

BOROUGH OF CANONSBURG
REGULAR COUNCIL MEETING
AUGUST 9, 2010

I. CALL TO ORDER:

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

Others Present:

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

Absent:

None (Borough Manager Terry Hazlett is on vacation)

V. GUESTS:

A. Kerry Fox – Washington County Redevelopment Authority

Mr. Fox updated Council on the following:

1. Street and Sewer Project on West College Street

There will be some funding left over from this project that can be used on another project.

Mr. Russo stated that Oktoberfest is the third weekend in September.

Mr. Fox felt it would be paved by then.

Discussion was held.

2. Code Enforcement Demolition for Three Properties –

114 White Way, 26 Arch Street, and 348 Euclid Avenue

3. Crawford Street Storm Sewer Improvements

VI. PRESENTATIONS – Mayor Rhome:

Mayor Rhome asked Mr. Milioto and Mr. Williams to join him.

A. Comcast Foundation

Mayor Rhome introduced Mr. Robert Grove of Comcast.

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Mr. Grove reported on the project at Town Park done by Comcast and volunteers.

Mr. Grove presented a check in the amount of \$2,160.100 to the Friends of the Park.

(Applause)

B. Comcast – Presentation by Mayor Rhome

Mayor Rhome presented a citation to Comcast and its employees on behalf of Borough Council, the Mayor's office, and citizens of Canonsburg in appreciation of their efforts and donation of time, food, and plants during Clean Up Day at Town Park.

Mr. Williams explained what the representatives of Comcast contributed by cleaning up the Park, which saved the Borough about \$12,000.00. They provided everything, such as all the mulch and cleaning materials. Mr. Williams expressed his appreciation and gratitude to Comcast for going above and beyond in all that they did and provided, as well as their monetary donation.

Mr. Milioto remarked that the Park on that particular morning looked like a Thanksgiving Day muddy football game, but after Comcast and their volunteers got done, it looked like a brand new tuxedo. He also expressed his thanks for this and for their donation.

VII. PUBLIC COMMENTS:

- A. Mr. Jeff Tatano, of 532 Craighead Street, Telephone Number 724-745-0553, said he brought to the attention of the Zoning Officer the problem with 528 Craighead Street and was advised to bring it to the public meeting. The house at 528 Craighead is a blight on the community, and it's getting worse. Now there is a rodent problem. Mr. Tatano said he has been in Canonsburg for 6 years, and the home has been empty for 5 of those years. It's in disarray, the grass wasn't cut for years, it has no roof, there's garbage on the back porch, the foundation is breaking,

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the railing fell off, and the back porch is falling off.

Mr. Tatano provided photographs he had taken to support this.

Discussion was held.

Mr. Russo reported that this property has been foreclosed on by the bank and is on the Borough's list of blighted homes.

- B. Ms. Lisa Cregut (and her husband Scott), of 210 East College Street, Telephone Number 724-746-5848, approached Council in reference to the halfway house (229 East College Street) that opened (but should not be opened) that is still under investigation. She asked for an update on what has been done.

Mr. Milioto stated that Council is in receipt of new information that is being reviewed, and attempts are being made to resolve the legal issues.

Ms. Cregut asked if information will appear in the newspaper or if she should continue coming to the meetings.

Mr. Milioto replied that any action Council can reveal will be revealed at the meetings.

Mr. Russo commented that a long discussion was held about this at last month's meeting. Beginning in September at the Agenda Meeting, this is to be on the agenda every month. The Code Enforcement Officer, Dan (Cottrill), will report on the entire three-quarter house situation monthly. Tonight Council will vote on advertising an Ordinance to help strengthen what is defined as a three-quarter house and a halfway house.

Discussion was held pertaining to (1) the fact that there are four of these houses on College Street, and (2) the matter of permits.

- C. Ms. Karen Houlihan, of 247 East College Street, asked if there should be a limit on the number of three-quarter or halfway homes in one area.

Mr. Milioto replied that every avenue is being pursued to get this situation straight.

Ms. Cregut (who spoke previously) said she can't understand why it is taking so long.

