

## BOROUGH OF WEST VIEW

## REORGANIZATIONAL MEETING

JANUARY 3, 1994

Minutes of the Reorganizational Meeting of Town Council of the Borough of West View held in the Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA, 15229, on Monday, January 3, 1994.

Meeting was called to order at 7:15 PM by President Daniel M. Daugherty, followed by a moment of silent prayer and the Pledge of Allegiance to the Flag.

Roll Call was taken by Kenneth J. Wolf, Secretary/Manager. Members of Council present were: Daniel M. Daugherty - President, Mary Kay Bernhard - Vice President, Joseph J. Nowark, John P. Gorman, John R. Henry, David R. Glavin, and Bernard J. Smith. Also present were Mayor Richard E. Powell, Mr. William L. Wunderly - Tax Collector, Robert Zischkau - Engineer, Kenneth J. Wolf - Secretary/Manager, Laird C. Kircher - Police Chief, Patricia A. Rapp - Assistant Secretary, and Mark Devlin - District Justice. Fire Chief Joseph K. Assisi and Solicitor Fred Baxter were absent. There were three people in attendance in the Audience.

Mr. Daugherty adjourned the Meeting at 7:17 PM.

Mayor Richard E. Powell took the Chair and called the Meeting to order. The Mayor confirmed with the Secretary/Manager that all elected Officials had turned over their Certificates of Election. The Mayor then turned the Meeting over to Magistrate Mark B. Devlin, who administered the Oath of Office to the newly elected Officials, being Council Members Daniel M. Daugherty, Mary Kay Bernhard, Bernard J. Smith, and David R. Glavin, Mayor Richard E. Powell and Tax Collector William L. Wunderly. The Officials were then congratulated and applauded by all in attendance. The Officials then took their seats on Council.

Daniel M. Daugherty was nominated by David Glavin and Motion was seconded by Bernard Smith for the position of President of Town Council. With no further nominations, Motion was approved and so ordered by Council, with Secretary to Cast a Vote.

Mary Kay Bernhard was nominated by David Glavin and Motion was seconded by John Henry for the position of Vice President of Town Council. With no further nominations, Motion was approved and so ordered, with Secretary to Cast a Vote.

Kenneth J. Wolf was nominated by Joseph Nowark and Motion was seconded by Bernard Smith for the position of Secretary/Treasurer of the Borough of West View. With no further nominations, Motion was approved and so ordered by Council, with Assistant Secretary to Cast a Vote.

Mayor Powell then turned the Meeting over to President Daniel M. Daugherty.

President Daugherty requested Borough Secretary conduct Roll Call. Members of Council present were: Daniel M. Daugherty, Mary Kay Bernhard, Joseph Nowark, John Gorman, John Henry, David Glavin, and Bernard Smith. Mayor Powell, Chief Kircher, Tax Collector Wunderly, Borough Engineer Zischkau, Borough Secretary Wolf, and Assistant Secretary Rapp were present. Solicitor Baxter and Fire Chief Assisi were absent.

Motion to Vacate all Offices of the Borough of West View except those of Secretary/Treasurer, Civil Service Commission, Zoning Hearing Board, Recreation Board, Planning Commission, and Members of the Police Force was made by Joseph J. Nowark and was seconded by Bernard Smith. Motion was approved and so ordered.

Fred E. Baxter was nominated for the position of Borough Solicitor by John R. Henry and Motion was seconded by David R. Glavin. With no further nominations, Motion was approved and so ordered, with Secretary to Cast a Vote.

Bankson Engineers, Inc. was nominated for Borough Engineer by John P. Gorman and Motion was seconded by Mary Kay Bernhard. Question on the Motion by John R. Henry whether Council could specifically nominate Mr. Robert Zischkau as Borough Engineer. President Daugherty explained that Council has no control which Employee Bankson Engineers, Inc. would see fit to service the Borough and therefore accepts the nomination of Bankson Engineers, Inc. With no further discussion or nomination, Motion was approved and so ordered, with the Secretary to Cast a Vote.

Kenneth J. Wolf was nominated for the position of Borough Manager by Mary Kay Bernhard and Motion was seconded by John Gorman. With no further nominations, Motion was approved and so ordered, with Assistant Secretary to Cast a Vote.

Laird C. Kircher was nominated for the position of Chief of Police by Bernard Smith and Motion was seconded by David Glavin. With no further nominations, Motion was approved and so ordered, with Secretary to Cast a Vote.

Barry G. Schell was nominated for the position of Borough Electrician by John R. Henry and Motion was seconded by John Gorman. With no further nominations, Motion was approved and so ordered by Council, with Secretary to Cast a Vote.

Donald J. Reddinger, Certified Public Accountant, was nominated for the position of Independent Auditor for the Borough of West View by David Glavin and Motion was seconded by Mary Kay Bernhard. With no further nominations, Motion was approved and so ordered, with Secretary to Cast a Vote.

Central Tax Bureau of Pennsylvania, Inc. was nominated for the position of Mercantile, Business Privilege and Occupational Privilege Tax Collector for the Borough of West View by John Henry and Motion was seconded by Bernard Smith. With no further nominations, Motion was approved and so ordered, with Secretary to Cast a Vote.

John P. Gorman was nominated for appointment as Delegate to the North Hills Council of Governments by Joseph Nowark and Motion was seconded by David Glavin. With no further nominations, Motion was approved and so ordered, with Secretary to Cast a Vote.

David R. Glavin was nominated for appointment as Alternate Delegate to the North Hills Council of Governments by John P. Gorman and Motion was seconded by Joseph J. Nowark. With no further nominations, Motion was approved and so ordered, with Secretary to Cast a Vote.

Patricia A. Rapp was nominated for the position of Assistant Secretary of the Borough of West View by Joseph Nowark and Motion was seconded by Bernard Smith. With no further nominations, Motion was approved and so ordered, with Secretary to Cast a Vote.



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William DeTrude was nominated for the position of Building Inspector by John R. Henry and Motion was seconded by Bernard Smith. With no further nominations, Motion was approved and so ordered, with Secretary to Cast a Vote.

Ronald George was nominated for the position of Code Enforcement Officer by Mary Kay Bernhard and Motion was seconded by David R. Glavin. With no further nominations, Motion was approved and so ordered, with Secretary to Cast a Vote.

Pittsburgh National (PNC) Bank was nominated to serve the Borough as Depository for the Years 1994 and 1995 by Joseph Nowark and Motion was seconded by John Gorman. With no further nominations, Motion was approved and so ordered, with Secretary to Cast a Vote.

The North Hills News Record and the Post Gazette were nominated as the Official Borough Legal Advertising Newspapers for the Years 1994 and 1995 by David Glavin and Motion was seconded by John Henry. Motion was approved and so ordered, with Secretary to Cast a Vote.

Motion to Bond the Secretary/Treasurer/Borough Manager, Solicitor, Assistant Secretary, and Wage Tax Clerk in the amount of \$10,000.00 was made by Joseph Nowark and was seconded by Bernard Smith. Motion was approved and so ordered by Council.

President Daugherty asked if the Members of Council have received the Rules of Council. With all Members acknowledging that they had, President Daugherty appointed the 1994 and 1995 Committees, as follows:

Public Works Committee

Chairperson - David R. Glavin  
Joseph Nowark & Bernard Smith

Public Relations & Recreation Committee

Chairperson - Mary Kay Bernhard  
John Gorman & Bernard Smith

Finance Committee

Chairperson - Joseph Nowark  
John Gorman & John Henry

Police & Public Safety Committee

Chairperson - John Henry  
Mary Kay Bernhard & Joseph Nowark

Fire & Water Committee

Chairperson - Bernard Smith  
David Glavin & John Henry


Property & Purchasing Committee

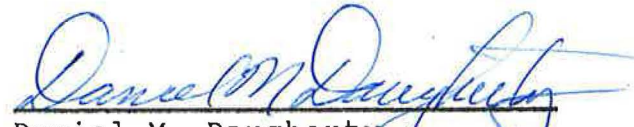
Chairperson - John Gorman  
Mary Kay Bernhard & David Glavin

With no questions or further Business to come before Council, the Reorganizational Meeting was adjourned at 7:30 PM.

APPROVED

*February 9, 1994*

  
Kenneth J. Wolf  
Secretary/Manager

  
Daniel M. Daugherty  
President of Town Council



BOROUGH OF WEST VIEW

REGULAR MEETING

JANUARY 3, 1994

Minutes of a Regular Meeting of Town Council of the Borough of West View held in the Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA, 15229, on Monday, January 3, 1994.

Meeting was called to order at 8:00 P.M. by President Daniel M. Daugherty and was followed by a moment of silent prayer and the Pledge of Allegiance to the Flag.

Roll Call was taken by Kenneth Wolf, Secretary/Manager. Members of Council present were: Daniel M. Daugherty - President; Mary Kay Bernhard - Vice President, Council Members John R. Henry, David R. Glavin, Joseph J. Nowark, John P. Gorman, and Bernard J. Smith. Also present were Kenneth Wolf - Secretary/Manager; Richard E. Powell - Mayor; Robert Zischkau - Engineer; Police Chief Laird C. Kircher; Fire Chief Joseph K. Assisi; and Patricia Rapp - Assistant Secretary. Solicitor Fred E. Baxter was absent.

Motion to approve the Minutes of the Regular Meeting of Town Council on December 8, 1993 was made by John Gorman and was seconded by Bernard Smith. Motion was approved and so ordered by Council.

Approval of Net Pay and Payroll Withholding in the amount of \$93,238.79. Motion was made by Bernard Smith and was seconded by David Glavin. Motion was approved and so ordered by Council.

Approval of Payments to Vendors in the amount of \$583,029.69. Motion was made by Joseph Nowark and was seconded by John Gorman. President Daugherty added that the reason that this figure was so high was due to the Tax Anticipation Note. Motion was approved and so ordered by Council.

Approval of Payment of Liquid Fuel Expenditures in the amount of \$6,018.56. Motion was made by Joseph Nowark and was seconded by David Glavin. Motion was approved and so ordered by Council.

OFFICER'S REPORTS

Mayor's Report - Mayor Richard E. Powell

Motor Vehicle Code Violations -

|   |             |
|---|-------------|
| Parking Violations (Tickets) -----            | \$ 167.00   |
| Vehicle Code - Violations/Magistrate -----    | 791.94      |
| Ordinance & Statute Violations/Magistrate --- | 758.18      |
| Allegheny County/DUI -----                    | 125.10      |
| State Shared/Vehicle Code -----               | 2,991.83    |
| Total Receipts for December, 1993 -----       | \$ 4,834.05 |

The Mayor will have his annual report for Council at the February Meeting. The Mayor thanked Council for remembering him during his recent stay in the hospital.

Secretary/Manager's Report - Kenneth J. Wolf

Mr. Wolf requested Council's approval to look into the possibility of purchasing a Line Lazer 3500, with options, from Devoe Company in the total amount of \$3,845.00. Mr. Wolf would like to replace the Borough's current line painter, which is over 30 years old.

Motion was made to approve Mr. Wolf's recommendation by John Gorman and was seconded by Mary Kay Bernhard. Motion was approved and so ordered.

Mr. Wolf advised that Browning-Ferris Industries (BFI), the Borough's contracted refuse hauler, had recently mailed out invoices to Residents for the cost of service for the first quarter of 1994. Residents will have thirty days to remit their payment to BFI. Seniors 65 and older should contact BFI in order to obtain the Senior Discount. If Seniors have already mailed the information to get the 15% discount and it was not noted on the bill they received, Seniors should deduct the 15% from their bill and remit payment.

Police Chief - Laird C. Kircher

Chief Kircher reported that Council is to consider an Ordinance under the Agenda that raises the penalties for violators that park in handicapped parking spaces. Chief Kircher feels that this is a worthwhile Ordinance and requested Council consider its passage. It is also the Chief's intention to review the current parking violation fees, which will be addressed at the next meeting of Council. The Chief intends to talk to the Chamber of Commerce before requesting Council consider amending the Ordinance and raising the current fees for violators.

Fire Chief - Joseph K. Assisi

Chief Assisi reported that West View had a very good year in regard to fire responses within the Borough, as was noted in the Annual Fire Report that was submitted to Council. Mr. Assisi considered the Borough to be very fortunate in the low number of serious responses in 1993.

Solicitor - Fred E. Baxter

No Report. (Absent)

Engineer - Robert E. Zischkau

No Report. Mr. Zischkau thanked Council for the re-appointment of Bankson Engineers, Inc. as the Borough Engineer, as he stated he enjoys working with West View.

COMMITTEES' REPORTS

Finance - Joseph J. Nowark

Wage Tax collection deposits for the month of December totaled \$8,704.08, less \$353.91, which were refunds to Municipalities and Individuals. The Borough's net proceeds were \$4,175.11. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in January. Our Liquid Fuel Business Money fund earned interest in the amount of \$343.56. Real Estate Tax collection deposits for the month of December totaled \$13,586.54. This amount was used to help defer December expenditures.

Property and Purchasing - John P. Gorman

No Report.



Public Works - David R. Glavin

The Public Works Department will be collecting Christmas trees throughout the Borough on the following dates: January 5, 6, 7, 12, 13, and 14, 1994. Trees are to be placed curbside, corresponding with Residents regular refuse collection day and will be collected by the Borough workers. All trees are to be totally free of all debris, including all lights, nails, and decorations and do not have to be placed in plastic bags. The Road Crew was very busy clearing the roads in the Borough over the Christmas holiday and Mr. Glavin felt that they did a very good job. President Daugherty added his thanks to the Public Works Department for a job well done.

Police and Public Safety - John R. Henry

No Report.

Fire and Water - Bernard J. Smith

Mr. Smith reported that on Friday, January 14, 1994, the West View Volunteer Fire Department will be swearing in the Departmental Officers at the Firemen's Building. All of Council are invited to attend. Mayor Powell will swear in the Fire Police at that time. On January 7, 1994, the individual Fire Companies will be swearing in their Officers and Council is also invited to attend the ceremonies.

Public Relations and Recreation - Mary Kay Bernhard

Mrs. Bernhard said that the Borough will be holding a "Winter Blues" Party for Senior Citizens in March of 1994 and Mrs. Bernhard will have more information concerning the party at the February Meeting of Council.

REMARKS FROM THE AUDIENCE

Mr. Jim Barr of 200 Frankfort Avenue asked when Council would have the specs for the proposed Hawthorne Avenue Parklet. President Daugherty said that this is not known, as the Borough is still receiving fill at the proposed site and there are many aspects to be addressed prior to considering the parklet specs.

Mr. Barr wants to change the Summer Program for West View children to allow children from other communities, such as Ross Township, to attend. He said that Ross Township allows West View children to attend and asked why they aren't permitted to attend ours. President Daugherty asked Mr. Barr if Ross Township charged a fee to the West View children that attend Ross's program, Mr. Barr said he did not know.

Mrs. Bernhard said that the Borough's summer program has been for West View Children only since its conception and it is paid for with Borough Tax Dollars.

Mr. Barr wanted to know if there was a way for the Borough to work with the neighboring Communities to allow their children to attend our program. Mrs. Bernhard said she is not familiar with how other Communities run their summer programs, but was satisfied that the Borough has maintained a very successful Summer Program for West View Children for many years, with no fee to the West View Children and planned to keep it the same.

Mr. Barr said that he was considering working along with St. Luke's Church to set up a summer program for children from all communities and questioned whether the Borough would be interested in participating. Mr. Daugherty said that he was pleased St. Luke's might begin a program for all children, but President Daugherty said that the Borough Program was designed specifically for West View Children, paid for by West View Tax Dollars and Council is not permitted to allot monies for that purpose.

President Daugherty said that since the Borough has had no demands from Residents, nor has received any complaints from Residents to consider changing our long standing, problem-free program, it will continue as established, as it has worked very well for West View Children for years. Mr. Daugherty pointed out that West View has managed to maintain an excellent Summer Program for Borough children and therefore feels it is Council's responsibility to keep the Program running as established.

Mr. Daugherty said that if Mr. Barr wanted to establish a program through St. Luke's or professionally (Mr. Barr runs a Day Care Center in West View), that was fine and he wished them luck.

Mr. Barr said that he did not think this was very responsible of Council not to include other communities. President Daugherty responded that Mr. Barr is trying to change something that has been working fine and does not feel that Mr. Barr's suggestion makes much sense. President Daugherty said Council could not approve this suggestion to serve Mr. Barr's purpose. Mr. Barr wanted an explanation on what was his purpose. President Daugherty detailed that it seems that Mr. Barr only addresses Council for purposes that would aid his Day Care Center, such as Mr. Barr's request to put in sidewalks close to the Day Care so he could take his children to the park and his questions regarding the proposed Hawthorne Parklet.

Mr. Barr asked that, since Ross Township has purchased and is using Natural Gas Vehicles, if the Borough has looked into purchasing any. President Daugherty said that Council has not considered it and added that Ross Township's vehicles are only being tested.

#### UNFINISHED BUSINESS

None.

#### NEW BUSINESS

None.

#### AGENDA

Motion to read Ordinance #1350 was made by Joseph Nowark and was seconded by John R. Henry. Upon Council's approval, President Daugherty read Ordinance #1350, which is an Ordinance of the Town Council of the Borough of West View amending the Code of the Borough of West View as it relates to handicapped parking spaces by regulating non-permitted parking in said spaces, and providing for penalties for the violation thereof.

Motion to adopt Ordinance #1350 was made by Bernard Smith and was seconded by John Henry. Question on the Motion by John Gorman, directed to Chief Kircher. Mr. Gorman asked if the fines set within the Ordinance were in line with State fines. Chief Kircher said that the fines are in conjunction with the State and the Borough would now be up to date. With no further discussion, Motion was approved and so ordered by Council.

Motion to read Ordinance #1351 was made by Joseph Nowark and was seconded by John Henry. Upon Council's approval, President Daugherty read Ordinance #1351, which is an Ordinance of the Town Council of the Borough of West View amending Ordinance #1270, which was enacted October 13, 1982, prohibiting the starting or spreading of any false alarm for fire and/or police within the Borough and providing a penalty for violation thereof.

Motion to adopt Ordinance #1351 was made by David Glavin and was seconded by Joseph Nowark. Question on the Motion from Mr. Nowark regarding if the Police Department intended to keep records of false alarms received and if the Fire Department intended to monitor the maintenance Companies to make sure they are up to standards and have current licenses. Mr. Nowark feels that this is a very good Ordinance and will bring the Borough up to date, along with relieving the stress on our Police Officers and Fire Department.

Fire Chief Assisi said that many Businesses in the Borough already utilize Companies that are licensed and are very good in reporting repairs to avoid false alarms, but feels that the Ordinance would serve to penalize the larger Businesses that constantly have false alarms coming into the Borough. Chief Assisi said that the Borough had 22 false alarm responses in 1993, which is far too many and hopefully the Ordinance with the raise in penalties will deter further false alarms. The Police and Fire Department will keep on top of this matter to insure all safety factors.

With no further questions, Motion to adopt Ordinance #1351 was approved and so ordered by Council. President Daugherty suggested that the Borough contact Businesses and Companies to advise them of the change in the penalties for false alarms.

Appointment to the Municipal Authority of the Borough of West View, for a five year term, through December 31, 1998. Mr. Thomas Witherel is currently serving in this position and is interested in re-appointment. Motion to appoint Mr. Witherel to the Municipal Authority was made by John Gorman and was seconded by John Henry. Motion was approved and so ordered, with the Secretary to cast a Vote. President Daugherty abstained from the Vote.

Appointment to the Vacancy Board, which is a yearly appointment, through December 31, 1994. Mr. Thomas Witherel is currently serving in this position and is interested in re-appointment. Motion to appoint Mr. Witherel to the Vacancy Board was made by John Gorman and was seconded by Mary Kay Bernhard. Motion was approved and so ordered, with the Secretary to cast a Vote.

Appointment to the Ross/West View Emergency Medical Service Authority, for a five year term, through December 31, 1998. Mr. Barry G. Schell is currently serving in this position and is interested in re-appointment. Motion to approve Mr. Schell's appointment was made by Joseph Nowark and was seconded by Bernie Smith. Motion was approved and so ordered, with the Secretary to cast a Vote. J. R. Henry abstained from the Vote.

Appointment to Girty's Run - Watershed Plan Advisory, for a two year term, through December 31, 1995. Mr. Harry Gruener is currently serving in this position and is interested in re-appointment. Motion to appoint Mr. Gruener was made by John Gorman and was seconded by David Glavin. Motion was approved and so ordered by Council, with the Secretary to cast a Vote.

Appointment to Girty's Run - Watershed Advisory Committee, for a two year term, through December 31, 1995. Mr. John Gorman is currently serving in this position and is interested in re-appointment. Motion to approve Mr. Gorman's appointment was made by Joseph Nowark and was seconded by David Glavin. Motion was approved and so ordered by Council, with the Secretary to cast a vote. Mr. Gorman abstained from the Vote.

Appointment to Girty's Run - Watershed Advisory Committee, for a two year term, through December 31, 1995. Mr. Joseph Nowark is currently serving in this position and is interested in re-appointment. Motion to appoint Mr. Nowark was made by John Gorman and motion was seconded by David Glavin. Motion was approved and so ordered, with Secretary to cast a vote. Mr. Nowark abstained from the Vote.

#### ANNOUNCEMENTS

None.

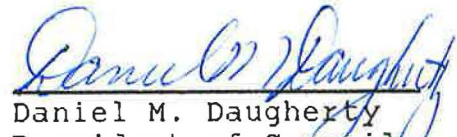
#### ADJOURNMENT

With no further Business to come before Council, President Daugherty thanked everyone for attending. Meeting was adjourned at 8:36 PM.

APPROVED:

February 9, 1994

  
Kenneth J. Wolf  
Secretary/Manager

  
Daniel M. Daugherty  
President of Council



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BOROUGH OF WEST VIEW

REGULAR MEETING

FEBRUARY 9, 1994

Minutes of a Regular Meeting of Town Council of the Borough of West View held in the Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA, 15229, on Wednesday, February 9, 1994.

Meeting was called to order at 8:00 P.M. by President Daniel M. Daugherty and was followed by a moment of silent prayer and the Pledge of Allegiance to the Flag.

Roll Call was taken by Kenneth Wolf, Secretary/Manager. Members of Council present were: Daniel M. Daugherty - President; Mary Kay Bernhard - Vice President, Council Members John R. Henry, Joseph J. Nowark, John P. Gorman, and Bernard J. Smith. Also present were Kenneth Wolf - Secretary/Manager; Fred E. Baxter - Solicitor; Robert Zischkau - Engineer; Police Chief Laird C. Kircher; Fire Chief Joseph K. Assisi; and Patricia Rapp - Assistant Secretary. Mayor Richard E. Powell and Council Member David Glavin were absent.

Motion to approve the Minutes of the Reorganizational Meeting of Town Council on January 3, 1994 was made by John Gorman and was seconded by Mary Kay Bernhard. Motion was approved and so ordered by Council.

Motion to approve the Minutes of the Regular Meeting of Town Council on January 3, 1994 was made by Joseph J. Nowark and was seconded by Mary Kay Bernhard. Motion was approved and so ordered by Council.

Approval of Net Pay and Payroll Withholding in the amount of \$81,155.42 and Payments to Vendors in the amount of \$37,671.37 was made by Joseph Nowark and was seconded by John P. Gorman. Motion was approved and so ordered by Council.

Approval of Payment of Liquid Fuel Expenditures in the amount of \$15,327.71. Motion was made by Joseph Nowark and was seconded by Mary Kay Bernhard. Motion was approved and so ordered by Council.

OFFICER'S REPORTS

Mayor's Report - Mayor Richard E. Powell

In the Mayor's absence, President Daugherty read the Mayor's Annual Report for 1993, followed by the Mayor's Report for January of 1994.

1993 Motor Vehicle Code Violations -

|  |             |
|--|-------------|
| Parking Violations (Tickets)-----              | \$ 1,493.00 |
| Vehicle Code - Violations/Magistrate-----      | \$11,608.18 |
| Ordinance & Statute Violations/Magistrate----- | \$12,093.58 |
| Allegheny County/DUI-----                      | \$ 2,090.13 |
| State Shared/Vehicle Code-----                 | \$ 6,334.50 |
| Total Receipts for the Year 1993-----          | \$33,619.39 |

Motor Vehicle Code Violations -

|  |             |
|--|-------------|
| Parking Violations (Tickets)-----              | \$ 203.00   |
| Vehicle Code - Violations/Magistrate-----      | \$ 597.03   |
| Ordinance & Statute Violations/Magistrate----- | \$ 155.03   |
| Allegheny County/DUI-----                      | \$ 156.43   |
| State Shared/Vehicle Code-----                 | \$ 0.00     |
| Total Receipts for January, 1994-----          | \$ 1,111.48 |

Secretary/Manager's Report - Kenneth J. Wolf

Mr. Wolf reported that the Borough's Auditor, Donald J. Reddinger - CPA, is currently auditing the Borough's 1993 books. They are to be finished by the end of the month, in order to submit our DCA report to the State by the March 15, 1994 deadline.

Police Chief - Laird C. Kircher

Chief Kircher said that he had looked into the possibility of raising the fee for parking fines in the Borough. According to the Ordinance, parking fines are listed from a minimum of \$2.00 to a maximum of \$10.00. The Chief consulted neighboring Municipalities and also spoke with the Chamber of Commerce and the Chief feels that raising the parking fine to \$10.00 is in order. Limited parking tags, payable within 48 hours, would cost \$5.00.

Solicitor Baxter advised that a Motion would be in order. Motion to raise the current parking fine to \$10.00 was made by John R. Henry and was seconded by Joseph Nowark. Motion was approved and so ordered.

President Daugherty questioned the Chief on whether parking violations were still prominent along Hempstead Alley. Chief Kircher said that it has been a lot calmer along Hempstead since the Ordinance, also in part being due to the heavy snow.

Fire Chief - Joseph K. Assisi

No Report.

Solicitor - Fred E. Baxter

No Report.

Engineer - Robert E. Zischkau

No Report.

COMMITTEES' REPORTS

Finance - Joseph J. Nowark

Wage Tax collection deposits for the month of January totaled \$51,622.28, less \$2.16 - Refunds to Municipalities and Individuals. The Borough's Net proceeds were \$25,810.10. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in February. The Borough's Liquid Fuel Business Money Fund earned interest in the amount of \$55.17. Real Estate Tax Collection deposits for the month of January totaled \$7,307.24. This amount was used to help defer January expenditures. We received our 1994 Tax Anticipation Loan proceeds on Wednesday, January 19, 1994, in the amount of \$325,000.00, which was immediately invested in our Business Money Market Account.

Property and Purchasing - John P. Gorman

Mr. Gorman reported that the Borough Manager purchased a Line Lazer in the amount of \$3,768.10. This price included all attachments, which will allow the machine to paint curbs and will do more than the 30 year old machine that is being replaced. Mr. Wolf added that the machine purchased was 2% less than the cost quoted to Council last month.

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Motion to pay the Devoe Company \$3,768.10 for the total cost of the Line Lazer was made by John Gorman and was seconded by Joseph Nowark. Motion was approved and so ordered by Council.

