

BOROUGH OF CANONSBURG  
REGULAR COUNCIL MEETING  
OCTOBER 12, 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, Daniel Caruso, Jr. and Steve Lucas (who joined the meeting at 7:55 P.M.)

Others Present:

Borough Manager Terry Hazlett, Engineer Harvey Treschow, Attorney Patrick Derrico, and Mayor Anthony Colaizzo

Absent:

None

V. BID OPENING:

A. 2009 Flood Protection Project for Chartiers Creek – HMT

Mr. Treschow opened the following bids:

1. Standard Contracting, Inc., Canonsburg  
Total Bid Price: \$29,554.50  
10% Bid Bond
2. Investments Enterprises  
Total Bid Price: \$30,285.00  
Check Included for 10% of Bid
3. Slusarczyk Excavating  
Total Bid Price: \$22,105.00  
10% Cash Bond
4. James Manno -- Manno Construction  
Total Bid Price: \$86,226.00  
10% Bid Bond

The bids will be reviewed by the Solicitor, who will make a recommendation by the end of this meeting.

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Mr. Sharkady motioned to approve Slusarczyk Landscaping for the 2009 Flood Protection Project for Chartiers Creek pending approval of the Solicitor.

Mr. Russo 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

RESULTS OF THE MOTION: Eight Yes, Zero No, One Absent. Motion carried. (SEE PAGE 12, ITEM IX – C.)

VI. VOTING ITEMS:

A. Approval of Minutes

Mr. Milioto moved to approve the September 14, 2009 Canonsburg Borough Council Meeting Minutes.

Mr. Sharkady seconded the motion.

Remarks: Mrs. Popp stated that she asked Mr. Hazlett to include the conversation she had at the last meeting when she addressed Mr. Alterio and also the discussion she had with the Mayor later on in the meeting.

The additions as composed and requested by Mrs. Popp are as follows:

**ON PAGE 5:**

AFTER THE THIRD PARAGRAPH, which reads – “Mr. Sharkady felt that a representative of CHJA should be at every Council meeting.”

**ADD: Mrs. Popp asked Mr. Caruso if she could address**

(continued)

**Mr. Alterio**

AFTER THE FOURTH PARAGRAPH, which reads – “Mr. Alterio also felt that someone from Council should attend the Authority meetings.”

**ADD: Mrs. Popp responded to Mr. Alterio concerning a representative of Council at his meeting. She reprimanded Mr. Alterio for the past treatment of the Borough Manager and Mr. Coleman. Mr. Alterio said he was not chairman at that time, but Mrs. Popp said he was present and could have done something about it.**

**ON PAGE 8**

AT THE END OF ITEM C (THIRD PARAGRAPH), after sentence that reads – “Discussion was held.”

**ADD: Mrs. Popp addressed the Mayor and said our people are scared, and they shouldn't be; they need protection. Maybe the Guardian Angels should be brought in. The Mayor left the room.**

The motion was passed unanimously.

B. Motion – Trick or Treat

Mrs. Popp moved to set Saturday, October 31, 2009, from 5:30 P.M. to 7:00 P.M. as Trick or Treat in Canonsburg Borough.

Mr. Coleman seconded the motion.

The motion was passed unanimously.

C. Motion – Adams Avenue Gardens

Mr. Coleman moved to name Adams Avenue Gardens “The Jean Popp Gateway Gardens”.

Mr. Sharkady seconded the motion.

The motion was passed unanimously.

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D. Motion – Contract with Canonsburg U. P. Church

Mr. Coleman motioned to approve a five-year contract with Canonsburg United Presbyterian Church for use of its parking lot.

Mr. Williams 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.

E. Motion – Site Plan – Fort Pitt Business Park

Mr. Milioto moved to approve the final Site Plan for Fort Pitt Business Park.

Mr. Williams seconded the motion.

Remarks: Mrs. Popp stated that Council received information a few minutes ago from Mr. Hazlett. There were certain technical comments and building permits, etc. Mrs. Popp said she needs to know before voting on this motion if the outstanding issues have been settled.

