

## BOROUGH OF WEST VIEW

## REGULAR MEETING

JANUARY 13, 1999

Minutes of the Regular Meeting of Town Council of the Borough of West View held in Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA 15229, on Wednesday, January 13, 1999. The Meeting was called to order by President Daugherty at 8:00 PM, which was followed by a Moment of Silent Prayer and the Pledge of Allegiance.

Roll Call taken by Kenneth Wolf, Secretary/Manager. Members of Council present were: President Daniel Daugherty, Vice President Mary Kay Bernhard, David Clavin, Joseph Nowark, and Bernard Smith. Also present were: Secretary/Manager Kenneth Wolf, Solicitor Fred Baxter, Engineer Michael Basista, Police Chief Charles Holtgraver, and Asst. Sec. Rapp. Mayor Powell, Council Member Henry, Council Member Schellhaas, and Fire Chief Joseph Assisi were not in attendance. There were three people present in the Audience.

***Motion to approve Net Pay and Payroll Withholding in the amount of \$92,520.05 and Payments to Vendors in the amount of \$377,952.27 made by Mr. Nowark and seconded by Mr. Clavin. Motion approved and ordered.***

***Motion to approve Payment of Building Fund Expenditures in the amount of \$5,116.30 made by Mr. Clavin and seconded by Mr. Smith. Motion approved and ordered.***

***Motion to approve Payment of Liquid Fuel Expenditures in the amount of \$5,385.71 made by Mr. Nowark and seconded by Mr. Clavin. Motion approved and ordered.***

## OFFICER'S REPORTS

**MAYOR'S REPORT - RICHARD E. POWELL - (Absent)**

President Daugherty read the Motor Vehicle Code Violation Report for the Month of December, 1998, as follows: Parking Violations (Tickets) - \$540.00; Vehicle Code - Violations/Magistrate - \$1,449.03; Ordinance & Statute Violations/Magistrate - \$1,665.40; Allegheny County/DUI - \$422.76; and State Shared/Vehicle Code - \$3,111.13; for the Total Receipts for the month of December totaling \$7,188.32.

President Daugherty read the Motor Vehicle Code Violation Report for the Year 1998, as follows: Parking Violations (Tickets) \$4,012.00; Vehicle Code Violations/Magistrate \$22,548.30; Ordinance & Statue Violations/Magistrate \$13,211.40; Allegheny County/DUI \$5,928.30; and State Shared/Vehicle Code \$8,869.89; for the Total Receipts for the Year of 1998 totaling \$54,569.89.

***Motion to approve Minutes of the Regular Meeting of Town Council on December 9, 1998 made by Mr. Smith and seconded by Mr. Nowark. Motion approved and ordered.***

**SECRETARY/MANAGER'S REPORT - KENNETH J. WOLF**

Mr. Wolf reported that the Borough Auditors, Reddinger & Associates, have been working on our 1998 Audit. Mr. Wolf has been working on the Schorr's Bakery Shop Lease and will keep Council informed on the progress.

Mr. Wolf reported that 911 service is up and running. Residents were notified by mail on December 28<sup>th</sup> to start using 911. President Daugherty questioned if we had received any complaints regarding the 911 switch over. Police Chief Holtgraver said that we had not and that Residents seem to have

made a smooth transition to using 911. Mr. Wolf said that the Borough has met with Franus Architectural Associates regarding the remodeling of Council Chambers and we are awaiting a proposal from them.

**POLICE CHIEF - CHARLES M. HOLTGRAVER** - No Report

**FIRE CHIEF - JOSEPH K. ASSISI** - (Absent)

**SOLICITOR - FRED E. BAXTER** - No Report.

**ENGINEER - MICHAEL BASISTA** - Mr. Basista reported that the Department of Environmental Protection is reviewing the 1998 flow monitor reports and he will keep Council informed when he hears from the DEP.

### **COMMITTEE REPORTS**

#### **FINANCE - JOSEPH J. NOWARK**

Wage Tax collection deposits for the month of December totaled \$14,474.17. The Borough's net proceeds were \$7,237.09. These funds were deposited into the General Fund checking account to help offset Borough expenditures in January. Our Capital Reserve UDAG CD in the amount of \$266,500 matured on December 11<sup>th</sup> and it earned interest in the amount of \$1,010.53. We purchased a CD on December 11<sup>th</sup> in the amount of \$268,000 for 31 days to earn interest. Our General Fund CD in the amount of \$355,000 matured on December 10<sup>th</sup> and it earned interest in the amount of \$1,734.22. We purchased a CD on December 10<sup>th</sup> in the amount of \$80,000 for 32 days to earn interest.