Mr. Gorman had the recyclable totals for the last quarter of 1993. The Commingled Tonnage total was 77.45, with October at 15.53, November at 36.92, and December at 25.00. Collected Tin accounted for 27.51, green glass at 7.44, white glass at 22.31, and brown glass at 7.44, aluminum at 4.46, plastic at 5.20 and bypass at 3.09. Mr. Gorman added that this is very good and feels that Borough Residents are recycling very well.

Mr. Gorman advised that, as of January 1, 1994, the Borough's Solid Waste and Recyclable Collector changed to Browning-Ferris Industries (BFI). There were some problems, due to their being unfamiliar with the streets in the Borough, combined with the heavy snowfall. Hopefully, all details will be straightened out and the Borough will be in good shape by the end of the month. Mr. Wolf added that he had checked with BFI and everything appears to have gone well today.

#### Public Works - David R. Glavin

In Mr. Glavin's absence, President Daugherty read Mr. Glavin's report.

President Daugherty thanked the Crew of the Public Works Department for doing a tremendous job in opening the roads during the recent snow and ice storms.

On Wednesday, January 12, 1994, Channel 11 News Team had interviewed the Borough's Public Works Department. Channel 11 had been visiting Communities throughout Allegheny County, assessing the problems they were experiencing due to the severe cold and the heavy snow. Channel 11 was surveying main and secondary roads, checking for any unopened roadways, as many Communities were having major problems with snow removal and many had snow covered roads. Channel 11 felt that the Borough of West View's Road Crew had done an excellent job during the severe weather, comparing West View to all of the surrounding Communities, as all of West View's roads were open and passable. The Road Crew did the best job in Allegheny County and were there and came through when they were most needed.

Mr. Daugherty added that, due to the severe temperatures, there are potholes springing up everywhere along the Borough roads. The temperature must reach a certain degrees in order that the holes can be filled. Even after they are filled with Polypave, the paving pops right back out when temperatures drop sharply. President Daugherty asked for Residents to bear with the potholes until they can be repaired properly.

#### Police and Public Safety - John R. Henry

No Report.

#### Fire and Water - Bernard J. Smith

No Report.

#### Public Relations and Recreation - Mary Kay Bernhard

Mrs. Bernhard announced that the Borough would be holding their Senior Citizen "Winter Blues" Party on Friday, March 11, 1994, at 12 Noon at the Firemen's Building. Tickets are available at the Borough Office for \$10.00 each and will include entertainment by the North Hills Jazz Band, a luncheon, and door prizes (each Senior attending will receive a plant).

At this time, President Daugherty read a letter from Mrs. Alice Fehl of Park Avenue, which commended the Borough's Public Works Department for their efforts in opening all Borough roads during the recent bad weather.

#### REMARKS FROM THE AUDIENCE

Mr. Jim Barr of 200 Frankfort Avenue asked if the Borough had made any improvements to their playgrounds after a Ross Township girl was killed in a Ross Park over the summer. President Daugherty answered that the Borough's Playgrounds are constantly inspected and maintained, not being anything different that the Borough has always done.

Mr. Barr questioned the expenditure for \$6,000.00 under Senior Citizen and Recreation Board Contributions in the 1994 Budget. Mr. Wolf answered that this amount is used for the Senior Party, Senior Trips, and various Recreation equipment and purchases.

Mr. Barr questioned whether any Citizen can haul and dump fill to the proposed Hawthorne Avenue playground site. Mr. Daugherty said only certain types of clean fill are accepted and anyone interested should contact Mr. Wolf first.

Mr. Barr wanted to know if anyone monitored CB Channel 9 in case he had an emergency while he was walking the children from his Day Care Center. Mr. Henry said that EMS monitors Channel 9 24 hours each day.

Mr. Barr asked if the Borough has any type of gentrification program for taxes. President Daugherty said no. Mr. Barr then asked if the Borough has any options regarding the upcoming 1% Sales Tax and how the Borough felt about this tax. Mr. Daugherty asked Mr. Barr how he felt about the tax and after Mr. Barr had no answer, Mr. Daugherty explained that nothing has been finalized through Allegheny County regarding the 1%, but the Borough Members have been keeping on top of the situation. It is Council's understanding that if the Municipality does not choose to participate, Residents will still be taxed an additional 1%, but the Borough would not receive the revenue intended for the Borough. Nothing will be confirmed until the County enacts supporting details of the 1% tax.

President Daugherty said that there are many factors to be considered first and now is not the time to make any type of decision since the Borough does not have all of the information. Mr. Daugherty added that a similar plan, County Wide 911, also has been proposed in the past, but has not been acted upon since the County has not made any definite decision. Council Member Henry added that basically everything is up in the air since the logistics and cost factors have not been finalized, which is dependant on the County.

Council Member Nowark added that many communities are experiencing difficulties with the 911 system, with many calls being sent to the wrong areas. It would be wise for the Borough to thoroughly investigate any such system, since the Borough will have to pay for the system in the end.

#### UNFINISHED BUSINESS

None.

#### NEW BUSINESS

None.



### AGENDA

President Daugherty advised that Council had intended to discuss Act #77 under the Agenda, but as stated before, Council cannot vote until more information is gathered concerning the 1% Sales Tax.

Council Member Smith added that he had attended a class at CCAC recently that addressed Act 77, which is the 1% Sales Tax. The Speaker was very good and he explained a lot, but the County is still not sure of how it will take care of this tax, therefore the Boroughs are on hold.

President Daugherty believes that it is basically a Shell Game, explaining that taxes are due to go up, one way or another, whether it is the 1% Sales Tax, higher assessments and Property Tax, or a higher Earned Income Tax. Mr. Daugherty added that this is a very long process and all the Borough can do right now is to sit and wait. But, Mr. Wolf has been furnishing Council with all up to date information and is keeping on top of all aspects.

Council Member Smith advised that if Property Owners are appealing their recent assessment, they must still pay their bill as it has been stated and any adjustments will be made upon winning the appeal. Mr. Smith wanted to stress payment of the bill so that Residents do not have any trouble in the future with delinquent payments.

Mr. Gorman added that he had noticed that the Borough had spent over \$9,309.15 in January of 1993 for the purchase of Salt for the Borough roads. Most Municipalities are experiencing a terrific salt bill and hopefully can receive reimbursement from the State.

President Daugherty said the Mr. Wolf had made application to the State in order to get back monies spent on salt and labor during the snow storms. The Borough is still waiting for an answer to the application.

President Daugherty added that the Borough is operating on a bare bone Budget for 1994, stating that there is no allowance for the purchase of Police Vehicles, nor Public Works equipment, and it will be necessary for Council to re-evaluate paving in the Borough since the Borough based the proposed paving, which is \$55,000.00 or 67%, on the Property Tax Assessment. Many Municipalities may need to re-open their Budget and will probably end up on the short end in revenues.

President Daugherty added that, even if the 1% Sales Tax is passed soon, Municipalities cannot consider spending this revenue until 1995. There are many aspects to consider concerning taxes and Council will look into all information prior to coming to a decision.

### ANNOUNCEMENTS

Mr. Gorman noted that Senator Wofford had answered Mr. Wolf's letter concerning the Senior Citizen High Rise in West View. The letter from Senator Wofford was enclosed in Council Packets and Mr. Gorman was pleased that the Borough's efforts have not gone unnoticed.

Council Member J.R. Henry addressed Council concerning the new EMS Dispatch Center, proposed for Passavant Hospital. Mr. Henry advised that all plans are still tentative but did want to advise that, should the changeover in dispatch centers take place, there would be no disruption of emergency service provided to the Borough Residents, nor would phone

numbers be effected. Mr. Henry said that they are considering combining Ross/West View with other Emergency Medical Dispatch Centers in order to reduce duplication and costs and to provide the most efficient Emergency Service possible to Residents. Mr. Henry suggested questions be referred to his Office and will keep Council informed as talks progress. Mr. Henry also noted that North Hills Passavant Hospital officially changed its name to Passavant Hospital.

ADJOURNMENT

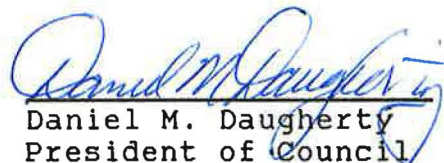
With no further Business to come before Council, President Daugherty thanked everyone for attending. Meeting was adjourned at 8:42 PM.

APPROVED:

March 9, 1994



Kenneth J. Wolf  
Secretary/Manager



Daniel M. Daugherty  
President of Council

BOROUGH OF WEST VIEW

REGULAR MEETING

MARCH 9, 1994

Minutes of a Regular Meeting of Town Council of the Borough of West View held in the Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA, 15229, on Wednesday, March 9, 1994.

Meeting was called to order at 8:00 P.M. by President Daniel M. Daugherty and was followed by a moment of silent prayer and the Pledge of Allegiance to the Flag.

Roll Call was taken by Kenneth Wolf, Secretary/Manager. Members of Council present were: Daniel M. Daugherty - President; Mary Kay Bernhard - Vice President, Council Members John R. Henry, Joseph J. Nowark, John P. Gorman, and Bernard J. Smith. Also present were Kenneth Wolf - Secretary/Manager; Fred E. Baxter - Solicitor; Police Chief Laird C. Kircher; Fire Chief Joseph K. Assisi; and Patricia Rapp - Assistant Secretary. Mayor Richard E. Powell, Council Member David Glavin, and Engineer Robert Zischkau were absent.

Motion to approve the Minutes of the Regular Meeting of Town Council on February 9, 1994 was made by John Henry and was seconded by Mary Kay Bernhard. Motion was approved and so ordered by Council.

Approval of Net Pay and Payroll Withholding in the amount of \$72,643.88 and Payments to Vendors in the amount of \$51,971.16 was made by Joseph Nowark and was seconded by John P. Gorman. Motion was approved and so ordered by Council.

Approval of Payment of Liquid Fuel Expenditures in the amount of \$16,312.01. Motion was made by Joseph Nowark and was seconded by Mary Kay Bernhard. Motion was approved and so ordered by Council.

OFFICER'S REPORTS

Mayor's Report - Mayor Richard E. Powell

In the Mayor's absence, President Daugherty read the Mayor's Report for February of 1994.

Motor Vehicle Code Violations -

|  |             |
|--|-------------|
| Parking Violations (Tickets)-----              | \$ 171.00   |
| Vehicle Code - Violations/Magistrate-----      | \$ 698.56   |
| Ordinance & Statute Violations/Magistrate----- | \$ 457.88   |
| Allegheny County/DUI-----                      | \$ 203.03   |
| State Shared/Vehicle Code-----                 | \$ 0.00     |
| Total Receipts for February, 1994-----         | \$ 1,530.47 |

Secretary/Manager's Report - Kenneth J. Wolf

Mr. Wolf requested that Council consider approving the 1994 S.M.A.C. Agreement with the North Hills Council of Governments in order that he may execute the paperwork necessary. The Agreement calls for an increase from \$475 to \$500 for four days or less of Vactor Rental. The NHCOC also eliminated the Camera service, but made arrangements with other Municipalities and COGs to share their Cameras should the Borough need this service.

40 President Daugherty asked how often the Borough uses the Camera. Mr. Wolf said that the Camera is used only in emergency situations, which is not often. The Borough utilized the Vactor more than four days last year. The NHCOC requires a \$1,000 deposit, which is applied to the Vactor rental.

Motion to approve the 1994 S.M.A.C. Agreement with the North Hills Council of Governments was made by Bernard Smith and was seconded by John Gorman. Motion was approved and so ordered by Council.

Mr. Wolf met Affolder & Associates to discuss the Borough's General Liability Insurance, which is due on March 14, 1994. 1993's annual premium for All Risk Coverage was \$34,267, which has been increased by \$133 to allow for an increase in building coverage due to the market value increase. 1994's annual premium will be \$34,400. Mr. Wolf recommends Council consider approving payment for this coverage, which is a .3% increase over last year for the same coverage.

Motion to approve the General Liability Insurance Coverage was made by Joseph Nowark and was seconded by Mary Kay Bernhard. Motion was approved and so ordered by Council.

Police Chief - Laird C. Kircher

No Report.

Fire Chief - Joseph K. Assisi

No Report.

Solicitor - Fred E. Baxter

No Report.

Engineer - Robert E. Zischkau

No Report. (Absent)

#### COMMITTEES' REPORTS

Finance - Joseph J. Nowark

Wage Tax collection deposits for the month of February totaled \$101,342.79, less \$780.01 - Refunds to Municipalities and Individuals. The Borough's Net proceeds were \$50,281.45. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in March. The Borough's Liquid Fuel Business Money Fund earned interest in the amount of \$49.94. Real Estate Tax Collection deposits for the month of January totaled \$1,001.88. This amount was used to help defer February expenditures.

Property and Purchasing - John P. Gorman

No Report.

Public Works - David R. Glavin

In Mr. Glavin's absence, President Daugherty read Mr. Glavin's report.

Due to the severe winter weather, the Borough streets are in need of repair due to many large potholes. The Public Works Department has been



out patching the holes as the weather permits, but Mr. Daugherty feels that the Borough has a large job ahead in attempting all street reparations.

The Street Sweeper is ready and will be going throughout the Borough, also as the weather permits. The Borough was very fortunate in its ability to maintain a salt supply and Mr. Daugherty felt that the Public Works did a very good job during the winter months.

Police and Public Safety - John R. Henry

Mr. Henry made Council aware that negotiations for the Police Contract will begin soon. The Committee has already met once to discuss this matter.

Fire and Water - Bernard J. Smith

No Report.

Public Relations and Recreation - Mary Kay Bernhard

Mrs. Bernhard said that the Borough's Senior Citizen "Winter Blues" Party is on Friday, March 11, 1994, at 12 Noon at the Firemen's Building and there are over 90 people signed up to attend so far. Tickets are \$10.00 each and will include entertainment by the North Hills Jazz Band, lunch, and door prizes.

REMARKS FROM THE AUDIENCE

There were three people in attendance in the Audience.

Mr. Jim Barr of 200 Frankfort Avenue asked if the Borough had made any improvements or added any equipment to the playgrounds. Mr. Daugherty said that Mr. Barr had asked this question before and had been told before that the Borough has a certain amount of funding available to use to maintain existing equipment and if there are any funds available to purchase new equipment, Council will. Mr. Barr asked if nothing had been added, to which President Daugherty responded no.

Mr. Barr said the reason he asked is that the State has Grants for Municipalities to develop parks and playgrounds and they have 1.4 Million Dollars in awards by the State and he was wondering if the Borough was going to use it.

President Daugherty said if there is anything available; it is brought to the attention of the Borough Manager and then the Borough can apply for funding. Mr. Barr wanted to know if Mr. Wolf had applied for the Award Grant. Mr. Wolf asked what the title of the Grant was. Mr. Barr said he heard it on the radio about a month ago, for public parks and playgrounds, 1.4 Million Dollars to be awarded by the State. Mr. Wolf again asked if Mr. Barr knew what the title of the grant was. Mr. Barr did not. Mr. Wolf said he would need to know the title of the grant or whether it was through the DCA before he could address Mr. Barr's question. Mr. Daugherty said that if there is anything available that the Borough would qualify for, it would. This is applied for through the COG or the County and the Borough pays attention to all grants available.

Mr. Barr asked then, there will be no more? Mr. Daugherty said that he did not know how much more that he could tell Mr. Barr. President Daugherty said that it seems Mr. Barr has a hang up regarding recreation and Mr. Daugherty believes he knows the reason why. Mr. Daugherty said that Mr. Barr's business is a home care center and he is looking for the

46 Borough to furnish all of the playgrounds so that Mr. Barr can take his Wards to the playground daily in the Borough and then Mr. Barr would benefit personally financially, at the Borough's expense.

President Daugherty said that the Borough Manager has looked into grant monies when they were available in the past and will continue to do so in the future.

Mr. Barr asked if the Borough has any undeveloped land. President Daugherty asked for what reason? Mr. Barr said that Allegheny County is doing an inventory of undeveloped land through the Planning Department. President Daugherty said that any undeveloped land in the Borough is land on an embankment that has a 90 degree angle and that is why it is not developed.

Mr. Barr said he believed that the plan of the County, they are going to come out in the end of six months to do a report on all of the land that is undeveloped and he imagined, all the land in the North Hills that is undeveloped, and so he imagined that West View would be listed on this so the Borough could have a plan. Mr. Daugherty asked for what reason? Mr. Barr said he figured that the purpose of this, the Municipalities could have a list and then they could go to the Borough's with this list.

President Daugherty said that Mr. Wolf is very knowledgeable and could possibly try to explain this to Mr. Barr. Mr. Wolf said that he did not know what Mr. Barr was referring to but, there are vacant lots within the Borough which are undeveloped, as Mr. Daugherty had mentioned, but are not able to be developed, or are not feasible to develop.

Council Member Nowark added that the County had previously, years ago, informed the Borough through the ADHOC Committee, that the only property within the Borough that was considered developable was Martorelli Stadium. This was the only property that had any developmental potential.

Mr. Barr said if the State is giving up grants and the County is doing a study, he put it together and figured he'd check with the Council to see if there is anything they could do. President Daugherty said if there is anything available, Council will take care of it.

Mr. Barr wanted to know if the Borough had any kind of evolved plan. President Daugherty said that the Borough has had a comprehensive plan for as long as he could remember, believing it was done prior to 1972.

President Daugherty said it was his belief that the Borough Meetings are advertised as Meetings of the Town Council. Mr. Daugherty said that he felt he need to get something across to Mr. Barr, who was unsuccessful in his bid for Office in the last election campaign and who is since questioning Council. President Daugherty said that Council has responsibilities, which include paying bills and handling problems from Residents. Mr. Daugherty does not feel that the intention of the Council Meeting is to be a school for local government that Mr. Barr can attend to be taught by Council. President Daugherty said that if Mr. Barr has a specific problem for Council to address, they will take care of the problems, but Council will not answer twenty questions from Mr. Barr at each Meeting to educate Mr. Barr on the Borough.

Mr. Barr asked if the comprehensive plan was available to view. Mr. Daugherty if he wanted to go to the Borough Office to look at it, he could. President Daugherty said that most of the questions that Mr. Barr asks can be handled through the Borough Office and need not be brought before Council. Mr. Barr said that if the Borough had a Communications Meeting, he could sit down and ask questions there.

President Daugherty asked Mr. Barr if he had something specific or a problem to address. Mr. Barr said he did. Mr. Daugherty requested that Mr. Barr present this problem to Council to try to address. Mr. Barr said it had to do with the Dog Ordinance. He thought it was great that the Borough passed the Dog Ordinance. His concern is if a dog is running loose. President Daugherty said if a dog is running loose, call the complaint into the Borough and the Dog Catcher will be notified.

Mr. Barr said he had a concern. Mr. Daugherty asked Mr. Barr what his concern was. Mr. Barr said his concern was, this is an excellent opportunity for Crimewatch to bring in a speaker and address this situation, on what to do in a situation if a dog would attack a cat or a pedestrian or another dog. He thought that could be explained. President Daugherty advised Mr. Barr to bring this up at the next Crimewatch meeting. Chief Kircher advised Mr. Barr to speak to Officer Pusateri or Adam Bakaj of the Crimewatch Committee.

Mr. Barr asked if the Borough has a Sidewalk Snow Removal Ordinance. President Daugherty said that sidewalks are the responsibility of the Property Owner. Mr. Barr asked if the Ordinance was enforced by the Borough. Mr. Wolf asked if there was a specific area he is talking about. Mr. Barr said "19". Mr. Wolf asked if he was referring to the Business District. Mr. Barr said yes, since Mr. Wolf had mentioned it. Mr. Wolf said that there an Ordinance on this, with a 24 hour removal mandate, and there have been fines involved. Everyone, in both the Business and Residential areas, had been very cooperative with snow removal after they had been notified. Mr. Barr said that he didn't think the policy was well known.

Mr. Barr said that it was his understanding that the COG will have a meeting concerning the 1% assessment tax. Mr. Daugherty advised Mr. Barr to attend the meeting to find out. Mr. Barr said that he understood that some of the Municipalities are not sure about the tax and wanted to know if our Representative favors or opposes this tax. President Daugherty said that this information was given to Mr. Barr at the last meeting and that our COG Representative does not have the right to decide anything for Council. Council has been furnished with all pertinent information in order to make their decision.

Mr. Barr said he'd like to know if we are going to favor this. President Daugherty said Council has told you this before. The County passed this Bill on the 24th of February and Council has 60 days to gather all information, which has been put into the hands of Council, who will make a decision. It is on the Agenda to discuss somewhat tonight, but that is not saying that a decision will be made tonight. Council had told Mr. Barr this the last time. Mr. Barr said he was just inquiring if the decision had been made. President Daugherty said no.

Council Member Henry addressed Mr. Barr, saying that he felt they were developing an adversarial relationship and he really would not like to see this develop with anybody. Mr. Henry requested taking thirty seconds to explain how Local Government works so that everyone understands. Mr. Henry explained that what Mr. Daugherty was saying is that Mr. Barr is bringing up information that can be completely handled through the Borough Office. Council is a group of Part Time Administrators that are elected by the Residents, all the Residents, not just Mr. Barr, to deal with a lot of very important issues, such as the one Mr. Barr brought up.

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Mr. Henry asked Mr. Barr if he understood what an adversarial relationship means. Mr. Henry said that Mr. Barr is asking repetitive questions to which Council feels that they are giving Mr. Barr the best answer. For example, the 1% Tax is a very in depth issue which requires a lot of thought. The Borough Manager's Office is open Monday through Friday during business hours. Every other Resident deals with the Borough Manager and Mr. Barr is bringing his issues directly to Council. Mr. Henry suggests that if Mr. Barr has a Police complaint or a dog complaint, he needs to go to the Police. A Crimewatch issue, Officer Pusateri. Public Works, a Recreational complaint, suggestions, Grants, Mr. Barr needs to go to the Borough Manager. Mr. Henry said Council is saying is that there is no reason to go to Council unless someone does not cooperate with Mr. Barr or if Mr. Barr a problem with an issue that requires a Borough Ordinance or a Law. Again, Mr. Henry did not want to get into a Local Government education with Mr. Barr but thought that Mr. Barr would have a much more efficient relationship to get his ideas across if he would work with the Full Time Manager.

At this time, Mr. Barr had no further comments and Mr. Mike Fisher rose to address Council. Mr. Fisher asked Mr. Barr if he had any children, to which Mr. Barr responded no. Mr. Fisher said he then understood because Mr. Barr has an interest in Recreation because Mr. Barr uses it for his Business.

Mr. Fisher then addressed Council. He asked how much assessment is going into Recreation for safety and secondly, if the sidewalks are owned by the Property Owners, why were they so bad.

President Daugherty said that over \$20,000 is budgeted for Recreation, which entails Senior Citizen Programs, recreation, and other aspects. Mr. Fisher asked if there was a specific assessment for safety. President Daugherty said no, there is no special assessment, it is as one. As far as the sidewalks, there is an Ordinance which requires Owners to maintain, repair, and keep their sidewalks clean.

President Daugherty explained to Mr. Fisher that there has been a lot of redundancy going on at Council Meetings ever since election time. Mr. Fisher said that he understood and that he feels that Council is doing a fine job and Mr. Barr has to learn that this can be handled through the proper channels and should not be brought before Council.

Council Member Smith added that a large portion of the Borough's population is elderly and they have problems finding youths to shovel snow from their sidewalks, even if they are willing to pay. Mr. Smith attributes this to part of the sidewalk problem in the Borough.

#### UNFINISHED BUSINESS

None.

#### NEW BUSINESS

None.

#### AGENDA

Appointment of a Delegate and an Alternate Delegate from the Borough to Municipal Risk Management, Inc. Workmen's Compensation Pooled Trust. 1993's Delegate was John Gorman and the Alternate Delegate was Joseph Nowark.



Motion to appoint John Gorman as Delegate and Joseph Nowark as Alternate Delegate was made by John R. Henry and was seconded by Mary Kay Bernhard. Motion was approved and so ordered by Council.

President Daugherty said that Council had been furnished with information regarding Act 77 in their packets, which advised Council of their alternatives. President Daugherty did not know if any of the Council Members had made up their mind yet but Council has 60 days from the passage of this Bill to decide. President Daugherty feels that everyone understands that in order for the Borough to get our share of the 1%, the Borough must agree with the County Commissioners and pass a Resolution, which would then entitle the Borough to the monies. West View's share is reported to be \$104,000 and the Borough would be required to reduce the current Millage by 2 Mills, with the rest of the money going into the Revenue Fund. If the Resolution is not passed, the Borough will lose this money. President Daugherty opened the floor to Council for discussion, asking if Council would like to consider making a decision now or wait until the next Meeting.

Council Member Gorman expressed his view that he personally feels that Council should wait until the next Meeting of Council in order to make a more intelligent decision, since there is plenty of time left before the 60 day limit. Both Mr. Gorman and Mr. Smith had attended a class at CCAC on Act 77 and Mr. Gorman feels that there are still more questions to be asked and more information to be gathered before Council could decide. It is Mr. Gorman's understanding that if the Borough does not approve a Resolution accepting Act 77, the Borough would not be able to participate within three years and the alternative to raising revenues would be to raise taxes. By accepting Act 77, the Borough would receive revenue and be able to reduce property taxes to some extent.

Mr. Gorman does not know if the \$104,000 that the Borough is reported to receive is firm based on State figures or County figures and would like to look at more aspects and information prior to making any type of decision.

President Daugherty said that he is aware that Municipalities would not receive any revenues until at least the year 1995 and feels that there are still many unanswered questions about Act 77.

Council Member Smith said that it was his belief that a Tax Reform Bill that was on the Referendum was voted down last year. Mr. Smith said that while attending the class at CCAC, concerns were expressed that Residents of Allegheny County would go elsewhere to purchase items to avoid paying the 7% Sales Tax. Ira Weiss, the Solicitor from the County, had explained that there is no way to beat the Tax. If you are a Resident of Allegheny County, you will pay the 7% Tax, no matter where you purchase a taxable item.

President Daugherty said that there is much to think about, especially since there is legislation in Harrisburg concerning a possible 5% cap on Real Estate Tax. President Daugherty suggested Council hold off their decision until the April Meeting when more information will be known.

Council Member Smith advised everyone to pay their County Real Estate Tax Bill as it is. Residents cannot wait until their Appeal decision to pay their Taxes in hopes of receiving a reduction.

Council Member Henry asked what one Mill is equal to in a dollar amount. Borough Manager Wolf said that one Mill for 1994 is equal to \$39,000, in accordance with the full assessment. Mr. Wolf said that this figure is subject to adjustments due to appeals.

Mr. Henry said that his understanding is that the Borough is being told that it will receive \$104,000 in revenues from the 1% Sales Tax Revenues, which would be reduced \$66,000 due to adjustments in the reduction of 2 Mills in Real Estate Tax, which would leave the Borough approximately \$38,000 to apply to Revenue. Mr. Wolf said that this was basically correct. Mr. Daugherty added that the Borough had budgeted \$55,000 for paving based on the original County Millage assessment. If the 5% cap is enforced, along with allowing for at least 2% in delinquencies, this will reduce the allotment for paving down to \$29,000 which would possibly pave one and one half streets in the Borough. President Daugherty said that the Borough would not be receiving a windfall in revenue from the 1% Sales Tax. President Daugherty feels that one of the problems with the Real Estate Assessment Appeals is that even though assessments were raised an average of 9 to 11% in the Borough, many homeowners would sell their properties on the Market for more than they are assessed for. Many Municipalities will have to re-open their Budgets due to the probable 5% cap, since the money they had budgeted will not be there to use.