Mr. Treschow explained that this is the approval of the Site Plan.

Mrs. Popp asked if the Planning Commission approved the Site Plan.

Mr. Treschow stated that the Planning Commission approved the original Site Plan in 2007. He said there are very minor modifications to the original plan – an adjustment where the road was. The comments before Council tonight are based on the plans that were presented to HMT on Friday.

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Mr. Treschow reviewed the outstanding comments on the project.  
(A copy of this information is attached to these minutes.)

Discussion was held.

Mr. Milioto said he would like to amend the motion to include all items on the handwritten report from Chalmers McCombs of HMT.

Mr. Williams rescinded his second.

Mr. Milioto rescinded his motion.

Mr. Milioto moved to approve the Final Site Plan for Fort Pitt Business Park including the October 12, 2009 letter from Mr. McCombs which states all comments and requirements from technical comments 1.0 to 2.7 and pending HMT's approval of all points in this letter of October 12, 2009..

Mr. Williams seconded the motion.

Further discussion was held pertaining to the items needed for Final Site Plan approval.

ROLL CALL ON THE MOTION:

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

RESULTS OF THE MOTION: Four Yes, Four No, One Absent. **TIE VOTE – MUST BE BROKEN BY MAYOR. MAYOR COLAIZZO VOTED NO. MOTION DENIED.**

Attorney Derrico stated that the next step would be for this matter to go before the next Planning Commission meeting (first Thursday in November) for their recommendation.

F. Motion – Transfer of Liquor License

Mr. Coleman moved to approve transfer of liquor license from

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Internationale Food Management Corporation of the City of Washington to JPT Lakeside Incorporated.

Mr. Milioto seconded the motion.

Discussion was held.

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.

G. Motion – Borough Manager Contract

Mrs. Popp motioned to extend the Borough Manager contract through October, 2012.

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
Daniel Caruso, Jr.	Yes

RESULTS OF THE MOTION: Eight Yes, Zero No, One

Absent. Motion carried.

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H. Motion – Borough Manager's Report

Mr. Williams moved to approve the Borough Manager's Report of September 7, 2009.

Mr. Coleman seconded the motion.

The motion was passed unanimously.

VII. PUBLIC COMMENTS:

A. Mr. Sam Henderson, of 226 North Jefferson Avenue, approached Council in reference to a rumor he heard that there is talk about reducing the budget of the Police Department and also the possibility of laying off officers.

Mr. Caruso informed Mr. Henderson that tomorrow night is the first budget meeting, and he can attend if he wishes to do so. No one on Council has discussed laying off any police officers.

Mr. Henderson said he was here to show support for the police.

B. Mr. Frank Martorana, of 527 Franklin Avenue, thanked Council and all others involved for a job well done in reference to a dangerous situation with the neighbor's tree. This problem has been resolved, and Mr. Martorana said that this action has benefited the entire Franklin Avenue neighborhood.

Mrs. Cheryl Martorana (Frank's wife) also expressed her thanks.

C. Mr. Tom Klink, of 520 Giffin Avenue, addressed the following:

1. Expressed his thanks to Council for resolution of the problem with the tree (See Item B);
2. Addressing Mrs. Popp, Mr. Klink stated that the 500 block of Fir Alley is ruining vehicles because it is completely disintegrated and asphalt is hitting the bottoms of the cars.

Mrs. Popp informed him of Council's decision to address streets before alleys. All streets have not been worked on; as soon as they are addressed, Council will begin to address alleys.

Mrs. Popp asked Mr. Hazlett to send the Street Department to look at Fir Alley and patch it if they are

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able to do so.

3. Skateboarding. Mr. Klink asked if there are any plans to help get the skateboarders off the streets in East End. He suggested doing something for these young people – such as utilizing the playground on Franklin – perhaps making a small basketball court for them.