Our Liquid Fuel CD in the amount of \$159,500 matured on December 24<sup>th</sup> and it earned interest in the amount of \$595.48. We purchased a CD on December 24<sup>th</sup> in the amount of \$83,000 for 29 days to earn interest. Our Building Fund CD in the amount of \$238,000 matured on December 24<sup>th</sup> and it earned interest in the amount of \$888.56. We purchased a CD on December 24<sup>th</sup> in the amount of \$242,000 for 30 days to earn interest. Real Estate Tax Collections for the month of December totaled \$12,973.45. These funds were deposited into the General Fund Checking account to help offset Borough expenditures in December.

**PROPERTY AND PURCHASING - ROBERT D. SCHELLHAAS** - (Absent)

#### **PUBLIC WORKS - DAVID R. GLAVIN**

Mr. Glavin reported that an agreement has been reached with Local Union 416 regarding the position of Records Keeper/Data Processor. The Union currently has the papers and the Addendum and Mr. Glavin anticipates they will sign the paperwork. ***Motion to accept the Agreement after the Union signs the paperwork made by Mr. Nowark and seconded by Mr. Smith. Motion approved and ordered by Council.***

Mr. Glavin was very happy with the performance of the Borough's Public Works Department regarding all of the severe weather and requested that the workers be commended. President Daugherty requested that Mrs. Rapp write a letter to the Public Works Department on Council's behalf commending their work in keeping the streets passable in the Borough.

**POLICE AND PUBLIC SAFETY - JOHN R. HENRY** - (Absent)

#### **FIRE AND WATER - BERNARD J. SMITH**

Mr. Smith said that Council has a copy of Fire Chief Assisi's monthly report for their review. Mr. Smith said that there was a fire at Arrow Cleaners the day after Christmas. Allegheny County has structural engineers that are to survey the damage, which is approximated at \$137,000 in fire loss. Mr. Smith said that the Firemen did a good job with controlling the fire.



**PUBLIC RELATIONS AND RECREATION - MARY KAY BERNHARD**

Mrs. Bernhard is in the process of setting up a meeting with Sylvia from the North Hills School District and Dan Kinross from Ross Township in order to discuss the appropriations for the Sales Tax RAD money. Mrs. Bernhard said that they have approximately \$438.04 to spend.

**REMARKS FROM THE AUDIENCE** - There was no Audience participation.

**UNFINISHED BUSINESS** - There was no unfinished business.

**NEW BUSINESS** - There was no new business.

**AGENDA**

Mr. Wolf recommend Council consider approving the five year Lease renewal with the Eckerd Corporation at 425 Perry Highway. *Motion to approve the Lease made by Mr. Nowark and seconded by Mr. Smith. Motion approved and ordered.*

Council to consider approval of the purchase of Lap Top Computers for the Police Department, from Leftech Computer Services, Inc. In the amount of \$7,122.00. This is a portion of the Grant Money that the Police Department received from the Department of Community and Economic Development through the help of Representative David J. Mayernik. Mr. Wolf said that the Borough had received three other proposals and Leftech Computer Services, Inc. was recommended by both himself and Chief Holtgraver. President Daugherty added that Representative Mayernik had planned to attend this evening's meeting to present a check to the Borough for the Gazebo, but did not make it due to the severe weather.

*Motion made by Mr. Glavin and seconded by Mr. Nowark to accept the proposal from Leftech. Motion approved and ordered through Council.*

*Motion made by Mr. Nowark and seconded by Mr. Smith to appoint Mr. Barry Schell to Ross/West View Emergency Services Authority, for a five year term, through December 31, 2003. Motion approved and ordered by Council.*

*Motion made by Mrs. Bernhard and seconded by Mr. Glavin to appoint Mr. Thomas G. Withereel to the Municipal Authority of the Borough of West View, for a five year term, through December 31, 2003. Motion approved and ordered by Council.*

Appointment to the Municipal Authority of the Borough of West View. This appointment is available to the recent death of Mr. John Keller and will be for the remainder of his term, through December 31, 2000. Mr. Bernard J. Smith recommended Council consider appointing Mr. David R. Glavin.

*Motion to appoint Mr. Glavin was made by Mr. Smith and seconded by Mr. Nowark. Motion approved and ordered by Council.* Council Members congratulated Mr. Glavin on his appointment.