Council Member Henry added that still, the Borough would not be receiving a lot of money, only around \$30,000. Council Member Nowark feels that the proposed 5% cap would probably serve others in the larger Communities best, like Fox Chapel and Monroeville. Mr. Nowark is worried that smaller Communities are going to be shut down by the larger Communities when making this decision, since the larger Communities would receive larger revenues.

President Daugherty said that he feels Council has expressed their views and Council should wait until the April Meeting of Council to decide this issue. Council Member Gorman said that the CCAC class had explained that the Borough would not receive any monies until 1995, which will make it hard to try to prepare a budget when the Borough will not know exactly how much money it will receive.

#### ANNOUNCEMENTS

None.

#### ADJOURNMENT

With no further Business to come before Council, President Daugherty thanked everyone for attending.

At this time, Mr. Mike Fisher requested speaking to Council. President Daugherty said that this was highly irregular but permitted Mr. Fisher to speak.


Mr. Fisher said that he was a Resident of Ross Township and also a Student at Slippery Rock University and that this was his first time attending a Local Government Meeting of Town Council. Mr. Fisher said that he has often heard West View Residents reminiscing about the old Amusement Park and wondered why West View doesn't encourage a large Company to move into the Borough to establish a similar business, since Mr. Fisher feels that the Business District in West View has stagnated. Mr. Fisher said that it was his thought that the Borough could use this extra revenue to improve the Borough, for funding such programs as recreation, paving, and sidewalks.

President Daugherty said that this was a good comment to consider and again, thanked everyone for attending. Meeting was adjourned at 8:45 PM.

APPROVED:

April 13, 1994

  
Kenneth J. Wolf  
Secretary/Manager

  
Daniel M. Daugherty  
President of Council





BOROUGH OF WEST VIEW

REGULAR MEETING

APRIL 13, 1994

Minutes of a Regular Meeting of Town Council of the Borough of West View held in the Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA, 15229, on Wednesday, April 13, 1994.

Meeting was called to order at 8:00 P.M. by President Daniel M. Daugherty and was followed by a moment of silent prayer and the Pledge of Allegiance to the Flag.

Roll Call was taken by Kenneth Wolf, Secretary/Manager. Members of Council present were: Daniel M. Daugherty - President; Mary Kay Bernhard - Vice President, Council Members John R. Henry, Joseph J. Nowark, David R. Glavin, John P. Gorman, and Bernard J. Smith. Also present were Richard E. Powell - Mayor; Kenneth Wolf - Secretary/Manager; Fred E. Baxter - Solicitor; Police Chief Laird C. Kircher; Robert Zischkau - Engineer; and Patricia Rapp - Assistant Secretary. Fire Chief Joseph Assisi was absent.

Motion to approve the Minutes of the Regular Meeting of Town Council on March 9, 1994 was made by John Gorman and was seconded by Mary Kay Bernhard. Motion was approved and so ordered by Council.

Approval of Net Pay and Payroll Withholding in the amount of \$73,172.27 and Payments to Vendors in the amount of \$63,107.82 was made by Bernard Smith and was seconded by Joseph Nowark. Motion was approved and so ordered by Council.

Approval of Payment of Liquid Fuel Expenditures in the amount of \$13,316.90. Motion was made by Joseph Nowark and was seconded by David Glavin. Motion was approved and so ordered by Council.

OFFICER'S REPORTS

Mayor's Report - Mayor Richard E. Powell

Motor Vehicle Code Violations -

|  |           |
|--|-----------|
| Parking Violations (Tickets)-----              | \$ 297.00 |
| Vehicle Code - Violations/Magistrate-----      | \$ 340.78 |
| Ordinance & Statute Violations/Magistrate----- | \$ 120.67 |
| Allegheny County/DUI-----                      | \$ 62.27  |
| State Shared/Vehicle Code-----                 | \$ 0.00   |
| Total Receipts for March, 1994 -----           | \$ 820.72 |

Mayor Powell announced that the Veterans of Foreign Wars Post #2754 will hold their Veterans Day Parade on Monday, May 30, 1994, rain or shine. The Parade will take a new route this year, forming on Center Avenue between Bronx and Cornell Avenues at 9:30 AM and move out at 10:00 AM, going east on Center Avenue, past the Senior High Rise, ending at the VFW Post where Memorial Services will be held.

Mayor Powell read an Official Proclamation, officially designating the week of Saturday, April 23rd, through Monday, May 2nd, in the year 1994 as "Poppy Week", in accordance with the Veterans of Foreign Wars Post #2754. The Mayor urged Public participation by contributing to this worthy cause.

Motion to approve the Mayor's Proclamation was made by Joseph Nowark and was seconded by David Glavin. Motion was approved and so ordered by Council.

The Mayor said that he had attended the Fiftieth Wedding Anniversary of Punchy Freedman and his wife while the Mayor was in Sarasota, Florida. The Freedmans hosted a Hawaiian Luau to celebrate this occasion. Punchy asked the Mayor to say "Hello" to Council on his behalf. Mr. Freedman is recovering from heart surgery. President Daugherty asked how long Mr. Freedman has been retired. The Mayor said he has been retired from the Borough's Police Force for 13 or 14 years.

Secretary/Manager's Report - Kenneth J. Wolf

Mr. Wolf reported regarding the possibility of the Borough applying for two Department of Community Affairs Grants. One Grant would be applied toward a Police Video Camera in the amount of \$2,000.00 and the second Grant would be in the amount of \$7,500.00 for a Television, VCR Player, and School Zone 15MPH Lighting for Perry Highway.

Mr. Wolf requested Council's permission to contact the North Hills School District with the proposition that if the Borough obtains and installs the School Zone Lighting Equipment, the School District would pay to maintain and pay the cost of lighting for the equipment. Mr. Wolf believes that this will be a long and drawn out process, submitting detailed diagrams to PennDot for approval and then the acquisition and actual installation of the equipment, but thinks it will be well worthwhile.

Motion to approve Mr. Wolf's request was made by Joseph Nowark and was seconded by John Henry. Motion was approved and so ordered by Council.

Police Chief - Laird C. Kircher

No Report.

Fire Chief - Joseph K. Assisi

No Report. (Absent)

Solicitor - Fred E. Baxter

No Report.

Engineer - Robert E. Zischkau

No Report.

COMMITTEES' REPORTS

Finance - Joseph J. Nowark

Wage Tax collection deposits for the month of March totaled \$42,156.15, less \$2,768.62 - Refunds to Municipalities and Individuals. The Borough's Net proceeds were \$19,693.84. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in April. Our Liquid Fuel Business Money Fund earned interest in the amount of \$55.39. Real Estate Tax Collection Deposits for the month of March totaled \$556.60. This amount was used to help defer March expenditures.

Property and Purchasing - John P. Gorman

Mr. Gorman reported that the Borough's new Refuse Hauler, BFI, has

improved it's service since it began in January, during all of the snow. The Borough has had very few complaints regarding service and seems to be in pretty good shape.

Public Works - David R. Glavin

The Public Works Department's Street Sweeper is in operation and has been going throughout the Borough clearing debris from the roadways and will continue to do so, weather permitting. The Borough has attended a Meeting and will be applying for Public Disaster Assistance due to the severe weather of 1994 through the Pennsylvania Emergency Management Agency.

Police and Public Safety - John R. Henry

No Report.

Fire and Water - Bernard J. Smith

Mr. Smith said that the Borough was very fortunate this past month, with no serious fires in the Borough. Mr. Smith attended an interesting and informative Hazmat practice drill, which was conducted by J.R. Henry and Jim Miller, that addressed using the "Jaws of Life".

Public Relations and Recreation - Mary Kay Bernhard

Mrs. Bernhard reported that the Recreation Committee has finalized the Bronx Field Allotments for the 1994 Season. Mrs. Bernhard is requesting that each team submit a copy their Liability Insurance Forms to the Borough, prior to field usage in order to make sure everyone is covered with insurance. The 1994 Season will be a short season, ending in August, due to scheduled renovations to Bronx Field. This will effect the West View Youth Football Organization, who normally utilizes the field for practice in August, but other arrangements are being made to accommodate the Football Organization.

REMARKS FROM THE AUDIENCE

There were eight people in attendance in the Audience.

Mr. Jim Barr of 200 Frankfort Avenue said he had a couple of things that he wanted to address concerning "Spring Cleanup", specifically regarding trees and branches that grow out into the streets. Mr. Barr said that his concern was what to do about this. President Daugherty asked Mr. Barr if he had a specific complaint. Mr. Barr said yes and stated Schellhaas Funeral Home on Center Avenue. Mr. Daugherty told Mr. Barr that if he had a specific complaint concerning this matter, it is to be addressed directly to the Borough Manager during regular business hours and not before Council at the Regular Meeting.

Mr. Barr said that his other concern was about parking along Center Avenue. When he is walking along Center, sometimes he has to walk out into the street around cars that are parallel parked and wanted to know what to do about this. President Daugherty asked Mr. Barr where specifically. Mr. Barr said the area across from St. Luke's and across from Kaule's.

President Daugherty said that these parking areas have been this way for as long as he could remember and asked Chief Kircher if there had ever been any complaints regarding the parking in these areas. Chief Kircher said no. President Daugherty said there has never been a complaint over parking in this area and felt it is not unsafe and that there is no problem.

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Mr. Barr asked if Council was not going to address this problem. President Daugherty said that there is no problem as far as Council is concerned. Mr. Barr said then he shouldn't bring this to Council's attention? President Daugherty explained that if Mr. Barr has a Police problem, to address the Police Chief, a Borough problem, to address the Borough Manager, and if they do not take care of the problem, then Mr. Barr is to address Council and they will handle the problem.

President Daugherty said that Mr. Barr is not going to stand before Council at every meeting with a list of things that Mr. Barr feels is wrong with the Borough and ask Council to address the list. Mr. Barr asked if there is a reason why. President Daugherty said that the reason is that all Mr. Barr does is repeat himself and Mr. Daugherty will not allow Mr. Barr to nuisance Council, there is a proper procedure to follow regarding complaints, as President Daugherty has explained to Mr. Barr time and again.

President Daugherty said that he is not going to allow Mr. Barr to come to the Meetings and harass Council until the next election is held. Mr. Daugherty said that the Borough has specific people to address specific problems and Mr. Barr should not nuisance Council. Mr. Barr asked if he did not get satisfaction down there, what should he do? President Daugherty said that only then, should Mr. Barr address Council. Mr. Barr said that is why he comes to Council. President Daugherty directly asked Mr. Barr if he had addressed these specific problems to the Borough Office. Mr. Barr said that he has spoken to Ken in the past. President Daugherty again asked if Mr. Barr had addressed these problems to the Borough Manager. Mr. Barr did not.

Mr. Barr said that he is just addressing concerns he has. President Daugherty said that Mr. Barr has concerns at every Meeting and President Daugherty tells Mr. Barr at every Meeting how these concerns should be handled and what Mr. Barr is doing is harassing Council. Mr. Barr said that he does not think that he is harassing Council, just that he has concerns and asked Mr. Daugherty if he felt that his concerns were considered political. President Daugherty said that Council feels Mr. Barr is being political and that this is pure harassment and offered an example.

President Daugherty addressed the Audience regarding Mr. Barr. President Daugherty said that Mr. Barr ran for office and lost at the last election. Mr. Barr was looking for issues at that time and is looking for issues now. President Daugherty said that, as Chairman, he is not going to allow Mr. Barr to nit pick at Council at every Meeting and harass Council. Mr. Daugherty advised Mr. Barr that the next time Mr. Barr does this, he will have the Police Chief escort Mr. Barr from the Meeting.

President Daugherty furthered his example of how Mr. Barr operates. Mr. Daugherty said that Mr. Barr's issues before were concerning Recreation, voiced in order to further Mr. Barr's Day Care Business, such as not being able to walk the children he is paid to watch safely along the streets without sidewalks being installed. Up until the time of election, Mr. Barr was seen at Farley Park with the children he is paid to watch and Mr. Barr never had a complaint about safety in the playground until he ran for election.

President Daugherty read an excerpt from a Meeting of the Ross Township Commissioners. Mr. Barr had addressed Ross Township last month, requesting intergovernmental cooperation of the Ross Township Recreation Program and the West View Recreation Program. Neither program allows non resident children to participate. Mr. Barr was recorded to state that he runs a day care program with children from both Ross and West View and



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wants Ross and West View to work together to change this practice so he can take his children to the West View program. Mr. Barr was recorded to state that he never knew that there was any difference between West View and Ross, but now understands that they are separate entities and had concerns about Public Safety issues. Ross Township Commissioner Ferraro asked Mr. Barr if he had addressed these issues with Council and Mr. Barr had answered yes.

President Daugherty said that he cannot believe that Mr. Barr never knew that West View and Ross were separate entities and had two separate Police Departments and wanted to know from Mr. Barr when he had ever addressed Council regarding the Police Department/Public Safety. Mr. Barr acknowledged that he did not address Council about this.

President Daugherty said that Mr. Barr has gone to Ross Township, telling a different story than what actually happens at Council and the next time President Daugherty feels that Mr. Barr is harassing Council, he, as Chairman will put Mr. Barr out of order. If Mr. Barr has a specific problem, whatever it may be, he is to address the Police or Borough Office with this problem. If Mr. Barr's questions are not answered, then he may address Council. Chairman Daugherty asked if Mr. Barr had anything else to say.

Mr. Barr asked what was going on at the building next door to McDonalds. President Daugherty said a Home Maintenance Business is going in next to McDonalds.

#### UNFINISHED BUSINESS

None.

#### NEW BUSINESS

None.

#### AGENDA

President Daugherty addressed the Audience concerning Act 77, legislation that will levy a One Percent (1%) Sales Tax on Residents of Allegheny County. The legislation has been controversial, but in essence, if you choose not to participate, you will lose the revenue intended for the Borough, but Residents will still pay the 1% Sales Tax. Every Municipality must pass a Resolution supporting the creation of the Allegheny Regional Asset District in order to participate.

The anticipated revenue that the Borough will receive is approximately \$104,000.00, which will be mandated to use to reduce the Borough Millage by 2/3 or by \$69,786, equalling 2 Mills. The County will reduce the Real Estate by 1 & 1/2 Mills, bringing the total reduction in Real Estate Taxes to 3 & 1/2 Mills. This legislation was devised to take the burden off of the homeowners in the County.

By the time the Borough takes into account the reduction in Millage, the total revenue the Borough will receive should be about \$34,000.00, which will be applied to General Expenses.

Council has received and reviewed all of the pertinent information regarding this legislation and at this time, President Daugherty opened the floor to Council for their discussion and to express their views.

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Council Member Nowark feels that the Borough is in a no win situation. The Borough must accept Resolution 1197 or lose the additional revenue, therefore, Mr. Nowark supports the Resolution adoption.

Council Member Gorman expressed his concerns over the estimated amount of money that the Borough is anticipated to receive. The estimates were calculated by the Pennsylvania Economy League and Mr. Gorman is worried about the accuracy of the figures and the effect it will have on preparing the Budget for the Borough. Mr. Gorman feels that this Resolution may be a good step in the direction of Tax Reform.

Borough Manager Wolf feels that the percentages should be fairly accurate by the time the Borough is to prepare the Budget and anticipates few problems with the preparation.

Vice President Bernhard feels that the Borough is between a rock and a hard place over this Resolution and is hopeful that it works.

Mayor Powell said that he is 100% for the adoption of the Resolution.

Council Member Henry feels that Council is looking at a positive cash flow that can be used to reduce taxes, which will benefit Borough Residents but they will be paying 1% more in Sales Tax. Mr. Henry compared the legislation to a shell game, paying a little less in Real Estate Tax but paying a little more in Sales Tax, but supported the Resolution adoption that it may be the first step toward Tax reform.

Council Member Glavin said that he still had reservations, but did express that research showed that moderate income families and the Senior Citizens would be receiving a break in taxes, which he is pleased with. Mr. Glavin supports the passage of the Resolution.

Council Member Smith said that he is concerned on the behalf of the Senior Citizens. Many Seniors in Allegheny County received high tax assessments that they are trying to deal with. Although it seems that everyone opposes this tax, you must support it. Even if you do not like it, or think it is unfair, you must do it or lose it.

Motion to read Resolution #1197 was made by Joseph J. Nowark and was seconded by John R. Henry. Motion was approved and so ordered by Council. President Daugherty read Resolution #1197.

This is a Resolution of the Town Council of the Borough of West View, supporting the Board of Commissioners of Allegheny County in their adoption of an Ordinance creating the Allegheny Regional Asset District and levying the additional one percent (1%) Sales and Use Tax in the County of Allegheny pursuant to Act 77 of 1993 to fund the regional assets and provide financial relief for Municipalities and Citizens of Allegheny County and requesting participation in the receipt of said funding.

Motion to adopt Resolution #1197 was made by Joseph Nowark and was seconded by Bernard Smith. Motion was approved and so ordered by Council.

President Daugherty said the Senate has passed legislation concerning the 5% cap on the tax increase. This legislation has gone on to the Senate and has been amended. It is scheduled to be passed on to the Governor for his consideration, but Council does not have any further information on this proposed cap. Eligible Community Residents are still able to go to the County to apply for the gentrification. The Mayor said that he has already received his back.

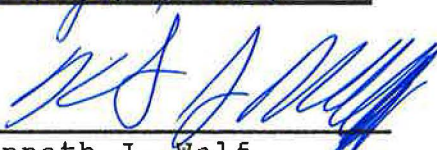
ANNOUNCEMENTS

Council Member John R. Henry announced that at the 21st ALOM Conference, which was recently held in Seven Springs, President Daniel M. Daugherty was officially installed as Chairman of the Allegheny League of Municipalities. Mr. Henry, on the behalf of the Council Members, extended their congratulations and best wishes to President Daugherty for this prestigious honor.

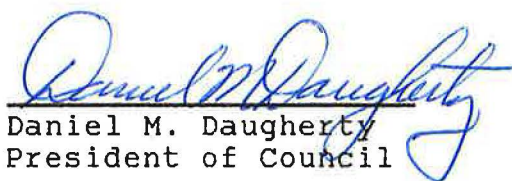
ADJOURNMENT

With no further Business to come before Council, President Daugherty thanked everyone for attending. Meeting was adjourned at 8:39 PM.

APPROVED:

May 11, 1994

Kenneth J. Wolf  
Secretary/Manager



Daniel M. Daugherty  
President of Council





## REGULAR MEETING

MAY 11, 1994

Minutes of a Regular Meeting of Town Council of the Borough of West View held in the Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA, 15229, on Wednesday, May 11, 1994.

Meeting was called to order at 8:00 P.M. by President Daniel M. Daugherty and was followed by a moment of silent prayer and the Pledge of Allegiance to the Flag.

Roll Call was taken by Kenneth Wolf, Secretary/Manager. Members of Council present were: Daniel M. Daugherty - President; Mary Kay Bernhard - Vice President, Council Members Joseph J. Nowark, David R. Glavin, John P. Gorman, and Bernard J. Smith. Also present were Richard E. Powell - Mayor; Kenneth Wolf - Secretary/Manager; Fred E. Baxter - Solicitor; Police Chief Laird C. Kircher; Robert Zischkau - Engineer; and Patricia Rapp - Assistant Secretary. Council Member John R. Henry and Fire Chief Joseph Assisi were absent.

President Daugherty said that Mr. Henry was absent due to the fact that he was in Washington, DC, supervising the Sixth Grade Trip.

Motion to approve the Minutes of the Regular Meeting of Town Council on April 13, 1994 was made by Bernard Smith and was seconded by David Glavin. Motion was approved and so ordered by Council.

Approval of Net Pay and Payroll Withholding in the amount of \$88,283.59 and Payments to Vendors in the amount of \$45,694.40 was made by Joseph Nowark and was seconded by John Gorman. Motion was approved and so ordered by Council.

Approval of Payment of Liquid Fuel Expenditures in the amount of \$8,212.77. Motion was made by Joseph Nowark and was seconded by David Glavin. Motion was approved and so ordered by Council.

OFFICER'S REPORTS

Mayor's Report - Mayor Richard E. Powell

## Motor Vehicle Code Violations -

|  |             |
|--|-------------|
| Parking Violations (Tickets)-----              | \$ 410.00   |
| Vehicle Code - Violations/Magistrate-----      | \$ 837.70   |
| Ordinance & Statute Violations/Magistrate----- | \$ 425.62   |
| Allegheny County/DUI-----                      | \$ 281.61   |
| State Shared/Vehicle Code-----                 | \$ 0.00     |
| Total Receipts for April, 1994 -----           | \$ 1,954.93 |

Mayor Powell asked if the Reporter that was present from the Local Newspaper could write an article, announcing that the Veterans of Foreign Wars Post #2754 will hold their Veterans Day Parade on Monday, May 30, 1994, rain or shine. The Parade will take a new route this year, forming on Center Avenue between Bronx and Cornell Avenues at 9:30 AM and move out at 10:00 AM, going east on Center Avenue, past the Senior High Rise, ending at the VFW Post where Memorial Services will be held.

Secretary/Manager's Report - Kenneth J. Wolf

Mr. Wolf requested Council review their copies of the 1993 Audit Report and if all is acceptable with the Audit, asked Council to consider its acceptance at the next Meeting of Town Council in June.

Mr. Wolf said that the Borough has filed the necessary documentation to apply for aid through the Pennsylvania Disaster Assistance Program and a copy of this application was available for Council to review, should they so desire. The Borough has a possibility of receiving 75 % of the \$49,082.98 spent during the severe weather, which is \$36,812.24.

Mr. Wolf reported that the Borough recently went to the Magistrate to pursue charges filed against the Owner of the property located at 370 Perry Highway. This has been an on going situation, where the property has been vacant and has deteriorated badly. The Magistrate sentenced the Property Owner to ten days in jail, of which the Property Owner served two days and was released to begin work on the property. Work is being conducted at the site and the Magistrate will monitor the progress of the work. If not satisfied, the Magistrate will have the Property Owner serve out the rest of the eight days left on his sentence.

Mr. Gorman questioned if this is the property located directly across from McDonald's Restaurant. Mr. Wolf said that it was. Mr. Smith commented that he saw the property and it is currently having a roof put on.

Police Chief - Laird C. Kircher

No Report.

Fire Chief - Joseph K. Assisi

No Report. (Absent)

Solicitor - Fred E. Baxter

No Report.

Engineer - Robert E. Zischkau

Mr. Zischkau had one item for Council. He has submitted the preliminary plans for the Hawthorne Avenue Parklet to Council for their review.

President Daugherty said that Council will turn over the preliminary plans to the Recreation Committee for their review and/or recommendations. Then Council will consider their recommendations and address this matter at the June Meeting of Council.

COMMITTEES' REPORTS

Finance - Joseph J. Nowark

Wage Tax collection deposits for the month of April totaled \$67,565.22, less \$892.69 - Refunds to Municipalities and Individuals. The Borough's Net proceeds were \$33,336.31. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in May. We received our 1994 Liquid Fuel Allocation in the amount of \$90,897.03, on Monday, April 4, 1994, which was deposited in our Liquid Fuel Business Money Fund. Our Liquid Fuel Business Money Fund earned interest in the amount of \$242.09.

Property and Purchasing - John P. Gorman

No Report.

Public Works - David R. Glavin

The Public Works Department has been rebuilding Catch Basins throughout the Borough. The harsh winter has caused considerable damage to the Catch Basins and reparations to the Basins began in April. The Public Works Department has also been patching the numerous potholes in the Borough roadways. The asphalt plant opened mid-month and the Crew has been keeping on top of the pothole situation.

President Daugherty asked Mr. Glavin if he is preparing a preliminary paving list for Council. Mr. Glavin said that he and Mr. Wolf would be reviewing the Borough streets in order to make the recommendations on the streets that are in need of paving and would report back to Council regarding this matter.

Police and Public Safety - John R. Henry

No Report. (absent)

Fire and Water - Bernard J. Smith

Mr. Smith said Council received Chief Assisi's report and felt that the Borough was very fortunate this past month, responding to one call of a transformer on fire on Mineola.

Mr. Smith said that the West View Volunteer Fire Department will be holding their Carnival at Bronx Field on June 15, 16, 17, and 18, 1994. The 15th will be open for children for one price riding. Firemen George Holtenberger is handling this event and any questions can be directed to him. There will be Bands performing on the 16th, 17th, and 18th, but the Fire Department does not anticipate any problems with parking or crowd control. Mr. Smith made a sign that will hang at Scharmyn Park to advertise the West View Firemen's Building.

Public Relations and Recreation - Mary Kay Bernhard

Mrs. Bernhard reported that she has been working on the plans for the Summer Recreation Program at West View Elementary School. She was able to re-hire the same College Aged Students that worked last year and since this group worked so well together, Mrs. Bernhard was very pleased. Mrs. Bernhard has five other applications that she will keep in case there is a large sign up of West View Children for the Program.

President Daugherty added that Council received notice that the Public Works and Police Contract negotiations are to begin soon, as this has been requested by both Unions, but there are no meeting dates set as of yet.

REMARKS FROM THE AUDIENCE

There were eight people in attendance in the Audience.

Mr. Jim Barr of 200 Frankfort Avenue asked when he was going to be able to review the proposal of the Hawthorne Parklet. President Daugherty said again that it would first be reviewed by the Recreation Committee and then by Council and after it is accepted, probably at the next Meeting of Council, would be available for Public Review.

Mr. Barr addressed his next comment to Mr. Glavin. He said that he felt that a section of Center Avenue, between Oakwood and Brightwood, is in bad shape and is in need of repair. Mr. Glavin said that he would look into this matter.

Mr. Barr wanted to know, since the Borough had put new doors on the fire hall buildings, if the Borough owned the fire buildings. Council Member Smith said that the Borough owns the three fire buildings, but the Firemen own the Firemen's Building (the Banquet Hall).

Mr. Barr said that there is a street light that is adjacent to the Mart-solf Avenue bridge and it is located on the hillside. Mr. Barr said that he can see no purpose in this street light and wanted to know why it was there. Mr. Wolf said that he will look into this matter.

Mayor Powell addressed Mr. Barr, asking him who gave him permission to go inside #3 Voting Poll at the recent Primary Election. The Mayor said that he was told that Mr. Barr, wearing a Republican Committee Badge, entered #3 Voting Poll and questioned people regarding the count and that the Mayor had received complaints about Mr. Barr. Mayor Powell said that Mr. Barr is not allowed to do this, since he is not a Constable, and that he should stay at his own District and not bother people.

President Daugherty said that this was not Borough Business and should not be discussed at the Meeting.

Mr. Barr had no further Business for Council.

#### UNFINISHED BUSINESS

None.

#### NEW BUSINESS

None.

#### AGENDA

Motion to read Resolution #1198 was made by Joseph Nowark and was seconded by Bernard Smith. Motion was approved and so ordered by Council.

