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

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XVI. UNFINISHED BUSINESS:

There was none.

XVII. EXECUTIVE SESSION:

The Executive Session that was requested by President John Bevec began at 8:50 PM.

XVIII. ADJOURNMENT:

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

Mary A. Solomon