**ANNOUNCEMENTS** - There were no Announcements.

**ADJOURNMENT**

With no further business to come before Council, President Daugherty thanked everyone for attending the meeting. The Meeting adjourned at 8:17 PM.

APPROVED:

*February 10, 1999*  
*[Signature]*  
Kenneth J. Wolf  
Secretary/Manager

*[Signature]*  
Daniel M. Daugherty  
President of Town Council





## BOROUGH OF WEST VIEW

## REGULAR MEETING

FEBRUARY 10, 1999

Minutes of the Regular Meeting of Town Council of the Borough of West View held in Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA 15229, on Wednesday, February 10, 1999. The Meeting was called to order by President Daugherty at 8:00 PM, which was followed by a Moment of Silent Prayer and the Pledge of Allegiance.

Roll Call taken by Kenneth Wolf, Secretary/Manager. Members of Council present were: President Daniel Daugherty, Vice President Mary Kay Bernhard, Joseph Nowark, John R. Henry, and Bernard Smith. Also present were: Secretary/Manager Kenneth Wolf, Solicitor Fred Baxter, Engineer Michael Basista, and Police Chief Charles Holtgraver. Mayor Powell, Council Member Schellhaas, Assistant Secretary Rapp, and Fire Chief Joseph Assisi were not in attendance. There were seven people present in the Audience.

***Motion to approve Minutes of the Regular Meeting of Town Council on January 13, 1999 made by Mr. Henry and seconded by Mrs. Bernhard. Motion approved and ordered.***

***Motion to approve Net Pay and Payroll Withholding in the amount of \$92,694.28 and Payments to Vendors in the amount of \$87,471.35 made by Mr. Nowark and seconded by Mr. Smith. Motion approved and ordered.***

***Motion to approve Payment of Building Fund Expenditures in the amount of \$3,154.18 made by Mr. Nowark and seconded by Mrs. Bernhard. Motion approved and ordered.***

***Motion to approve Payment of Liquid Fuel Expenditures in the amount of \$31,286.81 made by Mr. Henry and seconded by Mr. Smith. Motion approved and ordered.***

## OFFICER'S REPORTS

**MAYOR'S REPORT - RICHARD E. POWELL - (Absent)**

President Daugherty read the Motor Vehicle Code Violation Report for the Month of January, 1999, as follows: Parking Violations (Tickets) - \$250.00; Vehicle Code - Violations/Magistrate - \$1,234.85; Ordinance & Statute Violations/Magistrate - \$444.81; Allegheny County/DUI - \$309.89; and State Shared/Vehicle Code - \$0.00; for the Total Receipts for the month of January totaling \$2,239.55.

**SECRETARY/MANAGER'S REPORT - KENNETH J. WOLF**

Mr. Wolf reported that the Borough would like to advertise for Bids for the possible purchase of the materials only in order to build a Gazebo for the Perry Highway Playground. This matter would be considered by Council at a future meeting, but Mr. Wolf requested permission to advertise this Bid.

***Motion to approve Mr. Wolf's request was made by Mr. Henry and seconded by Mr. Smith. Motion approved and ordered.*** Mr. Wolf requested Council's permission to address Items #1, #2, #3, and #4, if necessary, during the Agenda portion of the Meeting.

**POLICE CHIEF - CHARLES M. HOLTGRAVER - No Report**

**FIRE CHIEF - JOSEPH K. ASSISI - (Absent)**

**SOLICITOR - FRED E. BAXTER** - No Report.

**ENGINEER - MICHAEL BASISTA** - Mr. Basista spoke to the Pennsylvania Department of Environmental Protection regarding the Flow Monitor Report and expects to hear back regarding our Sewer Tap allotment for the Borough of West View by next week. Mr. Basista said that the Borough has received Community Development Block Grant (CDBG) funding in order to pave portions of Lakewood Avenue, Montclair Avenue, and Hempstead Avenue in the Year 1999.

### **COMMITTEE REPORTS**

#### **FINANCE - JOSEPH J. NOWARK**

Wage Tax collection deposits for the month of January totaled \$88,337.81. The Borough's net proceeds were \$44,168.91. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in February.

Our Capital Reserve - UDAG CD in the amount of \$268,000 matured on January 11<sup>th</sup> and it earned interest in the amount of \$1,187.24. We purchased a CD on January 11<sup>th</sup> in the amount of \$269,000 for 31 days to earn interest.