President Daugherty read Resolution #1198, which is a Resolution of the Town Council of the Borough of West View, County of Allegheny, Pennsylvania, through the auspices of the Mayor, proclaiming the week of May 23 to May 27, 1994 as "Ross/West View Emergency Medical Services Authority Week" in commemoration of the Sixteenth Anniversary of the Ross/West View Emergency Medical Services Authority.

Motion to adopt Resolution #1198 was made by Joseph Nowark and was seconded by David Glavin. Motion was approved and so ordered by Council.

Appointment to the Police & General Pension Retirement Committee; for a four year term, through April 13, 1998. Mr. David Glavin is currently serving in this position and is interested in being re-appointed.

Motion to appoint David Glavin to the Police & General Pension Retirement Committee was made by Joseph Nowark and was seconded by Bernard Smith. Motion was approved and so ordered by Council.




ANNOUNCEMENTS

President Daugherty reminded Council about their invitation to participate in the upcoming Memorial Day Parade and festivities, that is held by VFW #2754, that will take place on Monday, May 30, 1994, beginning at 10:00 AM on Center Avenue at Bronx Avenue.

ADJOURNMENT

With no further Business to come before Council, President Daugherty thanked everyone for attending. Meeting was adjourned at 8:23 PM.

APPROVED:

June 9, 1994  
  
Kenneth J. Wolf  
Secretary/Manager

  
Daniel M. Daugherty  
President of Council



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BOROUGH OF WEST VIEW

SPECIAL MEETING

JUNE 8, 1994

Minutes of a Special Meeting of Town Council of the Borough of West View held in the Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA, 15229, on Wednesday, June 8, 1994.

Meeting was called to order at 7:00 P.M. by President Daniel M. Daugherty and was followed by a moment of silent prayer and the Pledge of Allegiance to the Flag.

Roll Call was taken by Kenneth Wolf, Secretary/Manager. Members of Council present were: Daniel M. Daugherty - President; Mary Kay Bernhard - Vice President, Council Members Joseph J. Nowark, John R. Henry, David R. Glavin, John P. Gorman, and Bernard J. Smith. Also present were Richard E. Powell - Mayor; Kenneth Wolf - Secretary/Manager; Fred E. Baxter - Solicitor; Robert Zischkau - Engineer; and Patricia Rapp - Assistant Secretary.

There were two people in attendance in the Audience.

President Daugherty read the Official Notice that was advertised in the North Hills News Record that announced the Special Meeting of Council, in order to discuss a matter regarding Property and Purchasing.

President Daugherty then turned the Meeting over to John P. Gorman, Chairman of the Property and Purchasing Committee.

Mr. Gorman said that for years, Council has been discussing the possibility of taking the Borough Building/Shopping Center over from the Municipal (Water) Authority, who currently owns the Complex\*. (\* Note Below)

Mr. Gorman decided to investigate this matter further and contacted Mr. Daugherty at the Municipal Authority in order to obtain the Engineer's Report concerning the Hillside that abuts the Complex. Mr. Gorman also consulted an Attorney regarding this matter.

Section 18 of the Municipality Authorities Act of 1945 signifies that the Municipal Authority may convey the property to the Borough of West View, upon request.

Mr. Gorman was unsure of the exact date, but said that the Municipal Authority originally built the Complex and it housed their Office. The Borough Council used part of the Complex to hold their Meetings. When the Municipal Authority built their Building at 210 Perry Highway and relocated their Offices, the Borough began renting part of the Complex from the Authority to house their Administrative Office.

\*Note - In its entirety, the "Complex" refers to the Property, specifically being the property that currently accommodates Thrift Drug Store @ 425 Perry Highway, William Wunderly's Office @ 431 Perry Highway, Schorr's Bakery @ 433 Perry Highway, PNC Bank @ 435 Perry Highway, Magistrate Devlin's Office @ 439 Perry Highway, and the Borough Office @ 441 Perry Highway. In the Minutes throughout, the "Complex" will reference this Property.

The Authority had approached Council over the years and proposed to turn this Complex back over to the Borough. The major objection voiced was

the concern over the Hillside and its possible danger of sliding and therefore, the Borough was not interested in this proposal.

In 1986, a survey was conducted on the Hillside by Engineers from Monroeville and another survey was recently conducted. As far as the Surveyors are concerned, according to their report, it does not appear that there is any serious distress in the slope of the Hillside that would cause damage to any of the properties along Hempstead Avenue, nor is there any apparent or imminent movement of the slope of the Hillside that would damage any of the Hempstead Avenue properties or the Complex.

The Municipal Authority had purchased property years ago along Hempstead Avenue in order to relocate a Sewer Line. The Sewer Line was moved back, which moved the property line back 22' to 34', establishing a Right-of-way of an approximate 17', which enables access to maintain or repair the line. The Residents of Hempstead Avenue are aware of this situation and are permitted to utilize this Right-of-way as part of their yards and all but one Resident signed Right-of-way papers. Since the Owner of this Property did not sign, due to difficulty in contacting the Owner, the money will be held in escrow for this property.

Again, Mr. Gorman said that the Engineering Firm sees no problem with the slope but did note the possibility an eventual problem with some of the trees along the slope. Mr. Gorman said that according to the report from the Solicitor, citing Section 18, there should be no problems with the Borough asking the Municipal Authority to convey the Complex to the Borough of West View.

At this time, Mr. Gorman welcomed questions or comments from Council.

President Daugherty read the original Ordinance from August of 1949. According to Ordinance #906, the Town Council had ordained the creation of the Municipal Authorities Act and designated a "Building Project" to develop, operate/rent, maintain, etc. the Complex.

President Daugherty explained that, at that time, the Town Council had created the Water Authority and the Water Authority had nothing at all to do with the Complex. Absolutely no Water Authority funds or monies or rate payers monies were involved.

In 1969, Council was approached to take over the Complex and Council did not want to take it over due to the Bond issue. The Bond issue was satisfied in 1988 and is not a factor in this matter of consideration. The rent that is collected for the property in the Complex goes directly back into the Building and is totally separate from the Water Authority. The Borough is currently paying rent and it is Mr. Daugherty's opinion that it would be to the Borough's advantage to take over the Complex.

President Daugherty read Section 18 and explained that there are no outstanding debts, nor obligations involved with the take over or conveyance of the Complex.

Mayor Powell questioned the fact that if something was to happen to the hillside that it would be the Borough that would have to pay for reparations. President Daugherty said that the experts are saying that the hillside is not eroding and feels that there is no problem. The erosion is minimal and considered normal and was checked over the past three years. Should something occur after the Complex is conveyed, the Borough would be responsible to resolve the problem.

Council Member Smith asked if there would be any difference in the cost of insurance. President Daugherty said he did not have the figures in front of him but believed nothing would change, it should stay the same. Mr. Daugherty added that Thrift Drug currently holds a twenty year lease for their rental space in the Complex. Pittsburgh National has also been renting their space for a long time and the Borough does not anticipate their moving.

Mr. Daugherty added that the Borough will be able to eliminate One Mill that is used as rent that the Borough pays for their Complex space. The Borough will also have a fixed asset if the Complex is conveyed.

Council Member Henry said that he feels that there are numerous benefits, specifically a positive cash flow as opposed to paying rent. The Borough currently receives rent from all properties in the Complex but Thrift Drug. Mr. Henry feels that the Complex is in good shape and the only problem he could foresee would be the Hillside, which poses no problem with erosion according to the survey. The positive cash flow from owning the Complex would also assist the Borough in complying with the ADA modifications that are pending. Mr. Henry questioned if there are any other cash reserves available.

President Daugherty said that there is maintenance project money available in a Maintenance Account, which should be over \$100,000.00. This money is put aside for the Complex only and is not to be used for anything else. Any monies left over goes back into the Complex.

Council Member Henry said that he approves of the conveyance and sees no major problems. Mr. Wolf said that Thrift Drug holds a 20 year lease, the County holds a 5 year lease for the Magistrate's office, Schorr's lease runs through the end of 1994, Mr. Wunderly's lease runs through 1996, and PNC's lease runs through 1995. Mr. Henry feels that this is a win/win situation, with no long term debt and an asset for the Borough, with a positive cash flow. Mr. Henry is willing to accept the Million Dollar asset as opposed to maintaining any problem with the hillside, especially since the survey reports show minimum erosion.

President Daugherty said that the Complex purely zero funded, not to effect the Borough's revenue fund and the rent has paid off all Bonds and is self sufficient.

Council Member Glavin feels that Council would not be very responsible to taxpayers if it turned down the chance to take advantage of acquiring the Complex. Mr. Glavin agrees with Mr. Henry's opinion and feels this is a distinct opportunity for the Borough.

Mr. Gorman added that, regarding the Borough's ADA compliance, he is not sure of the time limits set, but knows that the pending improvements would come out of the Borough Budget as it stands. If the Complex was conveyed to the Borough, the monies for ADA compliance would come out of the Building reserve monies. Mr. Gorman said Thrift Drug renovated their third of the Complex when they moved in and the Borough would need to comply with ADA regulations for the other portions of the complex, which could be handled through rent monies. Mr. Gorman feels that conveying the Complex to the Borough would be of a definite advantage and would not have brought this item to Council's attention if it would not have been an advantage.

President Daugherty said that in 1949, the Borough Council passed an Ordinance to create the Building Project under the Municipality Authori-



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ties Act with the intent to turn the Complex back over to the Borough of West View.

Mr. Dave Urban of 60 Lakewood Avenue asked Council if the Borough was buying the complex. President Daugherty said no, that the Municipal Authority would be conveying it back to the governing body, which is the Borough of West View.

Mr. Urban asked if the Borough would be responsible for paying County Tax on the complex. President Daugherty said that taxes would be paid for, in essence by the Borough, but would be paid for out of the income revenue, as it is now. Nothing would change, only ownership of the Complex would change.

Council Member Henry asked if a Motion to proceed with the conveyance was in order. Mr. Gorman first asked if anyone had any further comment or questions concerning this matter. With no further comments, Mr. Gorman suggested that adoption of a Resolution would be appropriate during the Regular Meeting, to fall under his Property and Purchasing report.

Mr. Henry said that he had to leave and would not be present for the Regular Meeting and if possible, would like to vote on the Resolution now. Solicitor Baxter said that it would not be a problem to vote on a Resolution at this Special Meeting. Council's Resolution would, upon their approval, go on to the Municipal Authority for any action.

Solicitor Baxter said that since he represents both the Borough of West View and the Municipal Authority, he felt it appropriate to have another Lawyer represent the Borough/Municipal Authority, for a second opinion concerning Section 18 and the conveyance of the Complex.

Mr. Gorman felt that it would now be appropriate to read the Resolution concerning the conveyance of the complex, in order that Council may consider its adoption.

President Daugherty asked Borough Secretary/Manager Wolf for the next Resolution Number. Mr. Wolf said that it is #1199.

Motion to read Resolution #1199 was made by John P. Gorman and was seconded by David R. Glavin. Motion was approved and so ordered by Council.

President Daugherty read Resolution #1199, which is a Resolution of the Town Council of the Borough of West View, requesting pursuant to Section 18 of "The Municipality Authorities Act of 1945", that the "Building Project" of the Municipal Authority of the Borough of West View, authorized by the Town Council of the Borough of West View by Ordinance, be conveyed to the Borough as is provided for at Law, and signifying that the Borough shall assume any and all obligations of said project.

Motion to adopt Resolution #1199 was made by John P. Gorman and was seconded by Bernard J. Smith. Motion was approved and so ordered by Council. President Daniel M. Daugherty abstained from the vote.

Council Member Henry asked Solicitor Baxter if there would be any fee involved for the Lawyer's second opinion and if a Motion was in order to authorize monies for the Lawyer. Solicitor Baxter advised Council to wait on this matter until he contacts the Lawyer.

Since Mr. Gorman and the Property & Purchasing Committee would be handling this matter, Mr. Henry asked if it would be appropriate to make a Motion to give approval to the Property & Purchasing Committee to retain a Lawyer for the second opinion. Solicitor Baxter did not see a problem with this Motion.

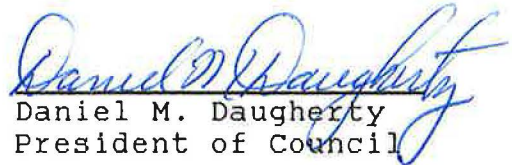
Motion was made by John R. Henry to give approval to the Property & Purchasing Committee to retain a Lawyer's services for a second opinion concerning Section 18 of the Complex conveyance. Motion was seconded by David Glavin. Motion was approved and so ordered by Council.

ADJOURNMENT

With no further Business to come before Council other than the Building Project, President Daugherty adjourned the Meeting at 7:37 PM.

APPROVED: July 13, 1994

  
Kenneth J. Wolf  
Secretary/Manager

  
Daniel M. Daugherty  
President of Council



## REGULAR MEETING

JUNE 8, 1994

Minutes of a Regular Meeting of Town Council of the Borough of West View held in the Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA, 15229, on Wednesday, June 8, 1994.

Meeting was called to order at 8:00 P.M. by President Daniel M. Daugherty and was followed by a moment of silent prayer and the Pledge of Allegiance to the Flag.

Roll Call was taken by Kenneth Wolf, Secretary/Manager. Members of Council present were: Daniel M. Daugherty - President; Mary Kay Bernhard - Vice President, Council Members Joseph J. Nowark, David R. Glavin, John P. Gorman, and Bernard J. Smith. Also present were Richard E. Powell - Mayor; Kenneth Wolf - Secretary/Manager; Fred E. Baxter - Solicitor; Police Chief Laird C. Kircher; Robert Zischkau - Engineer; and Patricia Rapp - Assistant Secretary. Council Member John R. Henry and Fire Chief Joseph Assisi were absent. President Daugherty announced that Mr. Henry had been present for the Special Meeting at 7:00 PM, but had to leave for a trip to Harrisburg.

President Daugherty asked for a Motion to approve the Minutes of the Regular Meeting of Town Council on May 11, 1994. Council Member Smith noted a correction under his Fire & Water Report. The Minutes, as written, state that Mr. Smith had made the signs for the Firemen's Carnival. Mr. Smith corrected the Minutes that he had made a sign, advertising the West View Firemen's Building, which is hanging at Scharmyrn Field. With correction so noted and with no further corrections, Motion was made by Bernard Smith to approve the Minutes and the Motion was seconded by David Glavin. Motion was approved and so ordered by Council.

Approval of Net Pay and Payroll Withholding in the amount of \$68,539.18 and Payments to Vendors in the amount of \$55,531.55 was made by Bernard Smith and was seconded by Mary Kay Bernhard. Motion was approved and so ordered by Council.

Approval of Payment of Liquid Fuel Expenditures in the amount of \$5,462.68. Motion was made by Joseph Nowark and was seconded by John Gorman. Motion was approved and so ordered by Council.

Approval of payment of Capital Reserve (UDAG) in the amount of \$25,000.00. Motion for approval was made by Joseph Nowark and was seconded by David Glavin. Mr. Smith asked what this payment was for. President Daugherty said that this is the payment on the loan. Motion was approved and so ordered by Council.

OFFICER'S REPORTS

Mayor's Report - Mayor Richard E. Powell

Motor Vehicle Code Violations -

|  |             |
|--|-------------|
| Parking Violations (Tickets)-----              | \$ 245.00   |
| Vehicle Code - Violations/Magistrate-----      | \$ 401.84   |
| Ordinance & Statute Violations/Magistrate----- | \$ 580.51   |
| Allegheny County/DUI-----                      | \$ 4.69     |
| State Shared/Vehicle Code-----                 | \$ 0.00     |
| Total Receipts for May, 1994 -----             | \$ 1,232.04 |

Secretary/Manager's Report - Kenneth J. Wolf

Mr. Wolf recommended Council consider approval of the 1993 Audit Report. Motion to approve the 1993 Audit Report was made by Joseph Nowark and was seconded by David Glavin. Motion was approved and so ordered by Council.

Police Chief - Laird C. Kircher

No Report.

Fire Chief - Joseph K. Assisi

No Report. (Absent)

Solicitor - Fred E. Baxter

No Report.

Engineer - Robert E. Zischkau

Mr. Zischkau said that he had submitted preliminary plans for the proposed Hawthorne Avenue Parklet and had discussed these plans with Mr. Wolf and Mrs. Bernhard. Mr. Zischkau has made modifications to the plans and the Recreation Committee is to review the plans and make recommendations to Council.

Mr. Zischkau reported that over the past six months, there has been continuing education seminars regarding maximizing recreation safety. Mr. Zischkau had attended a seminar, along with members of the Borough's Public Works Department. Mr. Zischkau recently attended a seminar sponsored by DCA that detailed design and safety requirements for maximizing playground safety for Municipal Parklets. Mr. Zischkau found it to be very informative and he is making every attempt to keep on top of the requirements, as Mr. Zischkau is expecting the institution of legislation regarding this matter.

COMMITTEES' REPORTS

Finance - Joseph J. Nowark

Wage Tax collection deposits for the month of May totaled \$181,590.07, less \$754.54, which were refunds to Municipalities and Individuals. The Borough's net proceeds were \$90,417.82. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in June. Our Liquid Fuel Business Money Fund earned interest in the amount of \$314.40.

Property and Purchasing - John P. Gorman

Mr. Gorman reported on the Special Meeting. Council passed a Resolution to convey the Shopping Center/Complex, located from 425 through 441 Perry Highway, from the Municipal Authority to the Borough of West View. This Resolution will be sent to the Municipal Authority's Board for their consideration.

Public Works - David R. Glavin

The Public Works Committee of the Borough of West View has been contacted by Local Union 416, which represents the Public Works Department, the Deskman Department, and the Clerical Department. Local Union 416 has requested meeting with the Public Works Committee to begin contract negotiations. The Committee will keep Council informed of how negotiations are proceeding.



### Police and Public Safety - John R. Henry

President Daugherty noted that Mr. Henry had been present for the Special Meeting at 7:00 PM but is now on his way to Harrisburg. President Daugherty said that Council has been furnished with information received at the June 6th negotiation meeting that was held between the Police and Public Safety Committee and the Police Department. This was the beginning of the negotiations and if any Council Member has questions on the information, please contact the Police and Public Safety Committee.

### Fire and Water - Bernard J. Smith

Mr. Smith reported that the month of May was very quiet and the Borough was very fortunate. The Borough had three false alarms, CPR classes, and a few minor events.

Mr. Smith said that the Firemen's Carnival, which will be June 15, 16, 17, and 18, has a one price ride night for \$5.00 per child (no adults) scheduled for Thursday, June 15th. Pre-sale ride tickets are on sale at the Borough Office, West View Floral Shoppe, and at the Firemen's Building. Advance sale tickets are \$.60 per ride and tickets will be \$.75 per ride for each night of the Carnival. There will not be a Parade this year.

### Public Relations and Recreation - Mary Kay Bernhard

The Summer Recreation Program is set to begin on Monday, June 27th. All West View Children are invited to attend the Program, which is held Monday through Friday, from 9AM until 3PM. A Cold Lunch Program will again be supplied through Allegheny County. The Program is offered at no cost for children. The only fee that would be involved is when the children attend a field trip and the cost is that of the entrance fee. The children will be supervised by five college-aged students.

Mrs. Bernhard intends to meet with the Recreation Committee to discuss the revised plans for the Hawthorne Avenue Parklet. Mrs. Bernhard asked for Council's approval to proceed, contingent upon the Recreation Committee's approval of the plans, before the weather gets bad. Since Mr. Zischkau had to revise the plans, he has experienced a set back in proceeding with the Parklet.

Solicitor Baxter's opinion was that Council could approve Mrs. Bernhard's request to proceed, contingent upon the approval of the plans by the Recreation Committee.

Motion was made by David Glavin and was seconded by Joseph Nowark to proceed with the Parklet, contingent upon approval of the Recreation Committee. Motion was approved and so ordered by Council.

### REMARKS FROM THE AUDIENCE

There were ten people in attendance in the Audience.

Mr. Jim Barr of 200 Frankfort Avenue addressed Council, saying that he was concerned that Council approved the Playground. Mr. Barr said that he didn't get to comment on it. He said that he had asked to be a part of the Committee to approve the Parklet.

President Daugherty asked Mr. Barr what made him think that he could be a part of the Committee. Mr. Barr said that he thought he had asked so he could find out what they are planning.

Mr. Daugherty said that he explained at the last Meeting that the Borough Engineer's preliminary plans would be reviewed by the Recreation Committee. Any recommendations would be submitted to Council to address. The Parklet plans, upon approval, would then be available at the Borough office for review.

Mr. Barr said that it was his understanding that the plans have been approved already. Mr. Daugherty said that approval was given to proceed with the plans, contingent upon the Committee's approval and then, the plans would be posted in the Borough office. Mr. Barr said that he did not understand. President Daugherty said that the Recreation Committee will take care of their job.

Mr. Barr said he still did not understand. Council Member Glavin tried to clarify the Motion to Mr. Barr. Mr. Glavin said that Council approved the Motion to proceed, upon the Recreation Committee's approval of the plans. Mr. Barr said that he thought he understood.

Mr. Barr addressed Mr. Glavin regarding the roads that will be paved in the Borough. Mr. Barr wants Mr. Glavin to consider the installation of a walkway for children between Oakwood Avenue and Frankfort Avenue. Mr. Glavin said that he had been in this area and knows where Mr. Barr is talking about and had told Mr. Barr before about the Borough's paving priorities. Mr. Glavin said that there are priorities regarding paving since there is a lack of monies available but might consider Mr. Barr's request, but it was pure conjecture. Mr. Barr said as long it is under consideration.

Mr. Robert Lacher of 808 West View Park Drive addressed Council. Mr. Lacher said that he is visually impaired and is having difficulty when he tries to cross Perry Highway at Center Avenue by DiPietro's Pizza Shop. Mr. Lacher wanted to know if the vehicles have a right turn on red at this intersection, as he frequently walks there. Mr. Daugherty said that only Southbound traffic on Perry Highway can turn right on red onto Center Avenue and questioned Mr. Lacher if this was the section he was referring to. Mr. Lacher was unsure.

Mr. Daugherty explained that all other corners at this intersection are marked as no right turn on red. This is a State Highway and they would have to change anything at this intersection. Mr. Daugherty asked if the Chief has had complaints regarding this intersection. Chief Kircher said no. President Daugherty asked what Council could do for Mr. Lacher. Mr. Lacher said that he was not sure but is having a problem crossing there. Mr. Daugherty said that Mr. Lacher will have to watch the Southbound traffic, coming down Perry Highway when he crosses.

Mr. Lacher wanted to know if West View had a Library. President Daugherty said that there was a referendum for Voter's to decide on having a library and they voted to turn it down. The Borough does utilize the Allegheny County Book Mobile, which is in the West View Plaza every Monday night. Again, President Daugherty said Residents had approached Council regarding a Library and Council had it put on a referendum for Voters and they voted against having a Library in the Borough.

#### UNFINISHED BUSINESS

None.

#### NEW BUSINESS

None.

AGENDA

Motion to read Ordinance #1352 was made by John Gorman and was seconded by Bernard Smith. Motion was approved and so ordered. President Daugherty read Ordinance #1352, which is an Ordinance of the Town Council of the Borough of West View, County of Allegheny, Commonwealth of Pennsylvania, establishing pursuant to Act 77 of 1993, a budgetary reserve account for revenues received pursuant to Section 3156-B for use in paying or reimbursing costs incurred during unanticipated fiscal emergencies.

President Daugherty explained that the Borough is putting an account together for the anticipated 1994 monies, pursuant to Act 77, from the 1% Sales Tax, to be used for unanticipated fiscal emergencies.

Motion to approve Ordinance #1352 was made by David Glavin and was seconded by Bernard Smith. Motion was approved and so ordered by Council.

Appointment to the Planning Commission, for a four year term, through May 31, 1998. Mr. Robert Schellhaas is currently serving in this position and is interested in being re-appointed. Motion to re-appoint Mr. Schellhaas to the Planning Commission was made by Mary Kay Bernhard and was seconded by John Gorman. Motion was approved and so ordered by Council.

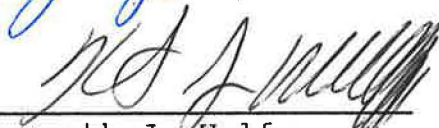
ANNOUNCEMENTS


None.

ADJOURNMENT

With no further Business to come before Council, President Daugherty thanked everyone for attending. Meeting was adjourned at 8:32 PM.

APPROVED:

July 13, 1994  
  
 Kenneth J. Wolf  
 Secretary/Manager

  
 Daniel M. Daugherty  
 President of Council



## BOROUGH OF WEST VIEW

## REGULAR MEETING

JULY 13, 1994

Minutes of a Regular Meeting of Town Council of the Borough of West View held in the Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA, 15229, on Wednesday, July 13, 1994.

Meeting was called to order at 8:00 P.M. by Vice President Mary Kay Bernhard and was followed by a moment of silent prayer and the Pledge of Allegiance to the Flag.

Roll Call was taken by Kenneth Wolf, Secretary/Manager. Members of Council present were: Mary Kay Bernhard - Vice President, Council Members Joseph J. Nowark, David R. Glavin, John R. Henry, John P. Gorman, and Bernard J. Smith. Also present were Richard E. Powell - Mayor; Kenneth Wolf - Secretary/Manager; Fred E. Baxter - Solicitor; Police Chief Laird C. Kircher; Robert Zischkau - Engineer; Joseph K. Assisi - Fire Chief; and Patricia Rapp - Assistant Secretary. Council President Daniel Daugherty was absent.

There were ten people in attendance in the Audience.

Motion to approve the Minutes of the Special Meeting of Town Council on June 8, 1994 was made by John R. Henry and was seconded by David Glavin. Motion was approved and so ordered by Council.

Motion to approve the Minutes of the Regular Meeting of Town Council on June 8, 1994 was made by Jay Nowark and was seconded by John Gorman. Motion was approved and so ordered by Council.

Approval of Net Pay and Payroll Withholding in the amount of \$68,633.96 was made by Bernie Smith and was seconded by J.R. Henry. Motion was approved and so ordered by Council.

Approval of Payments to Vendors in the amount of \$44,525.55 was made by Jay Nowark and was seconded by David Glavin. Motion was approved and so ordered by Council.

Approval of Payment of Liquid Fuel Expenditures in the amount of \$5,463.64. Motion was made by Joseph Nowark and was seconded by Dave Glavin. Motion was approved and so ordered by Council.

OFFICER'S REPORTS

Mayor's Report - Mayor Richard E. Powell

Motor Vehicle Code Violations -

|  |             |
|--|-------------|
| Parking Violations (Tickets)-----              | \$ 530.00   |
| Vehicle Code - Violations/Magistrate-----      | \$ 408.85   |
| Ordinance & Statute Violations/Magistrate----- | \$ 780.82   |
| Allegheny County/DUI-----                      | \$ 12.20    |
| State Shared/Vehicle Code-----                 | \$ 0.00     |
| Total Receipts for June, 1994 -----            | \$ 1,731.87 |

The Mayor reported that both he and Mr. Gorman had represented the Borough of West View at the Meeting of the Allegheny County Boroughs Association, which was held at the Pittsburgh Hilton.



Mr. Wolf reported that the Allegheny General Mobile Mammography Unit will have their facility set up in the parking lot of Thrift Drug Store on Tuesday, August 30, 1994, from 8:00 AM until 3:00 PM. Anyone interested in setting up an appointment should contact Allegheny General Hospital for all pertinent information.

