

Canonsburg Borough Council Meeting
Monday September 10, 2018
6:30 PM

CALL TO ORDER:

The meeting was called to order by Mr. Bell at 6:37 pm.

Moment of Silence called by Mr. Bell

Pledge of Allegiance

Roll Call:

Mr. Eric Chandler-Present

Mr. John Severine-Present

Mrs. Tina Bails – Present

Mr. Joe McGarry -Vice President-Present

Mrs. Fran Coleman - Absent

Mr. Harold Bowman – Present

Mr. Richard Bell –President- Present

Others Present: Solicitor Mr. Jeff Derrico, Borough Manager Ms. Lesnock, KLH Engineer Ms. Veronica Bennett, Public Works Mr. Tom Lawrence, Mayor David Rhome and Chief of Police Alex Coghill.

PUBLIC COMMENTS:

1. Robert Humble, 345 West Pike Street, Canonsburg Pa addressed Council regarding the noise issue from the Last Call Bar and Grill, in particular, the outside bar. He provided Council with a handout. He stated this is his third time addressing Council. He provided specific dates that he called 911 regarding noise issues after 11:00 pm. He said this is affecting his life He stated the owner and other employees of the Last Call came to his front door and told him he was going to press harassment charges. He said he was told not to call the police department again in which Mr. Humble stated he would call if there is a noise issue. Mr. Humble stated he attempted to obtain a copy of the police report and was unable to receive it. Mr. Humble stated the police officer suggested to keep calling 911 and suggested a solution is to bring the outside bar inside after 11:00 pm. Mr. Humble distributed a CD with an “incident” that occurred four days ago.

2. Donna Brockway, 26 Strabane Avenue, Canonsburg, Pa addressed Council stating she hears noise from the Last Call Bar and Grill. She stated she recently had been awakend two times after midnight due to noise. She did not call 911. She stated there is a noise issue since the outside seating has opened. Chief Coghill explained the law regarding copies of police reports and the Right to Know law. Chief Coghill recommended contacting Liquor Control Enforcement to file a complaint. Chief Coghill stated the police department has not observed the law being broken. Mr. Bell said the Liquor Control Enforcement will send someone to investigate.

Mr. Severine stated every town has outside patios. He also stated the Last Call may move out because of the complaints and the town will lose business.

Mr. Chandler stated Council instructed Mr. Humble to call the police. Chief Coghill recommended continuing calling the police. However, the Liquor Control Enforcement can be contacted to file a complaint. Chief Coghill will read the police reports on file. Mr. Bell said the Liquor Control Enforcement office will investigate.

3. John Rakoczy owns properties at 102 and 104 West Pike Street, Canonsburg, Pa. He sated the Fire Inspections are a good thing; however, the Fire Inspector harasses tenants. He discussed an issue from a year ago regarding the Fire Inspector taking a key out of the Knox Box. Mr. Rakoczy asked why the

Fire Inspector can “come and go at his discretion” He did not report this issue at that time. He also said an adjacent property, not owned by him, is not subject to the same inspections. The Fire Inspector only accessed the common areas and not the personal areas. Discussion held the Knox Box is used for emergencies. Mr. Rakoczy said that is trespassing. Mr. Lawrence said the Fire Inspector knows the area is alarmed and would not be secretive. Mr. Lawrence said that the Fire Inspector needs an opportunity to respond especially because this was over a year ago. Discussion held regarding who has access to the keys from the Knox Box. Mr. Rakoczy said he was not ready for the inspection at that time. It was again mentioned the Fire Inspector was in common areas only. Mr. Rakoczy is to provide Ms. Lesnock with specific dates since this occurred over a year ago.

4. Merle Mathia, 511 Euclid Avenue, Canonsburg, Pa addressed Council regarding a commercial business on the corner of Weaver and Second Street. He stated this is his second time addressing council regarding this issue of a commercial business in a residential area. He said there is a fuel tank on the outside property. He had a map indicating the zoning for that area. Discussion regarding previous businesses on this property. Mr. Derrico said it is a zoning issue. Ms. Lesnock stated Code has been monitoring the area; however, the complaint was parking. Code said cars have been parked legally. Mr. Severine said the issue is not the parking but that the zoning laws were changed and the business was established after the area was changed to a residential area. Mr. Severine said the building was vacant for three years and cannot be grandfathered. Mr. Derrico suggested the Code Enforcement Officer may believe this is grandfathered. Ms. Bennett said the current Zoning Ordinance states if the business is discontinued for over 12 months it must conform to zoning. Mrs. Lesnock stated she is not sure when the business moved in. Mr. Bell asked to verify if a permit was obtained. Mr. Derrico said the first line of approach is to confirm with the code enforcement officer. Mr. Bell said they should have obtained the proper permits. Discussion that this must be confirmed and researched. Mr. Bell said over the years people moved in without the proper permits and authorizations. The September Zoning Hearing Board meeting was discussed by Mr. Severine and Mr. Derrico. Mr. Chandler will follow up tomorrow and call Mr. Mathia.