Our General Fund CD in the amount of \$80,000 matured on January 11<sup>th</sup> and it earned interest in the amount of \$365.83. We received our Tax Anticipation Loan proceeds on January 4<sup>th</sup> and purchased a CD in the amount of \$300,000 for 30 days to earn interest.

Our Liquid Fuel CD in the amount of \$83,000 matured on January 22<sup>nd</sup> and it earned interest in the amount of \$350.03. We purchased a CD on January 22<sup>nd</sup> in the amount of \$83,500 for 31 days to earn interest.

Our Building Fund CD in the amount of \$242,000 matured on January 22<sup>nd</sup> and it earned interest in the amount of \$1,020.59. We purchased a CD on January 22<sup>nd</sup> in the amount of \$243,500 for 31 days to earn interest.

Real Estate Tax Collections for the month of January totaled \$3,161.27. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in January.

**PROPERTY AND PURCHASING - ROBERT D. SCHELLHAAS** - (Absent)

#### **POLICE AND PUBLIC SAFETY - JOHN R. HENRY**

Mr. Henry said that the 911 system has been in effect since December of 1998 and emergency calls are being handled for our Residents through Northwest Regional. Most of the bugs with the system have been worked out and the Grand Opening for Northwest will be on February 23, 1999 and Council has been invited to attend. Mr. Henry thanked Chief Holtgraver for his work in helping to standardize the computer system.

Mr. Henry requested Council's permission to activate the Emergency Management Committee in order that they may study preparations for the Year 2000, with Y2K. Mr. Henry requested Mr. Wolf contact Mr. Witherel (Emergency Management Coordinator) to set up a meeting within the next 30 days to discuss preparations. Mr. Henry said that he will supply Council with a Resolution regarding Y2K that they may consider at the next Meeting. Council had no objection to this matter.

#### **FIRE AND WATER - BERNARD J. SMITH**

Mr. Smith reported that the Fire Department has installed a new fire horn, which is completely different from the old fire horn. Mr. Smith commented on the letter received from Fire Marshal Barry Schell regarding his request to install a Fire Lane on Highland off of 2 Columbia. Mr. Smith



feels that this is an excellent idea and requested Council consider approving this under the Agenda.

#### **PUBLIC RELATIONS AND RECREATION - MARY KAY BERNHARD**

Mrs. Bernhard said that Applications for employment are being accepted for the West View Summer Recreation Program and interested College Age Students can apply at the Borough Building. Mrs. Bernhard is working with the School District in hopes of utilizing Martorelli Stadium for the Recreation Program instead of the Elementary School, which worked out very well last year.

#### **REMARKS FROM THE AUDIENCE**

Ms. Pamela Coll from 204 Montclair Avenue addressed Council, saying that last year's Summer Recreation Program at Martorelli Stadium worked out much better than at the School. Ms. Coll also requested Council's opinion regarding the anonymous letter some Residents received regarding Eckerd Drug purchasing property between Highland, Perry, Hempstead, and Chalfonte.

President Daugherty said Council was aware of the anonymous letter and has not received any official notification that Eckerd intends on purchasing these properties. Ms. Coll said that she had called the Borough Office for an explanation and her questions were answered and she was treated very nice.

Mr. Bob Lochner from 808 West View Park Drive spoke to Council regarding the condition of the sidewalks on West View Park Drive during the winter. President Daugherty said that the property owners along West View Park Drive are responsible to clear and maintain their sidewalks, but the Borough would keep an eye on the situation in the future. President Daugherty requested Mr. Lochner call into the Borough if he has a problem walking along the sidewalks.

Mr. Jim Barr from 200 Frankfort Avenue addressed Council to see if they intended on building a storage dome to house the extra salt at the Borough's storage lot. President Daugherty said that the Borough will use the salt during the rest of the winter season and does not plan on building another storage facility.

Mr. Barr said that he felt Council should table their vote on Act 50 until an in depth discussion can be held. President Daugherty said that the Solicitor has been involved with this matter and that Council has all of the pertinent information regarding Act 50 and will consider its possible adoption under the Agenda, as they have a total understanding of the Act. The Borough already adheres to many of the sections in this Act and Residents can call into the Borough with any questions.

Mr. Barr questioned Budget Account Number 410.300 for Other Services and Charges for \$4,000 in the 1999 Budget. Mr. Wolf explained that this item covered Police training expenses, Triangle Pet service, basically items that do not fall under special service or office supplies.