Mr. Wolf requested Council make a recommendation regarding a question within the Informational Survey received from the Pennsylvania Economy League, Inc. concerning the County-wide 911 system. The survey asks a question regarding whether or not Council would consider an alternate dispatch center, in the event the telephone contribution rate would not meet the expense of networking the County's current dispatch structure.

Mr. Wolf feels that there are alot of unanswered questions regarding the 911 County-wide system. The funding criteria is questionable and the County is now setting minimal guidelines that must be met by Municipalities.

Mr. Henry said that he feels that Council is not opposed to a 911 system but is concerned about the expense of instituting this program. There are many questions still unanswered, such as there are other alternate plans being considered and Municipalities may be able to receive state funding for the program.

Chief Kircher added that he has been informed that the institution of this program is still a couple of years down the road, since there are so many different aspects to be considered. Mr. Henry added that the entire system depends of decisions made by the County.

Mr. Gorman would like to obtain more information and additional answers before the Borough would commit to answering the "Alternate Dispatch Center" question. Hopefully, Municipalities may be able to obtain more information in the future, since they are monitoring the development of systems in Hampton and Shaler and in other North Boroughs.

Mr. Gorman said that the North Hills Council of Governments has been monitoring the development of 911. There are many problems with the idea concerning a Central Dispatch System, as many roads, for example - Sax-onburg Boulevard - runs through several different Municipalities and a Central system may have problems in differentiating where to send which emergency equipment for a response.

There are many different ideas concerning working through the telephone system, the Post Office, and the Municipalities in order to centralize a dispatch system. There are currently over 68 different stations in the North Boroughs and Mr. Henry is sure that the groundwork that is laid will need the Department of Community Affairs approval before it is instituted.

Mr. Henry made a point to advise those in attendance in the Audience that they are not to call 911 in the Borough of West View, that they are still to call 931-2800 for Police, Fire, and Ambulance Service.

Mrs. Bernhard requested Council's recommendation regarding Mr. Wolf's request. Motion was made by John Henry and seconded by Jay Nowark to fill out the Survey and leave the question regarding an Alternate Dispatch Center blank. Motion was approved and so ordered by Council.

Chief of Police - Laird C. Kircher

No Report.

Fire Chief - Joseph K. Assisi

No Report.

Solicitor - Fred E. Baxter

No Report.

Engineer - Robert E. Zischkau

Mr. Zischkau reported that the specifications for the Hawthorne Avenue Parklet have been finalized and it is the intention of the North Hills COG to run the Bid advertisement next week. Mr. Zischkau hopes to have the COG Bid results by the next Meeting of Council in August. Mr. Zischkau stated they have been very careful and diligent in meeting all of the current safety requirements.

#### COMMITTEES' REPORTS

Finance - Joseph J. Nowark

The Wage Tax collection deposits for the month of June totaled \$9,372.42, less \$32.68, which were refunds to Municipalities and Individuals. The Borough's net proceeds were \$4,669.92. These funds were deposited into the General Fund checking account to help offset Borough expenditures in July. Our Liquid Fuel Business Money Fund earned interest in the amount of \$297.52.

Property and Purchasing - John P. Gorman

Mr. Gorman announced that Mayor Richard Powell was re-elected to the Board of the Mayor's Association, for a two year term.

Mr. Gorman reported on the progress of the conveyance of the Building Project/Lots 226 & 229, which is the Shopping Center Complex that houses the Borough building. Mr. Gorman read the opinion from Attorney Ira Weiss, who is the Solicitor for Franklin Park and also for Allegheny County. Mr. Weiss is satisfied that everything is legally in order to proceed with the conveyance. This information has been forwarded to Borough Solicitor Baxter and to the Secretary/Manager. Solicitor Baxter added that he concurs with the opinion of Ira Weiss.

Public Works - David R. Glavin

The Public Works Department was busy working on an emergency sewer job on Columbia Avenue. The job took over a week to finish but has now been completely repaired. A tour was conducted of the Borough roads in order to set up priorities for our summer paving program. The Borough office is currently working on the correct formula in order to stay within the 1994 budget for paving and will soon be able to start working on the bidding process. The office should have the bid results ready for the August meeting of Council.

The Public Works Committee met last week to discuss contract negotiations concerning Local Union 416. It was a very productive meeting and we are now awaiting confirmation of meeting dates with union representatives to proceed with the negotiations. The committee will keep Council advised of the progress.

Police and Public Safety - John R. Henry

Mr. Henry advised Council that the Police & Public Safety Committee will be entering into Contract Negotiations with the Police, but, a Meeting date has not been set to date.

Mr. Henry said that he would like to comment on the recent structure fire on Mineola Avenue, but would wait until Mr. Smith made his Fire & Water Report to Council to comment.

Fire and Water - Bernard J. Smith

Mr. Smith advised that the West View Volunteer Fire Department responded to a devastating structure fire at a duplex located at 19 - 19 1/2 Mineola Avenue last Thursday, July 7, 1994. Chief Kircher was instrumental in discovering the fire and getting the two sleeping Residents out of the house to safety. The fire occurred around 9 AM and it lasted until after 3 PM.

Mr. Smith feels that the Fire Department did an excellent job, especially in containing the fire. The Fire Department had help from Laurel Gardens, Quail, Keating, and Fairview Fire Departments. The Salvation Army responded with a Canteen Unit to provide drinks and the Port Authority provided an air conditioned bus to provide relief for the Firefighters. Even the neighbors helped out. EMSA also did a very good job. Thankfully, there were no injuries sustained in the response to the fire.

Mr. Smith read a letter that was received from a Gentleman from Cornell Avenue who had recently had his vehicle catch on fire, which required the Fire Department to respond. The Gentleman praised the quick response time of the Firefighters, praised the entire Volunteer organization, and praised them for their professionalism. He donated a check for \$60.00 to the West View Fire Department to show his appreciation.

Mr. Smith said the Firemen's convention is coming in August and Mr. Smith would like to appropriate \$1,500.00 to the West View Volunteer Fire Department towards the Firemen attending the convention. Motion was made by Bernie Smith and was seconded by Jay Nowark.

Mayor Powell said that he would like to officially commend Fire Chief Joseph Assisi, who had the presence of mind to call in additional Ross Township Fire Units to respond to the structure fire, and commend Police Chief Laird Kircher, who spotted the fire on patrol and evacuated the Residents from the building. Mayor Powell had the Assistant Secretary write letters to all the organizations that responded in aiding with the fire, thanking everyone concerned.

Mrs. Bernhard requested Council's attention to the Motion that was made and seconded. With all of Council in agreement, Motion was approved and so ordered by Council.

Council Member Henry feels that the structure fire was handled commendably, as the exposure was severe, with other buildings being less than two feet away. The Fire Department was able to contain the fire. Mr. Henry formally requested that the Members of the Road Crew Department who responded be recognized since they played a significant part in helping out at the fire. Mr. Henry formally requested Chief Kircher be commended for his efforts. The Chief and the Road Crew Workers were on the scene within minutes and even the Workers who are not Firefighters aided in filling the air bottles and in other tasks.

79  
Mrs. Bernhard concurred with Mr. Henry's recommendation and requested that letters and commendations be written to Chief Kircher and the Road Crew Department on the behalf of Council.

Public Relations and Recreation - Mary Kay Bernhard

The Summer Recreation Program is being held at West View Elementary and there are about 50 to 75 West View Children in attendance each day. There are approximately 30 to 35 Children attending the field trips that are held twice each week. The Playground Supervisors have been doing a great job with the Children and the Program and Mrs. Bernhard has received alot of good comments from people about this.

REMARKS FROM THE AUDIENCE

None.

UNFINISHED BUSINESS

None.

NEW BUSINESS

None.

AGENDA

There are two appointments for the Recreation Board. Mrs. Mary Lou Barkschat is currently serving in this position and is interested in being re-appointed for the five year term, through June 30, 1999. Motion was made by J.R. Henry and was seconded by David Glavin. Motion was approved and so ordered by Council.

Mr. George Rademacher is currently serving on the Recreation Board and is interested in being re-appointed for a five year term, through June 30, 1999. Motion was made by J.R. Henry and was seconded by Bernie Smith. Motion was approved and so ordered by Council.

Council had received recommendations, requesting Council's approval of two requests, concerning the Planning Commission. One is recommending the Sub Division of two Lots on Center Avenue (Bell Telephone Building Lots 217-B-304 & 217-B-308). Mr. Wolf explained that Bell Telephone had to go to the Zoning Hearing Board to obtain a variance regarding side yard requirements to subdivide this property, which was granted. The Zoning Hearing Board recommended this proceed to the Planning Commission and the Commission had approved this request. Motion was made by John Henry and was seconded by Jay Nowark to approve the Sub Division request from Bell Atlantic of PA, Inc. Motion was approved and so ordered by Council.

The second request concerned Cross Creek Court. Mr. Heintz was present and was requesting a Right-of-Way in order to access property to develop into Residential homes only. Motion to approve the request was made by J.R. Henry and was seconded by Jay Nowark. Motion was approved and so ordered by Council.

ANNOUNCEMENTS

Mr. Henry announced that he will be on vacation and will not be in attendance for the August Meeting of Council. Mr. Smith will also not be in attendance, as he is going to the Firemen's Convention.

ADJOURNMENT

With no further Business to come before Council, Mrs. Bernhard thanked everyone for attending. Meeting was adjourned at 8:43 PM.

APPROVED:

August 10, 1994  
Kenneth J. Wolf  
Secretary/Manager  
Daniel M. Daugherty  
President of Council



## REGULAR MEETING

AUGUST 10, 1994

Minutes of a Regular Meeting of Town Council of the Borough of West View held in the Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA, 15229, on Wednesday, August 10, 1994.

Meeting was called to order at 8:00 P.M. by President Daniel M. Daugherty and was followed by a moment of silent prayer and the Pledge of Allegiance to the Flag.

Roll Call was taken by Kenneth Wolf, Secretary/Manager. Members of Council present were: Daniel M. Daugherty - President; Mary Kay Bernhard - Vice President, Council Members Joseph J. Nowark, David R. Glavin, and John P. Gorman. Also present were Richard E. Powell - Mayor; Kenneth Wolf - Secretary/Manager; Fred E. Baxter - Solicitor; Police Chief Laird C. Kircher; Robert Zischkau - Engineer; and Patricia Rapp - Assistant Secretary. Council Member John R. Henry, Council Member Bernard Smith, and Fire Chief Joseph K. Assisi were absent.

Motion to approve the Minutes of the Regular Meeting of Town Council on July 13, 1994 was made by Joseph Nowark and was seconded by David Glavin. Correction to the Minutes by Council Member Gorman, under Property and Purchasing, as Mayor Powell had been re-elected to the Board of the Mayor's Association. With correction noted, Motion was approved and so ordered by Council.

Approval of Net Pay and Payroll Withholding in the amount of \$93,354.09 and Payments to Vendors in the amount of \$64,223.92 was made by Joseph Nowark and was seconded by John Gorman. Motion was approved and so ordered by Council.

Approval of Payment of Liquid Fuel Expenditures in the amount of \$5,463.64. Motion was made by Joseph Nowark and was seconded by Dave Glavin. Motion was approved and so ordered by Council.

President Daugherty introduced Mr. Don Gillespie, the President of the Borough of Millvale's Town Council, who was in attendance in the Audience.

OFFICER'S REPORTS

Mayor's Report - Mayor Richard E. Powell

## Motor Vehicle Code Violations -

|  |             |
|--|-------------|
| Parking Violations (Tickets)-----              | \$ 170.00   |
| Vehicle Code - Violations/Magistrate-----      | \$ 533.98   |
| Ordinance & Statute Violations/Magistrate----- | \$ 1,065.97 |
| Allegheny County/DUI-----                      | \$ 239.78   |
| State Shared/Vehicle Code-----                 | \$ 2,461.98 |
| Total Receipts for July, 1994 -----            | \$ 4,471.71 |

The Mayor reported that he had previously sent out several letters regarding the structure fire on 19 - 19 1/2 Mineola Avenue. He had thanked the Salvation Army Canteen Unit, the Port Authority, Ross/West View EMSA, and Ross Township Firefighters and Fire Police for their assistance during the fire. The Mayor read a letter he received from the Salvation Army, which thanked the Mayor for his letter and offered their assistance to the Borough in the future.

Secretary/Manager's Report - Kenneth J. Wolf

Mr. Wolf had furnished Council with copies of a letter received from Mr. John Esais of the North Hills School District concerning the proposed grant regarding the 15MPH School Zone Lighting in front of West View Elementary. The letter states that the costs, specifically the maintenance and lighting of the equipment, will be the responsibility of the North Hills School District once it is installed by the Borough. Mr. Wolf must write to PennDot, that they can furnish the Borough with conditional drawings on the placement of the equipment. Mr. Wolf would write PennDot as soon as possible. The Borough will not need to advertise for bids for this equipment but will only require three price quotes. The Grant would be available through the Department of Community Affairs.

Council will consider the passage of Resolution #1200 under the Agenda, which is the five year Winter Traffic Service Agreement with PennDot. Mr. Wolf said that this agreement would last for five years, through the 1998-1999 season, with Council reserving the right to opt out of the agreement yearly, by September 15th. The proposed reimbursement is \$3,412.20, which is an increase over the 93-94 season of \$496.88. Mr. Wolf recommends that Council consider approving Resolution #1200.

Chief of Police - Laird C. Kircher

No Report.

Fire Chief - Joseph K. Assisi

No Report. (Absent)

Solicitor - Fred E. Baxter

No Report.

Engineer - Robert E. Zischkau

Mr. Zischkau said that he had furnished Council with a tabulation of the Hawthorne Avenue Parklet Bids that were opened on August 9, 1994. Mr. Zischkau has submitted a letter of recommendation to Council, requesting that they approve the Bid received from Ralph Vento Landscaping for the amount of \$44,983.39, as Mr. Zischkau feels that the Bid is in order. Mr. Zischkau has worked with this company in the past and was satisfied with their work. Mr. Zischkau recommends acceptance and the subsequent contact of the North Hills Council of Governments, who will direct the award of the Contract.

Motion to approve the Bid from Ralph Vento Landscaping in the amount of \$44,983.39 was made by Joseph Nowark and was seconded by Mary Kay Bernhard. Motion was approved and so ordered by Council. The North Hills Council of Governments will be notified of the Bid acceptance.

COMMITTEES' REPORTSFinance - Joseph J. Nowark

Wage Tax collection deposits for the month of July totaled \$57,047.15, less \$767.72, which were refunds to Municipalities and Individuals. The Borough's net proceeds were \$28,139.74. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in August. Our Liquid Fuel Business Money Fund earned interest in the amount of \$288.32. Real Estate tax collection deposits for the month of

July totaled \$110,671.10. This amount was used to help defer July expenditures. Mr. Nowark explained that Real Estate collections are high due to the discount period for taxes being before August 31, 1994.

#### Property and Purchasing - John P. Gorman

Mr. Gorman had no further information for Council regarding the conveyance of the Building Project Complex. It's Mr. Gorman's understanding that there are quite a few Deeds for properties along Hempstead Avenue that must be reviewed by Attorneys, which takes time. Mr. Gorman will keep Council updated on the progress of the conveyance as information becomes available.

Mr. Gorman had information regarding the Borough's Municipal Parking Lot, which is located behind West View Savings Bank, Pert Survey, Attorney Herb's Office, and Roblaski Enterprises. The Borough had a ten year agreement with these businesses, renting the lot for \$1.00 for the term of the lease, inclusive of the Borough supplying adequate liability insurance, performing all maintenance and general upkeep of the lot, which the Borough has been doing for over twelve years.

The Borough had received a letter from Roblaski Enterprises, who proposes an alternate lease agreement. Mr. Gorman read the proposed lease from Roblaski to Council.

Mr. Roblaski wants a five year lease, with the Borough immediately to pave the parking lot, clean out all trees and shrubs on the adjacent hillside, install speed bumps, maintain parking lot and walkways (including hole patching and snow/ice removal). Mr. Roblaski also wants the Borough to reserve three spaces and a loading zone for Roblaski and his designees (to include line painting and towing away illegal vehicles at the Borough's expense). Mr. Roblaski wants Borough to eliminate all day parking and install and maintain parking meters in the lot. He wants the Borough to purchase an insurance policy and name Mr. Roblaski as being insured. Mr. Roblaski wants \$300.00 per month from the Borough in rent and wants the Borough to pay all Attorney fees for preparation of the lease.

Mr. Gorman would like to hear the Borough Solicitor's opinion and then discuss this matter with the Property & Purchasing Committee, prior to making any decisions.

President Daugherty said that he had spoken to Mr. Wolf regarding this matter. When the Borough took the \$1.00 Lease originally, the money that was used for paving this Lot came from a UDAG Grant, since it was part of the revitalization of the Borough's Business District. Mr. Daugherty feels that the lease for the Lot should only cost \$1.00, since this Lot is utilized by Shoppers and Employees in the Borough. An alternate plan would be to utilize Revenue monies to improve the parking area at #3 Firehall, which would allow us more parking. Mr. Daugherty will not agree to Mr. Roblaski's proposed lease.

Since Mr. Roblaski does not own the entire parking lot, Council feels he will have to present this matter to the Members of the Chamber of Commerce. President Daugherty said that it was the Chamber who had worked together in the beginning to have this parking lot and he does not feel that Mr. Roblaski's proposed lease is the opinion of the Chamber.

Mr. Gorman wishes to meet with the Property & Purchasing Committee after they receive the Solicitor's opinion to discuss what avenue to take. This proposed lease was presented to the Borough in 1993 and, to date, has not been pursued by Mr. Roblaski.

Public Works - David R. Glavin

The Borough received a check in the amount of \$38,284.00 from the Pennsylvania Emergency Management Agency. The money was the outcome of the Public Disaster Assistance Application that the Borough had submitted for reimbursement for the Blizzard of '94. The breakdown of the \$38,284.00 received was \$1,472.00 for administrative costs and \$36,812.00 to cover emergency snow removal/ice control costs.

The Borough held the Bid opening for our Paving Program on Tuesday, August 9, 1994, at 10:00 AM, of which the results will be discussed under the Agenda.

As an update on the Contract negotiations with Local Union #416, we are still in the process of trying to set up a Meeting Date that we may begin Contract Negotiations. The Public Works Committee will keep Council advised of any progress.

President Daugherty thanked Mr. Wolf and his staff for their work in preparing and submitting the Public Disaster Assistance Application.

Police and Public Safety - John R. Henry

In Mr. Henry's absence, Council Member Nowark reported that a Contract Negotiation Meeting had been held between the Members of the Police Union and the Police & Public Safety Committee. This was a very productive meeting, discussing non-monetary issues. Another Meeting is scheduled to take place during the first week of September.

Fire and Water - Bernard J. Smith

No Report. (Absent)

Public Relations and Recreation - Mary Kay Bernhard

Mrs. Bernhard reported that there is one more week of Summer Recreation, which will end up with a picnic for the children at either North Park or the Parklet on Perry Highway. The Summer Program has gone very well, with great field trips. Each trip had at least six Adults attending and Mrs. Bernhard feels that the Playground Supervisors did a great job.

Mrs. Bernhard said that she is now in the process of planning the Senior Citizen Trip, but has no information for Council at this time. Mrs. Bernhard has been in contact with the North Hills School District regarding utilizing the Gym at West View Elementary for 7th and 8th Grade Boy's Basketball for the fall and will have more information to follow.

President Daugherty asked if everyone was notified of the upcoming Bronx Field renovations. Mrs. Bernhard said that the only group that would be effected would be the West View Youth Football Association and other arrangements have been made. The Football Players will be using the field at Ross Elementary, which is their home field.

REMARKS FROM THE AUDIENCE

There were nine people in attendance in the Audience.

Ms. Mary Heiser of 52 Glenmore Avenue addressed Council regarding a problem her son has been having at the Glenmore Parklet. Ms. Heiser said that the parklet has a basketball court which is constantly being used by older High School children and grown adults. They are pushing around the



younger children, including her son, and are carrying on terribly in this parklet. Ms. Heiser said that there is always glass broken in the parklet and a lot of the equipment is being broken. Ms. Heiser was upset that the neighborhood children are being pushed out of the parklet and requested Council's help in this matter.

Mr. Wolf recalled that the springboard had been broken at this location once, but was repaired and he has not had any complaints about the condition of the Parklet, which is inspected by the Public Works Department.

Chief Kircher said that he will have the Police patrol this area heavier. President Daugherty requested Ms. Heiser stay till the end of the Meeting to discuss this matter further.

#### UNFINISHED BUSINESS

None.

#### NEW BUSINESS

None.

#### AGENDA

Motion to read Resolution #1200 was made by David Glavin and was seconded by Jay Nowark. Motion was approved and so ordered by Council. President Daugherty read Resolution #1200, which is a Resolution of the Town Council of the Borough of West View, authorizing the signing of the Winter Traffic Services Pennsylvania Department of Transportation. Motion to adopt Resolution #1200 was made by Jay Nowark and was seconded by David Glavin. Motion was approved and so ordered by Council.

At this time, President Daugherty turned the Meeting over to Mr. Wolf to discuss the results of the Bids for the Borough's Paving Project. The Bid Opening was held on Tuesday, August 9th at 10:00 AM and there were seven Bids received. The Low Bidder was Smith Paving & Construction, submitting a Bid in the Total Amount of \$42,471.85. Northern Paving bid \$42,623.22, Wine Construction bid \$43,237.20, Consolidated Paving bid \$43,4115.34, Russell Standard bid \$44,035.35, Ellis Asphalt Paving bid \$48,338.25, and Russell Industries bid \$48,874.00. The difference between the two lowest bidders was \$151.37.

Mr. Wolf feels that the bids are high and recommends that Council give approval to put the Paving Bids out again, having the results by the September Meeting of Council. The Borough has paved in September and October in the past and Mr. Wolf feels that the Borough will receive lower bids.

Mayor Powell asked when the paving plants close for the winter. Mr. Wolf said that they are open until November. Motion to approve Mr. Wolf's recommendation to reject the Bids received for the Paving Project and to re-Bid the Paving Project was made by Jay Nowark and was seconded by David Glavin. Mr. Gorman asked for clarification. Mr. Wolf said that if Council approves rejecting these Bids, the Borough would advertise to have the Bid Opening on Tuesday, September 13th and would have the results for Council at the next Regular Meeting on Wednesday, September 14th. Upon Bid acceptance, the Paving Contractor would have sixty days to complete the paving, which Mr. Wolf feels is more than enough time.

With no further discussion, Motion was approved and so ordered by Council.



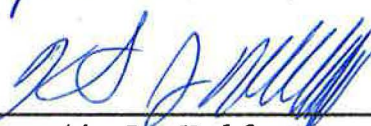
Appointment to the Zoning Hearing Board, for a three year term, through August 1, 1997. Mr. Robert Vogel is currently serving in this position and is interested in re-appointment. Motion to appoint Mr. Vogel to the Zoning Hearing Board was made by John Gorman and was seconded by Jay Nowark. Motion was approved and so ordered by Council.

ANNOUNCEMENTS

ADJOURNMENT

With no further Business to come before Council, President Daugherty thanked everyone for attending. Meeting was adjourned at 8:25 PM.

APPROVED:

Sept. 14, 1994  
  
Kenneth J. Wolf  
Secretary/Manager

  
Daniel M. Daugherty  
President of Council

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BOROUGH OF WEST VIEW

REGULAR MEETING

SEPTEMBER 14, 1994

Minutes of a Regular Meeting of Town Council of the Borough of West View held in the Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA, 15229, on Wednesday, September 14, 1994.

Meeting was called to order at 8:00 P.M. by President Daniel M. Daugherty and was followed by a moment of silent prayer and the Pledge of Allegiance to the Flag.

Roll Call was taken by Kenneth Wolf, Secretary/Manager. Members of Council present were: Daniel M. Daugherty - President; Mary Kay Bernhard - Vice President, Council Members Joseph J. Nowark, David R. Glavin, John R. Henry, Bernard J. Smith, and John P. Gorman. Also present were Richard E. Powell - Mayor; Kenneth Wolf - Secretary/Manager; Fred E. Baxter - Solicitor; Robert Zischkau - Engineer; Lt. John A. Hasek - Police; and Patricia Rapp - Assistant Secretary. Police Chief Laird C. Kircher and Fire Chief Joseph K. Assisi were absent.

Motion to approve the Minutes of the Regular Meeting of Town Council on August 10, 1994 was made by Joseph Nowark and was seconded by David Glavin. Motion was approved and so ordered by Council.

Approval of Net Pay and Payroll Withholding in the amount of \$67,719.01 and Payments to Vendors in the amount of \$49,006.50 was made by Joseph Nowark and was seconded by Bernard Smith. Motion was approved and so ordered by Council.

Approval of Payment of Liquid Fuel Expenditures in the amount of \$5,458.21. Motion was made by Joseph Nowark and was seconded by John Gorman. Motion was approved and so ordered by Council.

OFFICER'S REPORTS

Mayor's Report - Mayor Richard E. Powell

Motor Vehicle Code Violations -

|  |             |
|--|-------------|
| Parking Violations (Tickets)-----              | \$ 190.00   |
| Vehicle Code - Violations/Magistrate-----      | \$ 605.13   |
| Ordinance & Statute Violations/Magistrate----- | \$ 212.10   |
| Allegheny County/DUI-----                      | \$ 881.76   |
| State Shared/Vehicle Code-----                 | \$ 0.00     |
| Total Receipts for August, 1994 -----          | \$ 1,888.99 |

The Mayor read a notice from Allegheny County Health Department regarding their Free Flu Immunization Program for 1994 - 1995 Flu season, informing Senior Residents of the locations of the Clinics.

Mayor Powell read a Proclamation, requesting Council's approval to proclaim Friday, September 16, 1994 as "Susan Palfy Day" in the Borough of West View. Mrs. Palfy is the Principal of West View Elementary School and is leaving to take a position outside the District. The School is planning to honor Mrs. Palfy on Friday and the Mayor felt the Proclamation was in order.

Motion by Joseph J. Nowark to proclaim Friday, September 16, 1994 as "Susan Palfy Day" was seconded by David R. Glavin. Motion was approved and so ordered by Council.

Secretary/Manager's Report - Kenneth J. Wolf

Mr. Wolf addressed Council, requesting their permission to submit a Physician Referral List to Municipal Risk Management for their approval, which will then be supplied to our Employees at the Borough. The Physician List is in compliance with legislation of Act 44 for Workers' Compensation and Council has been supplied with the List. We are awaiting written confirmation from three Physicians that we received verbal confirmation from and we will then submit the List to MRM, with Council's permission.

President Daugherty asked if Mr. Wolf was submitting Dr. Heyl's Office as the Primary Physician Referral for the Borough. Mr. Wolf confirmed this and added that he felt the List of Referral Physicians was a very good list, covering all types of patient care. With no further discussion, Motion to approve the Physician Referral List was made by David Glavin and was seconded by J.R. Henry. Motion was approved and so ordered by Council.