Mr. Williams mentioned that there will be a skateboard park at Town Park. He will take Mr. Klink's suggestion to Parks and Recreation.

- D. In reference to Items B and C-1, Mr. Milioto thanked Mr. Hazlett, Attorney Derrico, Mr. Osiecki, and all those who contributed to the resolution of the situation.
- E. Mr. David Holliday, of 408 Highfield Avenue, informed Council that the other evening around 7:30 P.M. he witnessed a near-accident in front of the Senior Citizens Building. He was driving east and stopped to let the people cross. The ambulance came right up. Two more steps and the gentleman (who had an oxygen tank) and the woman behind him would have been run over by an ambulance. Mr. Holliday said he tried the lights when he crossed the street, and they don't work. He asked if anything could be done to get a blinking light for the seniors. Mr. Holliday said he mentioned it to the Mayor, who had heard about it already.  
Mr. Hazlett explained that it would cost as much to fix it as it cost originally. He said Council asked him at the August meeting to ask our State Representative if we could get a grant to replace it. Now that the state budget has been approved, he will pursue this. Mrs. Popp said this is not the first incident that happened there, and Council needs to take action right away.  
Mr. Sharkady also felt that something should be done before someone gets seriously hurt.
- F. Mr. John Darby, of 202 Richland Avenue, informed Council that he was present to show support for the Police Department. He said

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he is a local police officer in a neighboring township, but he chooses to reside in this Borough where he was born and raised.

Mrs. Popp told Mr. Darby that it was very admirable that he came forward, being part of the FOP. She explained that it is not that the police officers are not appreciated; Council feels that 15 or 16 officers is a little too many for 3.2 square miles in Canonsburg.

Mrs. Popp asked Mr. Darby where he works, the number of police officers, and how many square miles they patrol.

Mr. Darby informed Mrs. Popp that he works for North Strabane Township, they have 20 officers, and they patrol 28 square miles. He also stated that the number of officers is not based on the area, but on the population, which is eleven to twelve thousand.

Mrs. Popp stated that Canonsburg's population is approximately 8,500.

Mr. Darby said he has read the comments on line, and is appalled at the conversation to bring in the Guardian Angels. He said that the police officers are doing a good job. Mr. Darby said you can't measure the amount of criminal deterrent officers generate when traveling a regular patrol beat.

Further discussion ensued pertaining to other things Council has asked the police officers to do in relation to code enforcement and laws.

Mr. Darby felt that reporting high weeds is not part of a police officer's job. He believes it's the job of a Code Enforcement Officer.

(Applause)

#### VIII. FINANCE REPORT:

##### A. Presentation of Bills for Approval – Jean Popp

Mrs. Popp stated that she and Mr. Sharkady went over the bills.

The following bills were pulled out for discussion before the vote:

Job Fab -- \$671.96 total

Robinson Pipe -- \$2,160.00

Discussion was held pertaining to the Job Fab bills, which are for

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welding. Mrs. Popp stated that when Mr. Hazlett talked with Mr. Osiecki about this he was informed that only one of the employees welds, and he is very busy.

Mrs. Popp asked Mr. Hazlett to inform Mr. Osiecki that when there is a job to be done you don't refuse the supervisor and say you can't do the job because he's too busy.

Mrs. Popp said if we need a drop sewer welded, and we have a welder, there is no reason in the world why that man can't take time to do it.

In reference to the Robinson Pipe bill, discussion was held as to where the jetter is and whether or not it needs repaired.

Mr. Hazlett did ask Mr. Osiecki where the jetter truck was, but he said he didn't know. Mr. Hazlett said he informed Mr. Osiecki that he needs to provide an answer to Council at Tuesday night's meeting,

Mrs. Popp asked Mr. Hazlett to call Chartiers Township to see if the jetter is there, and if it is, tell them that we want it returned repaired. If they feel it was broken when we loaned it to them, we will share half the repair expense.

Mr. Hazlett said he mentioned this to Mr. Osiecki, who informed him he doesn't know where the jetter is.