Mr. Barr questioned the progress of the negotiations with Local 416. President Daugherty said that the negotiations had been over and this matter was reported to and approved by Council at the January meeting, which Mr. Barr attended, and that the agreement and the addendum were both accessible to the public.

**UNFINISHED BUSINESS** - There was no unfinished business.

**NEW BUSINESS** - There was no new business.

#### **AGENDA**

Mr. Wolf said the Borough received three proposals and, along with Chief Holtgraver's approval, recommended Council consider approving the \$9,844.34 proposal from Leftech Computer Services, Inc. This is a portion of the grant money received to purchase the Police Administrative Computers.

***Motion to approve the purchase made by Mr. Nowark and seconded by Mr. Smith. Motion***



***approved and ordered.***

Mr. Wolf recommended Council consider approval of the Lease Agreement with Schorr's Bakery for the property located at 433 Perry Highway. This is a five year lease, through December 31, 2003, at \$6 per square foot for 1999 and 2000, \$7 per square foot for 2001, and \$7.25 per square foot for 2002 and 2003, with Mr. Schorr remodeling a portion of the store. ***Motion to approve the Lease Agreement made by Mr. Nowark and seconded by Mr. Henry. Motion approved and ordered.***

Mr. Wolf requested Council consider the three proposals received for the purchase of Police computer lap tops and recommended their acceptance of the proposal from Leftech Computer Services, Inc. in the amount of \$4,748, with \$475 from the Borough through grant money and \$4,273 from Multi Municipality PCCD Grant money. ***Motion to approve the proposal from Leftech made by Mr. Nowark and seconded by Mrs. Bernhard. Motion approved and ordered.***

Mr. Wolf requested Council's permission to advertise to either Bid or piggyback for the purchase of a Crack Sealing Machine. Mr. Wolf believes the cost to would be between \$20,000 - \$30,000, which is appropriated within General Fund and Liquid Fuel Expenditures. ***Motion to approve this request made by Mr. Henry and seconded by Mr. Nowark. Motion approved and ordered.***

President Daugherty read a letter he received from Mr. David R. Glavin. Mr. Glavin officially resigned as a Member of Town Council as of January 14, 1999 in order to serve on the Municipal Authority of the Borough of West View. ***Motion to accept Mr. Glavin's resignation made by Mr. Smith and seconded by Mr. Henry.*** President Daugherty requested the Secretary write a letter to Mr. Glavin, thanking him for his dedicated service to the Borough. With no further discussion, ***Motion approved and ordered.***

Mr. Nowark requested Council consider appointing Mr. Ronald F. George as a Member of Town Council. Mr. Nowark has known Mr. George since 1966 and recommended Mr. George due to his outstanding service as a Life Member and former Chief of the West View Volunteer Fire Department, and as a retired Employee and Crew Leader of the West View Borough Public Works Department. ***Motion to appoint Ronald F. George as a Member of Town Council made by Mr. Nowark and seconded by Mr. Henry. Motion approved and ordered.*** President Daugherty requested the Secretary contact Mr. George by phone and by mail.

***Motion to read Ordinance #1385 by caption only made by Mr. Henry and seconded by Mr. Nowark. Motion approved and ordered.*** President Daugherty read Ordinance #1385 which adopts the Local Taxpayer Bill of Rights, pursuant to Act 50 of 1998. ***Motion to adopt Ordinance #1385 made by Mr. Nowark and seconded by Mr. Henry.*** Mr. Henry said that this Ordinance standardizes and outlines the rights for all Taxpayers and feels that all Taxpayers would appreciate having their rights outlined for them. President Daugherty agreed and added that our Solicitor also agrees to the adoption of this Ordinance. With no further discussion, ***Motion approved and ordered.***

Council to consider an appointment to the Vacancy Board for a one year term, through December 31, 1999. Mr. Thomas G. Witherel is currently serving in this position and is interested in being reappointed. ***Motion to appoint Mr. Thomas G. Witherel made by Mr. Henry and seconded by Mr. Nowark. Motion approved and ordered.***

Council to consider an appointment of a Delegate and an Alternate Delegate for the M.R.M. Workers' Compensation Pooled Trust. Mr. Nowark served as Delegate and Mrs. Bernhard served as Alternate Delegate. ***Motion to appoint Mr. Nowark as Delegate and Mrs. Bernhard Alternate Delegate made by Mr. Smith and seconded by Mr. Henry. Motion approved and ordered.***