Mr. Wolf discussed the 1995 Minimal Municipal Obligation (MMO), which was supplied by MMC&P. Under the law, we must submit this to the governing body by September 30, 1994. As shown in the information provided to Council, the Borough's minimal municipal obligation for the Municipal Employees Pension Plan is zero and the obligation for the Municipal Uniformed Employees Pension Plan is also zero. The obligation for both Pension Plans is zero due to the assets exceeding the liabilities.

Motion to approve the 1995 MMO was made by John R. Henry and was seconded by David Glavin. Motion was approved and so ordered by Council.

The last item Mr. Wolf reported to Council on was the amount that the Borough would be paying for Rock Salt for the 94/95 Season. A Bid was received through the Southwestern Allegheny County Cooperative Purchasing Council, with the price per ton through Akzo, which is the same supplier of salt as last year, was \$26.21 per ton. The State has imposed different requirements for the 94/95 season, requiring the Borough to estimate our salt usage and then we would be required to buy 100% of our estimated usage. They would only supply the Borough with up to 130% of this estimate, with a five day start to delivery date and another five days to fulfill the order. The Southwestern Council has different stipulations, requiring the Borough to purchase only 60% of our estimated salt, supplying up to 150%, with a 4 day delivery date. The Southwestern Council Bid gives the Borough a greater leeway. The cost per ton over 93/94 has increased \$1.76 per ton. Motion to accept the Bid from Southwestern was made by J.R. Henry and was seconded by David Glavin. Question on the Motion by John Gorman if this was through the SHAG Mr. Wolf confirmed this and with no further discussion, Motion was approved and so ordered by Council.

Chief of Police - Laird C. Kircher

No Report. (absent)

Lt. Hasek was present in Chief Kircher's absence, but had no report for Council at this time.

Fire Chief - Joseph K. Assisi

No Report. (Absent)

Solicitor - Fred E. Baxter

No Report.

Engineer - Robert E. Zischkau

Mr. Zischkau had two items for Council. He had received Bid results from the North Hills Council of Governments regarding the Stanford Avenue Storm Sewer construction project. After reviewing the Bids received, Mr. Zischkau recommends rejecting both Bids and proposes to hold this project off until the spring of 1995 in hopes of receiving lower Bids, as the Bids were considered to be exceedingly high.

Motion to accept the Borough Engineer's recommendation was made by John Gorman and was seconded by David Glavin. Mr. Smith asked how bad Stanford is, would it survive the winter. Mr. Wolf feels that Stanford will make it through the winter season. With no further discussion, Motion was approved and so ordered by Council.

The Contractor will likely be starting the Hawthorne Avenue Playground within the next two weeks and hopes to have equipment received and moved in to have this project completed in its entirety before the bad weather moves in. Mr. Zischkau had no further items for Council.

#### COMMITTEES' REPORTS

Finance - Joseph J. Nowark

Wage Tax Collection Deposits for the month of August totaled \$90,114.38, less \$435.83, which were refunds to Municipalities and Individuals. The Borough's net proceeds were \$44,839.31. These funds were deposited into the General Fund Checking account to help offset Borough expenditures in September. Our Liquid Fuel Business Money Fund earned interest in the amount of \$28.63. We purchased a CD on August 1st in the amount of \$115,000.00 for 90 days to earn interest. Real Estate Tax collection deposits for the month of August totaled \$344,735.38. This amount was used to help defer August expenditures. Under General Fund, we purchased a CD on August 5th in the amount of \$115,000.00 for 32 days to earn interest.

Property and Purchasing - John P. Gorman

Mr. Gorman reported on the conveyance of the Borough Building to the Borough of West View. There are a few property parcels along Hempstead that are still being reviewed and Mr. Gorman hopes that we will have the conveyance completed by the end of the month.

Public Works - David R. Glavin

The Borough held the Bid opening for the Paving Program on Tuesday, September 13, 1994, at 10:00 AM, of which the results will be discussed under the Agenda. As an update on the Contract negotiations with Local Union #416, we are still in the process of trying to set up a Meeting Date that we may conduct Contract negotiations. A date had been set for Saturday, August 27, 1994, but was cancelled by the Union Representatives. We have yet to receive an alternative date to meet from the Union.

Police and Public Safety - John R. Henry

Mr. Henry reported on the status of the Police Contract Negotiations. They have had several meetings and Mr. Henry thanked everyone for their cooperation regarding negotiations and he feels that they are making progress.

Mr. Henry said that, as in the past, the Borough has been notified that the Police Union has appointed an Arbitrator to serve to represent the Union in the case of reaching an impasse. Mr. Henry would like Council's approval to appoint Mr. Fred Baxter as the Arbitrator to represent the Borough and to notify the Union as such. This is in compliance with Act 111.

Motion to appoint Mr. Baxter as the Borough's Arbitrator in the case of Contract Impasse was made by John Gorman and was seconded by David Glavin. Motion was approved and so ordered by Council.

Mr. Henry said that the media has been reporting on several Municipalities rushing to institute the 911 system. Mr. Henry cautioned that the 911 issue is a very complicated and costly item and should be approached carefully. Council is closely monitoring the progress of 911 and will keep advised of the situation.

Mr. Henry requested that the Meeting be closed in honor of the 132 victims of Flight 427, which crashed on September 8th. Volunteers from Ross/West View EMSA responded to help at the crash site and Mr. Henry feels that is fitting the Meeting be closed in the Victim's Honor.

Fire and Water - Bernard J. Smith

Mr. Smith said that Mr. Tony Ruffolo passed away on August 24, 1994. Mr. Ruffolo was the Captain of the Fire Police for the Borough of West View and was also the Building Manager of the West View Volunteer Fire Department's Departure Hall. Council's sympathy is extended to the Family and Friends of Mr. Ruffolo and Mr. Smith would like tonight's Meeting to also be in Honor of Tony Ruffolo.

Mr. Smith was in attendance at a Meeting of the Fire Department last Thursday where President Barry Schell presented informational materials regarding the proposed purchase of two Fire Trucks, a Pumper for Co #2 and an Air Truck for Co #3. The Air Truck is proposed to have a 60lb. compression system. The Firemen are looking into the feasibility of the purchase and Mr. Smith would like Council to consider offering financial looking at a possible \$50,000 contribution, \$10,000 each year for a five year commitment, effective in 1996. The Fire Department must update their equipment continuously for Insurance liabilities. Mr. Smith will furnish Council with the informational materials that he received, for their consideration. Mr. Smith will make a recommendation to Council when all information is confirmed.

Mr. Smith reported that the house at 19-19 1/2 Mineola Avenue, that was burned beyond repair, has been demolished completely. The Company that razed the property did a very good job.

Public Relations and Recreation - Mary Kay Bernhard

The Senior Citizen Trip is set for Monday, October 17, 1994, where they will travel to a Boat Trip along the Allegheny River in Kittanning, followed by a tour of Polka's Yarn/Wool Farm, where Seniors will see sheep being sheared and the entire process until a finished product is made.



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Lunch will be served on board and the trip cost is \$15.00 each. Tickets are available at the Borough Office, Monday through Friday, from 8am until 4pm.

Mrs. Bernhard said that the Annual Halloween Parade has been set for Monday, October 24, 1994, at 7:00 PM. We have sent out letters to Businesses in the Borough, requesting donations for the Children's goodie bags. The response, to date, has been very good. The Committee will be packing the bags on Sunday, October 23rd.

Mayor Powell added that the VFW recently approved a \$100.00 donation to the West View Halloween Parade.

#### REMARKS FROM THE AUDIENCE

There were seven people in attendance in the Audience.

Mr. Jim Barr from 200 Frankfort Avenue addressed Mr. Zischkau if the Borough was accepting any more fill at the Hawthorne Avenue Playground site. Mr. Zischkau said none was needed.

Mr. Barr addressed Mr. Glavin to see if the Borough would consider using left over asphalt to put a strip along Center Avenue for a walkway, between Frankfort and Oakwood, that parents may push their strollers along this walkway. Mr. Barr feels that this section of roadway is dangerous.

Mr. Glavin said that the Borough rarely has left over asphalt, but would keep Mr. Barr's suggestion in mind. Mr. Glavin said that he has been to this area and does not see a problem, nor does he feel there is a dangerous situation there. Mr. Daugherty added that it is Council's belief that the area in question is a right of way that belongs to the Port Authority and it is not the Borough's property. Mr. Wolf said that there is a clear walkway of at least a car length and one half, even though this area is gravel and does not see a problem with the way this area is now for people to walk along. Council feels that there is ample room for people to walk to safely avoid the vehicular traffic but will check it out.

Mr. Barr said that he saw that a guard rail has been erected on the Ridgewood Avenue Bridge and wanted to know why. President Daugherty said that the State had mandated the placement of the guard rail, which cost \$3,000.00. Mr. Barr wanted to know why the State mandated this, as he personally did not feel it was necessary, to which President Daugherty told Mr. Barr to contact the State to find out why, as the State seems to feel that it was necessary.

Mr. Barr said that Council had held a Special Meeting on June 18th to discuss the conveying of Borough Building. Mr. Barr wanted to know if it was correct that the Water Authority had owned the Building and it is now being conveyed to the Borough. Mr. Daugherty said that this was correct. The governing body has the right to request that the Authority convey the Building Project back to the Borough, which they have done.

#### UNFINISHED BUSINESS

None.

#### NEW BUSINESS

None.

AGENDA

Mr. Wolf advised that the Borough received Bids on Tuesday, September 13, 1994, for the Borough's Paving Project. We were able to save \$1,195.50 over the first Bid opening that was held last month for the Project. We received three Bids, one from Northern Paving in the total amount of \$42,623.22, one from Consolidated Paving in the total amount of \$42,123.15, and the low bidder being Wine Construction for the total amount of \$41,276.35.

Mr. Wolf has worked with Wine Construction in the past and finding the Bid in order, recommends Council accept the Bid Proposal. Motion to accept the Bid from Wine Construction in the amount of \$41,276.35 was made by J.R. Henry and was seconded by Bernie Smith. Question on the Motion by President Daugherty regarding how many streets are to be paved. Mr. Wolf said that four streets, Waverly Avenue from Center to Jamaica, Jamaica Avenue from Chalfonte to Hempstead, Montclair from Jamaica to Highland, and Chalfonte from Center Avenue to Perry Highway. With no further questions, Motion was approved and so ordered by Council.

Mr. Henry asked if the Borough has been looking at a more comprehensive program for the near future. Mr. Wolf said that the Borough has been attempting to get CD money for a few streets and we are looking at alternative sources regarding possible paving monies. President Daugherty feels that a comprehensive plan will be in order in the near future.

ANNOUNCEMENTS

None.


ADJOURNMENT

President Daugherty thanked everyone for attending the Meeting. Mayor Powell commended the Members from Ross/West View EMSA that aided at the crash site and also requested that the Meeting be closed in Honor of Fire Police Captain Tony Ruffolo. President Daugherty requested that a letter be sent to Mrs. Ruffolo and Family, along with a copy of this evening's Minutes.

With no further business to come before Council, the Meeting was closed in Honor of the Victims of Flight 427 and in Honor of the memory of Mr. Tony Ruffolo. Meeting was adjourned at 8:40 PM.

APPROVED: October 12, 1994

  
Kenneth J. Wolf  
Secretary/Manager

  
Daniel M. Daugherty  
President of Council

## BOROUGH OF WEST VIEW

## REGULAR MEETING

OCTOBER 12, 1994

Minutes of a Regular Meeting of Town Council of the Borough of West View held in the Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA, 15229, on Wednesday, October 12, 1994.

Meeting was called to order at 8:00 P.M. by President Daniel M. Daugherty and was followed by a moment of silent prayer and the Pledge of Allegiance to the Flag.

Roll Call was taken by Kenneth Wolf, Secretary/Manager. Members of Council present were: Daniel M. Daugherty - President; Council Members Joseph J. Nowark, David R. Glavin, John R. Henry, Bernard J. Smith, and John P. Gorman. Also present were Richard E. Powell - Mayor; Laird C. Kircher - Police Chief; Kenneth Wolf - Secretary/Manager; Fred E. Baxter - Solicitor; Robert Zischkau - Engineer; and Patricia Rapp - Assistant Secretary. Vice President Mary Kay Bernhard and Fire Chief Joseph K. Assisi were absent.

Motion to approve the Minutes of the Regular Meeting of Town Council on September 14, 1994 was made by Bernie Smith and was seconded by John Gorman. Motion was approved and so ordered by Council.

Approval of Net Pay and Payroll Withholding in the amount of \$84,554.55 and Payments to Vendors in the amount of \$48,033.25 was made by Joseph Nowark and was seconded by J.R. Henry. Motion was approved and so ordered by Council.

Approval of Payment of Liquid Fuel Expenditures in the amount of \$5,453.12. Motion was made by David Glavin and was seconded by Jay Nowark. Motion was approved and so ordered by Council.

OFFICER'S REPORTS

Mayor's Report - Mayor Richard E. Powell

## Motor Vehicle Code Violations -

|  |             |
|--|-------------|
| Parking Violations (Tickets)-----              | \$ 160.00   |
| Vehicle Code - Violations/Magistrate-----      | \$ 624.23   |
| Ordinance & Statute Violations/Magistrate----- | \$ 154.90   |
| Allegheny County/DUI-----                      | \$ 432.38   |
| State Shared/Vehicle Code-----                 | \$ 0.00     |
| Total Receipts for September, 1994 -----       | \$ 1,371.51 |

Mayor Powell requested that Police Chief Laird C. Kircher step up to the microphone with him. Mayor Powell read a Certificate of Commendation to Council and the Audience, honoring Chief Kircher on the Anniversary of his Thirty-fifth Year of Employment with the Borough of West View Police Department and commending his dedicated service to the Borough. The Chief was applauded by all and thanked Council for the Commendation.

Mayor Powell had no further Business for Council.

Secretary/Manager's Report - Kenneth J. Wolf

Mr. Wolf reported to Council regarding Act 77, which is the 1% Sales Tax. The Borough received its first entitlement on September 13, 1994 in the

94 amount of \$3,646.38, which was invested in a Business Money Market Account. Mr. Wolf expects to receive a check for the second entitlement some time this week and has been told that the amount should be higher than the first check.

Mr. Wolf had met with Jim and Margee Schorr concerning the renewal of their Lease with the Borough for Schorr's Bakery Shop at 433 Perry Highway. Mr. Wolf is recommending that Council approve a one year Lease, which will expire on October 31, 1995 for the amount of \$258.13 monthly, equaling \$3,097.50 annually. Mr. Wolf said that the Schorrs were hesitant on renewing a three year Lease, but felt satisfied with the one year Lease.

Motion to renew the one year Lease with Schorr's Bakery Shop was made by Jay Nowark and was seconded by David Glavin. Motion was approved and so ordered by Council.

Mr. Gorman questioned Mr. Wolf concerning the 1% Sales Tax check that was received by the Borough. Mr. Gorman wanted to know how long of a period was covered by the check, i.e. collections for a week or month, etc. Mr. Wolf said that it was based on the July collections of the Business part of the Tax and since Businesses are not required by Law to file until August, the figure received was low and not an accurate projection of what we will receive in the future. Mr. Wolf said that it is projected that the checks for November and December should be as accurate as possible and the Borough should receive higher dollar amount checks, as all reports should be filed for the revenues collected.

Mr. Smith said that he had the understanding that since the Borough could not use the money until 1995, that the Borough would not receive any monies until 1995. President Daugherty said that the money cannot be used until 1995, but that they would issue checks to Municipalities as they received the monies.

Chief of Police - Laird C. Kircher

No Report.

Fire Chief - Joseph K. Assisi

No Report. (Absent)

Solicitor - Fred E. Baxter

Mr. Baxter reported that an Arbitrator has been selected from the American Arbitration Association for the Police Negotiations, should this be necessary, at the request of Mr. J.R. Henry. A letter will be sent out regarding this matter from Mr. Baxter, as soon as he meets with Mr. Henry, as the selection of an Arbitrator is a normal formality with Negotiations.

Engineer - Robert E. Zischkau

Mr. Zischkau reported on the proposed Hawthorne Avenue Parklet. The Contractor is still attempting to obtain the necessary equipment, which is on order, and has not broken ground to date. Mr. Zischkau said that the Contractor is still on the expected time frame and should have the Parklet completed before the bad weather sets in.

The Bronx Field Rehabilitation Project will be Bid through the North Hills Council of Governments next Tuesday. Mr. Zischkau will have the outcome of this Bid for Council's consideration by the November Meeting.



COMMITTEES' REPORTSFinance - Joseph J. Nowark

Wage Tax Collection Deposits for the month of September totaled \$14,142.58, less \$484.42, which were refunds to Municipalities and Individuals. The Borough's net proceeds were \$6,829.13. These funds were deposited into the General Fund Checking account to help offset Borough expenditures in October. Our Liquid Fuel Business Money Fund earned interest in the amount of \$8.48. Real Estate Tax Collection Deposits for the month of September totaled \$313,151.84. General Fund - our CD in the amount of \$115,000.00 matured on September 6th and earned interest in the amount of \$332.71. We purchased a CD on September 6th in the amount of \$425,000.00 for 30 days to earn interest.

Property and Purchasing - John P. Gorman

Mr. Gorman reported on the progress of the Building Project conveyance. There are still some signatures still to be obtained and some minor details to take care of, but the conveyance is just about complete.

Public Works - David R. Glavin

The Public Works Committee has met with Representatives from Local Union 416 several times since the last meeting of Council to discuss Contract negotiations. At this point, Mr. Glavin feels the negotiations are going well and feels there should be a Contract settlement before the expiration of the current Contract. The Public Works Department has been conducting the preliminary work necessary prior to beginning our Paving Program. The men have been working on the manholes and have been installing the handicapped ramps where needed along the roads that are to be paved.

Council Member Smith questioned whether the Paving Project will be completed as had been expected or will it be held up due to Equitable Gas working on the roadways that are to be paved. Mr. Wolf said that he does not feel that the Paving Project will be held up, as the Gas Company is expected to be finished with their work by Monday and after receiving a finish date from the Gas Company, Mr. Wolf will contact Wine Construction to begin. Mr. Wolf does not expect a delay or a problem with this matter. Mr. Smith said some Residents were concerned, as the Gas Company seemed to be moving slow.

Police and Public Safety - John R. Henry

Mr. Henry said that he has several matters to discuss with Council concerning the Police Contract Negotiations and requested that an Executive Session be held. President Daugherty said that Council will finish the Reports from the Committees and then convene an Executive Session.

Fire and Water - Bernard J. Smith

Mr. Smith had furnished Council with copies of the two Fire Trucks that the West View Volunteer Fire Department is proposing to purchase. Mr. Smith has discussed this matter with his Committee Members, Mr. Henry and Mr. Glavin. Mr. Smith had attending a North Suburban Meeting for the Fire Department that was held in Sewickley this past Monday. Mr. Smith had a chance to look over some of their Fire Trucks and will recommend to the Fire Department that they might check out Sewickley's vehicles before making any decisions on the proposed Trucks.



96 Mr. Smith said that the Borough has been very fortunate with fires this past month, but Firemen did respond to a vehicle fire today at Highland and Perry Highway. A brand new Cadillac had burned and Mr. Smith felt it was due to electrical problems in its system. The Fire Department handled this car fire with no problems and did a very good job.

Public Relations and Recreation - Mary Kay Bernhard

(Absent) President Daugherty asked if the Secretary would note that Mrs. Bernhard is absent due to her sister passing away today.

President Daugherty reported that the Senior Citizen Trip will be held on Monday, October 17, 1994. The cost is \$15.00 per person and tickets are still available at the Borough Office. The Seniors will be taking a boat trip in Kittanning and will lunch on board, followed by a tour of Polka's Yarn Farm, where Seniors will watch the entire process, from sheep being sheared to a finished product.

The Annual Halloween Parade will be held on Monday, October 24, 1994, with Parade Formation at 6:30 PM on Highland at Perry and the Parade will begin at 7:00 PM. Parade registration will be held in the Borough Building on Thursday, October 20th, from 6:30 PM until 8:30 PM. All West View Residents must register in order to receive a Goodie Bag at the end of the Parade and to be eligible for a Costume Prize. The Prize winners will be posted in the Borough window and Prize winners may pick up their Prizes on Saturday, October 29th at 11:00 AM, where pictures of winners in costume will be taken.

President Daugherty said that the Borough will hold Trick or Treating on Halloween as usual, which is Monday, October 31, 1994. The Hours for Trick or Treat will be dusk until 8:30 PM.

At 8:17 PM, Council retired for Executive Session.

At 8:50 PM, Council returned from Executive Session and President Daugherty called the Meeting back to order.

REMARKS FROM THE AUDIENCE

There were five people in attendance in the Audience.

Mr. Jim Barr from 200 Frankfort Avenue addressed Council. Mr. Barr said that wanted to find out about the Police and Public Works negotiations. He said that he knew that Mr. Glavin was in charge of the Public Works Committee and Mr. Henry was handling the Police Negotiations and he wanted to know who else was on the Committees. President Daugherty said the Committee Members are Mr. Nowark, Mr. Smith, and Mrs. Bernhard.

Mr. Barr said that while he was up, he might as well ask Council what Resolution #1201, #1202, and #1203 were about. President Daugherty said that if Mr. Barr would wait until the Agenda, Council will read the three Resolutions to the Audience. Mr. Barr said that feels that if he is interested, he wants to comment on the Resolutions. Mr. Daugherty asked Mr. Barr what he wanted to comment about. Mr. Barr said that he wasn't sure but wanted to comment just in case he was interested. President Daugherty advised that all Resolutions are for Council's consideration and any commentary from Mr. Barr would not be necessary, as this is not Council's procedure for handling Resolutions considered by Town Council. Mr. Barr said that he feels that he should be able to comment on Resolutions if he feels he is interested so he could express his concerns. President Daugherty again said that Resolutions are for Council's consideration and Council will follow their procedure.

Mr. Robert Locher from 808 West View Park Drive addressed Council, wanting to thank them for paving the sidewalk area, making it handicapped accessible, located within the West View Plaza. President Daugherty said that he was glad Mr. Locher was pleased, but the Borough could not take credit for this, as the Plaza is private property and is not maintained by the Borough. Mr. Wolf said that he is not sure if this area would be maintained by First City Company or if it is maintained by the County, as Mr. Wolf was not exactly clear on what area Mr. Locher was referring to. President Daugherty said that if the Borough can think of anyone to contact to thank them for the reparations, they will.

#### UNFINISHED BUSINESS

None.

#### NEW BUSINESS

None.

#### AGENDA

Motion to read Resolution #1201 was made by Bernie Smith and was seconded by John Gorman. Motion was approved and so ordered by Council. President Daugherty read Resolution #1201, which is a Resolution of the Town Council of the Borough of West View authorizing the filing of an Application for funds with the Allegheny County Department of Development (Year 21). The \$24,400.00 funding desired would be used to repave two Municipal Parking Lots to prevent blighted conditions along Perry Highway. President Daugherty explained that the Borough is applying for funding through Allegheny County and this Resolution is necessary for the filing. Motion to approve Resolution #1201 was made by J.R. Henry and was seconded by Jay Nowark.

Correction on the Motion by Mr. Gorman. Mr. Gorman corrected President Daugherty, feeling that Mr. Daugherty had said "hereby does not request" when the Resolution reads "hereby does request". With the correction noted, Motion to adopt Resolution #1201 approved and so ordered by Council. President Daugherty said that the Borough is requesting Grant money.

Motion to read Resolution #1202 was made by Jay Nowark and was seconded by David Glavin. Motion was approved and so ordered by Council. President Daugherty read Resolution #1202, which is a Resolution of the Town Council of the Borough of West View authorizing the filing of an Application for funds with the Allegheny County Department of Development (Year 21). The \$31,500.00 in funding requested would be used to conduct Storm Sewer Reconstruction in the 100 Block of Princeton Avenue. Motion to approve Resolution #1202 was made by Bernie Smith and was seconded by J.R. Henry. Motion was approved and so ordered by Council. President Daugherty said that, again, the Borough is requesting Grant money.

Motion to read Resolution #1203 was made by J.R. Henry and was seconded by David Glavin. Motion was approved and so ordered by Council. President Daugherty read Resolution #1203, which is a Resolution of the Town Council of the Borough of West View authorizing the filing of an Application for funds with the Allegheny County Department of Development (Year 21). The \$20,000.00 in funding requested would be utilized for the Storm Sewer Reconstruction in the 69 to 129 Block of Frankfort Avenue. Motion to approve Resolution #1203 was made by John Gorman and was sec-

38 Seconded by Jay Nowark. Motion was approved and so ordered by Council.  
President Daugherty said that, again, the Borough is requesting Grant money.

Appointment of a Delegate to the Allegheny County Boroughs Association. John Gorman is currently serving in this position and is interested in being re-appointed. Motion to appoint John P. Gorman as Delegate to the Allegheny County Boroughs Association was made by Jay Nowark and was seconded by J.R. Henry. Motion was approved and so ordered by Council.

Appointment of an Alternate Delegate to the Allegheny County Boroughs Association. Joseph Nowark is currently serving in this position and is interested in being re-appointed. Motion to appoint Joseph J. Nowark as Alternate Delegate was made by John Gorman and was seconded by J.R. Henry. Motion was approved and so ordered by Council.


#### ANNOUNCEMENTS

The Mayor announced that the Visiting Nurse Foundation will be administering Flu Shots on October 14, 15, and 16, 1994 at the Giant Eagle in Verona. They had previously administered shots at the West View Giant Eagle in September. Mr. Wolf added that Allegheny County will be administering Flu Shots at Passavant Hospital on October 21 and 22, 1994, as the Mayor had announced at the September Meeting.

#### ADJOURNMENT

With no further business to come before Council, President Daugherty thanked everyone for attending and the Meeting was adjourned at 9:02 PM.

APPROVED:



Kenneth J. Wolf  
Secretary/Manager



Daniel M. Daugherty  
President of Council

## BOROUGH OF WEST VIEW

## REGULAR MEETING

NOVEMBER 9, 1994

Minutes of a Regular Meeting of Town Council of the Borough of West View held in the Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA, 15229, on Wednesday, November 9, 1994.

Meeting was called to order at 8:00 P.M. by President Daniel M. Daugherty and was followed by a moment of silent prayer and the Pledge of Allegiance to the Flag.

Roll Call was taken by Kenneth Wolf, Secretary/Manager. Members of Council present were: Daniel M. Daugherty - President; Mary Kay Bernhard - Vice President; Council Members Joseph J. Nowark, David R. Glavin, Bernard J. Smith, and John P. Gorman. Also present were Richard E. Powell - Mayor; Laird C. Kircher - Police Chief; Kenneth Wolf - Secretary/Manager; Fred E. Baxter - Solicitor; and Patricia Rapp - Assistant Secretary. Council Member John R. Henry, Engineer Robert Zischkau, and Fire Chief Joseph K. Assisi were absent.

Motion to approve the Minutes of the Regular Meeting of Town Council on October 12, 1994 was made by David Glavin and was seconded by Bernie Smith. Motion was approved and so ordered by Council.

Council Member John R. Henry arrived at 8:03 PM.

Approval of Net Pay and Payroll Withholding in the amount of \$72,652.96 and Payments to Vendors in the amount of \$46,627.26 was made by Joseph Nowark and was seconded by John Gorman. Motion was approved and so ordered by Council.