Discussion was held pertaining to trade schools to get employees' certifications expanded (such as in welding).

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

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

Mr. Coleman seconded the motion.

NOTE: Mr. Lucas joined the meeting at 7:55 P.M.

ROLL CALL ON THE MOTION:

Steve Lucas	Yes
Paul Sharkady	Yes
Jean Popp	Yes

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Allen J. Williams	Yes
Richard Russo	Yes
Joseph Milioto	Yes
Ronald Cianelli	Yes
George Coleman	Yes
Daniel Caruso, Jr.	Yes

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

IX. UNFINISHED BUSINESS:

A. Redevelopment Report

Mr. Russo reported on the following:

1. Deadline for ebay response: October 15, 2009
2. CDBG Money//Streets
3. Transfer of Library Deed

Recommended that part of the transfer of deed should include a date for groundbreaking, and if the library does not get built, the property is to come back to the Borough.

B. Parks and Recreation

Mr. Williams gave an updated report on the following:

1. Plans submitted by General Industries for the recreation center

Mr. Hazlett stated that the Park Board has to start writing a grant for Local Shares. Due to timing restraints, Council needs to pass a resolution tonight. Discussion was held.

Mr. Williams moved that Council show support for the building of the recreation center in the form of a resolution.

Mr. Coleman seconded the motion.

ROLL CALL ON THE MOTION:

George Coleman	Yes
Ronald Cianelli	Yes

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Joseph Milioto	Yes
Richard Russo	Yes
Allen J. Williams	Yes
Jean Popp	Yes
Paul Sharkady	Yes
Steve Lucas	Yes
Daniel Caruso, Jr.	Yes

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

C. Awarding of Flood Protection Project Bid (SEE PAGE 2, ITEM V – A)

Mr. Treschow informed Council that he and Attorney Derrico have reviewed the bids and are now prepared to recommend awarding the bid to Slusarczyk Landscaping.

Mr. Sharkady motioned to award the 2009 Flood Protection Project for Chartiers Creek to Slusarczyk Landscaping in the amount of \$22,105.00.

Mr. Coleman seconded the motion.

ROLL CALL ON THE MOTION:

Steve Lucas	Yes
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

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

D. Fire Department Report

Mr. Coleman stated that Chief Solobay turned the Fire Department Report in to Mr. Hazlett tonight. Total damages for the

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month: Zero.

- E. Zoning Ordinances – Brought up by Mr. Milioto  
Re: Letter Mr. Milioto submitted to Mr. Hazlett and Attorney Derrico  
Attorney Derrico said he wants to get together with the Chief of Police.

X. NEW BUSINESS:

- A. Eminent Domain – Brought up by Mr. Cianelli  
Mr. Cianelli requested a report from Attorney Derrico on eminent domain and how it applies to the Borough in relation to condemned property, abandoned property, and property in disrepair.  
Attorney Derrico advised Mr. Cianelli that he can visit his office any time to discuss this.
- B. Application Concerning Canonsburg – Brought up by Mr. Coleman  
Mr. Coleman explained that the Chief of the Fire Department has asked Harrisburg to consider Canonsburg Borough for the Chandler Association Municipal Cooperation Award which is given annually to an organization that shows exemplary type of cooperation.
- C. Board Appointments Expiring – Brought up by Mr. Williams  
Mr. Williams informed Council that there are nine or ten people whose terms are expiring and need to be re-appointed or replaced.  
He asked that letters be sent to these individuals asking their intentions.
- D. Mr. Caruso reminded Council that a budget meeting will be held tomorrow at 7:00 P.M.

XI. ADJOURNMENT:

Mr. Russo moved to adjourn.

Mr. Coleman seconded the motion.

The motion was passed unanimously.

The meeting was adjourned at 8:15 P.M.

Mary A. Solomon

ATTACHMENT:

Letter from Chalmers McCombs of HMT & Associates, Inc. dated  
October 12, 2009

Re: Final Site Plan of Fort Pitt Business Park