Council to consider the Planning Commission recommendation regarding the Subdivision approval of Lot & Block Numbers 217-B-58, 217-B-56 & 217-B-40 (Park Avenue). Mr. Wolf said that the lots have been divided into more favorable sized lots and do comply with all Zoning specifications and does not have a problem with recommending this Subdivision. President Daugherty read the



recommendation from the Planning Commission. ***Motion to approve the Subdivision made by Mr. Nowark and seconded by Mr. Henry. Motion approved and ordered.***

Council to consider a Proposal received from Franus Architectural Associates regarding the design of Council Chambers in the amount of \$14,200. Mr. Wolf feels that this is a fair proposal and this is the Architect who has previously worked with the firm that designed the North Hills School District Chambers, which Council was pleased with. ***Motion to approve this Proposal made by Mr. Henry and seconded by Mr. Nowark. Motion approved and ordered.***

President Daugherty read a letter received from Fire Marshal Schell, which recommends the installation of a "Fire Lane" along Highland Avenue at 2 Columbia Avenue. Vehicles have been parking along this section of roadway, blocking access to the homes located there. Emergency vehicles would not be able to respond and tagging the vehicles has not alleviated the problem. ***Motion to approve the Fire Lane made by Mr. Smith and seconded by Mr. Nowark. Motion approved and ordered.***

Council to consider submitting an application for Grant money in the amount of \$100,000 to the Department of Community and Economic Development through State Representative David J. Mayernik's office in order to purchase a Trolley Type Bus. President Daugherty explained that the Trolley Type Bus would replace our current Senior Citizen Bus, which would be used to take our Seniors shopping and for recreational events. The Trolley would be fashioned after the old #10 Trolley that serviced West View in the past. President Daugherty feels that this Trolley Bus would be a great addition to the Borough, especially with our Centennial in 2005. Motion to approve this application made by Mr. Nowark and seconded by Mrs. Bernhard. Motion approved and ordered.

#### ANNOUNCEMENTS

Mr. Henry congratulated and thanked President Daugherty, Chief Holtgraver, Secretary/Manager Wolf and Representative Mayernik for all of their assistance and commitment in obtaining well over One Million Dollars in Grant money for the years 1998 and 1999 for the Borough of West View.

Mr. Nowark remarked that he felt that the 911 transition went very well. Mr. Henry said that enhanced calls are being taken at the 911 center and the Borough has a new telephone system to accommodate the change over. Mr. Henry said that Northwest was the third center to be in operation and Mr. Henry is very proud of the progress. Chief Holtgraver said that he feels that the 911 service is working out great. President Daugherty thanked everyone involved in the 911 transition for all of their dedication and effort.

#### ADJOURNMENT

With no further business to come before Council, President Daugherty thanked everyone for attending the meeting. The Meeting adjourned at 8:42 PM.

APPROVED: March 10, 1999

  
Kenneth J. Wolf  
Secretary/Manager

  
Daniel M. Daugherty  
President of Town Council





## BOROUGH OF WEST VIEW

### REGULAR MEETING

**MARCH 10, 1999**

Minutes of the Regular Meeting of Town Council of the Borough of West View held in Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA 15229, on Wednesday, March 10, 1999. The Meeting was called to order by President Daugherty at 8:00 PM, which was followed by a Moment of Silent Prayer and the Pledge of Allegiance.

Roll Call taken by Kenneth Wolf, Secretary/Manager. Members of Council present were: President Daniel Daugherty, Vice President Mary Kay Bernhard, Joseph Nowark, John R. Henry, Bernard Smith and Ronald George. Also present were: Secretary/Manager Kenneth Wolf, Solicitor Fred Baxter, Police Chief Charles Holtgraver and Assistant Secretary Rapp. Mayor Powell, Council Member Schellhaas, Engineer Mike Basista, and Fire Chief Joseph Assisi were not in attendance. There were six people present in the Audience.