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Mr. Williams explained what transpired initially. Council's first step now is to stop any more houses from being bought and used as three-quarter houses, which will be done by voting on the Ordinance next month. The next question is whether the Borough wants to go after the owner and close the houses she has now. The only way to do that is to define certain things within the Ordinance to either shut the houses down or limit the number of people in the homes. The biggest problem so far is defining what a "family" is. Mr. Williams said he received last week a copy of a hearing from the Supreme Court (of PA) that defines what a family is and what is held up within the Court. The legal process is very slow.

- D. Ms. Julie Chandler, of East College Street, thanked Council for acting upon the request she made last month pertaining to looking into a Stop sign and reinforcing that the street is one-way. She is satisfied with the fact that the police are patrolling the street. Mr. Kazmarski informed Ms. Chandler that the Stop sign will be brought up tonight. It has to be approved by Council to be legal. In reference to halfway houses, Ms. Chandler wanted to propose a solution to the problem by holding a Meet Your Neighbor night in September. Ms. Chandler said she would like to help their fellow neighbors, rather than trying to throw them out.
- E. Mr. John Dino, of 609 Park Avenue, Phone Number 724-745-3998, approached Council about an ongoing problem on Water Alley where it's not defined, where people block it up, and the police officers won't make them move. He asked if something is going to be done where the people have taken over the road, or if he's going to be told again that it's under litigation. Mr. Milioto asked where Water Alley is. Mr. Dino replied that the neighbor calls it Fountain Street, but it is listed on the maps as Water Alley. He said the Borough surveyed it, Mr. Treschow surveyed it, the wall is 22 inches in the alley, no one has done anything, they built over a storm sewer, they claimed property in the Borough, built a building in the neighbor's yard, and

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no one has done anything.

Mr. Milioto thought that Council was down there about two or three weeks ago in reference to this situation.

Mr. Dino said that they didn't do anything.

Discussion was held pertaining to the survey.

Mr. Dino said he has surveillance 7/24.

When Mr. Dino was leaving the room, he told the other citizens to remember that you change things at the polls.

VIII. VOTING ITEMS:

A. Approval of Minutes

1. Regular Meeting – July 19, 2010

Mr. Kazmarski motioned to approve the July 19, 2010 minutes of the Regular Meeting of Canonsburg Borough Council.

Mr. Sharkady seconded the motion.

The motion was passed unanimously.

2. Public Hearing – July 19, 2010

Addition to Minutes: Last name and address of the first person (Amy) speaking under Public Comments were unknown and should be added to the minutes.

Page 1, Item III-A, should read as follows:

Amy **Gibbs, of Richland Avenue**, expressed concern about parking.

Mr. Kazmarski motioned to approve the minutes of the Council Public Hearing of July 19, 2010 as amended.

Mr. Sharkady seconded the motion.

The motion was passed unanimously.

B. Approval of Ordinance – Vacant Structure Registration

Mr. Russo motioned to approve the Ordinance Mandating Vacant Structure Registration.

Mrs. Romano seconded the motion.

ROLL CALL ON THE MOTION:

Richard Russo

Yes

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

RESULTS OF THE MOTION: Three Yes, Six No. Motion failed.

- C. Motion – Amended and Restated Ordinance – Police Pension Fund
Mr. Sharkady motioned to approve the Amended and Restated Ordinance concerning the Police Pension Fund.
Mr. Coleman 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

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

- D. Motion – Amended and Restated Ordinance – Teamsters Pension Fund
Mr. Sharkady motioned to approve the Amended and Restated Ordinance concerning the Teamsters Pension Fund.
Mr. Coleman seconded the motion.

ROLL CALL ON THE MOTION:

Richard Russo	Yes
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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.