Approval of Payment of Liquid Fuel Expenditures in the amount of \$5,453.12. Motion was made by David Glavin and was seconded by Bernie Smith. Motion was approved and so ordered by Council.

Approval of Payment of Building Fund Expenditures in the amount of \$61.82. Motion was made by Joseph Nowark and was seconded by John Gorman. Motion was approved and so ordered by Council.

OFFICER'S REPORTSMayor's Report - Mayor Richard E. Powell

## Motor Vehicle Code Violations -

|  |             |
|--|-------------|
| Parking Violations (Tickets)-----              | \$ 105.00   |
| Vehicle Code - Violations/Magistrate-----      | \$ 534.59   |
| Ordinance & Statute Violations/Magistrate----- | \$ 625.23   |
| Allegheny County/DUI-----                      | \$ 223.62   |
| State Shared/Vehicle Code-----                 | \$ 0.00     |
| Total Receipts for October, 1994 -----         | \$ 1,488.44 |

Mayor Powell reported that he had received several complaints during the past Election Day from Residents that had problems with traffic while trying to cross over Perry Highway in order to vote at #7 District, which is located in West View Elementary School. Normally, a Borough Guard is present from 4:00 PM til the Polls close to help people cross the street.



100 Mayor Powell feels that it would be safer to post a Guard at this crossing from 12:00 noon til the Polls close on Election Days and with discuss this matter further with the Chief of Police.

Secretary/Manager's Report - Kenneth J. Wolf

Mr. Wolf requested Council's permission to proceed with drafting an Ordinance for the December Meeting of Council concerning a Gentrification Program in order to comply with the mandates of Act 77 for the year 1995. The Ordinance considered would cap 1993 assessments for Senior Citizens who qualify with the State Rebate System.

Motion was made to proceed with drafting an Ordinance by Dave Glavin and was seconded by John R. Henry. Question on the Motion by Council Member Smith requesting clarification concerning the cap. Mr. Wolf explained that the cap would be on the old rate, the 1993 assessment. With no further questions, Motion was approved and so ordered.

Mr. Wolf advised Council that there might be CD Funding available through the North Hills Council of Governments that may be obtained for use in eliminating handicapped barriers in the Borough Building. This is CD Year 20 monies and the possible funding is in the amount of \$25,000.00. President Daugherty asked if a Resolution would be needed at the next meeting. Mr. Wolf said that he already put in the application and wanted to keep Council advised, that they may possibly bid this out in the future and look into the process. Motion to pursue the CD Year 20 monies was made by Joseph Nowark and was seconded by Mary Kay Bernhard. Motion was approved and so ordered by Council.

Chief of Police - Laird C. Kircher

No Report.

Fire Chief - Joseph K. Assisi

No Report. (Absent)

Solicitor - Fred E. Baxter

No Report.

Engineer - Robert E. Zischkau

In Mr. Zischkau's absence, Mr. Wolf read Mr. Zischkau's report to Council. Mr. Wolf reported that Mr. Zischkau is requesting Council consider the Bids received for the Bronx Field Rehabilitation - Phase I, which is under the Agenda. The work is progressing at the Hawthorne Avenue Playground and the Contractor expects to complete all work by the end of November, weather permitting. Bronx Field Rehabilitation - Phase II contract documents have been completed and Mr. Zischkau is awaiting an approval and date to bid from the North Hills Council of Governments.

Mr. Zischkau is currently preparing an Ordinance for Alcosan Industrial Waste Pretreatment, in accordance with information provided by Alcosan. The intent of the Ordinance will be to regulate the type of waste permitted to be discharged into the sanitary sewer system. This should have little or no impact on the Borough since there are no significant industrial customers within the system, but is still required by the regulatory agencies that an Ordinance be adopted. Mr. Zischkau will be forwarding this information to the Solicitor, who in turn will present it to Council for their consideration, possibly by the December meeting.



Finance - Joseph J. Nowark

Wage Tax collection deposits for the month of October totaled \$53,224.59. The Borough's net proceeds were \$26,612.37. These funds were deposited into the General Fund checking account to help offset Borough expenditures in November. Our Liquid Fuel CD in the amount of \$115,000.00 matured on October 31st and interest in the amount of \$1,020.82. We purchased a CD on October 31st in the amount of \$120,000.00 for 58 days to earn interest. Real Estate Tax collection deposits for the month of October totaled \$20,629.20. This amount was used to help defer October expenditures. Our CD in the amount of \$425,000.00 matured on October 6th and earned interest in the amount of \$1,309.93. We purchased a CD on October 6th in the amount of \$475,000.00 for 40 days to earn interest.

Property and Purchasing - John P. Gorman

Mr. Gorman requested Council's guidance concerning a matter that is to be discussed through the North Hills Council of Governments. A few years back, a storm had caused flood damage in the Saxonburg area. The County had gone to the State and to the Federal Government for grant monies in order to do something to control this situation in the future so this would not happen again. It is Mr. Gorman's understanding that they have the money and they are in the process of planning two holding dams, which are under design. The problem is that if something is not done by the first part of the year, the grant money will no longer be available to use and the County wants someone to take this over, as the County does not want the responsibility of maintaining this project.

The Communities that are effected are Etna, Hampton, Indiana, O'Hara, and Shaler. They are proposing to form an Authority but are unsure about the details of this venture. It has also been proposed that a COG should take over ownership of the project. The upkeep, insurances, and all costs for the dams would come to approximately \$30,000.00 each year. Mr. Gorman had asked the COG how the expense would be divided and it was proposed that the cost be divided by the five municipalities involved and not the other COG communities. Mr. Gorman said that the NHCOC will have to act on this project at the next meeting and requested Council's guidance. Mr. Gorman feels that the Borough should not expend monies for this project and he would like to vote accordingly, but would like to do this with Council's permission.

Mr. Daugherty does not feel that it would be wise for the NHCOC to commit to entering into this agreement. Solicitor Baxter expressed concern with the liability aspect of the COG entering into this agreement. Mr. Baxter recommended that, should a vote come up at the meeting, it would be wise to call this out of order until the communities know what type of liability is involved. Mr. Baxter would like to speak with Mr. Vogrin, who is the Attorney for the NHCOC and requested that Mr. Gorman have him call Mr. Baxter prior to this meeting.

President Daugherty feels that it is not the Borough's responsibility to maintain their dams and Mr. Baxter feels that there is a serious liability problem with this matter. Mr. Gorman is concerned what would happen if a vote was taken and the majority would rule. Mr. Baxter feels that there is not enough information available and Mr. Daugherty feels that Mr. Gorman should make it quite clear that the Borough will not expend monies for this project.

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Motion to vote no on the Dam Project at the North Hills Council of Governments was made by Bernard Smith and was seconded by Mary Kay Bernhard. Mr. Baxter reaffirmed that he advises that the Borough should not participate or vote to approve this Project. Motion was approved and so ordered by Council.

Mr. Gorman believes that the name of the project is the East Little Creek Project. Mr. Gorman thanked Council for their advisement.

#### Public Works - David R. Glavin

The Public Works Committee has met with Representatives from Local Union 416 during the past month to discuss contract negotiations. The last meeting was held this past Saturday and Mr. Glavin feels that progress is being made and will keep Council advised.

The Public Works Department has been working along with the Pavers to complete our Paving Program and for the most part, the Project has been completed. The Public Works Department has activated the leaf vacuum and has been collecting leaves for the past week. Residents may either sweep their leaves curbside or place their bagged leaves at the curb for pickup. Residents may call into the Borough Office when they have their leaves ready for pickup, as there is no set schedule, as pickup is dependant on the weather.

#### Police and Public Safety - John R. Henry

Mr. Henry reported that the negotiations for the Police contract are still going on and he will keep Council advised on the progress.

Mr. Henry said that Council has been furnished with two documents that Mr. Henry authored containing information on the proposed 911. There is no new information to report on the progress of 911, but Mr. Henry will keep Council informed.

President Daugherty said that it is his understanding that the County will be voting on the 911 proposal in the near future.

#### Fire and Water - Bernard J. Smith

Council Member Smith reported that we had another fortunate month regarding fire calls. We had a few false alarms, but nothing serious in the Borough. The Fire Department will be holding a meeting on Thursday regarding the possible purchase of a new vehicle for the Department. Mr. Smith will keep Council advised. President Daugherty that there will be only a limited amount of monies available within the Budget, no matter how much the Fire Department decides to spend on a vehicle.

#### Public Relations and Recreation - Mary Kay Bernhard

The Borough recently held the Senior Citizen Trip and everyone really seemed to have a good time. Mrs. Bernhard received many thank yous and the Trip went off with no problems. The Seniors were greeted with coffee and donuts when they boarded the boat and also were able to play bingo on the boat. It seemed to be an enjoyable day for everyone in attendance.

The Halloween Parade prizes were handed out to costume winners and Mrs. Bernhard wanted to extend her thanks to all those who participated. Over 900 children signed up for the Parade and everyone had a great time. Many Merchants contributed candy and assorted items to put in the goodie bags, which made very nice bags for the children.

Mrs. Bernhard said that she has obtained the gymnasium at West View Elementary on Tuesday evenings, that it may be used by youth to play pickup basketball games. Anyone interested should show up at 6:30 PM.

President Daugherty thanked Mrs. Bernhard for the terrific job she does with the Borough Children and the Senior Citizens. President Daugherty read a thank you note that was received from Jean & Bob Shannon, thanking Mrs. Bernhard for the wonderful Senior Citizen Trip.

#### REMARKS FROM THE AUDIENCE

There were six people in attendance in the Audience.

Mr. David Urban from 60 Lakewood Avenue addressed Council with a few questions. Mr. Urban questioned Mr. Nowark regarding his Wage Tax report. Mr. Urban said that Mr. Nowark stated that the Borough received \$53,224.59 from Wage Tax collections and the Borough's net proceeds were only \$26,612.37 and Mr. Urban wanted to know what happens to the other half of the monies received. President Daugherty explained that the North Hills School District receives one-half percent of what is collected by the Borough.

Mr. Urban said that this is the time of the year when Council will hold a Special Meeting to discuss the upcoming Budget and wanted to know if Council knew what date that would be. President Daugherty said that the date was not known but if Mr. Urban would keep in touch with the Borough Manager, he would let him know when it would be held.

Mr. Urban wanted to know if there was any chance of a Citizen getting a copy of the proposed budget. President Daugherty said that Council still has to review several changes, but felt that the Borough was in a very good position for 1995, as they are attempting to reduce the Millage by 1.6, from 22 Mills down to 20.4 Mills, in order to comply with the Act 77 mandate.

Mr. Urban asked what the gentrification program Mr. Wolf had spoke about concerned. President Daugherty said that it is mandatory through Act 77 that the Borough cap the Senior Citizen's assessments through a gentrification program. Mr. Daugherty said that once these items are completed, Mr. Urban may stop at the Borough Building and obtain a copy of this information.

#### UNFINISHED BUSINESS

None.

#### NEW BUSINESS

None.

#### AGENDA

President Daugherty asked Mr. Wolf to explain exactly what is involved with the Bronx Field Rehabilitation Project - Phase I. Mr. Wolf said that revamping the backstop area is planned, as well as drainage for the field and also the perimeter of the field, new fencing, and landscaping and reseeding the area.

104 Mr. Daugherty read correspondence received from Engineer Zischkau, citing his recommendation to award Contract 94-2, CD 19-4.8 for this project, in the total amount of construction of \$28,481.50. The low bidder for this project was Ralph Vento Landscape Contractor in the total amount of \$28,481.50. It is Mr. Wolf's recommendation that Council consider awarding the Bid to Vento. Mr. Wolf added that the original bid was in the amount of \$30,108.30, but in order to get into budget purposes, several items were removed to bring the bid in at \$28,481.50.

Motion to award the Contract to Ralph Vento, the low bidder, in the total amount of \$28,481.50 was made by Joseph Nowark and was seconded by J.R. Henry. Question on the Motion by Mr. Daugherty on when the project is planned to proceed. Mr. Wolf said that the North Hills Council of Governments is to be notified of the Bid acceptance upon Council's approval and the project is to begin shortly thereafter. With no further questions on the Motion, Motion was approved and so ordered by Council.

#### ANNOUNCEMENTS

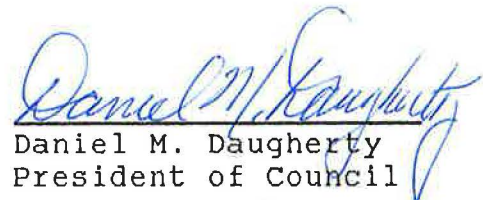
President Daugherty said that Council has received copies of the proposed Budget for their review and will be setting up a Special Meeting to discuss the Budget. Mr. Daugherty advised Mr. Urban to keep in touch with Mr. Wolf concerning the date for the Special Meeting, which would also be advertised in the official paper.

#### ADJOURNMENT

With no further business to come before Council, President Daugherty thanked everyone for attending, wished everyone a Happy Holiday season, and adjourned the Meeting at 8:33 PM.

APPROVED: December 14, 1994

  
Kenneth G. Wolf  
Secretary/Manager

  
Daniel M. Daugherty  
President of Council



## BOROUGH OF WEST VIEW

## SPECIAL MEETING

NOVEMBER 22, 1994

Minutes of a Special Meeting of Town Council of the Borough of West View held in the Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA, 15229, on Tuesday, November 22, 1994.

The purpose of the Special Meeting was to enable Town Council to discuss the Proposed Budget for the Year 1995. No other Business was to be discussed.

Meeting was called to order at 7:05 PM by Daniel M. Daugherty, President, followed by a moment of silent prayer and the Pledge of Allegiance to the Flag.

Roll Call was taken by Kenneth J. Wolf, Secretary/Manager. Members of Council present were: Daniel M. Daugherty, President; Mary Kay Bernhard, Vice President; Members Joseph Nowark, John Gorman, John Henry, and Bernard Smith. Also present were: Mayor Richard Powell, Secretary/Manager Kenneth Wolf, and Assistant Secretary Patricia Rapp. Council Member David Glavin was absent due to a death in his family.

There was one person in attendance in the Audience.

President Daugherty read the Official Special Meeting Notice that was published in the Official Paper and posted in the Borough Office.

President Daugherty explained that the purpose of the Meeting is to give Council the opportunity to go through the 1995 Proposed Budget in order to make any recommendations or to ask any questions that Members may have, prior to Council's consideration of an adoption of an Ordinance at the December Regular Meeting of Council.

The Proposed Budget will be open for public review, upon its advertisement in the Official Paper, for a ten day period prior to the Regular Meeting. Any questions from the General Public may be referred to the Office of the Borough Manager, during Regular Business Hours, or questions may be brought to Council's attention during the Audience portion of the Regular Meeting in December.

President Daugherty said that he felt that Mr. Wolf had done a very good job with the Proposed Budget, which includes a 1.6 Mill decrease, from 22 Mills to 20.4 Mills for the Year 1995. President Daugherty said that it was his intention to go through each section of the Budget and questions, comments, or deletions may be referred to Mr. Wolf, as he is the gentleman who put the Budget together.

President Daugherty said that the second page of the Budget had a few items to address. Real Estate Tax total estimated valuation is \$38,936,485.00, with a per Mill equivalent of \$38,936.00. Net estimated assessed valuation total is \$37,379,026.00 with a per Mill equivalent of \$37,379.00.

The estimated Sales Tax (Act 77) entitlement for 1995 is \$89,000.00. The Act 77 mandated Real Estate reduction, equal to 2/3 or 67% of \$89,000.00 is \$59,630.00. The net estimated valuation at the current 1994 22 Mills is \$822,339.00, less the mandated Real Estate Reduction (Act 77) is \$59,630.00, equalling the allowable Net estimated Real Estate Tax collection as \$762,709.00, which complies with Act 77.



The allowable Net estimated Real Estate Tax is \$762,709.00, which is divided by the net estimated assessed valuation of \$37,379.00, equalling the proposed 20.4 Mills for 1995.

Council Member Smith said that it was his understanding that the Borough would be receiving close to \$105,000.00 in revenues from the collection of the 1% Sales Tax. Mr. Smith questioned the difference in the proposed collection figure of \$89,000.00, which is \$16,000.00 less than he anticipated. It was explained that the anticipated \$89,000.00 is the DCA's recalculated figure, based on the reports that have been filed through the County for Sales Tax collections.

President Daugherty moved on to Revenue Accounts in the Proposed Budget by reading each Categorical account and the proposed dollar figure for each Revenue listed.

The following accounts listed are accounts that were commented or questioned by Council:

321 - Business Licenses and Permits - Mr. Gorman questioned if the account for Cable Television Franchise revenues included the anticipated increase for 1995. Mr. Wolf said that it did and also included additional sign ups for cable service. Mr. Henry asked when the Borough will be due to renew the Cable Franchise. Mr. Wolf said that we are under a 10 year contract, which was renewed in either 1991 or 1992.

355 - State Shared Revenue & Entitlement - It was noted that the proposed \$18,000 figure was over \$30,000 less than last years actual. Mr. Wolf explained that we had received \$30,000 in State Aid and we are not going to receive this Aid for 1995, since the municipal minimal obligation is zero. Mr. Wolf said that included under Other/Entitlements was \$38,284.00, which was the refund for snow removal that the Borough received.

364 - Sanitation - Mr. Daugherty called attention to the considerable decrease over last year's solid waste & recyclable collection charge, which was \$363,758.00, with 1995's figure as \$2,300.00. This was due to turning the bill collection responsibilities over to Browning Ferris Industries, who is contracted for refuse pick up in the Borough. Mr. Wolf added that we had a very good year, collecting many delinquent refuse bills. After notifying the delinquent party by certified mail, the Borough has pursued the delinquencies through the Magistrate when necessary, at the cost of \$36.50 for filing fees and \$25.00 for Constable fees, which is assumed by the delinquent party involved. This has been very effective and the Borough is holding judgments and the accounts are being paid. Hopefully, the final write off for the Borough for refuse collection will be between \$5,000 or \$6,000, which Mr. Wolf feels is a good amount.

396 - Balance Forward - The Checking Account Balance Forward is proposed to be \$50,000.00. The Total 1995 Budget Revenue is \$1,669,132.00.

With no questions or comments from Council, Mr. Daugherty proceeded onto General Fund - Expenditures.

401 - Executive (Mayor/Manager) - Mr. Henry asked Mr. Wolf if he felt that Bonding certain employees was still necessary, since most General Liability Insurance Policies include coverage for this type of loss. Mr. Wolf said that he Bonds the Employees that handle monies in the office, specifically being himself, Margie, and Patty, as he feels that this is a safe move. Mr. Henry agreed that it is a safe move, but thought it might be more prudent for Mr. Wolf to look into this matter with our insurance carrier to see if bonding is still necessary before the General Liability is due in March.

410 - Police - Mr. Daugherty noted that monies are allotted for the purchase of a police vehicle in the amount of \$15,000.00 and feels that this is a good proposed expenditure, as the Borough has not purchased a new vehicle in over two years.

411 - Fire - The West View Fire Department is considering purchasing two new vehicles in the upcoming year. The 1995 Budget does not allow for a donation to this purchase, being an item to consider in the 1996 Budget.

413 - Protective Inspection - This account is expenditures for the Building Inspector William DeTrude and the Code Enforcement Officer Ronald George. The Borough has had both established since around 1989 and Mr. Daugherty feels that this is a good practice to maintain in the Borough.

421 - Health & Sanitation - Mr. Wolf said that the Borough is currently provided refuse collection through BFI and we are entering into our second year of a four year contract, with a fifth year option, with the contract to end as an option year in 1998. BFI does the Residential Billing and the Borough feels that Residents are pleased overall with the lower collection bills and the service that BFI provides.

430 - Public Works - Mr. Gorman questioned the proposed expenditure for the purchase of machinery, specifically a new street sweeper. Since this machine is used seasonally, Mr. Gorman wondered if it would be advantageous to lease a sweeper than to purchase one and to possibly utilize the monies by purchasing a new Public Works vehicle instead. Mr. Wolf said that the Borough utilizes the sweeper during all seasons throughout the year. The old sweeper is over 20 years old, being purchased by the Borough in 1974 and Mr. Wolf feels that the initial monetary investment for a new sweeper would pay off in the long run, but would look into the lease aspect.

President Daugherty questioned the condition of the other vehicles in the Public Works Department. Mr. Wolf said that the Pickup is a 1986 and the One Ton is a 1985 and we could be looking at purchasing new vehicles in the future. Mr. Daugherty questioned if Mr. Wolf is looking for Grant money. Mr. Wolf said that he is pursuing this matter and the Borough had received Grant money through DER for the purchase of the Leaf Vacuum in the past.

Mr. Wolf's concern with leasing a Sweeper as opposed to purchasing one is the availability of leased equipment. The Borough uses the Sweeper more in the Spring, but often uses it for weather controlled emergencies. Mr. Wolf is concerned about lost time if an emergency would occur that calls for the use of a sweeper and one was not available to lease. Mr. Gorman understood this point of view and was pleased that the Borough was looking into the possibility of receiving Grant money. Mr. Daugherty felt that it was wise to keep the monies within this expenditure account available and Mr. Gorman agreed that the money budgeted within this account should stay there.

436 - Highway Maintenance - Storm Sewer & Sewer - President Daugherty noted that \$17,039.00 has been proposed for this account and questioned whether this included wages and salaries. Mr. Wolf said that it did.

At this time, Mr. Jim Barr of 200 Frankfort Avenue questioned Council if he could possibly have a copy of the 1995 Proposed Budget. President Daugherty told Mr. Barr he could not, as this was the Council's workshop and after any changes are made, the Budget would be advertised within the Official Paper and would be posted in the Borough Office for public review. Any Public comments are to be made at the Regular Meeting in December.

457 - Civil & Military Celebrations - Mr. Smith said that Barry Schell has been busy working along with the Public Works Department putting up the Christmas lights and decorations throughout the Borough.

458 - Senior Citizen & Recreation - Mr. Daugherty asked Mrs. Bernhard if she felt there was enough money allowed within this account. Mrs. Bernhard believed she could make do with the amount budgeted.

486 - Insurance Premiums - Mr. Wolf felt that the Borough has been lucky, as the cost for General Liability Insurance has actually gone down.

The Proposed 1995 Budget Expenditures totaled \$1,669,132.00

341 - Liquid Fuel Revenues - Interest Earnings - Mr. Wolf advised that the Borough has never budgeted interest earnings, due to the market. The Borough does not receive Liquid Fuel monies until April or May.

Total Liquid Fuel Revenues and Expenditures totalled \$90,528.00, which is a balanced amount.

Mr. Henry questioned Mr. Wolf on the amount used for paving in 1994 in the Borough. Mr. Wolf said that this amount is under General Fund 439 Account in the amount of \$68,500.00. The paving cost approximately \$41,000 and the Borough did add streets to the project this year, due to the fact that the Stanford Avenue bid was rejected. Paving was taken out of the Liquid Fuel Fund in 1993.

Capital Reserve UDAG - Revenues will be \$50,000.00, which is the payback from the West View Associates for the Plaza Development and Expenditures will be \$50,000.00 for the Bond payment.

Proprietary Fund Revenues in the amount of \$347,529.00 is the budgeted amount for the Alcosan mandate and will go out under Health and Sanitation Expenditures in the same amount.

Mr. Smith questioned if this is the amount that is used to have the Borough properly connected through the West View Water Authority. Mr. Daugherty said that it was.

Building Fund - Revenues & Expenditures - This is a new Fund, created since the conveyance of the Building Project to the Borough of West View. The Revenues total \$71,850, from interest earnings and rent of buildings and the Expenditures total \$71,850, from Law, Engineering, Building Operations, and Insurance Premium expenses.

Mr. Gorman commented regarding the line item for Real Estate Taxes. It is Mr. Gorman's understanding that since the Borough Offices are located within the Building, that the Borough will not be taxed for this property, since it is a Governmental Body. The rest of the Building will be taxed. Mr. Wolf said that the Real Estate Tax Blotter carries the Building at the assessed value of \$98,480.00, which is one quarter of the market value and is the only portion which is taxable.

The total 1995 Proposed Budget for Revenues and Expenditures equals \$2,229,039.00. Mr. Daugherty complimented Mr. Wolf on his Proposed Budget and said that he was pleased the Borough would be able to reduce Millage by 1.6 Mills. This is the same Millage that the Borough of West View had in the year 1976.

Mr. Daugherty advised Mr. Wolf to make the minor changes within the Budget and then publish the proposed Budget in the Official Paper.

President Daugherty said that he felt very proud of the fine job that Council has been doing within the Borough. The Borough is still able to maintain a full work force, keeping our Police and Desk Department, our Administration Department, and our Public Works Department. Many surrounding Communities are raising their Millage up to 35 or 33 Mills and are paying one and one quarter percent in wage taxes, plus Residents pay their Garbage and they are cutting their Public Services.

Mr. Daugherty feels that West View Residents should be proud of their Community and should be pleased with the proposed reduction in Millage.

Mr. Gorman said that he noticed that Marshall Township had published that they are reducing their Millage by three quarters of a Mill and is keeping an eye on the newspapers to see the other Municipalities proposed budgets. Mr. Gorman is very pleased with the proposed budget for 1995.


President Daugherty again said that Mr. Wolf should make the minor changes to the Budget and then publish the Budget in the Official paper. There is no Motion necessary from Council at this time concerning this matter.


With no further Business to discuss, Motion to adjourn the Special Meeting of Town Council was made by John R. Henry and was seconded by Bernard Smith. Motion was approved and so ordered by Council.

Meeting was adjourned at 7:44 PM.

APPROVED: December 14, 1994

BOROUGH OF WEST VIEW

BY:   
Kenneth J. Wolf  
Secretary/Manager

BY:   
Daniel M. Daugherty  
President of Town Council





## REGULAR MEETING

DECEMBER 14, 1994

Minutes of a Regular Meeting of Town Council of the Borough of West View held in the Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA, 15229, on Wednesday, December 14, 1994.

Meeting was called to order at 8:00 P.M. by President Daniel M. Daugherty and was followed by a moment of silent prayer and the Pledge of Allegiance to the Flag.

Roll Call was taken by Kenneth Wolf, Secretary/Manager. Members of Council present were: Daniel M. Daugherty - President; Mary Kay Bernhard - Vice President; Council Members Joseph J. Nowark, David R. Glavin, Bernard J. Smith, and John P. Gorman. Also present were Kenneth J. Wolf - Secretary/Manager; Fred E. Baxter - Solicitor; Robert E. Zischkau - Engineer; Lieutenant John A. Hasek - Police; and Patricia A. Rapp - Assistant Secretary. Mayor Richard E. Powell, Police Chief Laird C. Kircher, and Fire Chief Joseph K. Assisi were absent. Council Member Nowark arrived a few minutes late.

Motion to approve the Minutes of the Regular Meeting of Town Council on November 9, 1994 was made by Bernard Smith and was seconded by J.R. Henry. Motion was approved and so ordered by Council.

Motion to approve the Minutes of the Special Meeting of Town Council on November 22, 1994 was made by David Glavin and was seconded by Bernard Smith. Motion was approved and so ordered by Council.

Approval of Net Pay and Payroll Withholding in the amount of \$73,282.35 and Payments to Vendors in the amount of \$49,003.62 was made by John Gorman and was seconded by David Glavin. Motion was approved and so ordered by Council.