***Motion to approve Minutes of the Regular Meeting of Town Council on February 10, 1999 made by Mr. Smith and seconded by Mrs. Bernhard. Motion approved and ordered.***

***Motion to approve Net Pay and Payroll Withholding in the amount of \$79,656.39 and Payments to Vendors in the amount of \$48,197.09 made by Mr. Nowark and seconded by Mrs. Bernhard. Motion approved and ordered.***

***Motion to approve Payment of Building Fund Expenditures in the amount of \$3,759.06 made by Mr. Nowark and seconded by Mr. George. Motion approved and ordered.***

***Motion to approve Payment of Liquid Fuel Expenditures in the amount of \$10,597.73 made by Mr. Nowark and seconded by Mr. Smith. Motion approved and ordered.***

President Daugherty recognized Mr. Don Cella of ATD Contracting at 159 Perry Highway, who was in attendance in the Audience. President Daugherty praised Mr. Cella on the fantastic job he has done with remodeling the old Brant Oldsmobile complex at the intersection of Perry Highway and Bellevue Road. President Daugherty said that he wanted to publically thank Mr. Cella on the behalf of Council and the Residents of the Borough of West View.

### OFFICER'S REPORTS

#### **MAYOR'S REPORT - RICHARD E. POWELL - (Absent)**

President Daugherty read the Motor Vehicle Code Violation Report for the Month of February, 1999, as follows:

Parking Violations (Tickets)	\$340.00
Vehicle Code - Violations/Magistrate	\$872.78
Ordinance & Statute Violations/Magistrate	\$738.28
Allegheny County/DUI	\$485.50
State Shared/Vehicle Code	\$ 0.00
Total Receipts for the month of February	\$2,436.56

**SECRETARY/MANAGER'S REPORT - KENNETH J. WOLF**

Mr. Wolf reported that the Borough Auditors will have the 1998 financial report ready for April and Council will consider this Report at the May Meeting of Council. Mr. Wolf advised that Architects from Franus Architectural will be at the Borough Building this week to begin Phase I, which are the sketches necessary for the renovation of Council Chambers. Mr. Wolf would like to address Items #1 through #4 under the Agenda portion of the Meeting if necessary.

**POLICE CHIEF - CHARLES M. HOLTGRAVER** - No Report

**FIRE CHIEF - JOSEPH K. ASSISI** - (Absent)

**SOLICITOR - FRED E. BAXTER**

Solicitor Baxter reported on the letter he sent to Allegheny County Housing (HUD) on the behalf of Council and the Residents of the Borough. The letter addressed the unfairness of having three HUD owned homes within the Borough due to the Borough losing the tax revenue from the homes. HUD is relocating 100 families into 116 Municipalities and taking 3 homes off of the Borough's tax basis is not uniform or fair, especially since the Borough needs the revenues from these homes. Mr. Baxter sent copies of the letter of financial objection to HUD, Congressman Coyne, Senator Specter, and Senator Santorum and will report to Council with any further information he receives regarding this matter.

**ENGINEER - MIKE BASISTA** - (Absent)

**COMMITTEE REPORTS****FINANCE - JOSEPH J. NOWARK**

Wage Tax collection deposits for the month of February totaled \$87,185.81, less \$760.89, which were refunds to Municipalities and Individuals. The Borough's net proceeds were \$43,212.47. These funds were deposited into the General Fund checking account to help offset Borough expenditures in March.

Our Capital Reserve UDAG CD in the amount of \$269,000 matured on February 11<sup>th</sup> and it earned interest in the amount of \$1,085.21. We purchased a CD on February 11<sup>th</sup> in the amount of \$270,000 for 29 days to earn interest.

Our General Fund CD in the amount of \$300,000 matured on February 4<sup>th</sup> and it earned interest in the amount of \$1,171.23. We purchased a CD on February 4<sup>th</sup> in the amount of \$210,000 for 29 days to earn interest.

Our Liquid Fuel Fund CD in the amount of \$83,500 matured on February 22<sup>nd</sup> and it earned interest in the amount of \$336.85. We purchased a CD on February 22<sup>nd</sup> in the amount of \$84,000 for 31 days to earn interest.

Our Building Fund CD in the amount of \$243,500 matured on February 22<sup>nd</sup> and it earned interest in the amount of \$982.33. We purchased a CD on February 22<sup>nd</sup> in the amount of \$245,000 for 31 days to earn interest.

Our Real Estate Tax collections for the month of February totaled \$13,510.71. These funds were deposited into the General Fund checking account to help offset Borough expenditures in February.



**PROPERTY AND PURCHASING - ROBERT D. SCHELLHAAS - (Absent)**

President Daugherty introduced Mr. Ronald F. George, Council Member, to the Audience. President Daugherty explained that Mr. George will be in charge of the Public Works Committee and feels that Mr. George will be an asset to Town Council.