5. Lisa McGuinness Giffin Avenue, Canonsburg, Pa addressed Council regarding the traffic at the S curve (the intersection near Walgreens and the bridge.) She stated it causes her to leave work very early to deter from arriving to work late. She also mentioned the extra light in front of the railroad track that is not in sync (10 seconds off) with the light at the intersection. She stated it causes accidents. She said the light needs to be removed, turned off or in sync with the light at the intersection. Chief Coghill stated Penn DOT is responsible for the area as it is a state road. Chief Coghill said the design is for the first light to clear traffic off the railroad track. Ms. McGuinness stated the right hand turn towards McClelland Road is causing congestion on both lanes, especially with the new development. Mr. Bell said it took the Borough 6 years to get the lights. The green arrow discussed as well as a “No turn on Right” sign discussed. Discussion for Ms. McGuinness to call the state representative. Mayor Rhome will inform Penn DOT of concerns. Ms. Bennett said it will help if she calls Penn DOT herself.

6. Melissa Monahan, 536 Euclid Avenue, Canonsburg, approached Council regarding the handicap vehicles on her street. She discussed a ticket she received for not having her handicap placard displayed per code. She also discussed out of state vehicles, 5 to 6 on her street that have been parked over 30 days. She stated it cannot be determined if the cars are inspected and emissions up to date. She stated there are vehicles with flat tires. She said everyone should be ticketed and not just some. Ms. Monahan discussed a vehicle parked in a handicap spot in which a police officer was called and was not going to ticket the car. She was encouraged to write down the information and supply to the Chief of Police for monitoring. She was also encouraged to contact the Code Enforcement Office.

GUESTS:

1. Jess Rigby with the Friends of the Park was present and displayed a print of the proposed Pickle Ball Courts. Ms. Bennett stated she has not seen the full specs; however, she gave approval until the final specs are provided and as long as the plans remain the same.

Discussion regarding who will maintain the lot. Mr. Rigby said there is no official Pickle Ball Association; however, they are a sub division of the Friends of the Park. Mr. Mc Henry is a member of the Friends of the Park. Mr. Chandler stated a contract is needed stating the Friends of the Park will be responsible for maintaining the courts. Mr. Derrico stated the Borough needs to grant permission to construct the Pickle Ball Courts and then execute a lease to operate and maintain the courts.

Motion for the Borough Council to grant permission to the Friends of the Park to utilize a portion of the Passante Parking Lot for the construction and operation of the Pickle Ball Courts.

Mrs. Bails made a motion for the Borough Council to grant permission to the Friends of the Park to utilize a portion of the Passante Parking Lot for the construction and operation of the Pickle Ball Courts. Seconded by Mr. McGarry.

No questions on the motion.

Roll Call:

Mr. Bowman-Yes

Mrs. Coleman-Absent

Mr. McGarry-Yes

Mrs. Bails-Yes

Mr. Severine-Yes

Mr. Chandler-No

Mr. Bell-Yes

5 Yes. 1 No. 1 Absent. Motion Carries.

President's Comments:

Mr. Bell stated the town will be very busy with Oktoberfest.

MAYOR'S REPORT:

Mayor Rhome reported on the following:

1. The monthly Police Department and Parking Department reports provided to Council. Four hundred and ninety-six 911 calls and almost 5,000 miles patrolled in the month of August.
2. Mayor Rhome discussed a handicap application for the 400 Duquesne Block. There are no available spots; the resident will be notified when a spot is available. This resident is not satisfied there are no spots available. Handicap placards and license plates discussed as well as how to determine a designated handicap parking spot only. Mr. Bell said the need for handicap spots is growing. Mr. Severine said the Borough has permitted purchasing a handicap spot for \$50 a year for a vehicle. Mr. Bell said if someone is paying for a spot, it should be identified with a number. Mr. Bell said this will be reviewed further.
3. Mayor Rhome stated volunteers are needed to help with the Oktoberfest Saturday and Sunday.
4. Old Fashioned Christmas plans discussed. More information will be discussed next month. Mayor Rhome said volunteers will be needed.
5. Mayor Rhome stated Dan Briner, who was a Civil Service Commissioner passed away. Mr. Robert Jeffrey Smith mentioned as a replacement who is currently an alternate.