Approval of Payment of Building Fund Expenditures in the amount of \$3,914.22. Motion was made by David Glavin and was seconded by J.R. Henry. Motion was approved and so ordered by Council.

Approval of Payment of Capital Reserve (UDAG) in the amount of \$25,000.00 was made by John Gorman and was seconded by Bernard Smith. Motion was approved and so ordered by Council.

Approval of Payment of Liquid Fuel Expenditures in the amount of \$5,392.69 was made by John Gorman and was seconded by J.R. Henry. Motion was approved and so ordered by Council.

OFFICER'S REPORTS

Mayor's Report - Mayor Richard E. Powell (absent)

In the Mayor's absence, President Daugherty submitted the Mayor's Report for the month of November, 1994.

Motor Vehicle Code Violations -

|  |           |
|--|-----------|
| Parking Violations (Tickets)-----              | \$ 295.00 |
| Vehicle Code - Violations/Magistrate-----      | \$ 825.04 |
| Ordinance & Statute Violations/Magistrate----- | \$ 135.26 |
| Allegheny County/DUI-----                      | \$ 275.25 |

State Shared/Vehicle Code-----\$ 0.00  
Total Receipts for November, 1994-----\$ 1,530.55

President Daugherty read a letter of thanks received from Mr. Wayne Gro-skinsky from the West View Firemen's Building for all of the assistance rendered in the past by the West View Police Department.

Secretary/Manager's Report - Kenneth J. Wolf

Mr. Wolf requested Council's permission to pay off the Tax Anticipation Loan on Friday, December 16, 1994. The Borough would be paying \$7,368.15 on the \$325,000.00 Face amount of the Loan, for a total pay off figure of \$332,368.15, if paid by December 16th. Motion to recommend that Mr. Wolf pay off the Tax Anticipation Loan on December 16, 1994 in the amount of \$332,368.15 was made by J.R. Henry and was seconded by David Glavin. Motion was approved and so ordered by Council.

Mr. Wolf requested Council's permission to pay Wine Construction the total amount of \$71,548.85 for the 1994 Paving Program, which is payment in full. Motion to pay off Wine Construction was made by J.R. Henry and was seconded by Mary Kay Bernhard. Mr. Wolf advised Council that the Borough had additional streets paved, including Princeton, Martsolf, and Vassar Avenues, which accounted for the increase over the original Bid. With no questions on the Motion, Motion was approved and so ordered by Council.

Mr. Wolf requested Council's permission to release monies to East West Manufacturing and Supply Company, Inc. in the amount of \$15,500.00, which is a partial payment for the replacement of the Air Conditioning Unit on the second floor of the Borough Building. Motion to approve payment to East West Mfg. & Supply Co., Inc. in the amount of \$15,500.00 was made by David Glavin and was seconded by Joseph Nowark. Question on the Motion from Mr. Gorman regarding if the monies would be paid out of the Building Fund. The total amount would be paid out of the Building Fund Account and the original Invoice is for \$16,000.00, of which \$500.00 would be retained until the start up and subsequent inspection of the Unit. With no further questions, Motion was approved and so ordered by Council.

Mr. Wolf questioned Council if there would be any problems if the Borough were to keep the Regular Meeting date for the Year 1995 as the Second Wednesday of each Month. There were no objections to keeping the Meeting Date the same for 1995. Mr. Wolf advised that he would be advertising the dates in the Official Paper.

Chief of Police - Laird C. Kircher

No Report. (Absent)

Lieutenant John A. Hasek was present in Chief Kircher's absence due to his vacation, but had no report for Council at this time.

Fire Chief - Joseph K. Assisi

No Report. (Absent)

Solicitor - Fred E. Baxter

No Report.

Mr. Zischkau had three items to speak to Council about. The first item was to bring Council up to date on the progress of the Hawthorne Avenue Parklet, which is almost complete. Mr. Zischkau recommended that Council approve payment to the Contractor, contingent upon the satisfactory completion of the project and the receipt of the proper Bonds of maturity and other pertinent paperwork. Mr. Zischkau is quite satisfied with the Parklet. Motion to approve payment to the Contractor, contingent upon approval of the completed project was made by Mary Kay Bernhard and was seconded by David Glavin. Motion was approved and so ordered by Council.

The first Phase of the Bronx Field rehabilitation is expected to begin within the next two weeks. There is a lot of drainage work to be done and wall construction that can be done during marginal weather conditions. The second Phase of Bronx Field is tentatively scheduled to be bid at the end of January of 1995, after paperwork is processed through the North Hills Council of Governments. Mr. Zischkau should have a recommendation for Council by the February Meeting of Council. President Daugherty asked if Mr. Zischkau felt that Bronx Field would be ready to play Ball in the spring. Mr. Zischkau said the Ball Field is effected by Phase I and expects it to be completed before the ball season.

#### COMMITTEES' REPORTS

##### Finance - Joseph J. Nowark

Wage Tax collection deposits for the month of November totaled \$101,927.60, less \$1,641.25, which are refunds to Municipalities and Individuals. The Borough's net proceeds were \$50,143.23. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in December. Real Estate Tax Collection deposits for the month of November totaled \$20,884.72. This amount was used to help defer November expenditures. Our General Fund CD in the amount of \$475,000.00 matured on November 15, 1994 and earned interest in the amount of \$1,952.05. We purchased a CD on November 15th in the amount of \$475,000.00 for 31 days to earn interest.

##### Property and Purchasing - John P. Gorman

Mr. Gorman had no report at this time.

##### Public Works - David R. Glavin

The Public Works Committee has met several times with Representatives from Local Union 416 during the past month to discuss contract negotiations. Mr. Glavin feels that they are close to ratifying the contract and will keep Council advised of the progress.

The Public Works Department has been working on our snow removal equipment and has everything ready for operation, should the need arise. The Borough workers will be picking up Christmas trees throughout the Borough during the week of January 2nd through the 6th and during the week of January 9th through the 13th, in conjunction with your regular garbage pickup day. Residents are to place their trees curbside, making sure that the trees are totally free of decorations, nails, lights, and similar debris. It is not necessary to place the trees in bags. Should inclement weather conditions occur during this scheduled tree pickup, Residents are advised to place their trees at the curb and the workers will pick them up as soon as they possibly can.

## Fire and Water - Bernard J. Smith

Mr. Smith reported that the Borough was very fortunate during the month of November and early December regarding fire response calls. The Borough had three or four brush fires, which were handled with low man hours, but other than that, thankfully there were no serious responses.

## Police and Public Safety - John R. Henry

Mr. Henry advised that the contract negotiations with the Police are ongoing and requested that President Daugherty hold an Executive Session at some time during tonight's meeting to discuss this matter.

Mr. Smith added that Joseph Assisi was re-elected as Fire Chief for the West View Volunteer Fire Department.

## Public Relations and Recreation - Mary Kay Bernhard

Mrs. Bernhard advised that on every Tuesday evening, at West View Elementary, 7th and 8th Grade Boys can go to the Gymnasium at the School for pick up basketball games. There will not be a Christmas Party again this year for the Senior Citizens. The Borough will be holding the Senior Citizen "Winter Blues" Party instead, some time in February or March and Mrs. Bernhard will let Council know the details concerning the party as they become available.

President Daugherty introduced State Representative David Mayernik, who was in attendance to present Grant monies to the Borough of West View. Representative Mayernik obtained \$500 for the purchase of a TV/VCR machine to be utilized by the Police Department and the Magistrate's Office. Two Thousand Dollars was obtained for the purchase of an 8mm Video Camera that is used in the Police Cruiser during patrol. Seven Thousand Dollars was obtained for the purchase of 15MPH School Zone Lighting Equipment for the section of Perry Highway in front of West View Elementary. A verbal agreement has been reached between the Borough and the North Hills School District regarding the School District taking over the maintenance and costs after the Borough installs the equipment. In all, Representative Mayernik was able to obtain \$9,500.00 in Grant Monies for the Borough of West View.

After President Daugherty's introduction, Representative Mayernik took the floor. Representative Mayernik was pleased to be able to present the \$7,000 check for the purchase of flashing School Zone lights at West View Elementary School, as the PTA had approached Mr. Mayernik regarding the safety of children at the intersection of Perry and Chalfonte. Mr. Mayernik feels that the intersection is currently safe, but is happy with the monies obtained to go toward the project of purchasing safety lighting equipment. It is Mr. Mayernik's belief that the equipment will be similar to the equipment currently installed at Perrysville Elementary on Perry Highway.

Representative Mayernik said that the \$2,500 obtained is to be applied toward the purchase of Camcorders for the Police Cruisers and a TV/VCR unit that will be utilized by the Police and the local Magistrate in Court proceedings. Mr. Mayernik also advised that there is legislation pending, specifically House Bill #1031, which would make it legal to use the audio portion of the tapes during Court proceedings, which would aid the Police Department with prosecutions.

Representative Mayernik presented President Daugherty with the checks and President Daugherty thanked Mr. Mayernik on the behalf of the Town Council and the Residents of the Borough of West View.



Representative Mayernik requested that he be allowed to return to address Council, as he had a Citation to present to Chief Kircher and the Chief is absent due to vacation. Representative Mayernik said that he was pleased to announce that legislation had recently passed the General Assembly that increased Police survival benefits from \$25,000 to \$50,000 plus cost of living increases for those Officers that are killed in action. Mr. Mayernik was hopeful that the benefits need never be used, but was glad that an increase was passed. With no further business for Council, President Daugherty thanked Representative Mayernik for attending and for the Grant monies he obtained. Council Member John Gorman thanked Representative Mayernik for not forgetting the Borough and feels that West View has benefited greatly by having Mr. Mayernik as our State Representative. Representative Mayernik was applauded by all those in attendance.

President Daugherty introduced Mr. Robert Jagger, who was in attendance representing First City Company, who is requesting Subdivision approval from Council regarding Parcels A, B, C, D, and E in the West View Shopping Plaza. Mr. Jagger stated that the Subdivision has been approved by both the Planning Committee and the Zoning Hearing Board for the Borough of West View. President Daugherty read the correlating recommendation regarding the Subdivision and then Mr. Jagger explained that the West View Associates are requesting approval of the Subdivision for financing purposes. There is a Loan due for the five leased Parcels and West View Associates request that Council approve the Subdivision to designate five Official Parcels. There will be subsequent Tax Assessments on each individual Parcels after obtaining approval from Council.

Mr. Wolf added that West View Associates have received a Variance concerning Sideyards for Parcels A & B, reducing the required 10 foot side yard to zero, which was granted by the Zoning Hearing Board. Mr. Wolf felt that everything was in order with the Subdivision.

Solicitor Baxter has reviewed the Subdivision request, being originally concerned with the plans, but now feels satisfied that everything First City has done has been in order.

President Daugherty asked Mr. Jagger if there is any more development being planned for the Plaza. Mr. Jagger said that there are only two Lots vacant, which are Parcels C & E. Both are considered developable, as one Parcel is .51 acres and one Parcel is .57 acres, but nothing is currently scheduled for development.

As all West View Ordinances have been met, President Daugherty asked Council what their pleasure was. Motion to approve the recommendation to Subdivide Parcels A, B, C, D, & E was made by J.R. Henry and was seconded by David Glavin. Motion was approved and so ordered by Council.

At 8:29 PM, Council retired for an Executive Session.

At 9:02 PM, Council resumed the Regular Order of Business.

Council Member J.R. Henry advised that the Executive Session was held to discuss current Police Contract negotiations, as the Contract is scheduled to expire on December 31, 1994.

Mr. Henry reported on the progress of 911. He has been keeping Council updated by furnishing them with information and added that the Township of McCandless has decided to delay instituting 911 until possibly March of 1995, that they may have time to coordinate 911 with other Municipalities. Mr. Henry had no report on the Enhanced 911.



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Mr. Nowark added that he keeps on top of any information available through AT&T and there is nothing new on 911 through them. Mr. Henry said that they are still looking into the \$1.00 charge or tariff that is charged in some Communities in order to receive 911. The Borough is not currently permitted to collect a tariff, as this is only permitted with County wide approval.

#### REMARKS FROM THE AUDIENCE

There were seven people in attendance in the Audience.

Mr. Jim Barr of 200 Frankfort Avenue addressed Council concerning the 1995 Proposed Budget, specifically questioning what the Line Items were for regarding Wages & Salaries for Highway, Maintenance, Street Cleaning, and Signs. President Daugherty said that these items cover the budgeted amounts for wages for the Public Works Department in specific areas that they would be working.

Mr. Barr directed his next question to Engineer Zischkau, asking him if he felt that the Hawthorne Avenue Playground meets all standards for safety. Mr. Zischkau replied that the Playground not only meets, but exceeds all required safety standards.

Mr. Barr said that he had walked down to the new Parklet from Center Avenue onto Hawthorne and was concerned about the possible hazard of bushes extending out onto a sidewalk of a home that is located on the corner. President Daugherty said that the Borough will check this area.

Mr. Barr said he had concerns regarding the entrance to the West View Plaza. He said that since the meetings were held for the Subdivision in the Plaza, he became concerned should an accident would occur and the entrance would be blocked, he wondered what the Borough would do if this happened and had they planned for something like this.

Council Member Henry requested the Chair's permission to respond to Mr. Barr's concerns. Mr. Henry said that he was aware that Mr. Barr had posed this question during the Subdivision Hearing, as Minutes were furnished and read by Council. Mr. Henry said that the Borough of West View has had a complex Disaster Comprehension Plan in place for years for the entire Borough and is more than equipped to deal with any disaster situation that may arise. Mr. Henry said that, should the entrance to the Plaza be blocked by an overturned vehicle with hazardous materials on board, there would be no vehicular ingress or egress until there is no danger present. Human egress would fall under our evacuation plan, with access through Oberlin Avenue. Vehicular ingress or egress from Oberlin Avenue could also be obtained with the removal of three poles along this area. The Borough of West View, the Ross/West View EMSA, and the West View Volunteer Fire Department have all coordinated a very efficient and detailed Disaster Plan.

Mr. George Rapp of 77 Hempstead Avenue addressed Council to express his appreciation to Council regarding the Grant Monies received from Representative Mayernik, especially for the School Zone Lighting and wanted to let Council know how great he thought this was. Mr. Rapp also wished Council and their families a very Merry and Joyous Christmas and Holiday Season and thanked them for all that they do to keep the Borough so nice.

#### UNFINISHED BUSINESS

None.

President Daugherty said that the Borough has accepted Grant Monies in the amount of \$50,000.00, which was offered to the Borough from the Commonwealth of Pennsylvania, in order to conduct the necessary ADA modifications to the Borough Building. Mr. Daugherty was very pleased that the State offered this funding to the Borough.

#### AGENDA

Motion to read Ordinance #1353 was made by David Glavin and was seconded by Joseph Nowark. Motion was approved and so ordered by Council. President Daugherty read Ordinance #1353, which is an Ordinance of the Town Council of the Borough of West View, County of Allegheny, fixing the Tax Rate for the Year 1995 at 20.4 Mills, which is a decrease of 1.6 Mills over 1994. Motion to adopt Ordinance #1353 was made by Joseph Nowark and was seconded by David Glavin. Motion was approved and so ordered by Council. President Daugherty said that Council should feel very proud that they have been able to reduce the Millage, which is equivalent to the Millage for the Borough in the year 1976.

Motion to read Ordinance #1354 was made by Mary Kay Bernhard and was seconded by John Gorman. Motion was approved and so ordered by Council. President Daugherty read Ordinance #1354, which is an Ordinance of the Town Council of the Borough of West View, County of Allegheny, Commonwealth of Pennsylvania, appropriating specific sums estimated to be required for specific purposes of the Municipal Government hereinafter set forth, during the Year 1995. The dollar amount appropriated is \$2,229,039.00 for the Year 1995. Motion to adopt Ordinance #1354 was made by Joseph Nowark and was seconded by David Glavin. Mr. Gorman added that he felt it was necessary for the Borough to watch its revenues, even though we were able to reduce the Millage for 1995. With no further comments, Motion was approved and so ordered by Council.

Council Member Henry complimented Mr. Wolf and his staff on the preparation of a good Budget and thanked him for all of his hard work.

Motion to read Ordinance #1355 was made by Bernie Smith and was seconded by John Gorman. Motion was approved and so ordered by Council. President Daugherty read Ordinance #1355, which is an Ordinance of the Town Council of the Borough of West View, County of Allegheny, providing for the establishment of a Program of Property Tax Relief pursuant to the Allegheny Regional Asset District Law (Act 77 of 1993). Motion to adopt Ordinance #1355 was made by John Gorman and was seconded by J.R. Henry. Motion was approved and so ordered by Council.

Motion to read Resolution #1204 was made by Joseph Nowark and was seconded by J.R. Henry. Motion was approved and so ordered by Council. President Daugherty read Resolution #1204, which is a Resolution of the Town Council of the Borough of West View, County of Allegheny, Commonwealth of Pennsylvania, requiring contributions from the Participants of the Borough of West View Police Pension Plan at a rate of zero percent (0%) for the Participant's compensation for the Calendar Year 1995. Motion to adopt Resolution #1204 was made by Joseph Nowark and was seconded by David Glavin. Motion was approved and so ordered by Council.

Motion to read Resolution #1205 was made by Joseph Nowark and was seconded by John P. Gorman. Motion was approved and so ordered by Council. President Daugherty read Resolution #1205, which is a Resolution of the Town Council of the Borough of West View to approve and execute paperwork necessary to apply for Tax and Revenue Anticipation Notes for the Year

1995 in the total amount of \$300,000.00. Solicitor Baxter advised that it was suitable for President Daugherty to read the Resolution title only. President Daugherty advised that the Tax Anticipation Note would be through PNC Bank, National Association. With no further discussion, Motion to approve Resolution #1205 was made by Joseph Nowark and was seconded by J.R. Henry. Motion was approved and so ordered by Council.

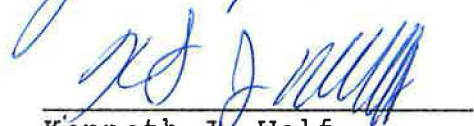
#### ANNOUNCEMENTS

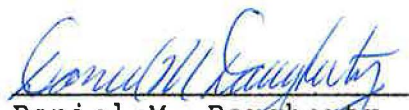
None.

#### ADJOURNMENT

With no further business to come before Council, President Daugherty thanked everyone for attending, wished everyone a Happy and Joyous Holiday season, and adjourned the Meeting at 9:25 PM.

APPROVED:

January 11, 1995  
  
Kenneth J. Wolf  
Secretary/Manager

  
Daniel M. Daugherty  
President of Council

## SPECIAL MEETING OF TOWN COUNCIL

DECEMBER 30, 1994

Minutes of the Special Meeting of Town Council held on Friday, December 30, 1994 at 7:00 PM in Council Chambers at 441 Perry Highway, Pittsburgh, PA, 15229.

The purpose of the Special Meeting was to consider the adoption of Ordinance #1356 and to consider the ratification of a Non-Uniformed Employee Contract and the ratification of a Uniformed Employee Contract. No other Business is to be discussed.

President Daugherty called the Meeting to order at 7:00 PM. There was no one in attendance in the Audience. President Daugherty dispensed with the Regular Order of Business and requested Mr. Wolf conduct Roll Call.

Present at the Meeting were: President Daniel M. Daugherty, Vice President Mary Kay Bernhard, Council Members Bernard Smith, David Glavin, John R. Henry, and John P. Gorman. Also present were Borough Secretary/Manager Kenneth J. Wolf and Assistant Secretary Patricia Rapp.

Absent at the Meeting were: Council Member Joseph Nowark, Mayor Richard E. Powell, Solicitor Fred Baxter, Engineer Robert Zischkau, Police Chief Laird Kircher, and Fire Chief Joseph Assisi.

President Daugherty read the Special Meeting Notice and announced that there would be no General Fund, Building Fund, Liquid Fuel, or Capital Reserve Expenditures to approve. There would be no Reports from Officers. There would be no Committee Reports other than Reports from David Glavin, who is the Public Works Committee Chairman and J. R. Henry, who is the Police and Public Safety Committee Chairman. Both Mr. Glavin and Mr. Henry will be reporting to Council regarding their Contract Negotiations.

Council Member David Glavin addressed Council regarding the specific changes involved in the proposed Contract, which is between the Borough of West View and the Utility Workers Union of America Local 416, which represents the Desk personnel, the Public Works Department, and the Clerical Workers at the Borough. Mr. Glavin said that he was happy with the proposed Contract and pleased that an agreement could be reached before the expiration date.

Mr. Glavin said this is a three year contract and the current wages would increase by 3.75% for the year 1995, 3.75% for the year 1996, and 3.75% for the year 1997. There are pending changes in the Pension Plan, which would be covered under Ordinance #1356. Participants would contribute at a rate of 2.5% of their pay, changing the normal retirement benefit and the disability benefit to 1.3 % of the average salary over the final 36 month of employment multiplied by years of service. This item would not affect the Borough, but the contributing Employee participants.

Mr. Glavin said that the Life Insurance Benefits would double, specifically for one to five years - change from \$5,000 to \$10,000; for five to eight years - change from \$7,500 to \$15,000; for eight or more - change from \$11,000 to \$22,000. The Accidental Death and Dismemberment Benefit would change from \$3,000 to \$6,000.



The Dental Plan would change from Low Option to High Option Dental, which would cost \$.19 cents/hour for the change.

The Employees would change from a weekly payroll system to a bi-weekly payroll system, being paid every two weeks for 26 pays per year instead of 52 pays per year.

The Employees would change from Blue Cross / Blue Shield Coverage to Blue Cross / Blue Shield - Select Blue Program. Furthermore, the savings in 1995's premiums will be equally shared with the Borough and the Employees. The Employee split will be based on the savings of each Employee's particular coverage.

Mr. Glavin was pleased with the changes in the proposed Contract and recommended that Council consider accepting or ratifying the Contract. Motion was made by John Gorman and was seconded by J.R. Henry to accept the Contract between the Borough of West View and Local Union 416. Motion was approved and so ordered by Council.

President Daugherty complimented Mr. Glavin and the Members of his Committee for doing a good job on this Contract.

Council Member Henry addressed Council regarding the proposed Contract changes between the Borough of West View and the Police Employees of the Borough of West View. Mr. Henry feels that the Committees have arrived at a fair settlement .

This will be a three year Contract, with a 3.75% increase in salary for 1995, again in 1996, and again in 1997.

If Act 600 is amended during the term of the Contract, the Borough agrees to open the pension provisions of said Contract exclusively, in order to discuss and negotiate in good faith the amended portions of Act 600. This provision and related negotiations shall not be subject to binding arbitration.

For the Year 1995, the Holiday and Personal Days will remain the same. In 1996 and 1997, Good Friday Holiday will be deleted and one Personal Day will be added, bringing the Personal Days to three for 1996 and three for 1997.

Monthly Longevity pay will increase and Mr. Henry feels that this item is overdue and is up to date as proposed. The monthly amount for 1995 for 5 to 10 years is \$15, 10 to 15 years is \$20, 15 to 20 years is \$25, and more than 20 years is \$30. The monthly amount for 1996 for 5 to 10 years is \$17.50, 10 to 15 years is \$22.50, 15 to 20 years is \$27.50, and more than 20 years is \$32.50. The monthly amount for 1997 for 5 to 10 years is \$20, 10 to 15 years is \$25, 15 to 20 years is \$30, and more than 20 years is \$35.

The Borough will offer Blue Cross/Blue Shield - Select Blue for the term of the Contract. Mr. Henry advised that a Meeting was held on Wednesday, December 28, 1994, at Ross/West View EMSA, with Employees of the Police, Public Works, Clerical Departments and representatives from Blue Cross/Blue Shield to explain and take questions regarding the Select Blue Program. Mr. Henry feels that the Meeting went well and the Employees seem pleased with the change over to the Select Blue Program. There will be a savings in cost for coverage under the new Program and the 1995's savings in premiums will be equally shared with the Employees and the Borough. The Employee split would be based on savings of his/her particular coverage.



Changes include the elimination of all Lieutenant and Sergeant's bonuses. The OIC pay will increase from \$.29 to \$.40 per hour, noting that the \$.40 for Sergeants is calculated in the 1995 hourly rate.

Mr. Henry advised that two non-contractual changes will take place. One is changing the Contract language, correcting all references to "man, his, him, etc." and replacing with Officer(s). The Borough will also be implementing changes in the payroll system, changing from a weekly payroll to a bi-weekly payroll.

Again, Mr. Henry believes that this is a fair settlement and recommends Council's acceptance of the Police Contract. Motion to approve and/or ratify the Borough of West View and the Police Employees of the Borough of West View Contract was made by Bernard Smith and was seconded by John P. Gorman. Motion was approved and so ordered by Council.

President Daugherty thanked Mr. Henry and the Members of the Committees and complimented them on doing a very good job.

At 7:15 PM, Council retired to Executive Session.

The Meeting resumed at 7:53 PM.

There were no remarks from the Audience, as there was no one in attendance.

There was no new business.

Under the Agenda, Council is to consider the adoption of Ordinance #1356. Motion to read Ordinance #1356 was made by David Glavin and was seconded by J.R. Henry. Motion was approved and so ordered by Council.

President Daugherty read Ordinance #1356, which is an Ordinance of the Town Council of the Borough of West View, providing for amendments to the Non-Uniformed Employee Pension Plan, in order to conform with contractual language, specifically benefit calculations and Employee contributions.

Motion to approve Ordinance #1356 was made by Bernard Smith and was seconded by Mary Kay Bernhard. President Daugherty said that this change will be at no cost to the Borough of West View. Motion was approved and so ordered by Council.

President Daugherty addressed the Secretary/Manager and the Assistant Secretary. Both are considered Non-Uniformed Employees, but are not within the Union, as they are appointed by Council, although they observe the salary increases and benefits offered within the Non-Uniformed Contract. It is Council's intention to increase both the salary of the Secretary/Manager and the Assistant Secretary by 3.75% and will split the individual savings with both Employees from their participating in the Select Blue Health Care Program, being the same as offered to both in observance with the new Non-Uniformed Contract.


Council had expressed an interest in having President Daugherty conduct formal yearly evaluations of both the Secretary/Manager and the Assistant Secretary and having any possible future annual changes in salaries and/or benefits being dependant upon the evaluations. As President of Council, Mr. Daugherty keeps in close contact with the Borough Office and informs the Secretary/Manager and the Assistant Secretary of Council's intentions or wishes and how they are to be carried out. In


this manner, Council feels that Mr. Daugherty is best suited to conduct the evaluations and institute annual income and benefit changes in accordance with their job performance.

Motion was made by J.R. Henry and was seconded by John P. Gorman to have President Daugherty evaluate both the Secretary/Manager and the Assistant Secretary on an annual basis and institute all changes in salary and/or benefits accordingly. Motion was approved and so ordered by Council.

With no further Business to come before Council, President Daugherty thanked everyone for attending. Motion to adjourn the Meeting was made by J.R. Henry and was seconded by John Gorman. Motion was approved and so ordered by Council. Meeting was adjourned at 8:02 PM.

APPROVED:

January 11, 1995  
  
Kenneth J. Wolf  
Secretary/Manager

  
Daniel M. Daugherty  
President of Town Council