- E. Motion – Winter Traffic Services Agreement – PennDOT
Mr. Williams motioned to approve the five-year Winter Traffic Services Agreement with PennDOT.
Mr. Kazmarski 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

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

- F. Motion to Advertise Amendment to Borough Code
Mr. Williams motioned to advertise Amendment to Borough Code Concerning Definition of Family and Family Day Care Home.
Mr. Graff seconded the motion.
Remarks: Mr. Coleman stated that last week he asked the Borough Code Enforcement and Zoning to present what they

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had in front of them. He said he was very specific in saying what a halfway house was and what a three-quarter house was. The document they gave him, which he showed to two of his fellow councilmen is not the document in front of him. Mr. Coleman stated that if Council is going to honor its promise to these citizens, it is necessary to define in the document what a family is, what a three-quarter house is, and what a halfway house is when we advertise it – not wait until later. The houses are also defined not only by the persons rehabilitating in there, but also by the type of supervision they get. When an Ordinance is prepared, this information should be included so Council, the citizens, Code Enforcement and police officers can understand. Mr. Milioto asked Mr. Coleman to share the documents he has with all of Council if they are available.

Mr. Coleman said they were given back to John, and he said they were going to put it into this form. Council had requested that Mr. Hazlett present a document that could be voted on by Council. All the information was there, including the information Mayor Rhome had given Mr. Coleman about three-quarter houses in North Strabane.

Mayor Rhome stated that everyone on his side is still at a loss for an actual description of a three-quarter house.

Mr. Coleman said that the document is fine for as far as it goes, but it hasn't done anything to satisfy our citizens, and it's done nothing for the Mayor or Chief Bell and his men.

Mr. Russo agreed that Council wants that definition, but he doesn't think it exists.

Mr. Coleman said he had one, and Mr. Williams had one from the federal government.

Attorney Derrico said he read the documents the other day with Mr. Coleman. The only thing Council is voting on tonight is to advertise an amendment to talk about defining family rooming houses, family day cares, and three-quarter houses. If Council

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wants to have a workshop between now and the time this comes up, it can be done. Mr. Derrico felt that Council should think about the future and no matter how they define them, where they are going to be permitted, where they are not going to be permitted, and under what conditions they will be permitted.

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. Approval of Borough Manager's Report

Mr. Kazmarski motioned to approve the Borough Manager's Report dated August 2, 2010.

Mr. Sharkady seconded the motion.

The motion was passed unanimously.

H. Canonsburg Ambulance Service Request

Mr. Milioto stated that Mr. Glenn Amor, of the Canonsburg Ambulance Service, has requested permission to have a food drive for the Jerry Lewis Muscular Dystrophy Association on Saturday, August 21, 2010 (with a rain date of August 22, 2010) from 7:00 A.M. to 7:00 P.M. at the location of Cavasina, Weaver-town, and Morganza Roads.

Discussion was held pertaining to traffic, the safety of the adults and children, the insurance requirement, permit, and signs.

Mr. Coleman motioned to approve the request of the Canonsburg Ambulance Service to hold a food drive for the Jerry Lewis

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Muscular Dystrophy Association on Saturday, August 21, 2010 (rain date August 22, 2010) from 7:00 A.M. to 7:00 P.M. at the location of Cavasina, Weavertown, and Morganza Roads.

Mr. Kazmarski seconded the motion.

Further discussion was held pertaining to allowing funds raisers/toll roads on a state road. Council felt that the Ambulance Service is a great organization and their request is for a good cause, but the concern was for safety. .

Mr. Milioto asked Ms. Herceg to check with the Borough Manager to be sure all criteria has been met.

Mr. Russo suggested having a workshop pertaining to these types of requests.

Mr. Kazmarski suggested, in the near future, looking into the manner in which Houston Borough handles these types of situations.

Mr. Milioto asked that Public Safety, along with the Mayor and Chief of Police, investigate this situation in the future.

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	No
Joseph Milioto	Yes

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

IX. FINANCE REPORT:

A. Presentation of Bills for Approval – Richard Russo

Mr. Russo stated that all bills are in order. He has re-entered the bill for the Vocational School for the licensing of the Sewer Authority Manager.

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Mr. Russo 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. Concerts in the Park
7. Capital Projects

Mr. Coleman 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.