Engineer's Report:

Mrs. Bennett reported on the following:

1. Senior Center Electrical Upgrades-Two bids received for the electrical upgrades. Ms. Bennett

recommends awarding the bid to the low bidder S. E. Schultz Electric at \$45,200.

2. College Street-The plans and specs are completed with plans to advertise in the next week.

Mr. Bell said he met with KLH at the pool and would like to have a 5-10-year plan. The engineers are developing a master plan for the pool.

Solicitor's Report:

Mr. Derrico discussed the following:

1. A signed sales agreement has been obtained for the property purchased with a closing date by September 28, 2018.

Committee Reports:

1. **Administration and Finance:** Mr. Bell stated he and Ms. Lesnock reviewed bills and invoices and approve paying bills.

Motion to approve Canonsburg Borough bills.

Mr. Bell made a motion to pay the bills. Seconded by Mr. McGarry.

No questions on the motion.

Roll Call:

Mr. Bowman-Yes

Mrs. Coleman-Absent

Mr. McGarry-Yes

Mrs. Bails-Yes

Mr. Severine-Yes

Mr. Chandler-Yes

Mr. Bell-Yes

6 Yes. 0 No. 1 Absent Motion Carries.

2. **Code:** Mr. Severine reported on the following:

1. Leaves piling up at the First Street School, possibly going into the sewer system. Mr. Severine asked who is responsible for clearing the leaves. Ms. Lesnock stated that will be discussed at a meeting tomorrow.

2. Underground pipe to be installed near the two pizza shops. Ms. Lesnock stated that is in the process of being installed.

3. A dumpster on Highland and 2nd street is blocking the view of drivers going up the hill.

4. Loitering and garbage on the sidewalk at Rite-Aid. Chief Coghill stated he was not aware of any issues. Chief Coghill said there is not much the police department can do unless there is something wrong. Mr. Bell discussed cigarettes and gum on the ground outside a business. Mayor Rhome stated he will work with Public Works on this.

3. **Public Safety-**The Canonsburg Volunteer Fire Department responded to:

The month of August 22 calls consisting of:

5 Rescue/EMS

3 Hazardous Condition

1 Good Intent Call

4 Service Calls

4 False Alarms

3 Fire

1 Explosion (fireworks)

1 Weather

Average 7 men per call spending 40 minutes per call. No damage or dollar loss. Mr. Bell said the Fire

Department has saved a lot of problems for people and it is appreciated, especially with basements flooding due to the recent heavy rain.

4. Public Works- Mr. McGarry stated Public Works always does a good job; they assisted with 9 basements flooded. Oktoberfest signs are up.

Sanitation line on Vine Street resolved. Mr. Lawrence discussed the heavy rainfall, 9.5 inches. Mr. Lawrence said some of the flood plane areas need to be looked at for next year.

5. Facilities- Mr. Bell said KLH is addressing the Senior Center. The buildings at the park are being reviewed.

Mr. Lawrence said the leak at the pool needs to be addressed as it is losing a lot of water. A specialist will be reviewing.

6. Parks and Recreation:

1. Mrs. Bails stated it was a good season at the pool with only two days of the pool being closed. She stated the new pool director did a good job. He is returning next year.

2. The concession stand may have to be up for bid next year or take it back in house. This will be discussed further next week.

3. Leakage at pool previously discussed.

4. New slide to be installed by the end of October by professionals. Mr. Chandler stated it will be under warranty.

5. The Park Board is contributing \$2,500 for Pickle Ball for the matching grant.

6. Sponsors will be sought for banners around the park.

7. Camp Splash had 65 attendees from various areas. Revenue was \$47,000 not including expenses.

The camp runs all day with extended hours for working families. There is a bike program, crafts, lunch and movies.

8. The pool will be closing for the season.

9. Concerts on hold due to the rainy weather.

10. New garbage cans on order and two new water fountains have been installed.

11. Applying for grants for a new pavilion, pathways and bridges.

12. Bonfire October 6, 2018 to thank the community. There is no charge from 6:30pm-8:30pm.

13. No further complaints at the Basketball courts.

14. Pool parties booked every night the entire season.

15. 1 incident at the pool.

16. Swim lessons went extremely well.

Council acknowledged the good job of the pool director.

Mr. Severine mentioned a beehive near the playground.

7. Redevelopment- Mr. Chandler discussed the following:

1. Next Community Conversations is Thursday, October 11, 2018 from 6-8pm at the Frank Sarris Public Library. The Code Enforcement Officer and Fire Inspector will present an overview of code enforcement and fire inspections. Small light refreshments will be served.

2. The Code Committee will meet September 20, 2018. The committee is making progress updating code. It is a long process but moving forward.