X. UNFINISHED BUSINESS:

A. Committee Reports

1. Public Safety

Mr. Graff read the Fire Department Report for the month
of July. There were 19 calls, and total damages were
\$1,500.00.

B. Town Park Pool

Mr. Coleman reported that he talked with the Pool Director
and Mr. Hazlett in reference to extending the pool hours
in the 90 degree plus weather. He suggested doing this.
Discussion was held pertaining to funds and also the avail-

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ability of life guards.

Ms. Lesnock will check with the Pool Manager tomorrow.

C. Handicapped Sign Request

Mr. Graff has received a request from David L. Crow, of 118 Oak Spring Road for a Handicapped Sign.

Discussion was held.

Mr. Graff motioned to approve the request for a Handicapped Sign for David L. Crow of 118 Oak Spring Road pending \approval of the Mayor and Chief and that it meets all the necessary qualifications.

Mr. Kazmarski seconded the motion.

The motion was passed unanimously.

D. Mayor's Report

Mayor Rhome reported on the following:

1. Police Department Report
2. Background checks have been instituted.
3. Grand Opening of Clearview Credit Union
 - a. All of Council had been invited, but invitations were not received.

Mr. Milioto asked Ms. Lesnock to relay to the Borough Manager that in the future each council person should be notified.

4. East College Street
The Mayor stated that the residents would like to have a block party for 2 or 3 hours.. He has checked this out along with the Police Chief and Mr. Kazmarski The area would be from this side of Steve's Auto Parts to Shady Alley. If Council has no objections, the Mayor would like to proceed with this. (SEE PAGE 13, ITEM X – E FOR MOTION)
5. One Way Sign by Steve's Auto Parks – In

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wrong location and needs to be moved.

6. Stop Sign needed on Brown Alley

Discussion was held pertaining to this, as well as whether or not it is supposed to be one way.

Chief Bell will check the Borough Code books tomorrow to determine if it was one way.

7. Additional Do No Enter Sign needed at the 200 block of East College Street.

Mr. Kazmarski reported on this. The One Way Signs are in the proper positions where they can be seen. He had Public Works put up another One Way Sign on Ashland. If that doesn't work, a Do Not Enter Sign can be put up on the opposite side of the Stop Sign.

The Mayor, Chief, and Mr. Kazmarski will investigate (Items 6 and 7) and do what they can to resolve these matters,

E. Block Party on East College Street (SEE ITEM X, D-4 ON PAGE 12)

Mr. Russo motioned to shut down East College Street from the back of Steve's Auto parking lot to Brown Alley on Tuesday, September 21, 2010 from 5:00 P.M. to 8:00 P.M. for the residents to hold a block party.

Mr. Graff seconded the motion.

Remarks: Mr. Kazmarski stated that Public Works will work with the Police Department to get the barrels and signs up for that date and time.

The motion was passed unanimously.

F. Workshop – Definition of “Family”

Mr. Russo suggested having a workshop prior to the September meeting.

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It was decided that the workshop will be held Tuesday, August 24, 2010 at 7:00 P.M.

G. Code Enforcement and Zoning Officers

Mr. Milioto suggested that Council mandate that they attend the Agenda and Regular Council Meetings every month, at least until the East College Street matter is resolved.

Mayor Rhome made reference to the length of time it takes to get answers. He felt it would be helpful to him if the Department Heads attended the meetings and that it would assist Council in making decisions.

Discussion was held.

Ms. Lesnock will inform the Borough Manager that Council would like John, Sam, and Dan to attend the workshop and the Agenda and Regular Meetings until the East College Street situation is resolved.

H. Signs Directing and Indicating Location of Pavilions at Town Park (Brought up by Mr. Coleman)

Mr. Kazmarski reported that this has not been done.

Discussion was held pertaining to this matter, the subject of over signage, and funding for signs in the budget.

Mr. Milioto asked Mr. Williams and Mr. Kazmarski to see what they can do about signage.

I. Agenda Meeting Date (Brought up by Ms. Lesnock)
(Falls on Labor Day – September 6, 2010)

It was decided that the Agenda Meeting will be held Tuesday, September 7, 2010, and the Regular Meeting will be held Monday, September 13, 2010.