VOTING ITEMS:

1. Motion to approve August 13, 2018 meeting minutes of Canonsburg Borough Council.

Mr. Chandler made a motion to approve August 13, 2018 meeting minutes of Canonsburg Borough Council. Seconded by Mrs. Bails.

No questions on the motion.

All in favor. Motion Carries.

2. Motion to approve Resolution 04-18 (2018) Fee Schedule.

Mr. McGarry made a motion to approve Resolution 4-18 (2018) Fee Schedule. Seconded by Mr. Bowman.

Roll Call:

Mr. Bowman-Yes

Mrs. Coleman-Absent

Mr. McGarry-Yes

Mrs. Bails-Yes

Mr. Severine-Yes

Mr. Chandler-Yes

Mr. Bell-Yes

6 Yes. 1 Absent. 0 No. Motion Carries.

Mr. Severine asked about adding medical marijuana in the future. Discussion that research is needed before adding.

3. Motion to approve Resolution 05-18 (Transfer of Restaurant Liquor License # R14253 into the Borough from the City of Monongahela to Duritz's Enterprises, Inc and will trade as Shop N Save).

Mr. McGarry made a motion to approve Resolution 05-18 (Transfer of Restaurant Liquor License # R14253 into the Borough from the City of Monongahela to Duritz's Enterprises, Inc and will trade as Shop N Save). Seconded by Mr. Chandler.

No questions on the motion.

All in favor. Motion Carries.

4. Motion to approve hiring a Public Works employee pending passing of pre-employment physical and background checks.

Mr. McGarry made a motion to approve hiring a Public Works employee pending passing of pre-employment physical and background checks. Seconded by Mr. Bowman.

No questions on the motion.

Roll Call:

Mr. Bowman-Yes

Mrs. Coleman-Absent

Mr. McGarry-Yes

Mrs. Bails-Yes

Mr. Severine-Yes

Mr. Chandler-Yes

Mr. Bell-Yes

6 Yes. 1 Absent. 0 No. Motion Carries.

5. Motion to award bid for contract 2018-01 Senior Center Electrical Upgrades to S. E. Shultz Electrics in the amount of \$45,200.

Mr. McGarry made a motion to award bid for contract 2018-01 Senior Center Electrical Upgrades to S. E. Shultz Electrics in the amount of \$45,200. Seconded by Mrs. Bails.

No questions on the motion.

Roll Call:

Mr. Bowman-Yes

Mrs. Coleman-Absent

Mr. McGarry-Yes

Mrs. Bails-Yes

Mr. Severine-Yes

Mr. Chandler-Yes

Mr. Bell-Yes

6 Yes. 1 Absent. 0 No. Motion Carries.

6. Motion to approve Robert Jeffrey Smith for Civil Service Commission.

Mr. McGarry made a motion to approve Robert Jeffrey Smith for Civil Service Commission. Seconded by Mr. Chandler.

No questions on the motion.

All in favor. Motion Carries.

UNFINISHED BUSINESS:

1. Park By-laws-This will be discussed in the September 17, 2018 meeting.
2. Weight Limits Ordinance-The committee continues to review.
3. Ordinance Review-The committee meets on September 20, 2018.
4. Establish a policy to prohibit individual elected officials or employees from contacting Borough outsourced professionals (e.g. Building Inspector, Engineer, Solicitor or Labor Attorney) without contacting the President of Council or the Borough Manager. This continues to be worked on.

NEW BUSINESS:

1. Meeting with the Park Board on September 17, 2018 at 6:30 pm. An agenda to be made for the meeting. The purpose of the meeting is for Council, the Park Board and Friends of the Park need to work together. Mr. Bell said Council needs to know what is going on ahead of time. Mr. Bell would like to see three bids obtained when bidding a project. Mr. Bell said there were guidelines last year that were not followed.
2. September 19, 2018 at 10 am will be the dedication of the post office to Scott Bashioum.
3. Mr. Bell asked Council to consider contributing to Pickle Ball as the group raised a lot of money and they do a lot for the community. Mayor Rhome stated they will try to pave the entire parking lot. Mr. Lawrence said he would like to make sure the drainage is there.

EXECUTIVE SESSION:

Executive Session held from 8:42 pm-8:59 pm

Discussed Finance and Land Acquisition.

ADJOURNMENT:

Motion by Mr. McGarry to adjourn the meeting at 9:00 pm. Seconded by Mrs. Bails.

All in favor. Meeting adjourned at 9:00 pm.

Enclosures:

- A. Public Works Report of August 2018
- B. Code Enforcement Report of August 2018
- C. Zoning Enforcement Report of August 2018
- D. Fire Inspection Report of August 2018
- E. Resolution 05-18-Transfer of Liquor License (voting item #3)
- F. Zoning Hearing Board Meeting Minutes of September 4, 2018.