J. Corner of Route 980, Euclid, and Craighead (Brought up by Mr. Kazmarski)

Mr. Kazmarski asked Mr. Treschow about this project that is being done by Robinson Pipe Cleaning Company.

Mr. Treschow gave an update on this project.

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K. Woodland Road (Brought up by Mr. Coleman)

Discussion was held pertaining to this project that is being done by Paris (for one of the utility companies) and the fact that there weren't a lot of flag men.

XI. NEW BUSINESS:

A. Tree Limbs and Yellow Light on Route 980 (Brought up by Mr. Sharkady)

Mr. Sharkady reported that going north on Route 980 there are tree limbs overhanging and blocking the view of the flashing yellow lights.

Ms. Lesnock will check with PennDOT and the utility companies tomorrow to see if they will trim the trees rather than the Borough having to pay for this.

XII. BID OPENING:

A. Chemicals for Sewer Plant

Mr. Kazmarski motioned to open the bids.

Mr. Sharkady seconded the motion.

The motion was passed unanimously.

Attorney Derrico opened the following bids:

1. V. P. Chemical – Bid Bond – 5%
 - a. No Bid – Liquid Chlorine
 - b. \$43,600.00 – Sodium Permanganate
 - c. \$13,560.00 – Cationic Flocculent
2. Neo Solutions – Bid Bond – 5%
 - a. No Bid – Liquid Chlorine
 - b. No Bid – Sodium Permanganate
 - c. \$11,040.00 – Cationic Flocculent
3. Polydyne
 - a. No Bid – Liquid Chlorine
 - b. No Bid – Sodium Permanganate
 - c. No Bid – Cationic Flocculent

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4. Sal Chemical – Bid Bond – 5%
 - a. \$ 6,000.00 – Liquid Chlorine
 - b. No Bid – Sodium Permanganate
 - c. \$16,960.00 – Cationic Flocculent
5. Aqua Kinetics – Bid Bond – 5%
 - a. No Bid – Liquid Chlorine
 - b. No Bid – Sodium Permanganate
 - c. \$12,000.00 – Cationic Flocculent
6. Barber’s Chemicals – Bid Bond - \$500.00
 - a. \$ 9,000.00 – Liquid Chlorine
 - b. No Bid – Sodium Permanganate
 - c. No Bid – Cationic Flocculent
7. Applied Specialties – Bid Bond – 5%
 - a. No Bid – Liquid Chlorine
 - b. \$39,080.00 – Sodium Permanganate
 - c. No Bid – Cationic Flocculent
8. Pollu-Tech – Bid Bond – 5%
 - a. No Bid – Liquid Chlorine
 - b. No Bid – Sodium Permanganate
 - c. \$14,580.00 – Cationic Flocculent
9. Carus Corporation – Bid Bond – 5%
 - a. No Bid – Liquid Chlorine
 - b. \$16,878.00 – Sodium Permanganate
 - c. No Bid – Cationic Flocculent
10. Univar – Bid Bond – 5%
 - a. \$ 6,216.00 – Liquid Chlorine
 - b. \$33,300.00 – Sodium Permanganate
 - c. No Bid – Cationic Flocculent
11. Kemira Water Solutions
 - a. No Bid – Liquid Chlorine
 - b. No Bid – Sodium Permanganate
 - c. No Bid – Cationic Flocculent

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- 12. Coyne Chemical – Bid Bond – 5%
 - a. No Bid – Liquid Chlorine
 - b. No Bid – Sodium Permanganate
 - c. \$12,599.40 – Cationic Flocculent

Mr. Kazmarski motioned to refer the bids to Attorney Derrico and Borough WWTP Consulting Engineer Richard Zollinger for further study and to report back next month.

Mr. Russo 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

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

XIII, ADJOURNMENT:

Mr. Kazmarski motioned to adjourn.

Mrs. Russo seconded the motion.

The motion was passed unanimously.

The meeting was adjourned at 9:10 P.M.

Mary A. Solomon

ATTACHMENTS:

None