**PUBLIC WORKS - RONALD F. GEORGE**

Mr. George reported that the Road Crew did a very good job with their snow removal efforts during the severe weather over the past few weeks. When the weather has permitted, the Road Crew has been patching potholes and cleaning the streets. Mr. George said that one of our trucks had been out of service, but was repaired under warranty and back in service.

**POLICE AND PUBLIC SAFETY - JOHN R. HENRY**

Mr. Henry recommend Council consider the approval of Resolution #1254 during the Agenda, which addresses the Y2K Plan of Action and the Borough's compliance with Y2K. The Emergency Preparedness Committee will have a meeting on March 22, 1999 to discuss the Plan of Action.

**FIRE AND WATER - BERNARD J. SMITH**

Mr. Smith said that Council has received a copy of Fire Chief Assisi's monthly report to review. Council had approved the Fire Lane on Highland Avenue at the last Meeting and Council Member Smith questioned Chief Holtgraver when the signs and street markings were going to be put up, as he has seen vehicles parked there still. Chief Holtgraver said that the Borough received the signs on March 9<sup>th</sup> and should be put in place by the Public Works Department early next week, weather permitting.

**PUBLIC RELATIONS AND RECREATION - MARY KAY BERNHARD**

Mrs. Bernhard said the Senior Citizen "Winter Blues" Party tickets are on sale at the Borough Building for \$10 each and includes a Buffet Luncheon, entertainment by the North Hills Jazz Band, with Door Prizes and each Senior receiving a live plant. The Party will be at the Firemen's Building on Friday, March 19, 1999.

Mrs. Bernhard said that the Borough has received permission from the North Hills School District to use West View Elementary School for the Borough's Summer Recreation Program, which will begin on June 28<sup>th</sup>. College aged Students may apply at the Borough Building for the Playground Supervisor jobs that will be available through this Program.

President Daugherty asked Mrs. Bernhard how many Seniors normally attend the Senior Blues Party. Mrs. Bernhard said that there is an average of 100 Seniors and has 51 signed up to date.

**REMARKS FROM THE AUDIENCE**

Mr. Jim Barr from 200 Frankfort Avenue expressed his welcome to the new Public Works Chairman and wanted to know if the Public Works Chairman intended on maintaining the section of roadway along Center Avenue between Oakwood Avenue and Mr. Barr's Business on Frankfort Avenue, which Mr. Barr said is the section of roadway owned by Pittsburgh Railway. President Daugherty said that Council has answered this same question many times for Mr. Barr and since Mr. George worked for the Public Works Department for over 30 years, he does know what needs to be done regarding Public Works. President Daugherty then thanked Mr. Barr for addressing Council.

## UNFINISHED BUSINESS

Mr. Henry reported that the Borough has received the traffic study information from PennDot concerning the Wellington Heights traffic problem and will be meeting with the Residents sometime between the next 30 to 60 days to try to resolve this problem. Mr. Henry will keep Council advised concerning the outcome of the Resident Meeting.

## NEW BUSINESS

There was no new business.

## AGENDA

**Item #1** - Mr. Wolf recommended Council accept the General Liability Insurance Proposal from Affolder & Associates in the amount of \$32,590, which is a 4% or \$1,355 decrease over 1998. **Motion to approve this Proposal made by Mr. Nowark and seconded by Mr. George. Motion approved and ordered.**

**Item #2** - Mr. Wolf requested Council's permission to advertise for the sale of our 1995 Ford Crown Victoria Police Cruiser, which has 73,000 miles on it. The new Police Cruiser is due in at the end of the month and Mr. Wolf would like to be able to present Council with the Bid results at the April Meeting of Council. **Motion to approve this request made by Mr. Henry and seconded by Mr. Nowark. Motion approved and ordered.**

**Item #3** - Mr. Wolf said that he has been in contact with Mr. Keith Robb from the Local Government Center in Harrisburg and requested Council's permission to apply for a State Planning Assistance Grant (SPAG), which would reimburse the Borough with 50% of the cost of updating our comprehensive plan and ordinances. **Motion to apply for this Grant made by Mr. Nowark and was seconded by Mrs. Bernhard. Motion was approved and ordered.**

**Item #4** - Council to consider the result of the Bid opening for the materials only / prefabricated Gazebo for the Perry Highway Parklet. Mr. Wolf said that the Borough received two Bids, one from Ken Barrick & Associates in the amount of \$21,850 and one from Vixen Hill in the amount of \$22,550. Though there is a \$700 difference, Mr. Wolf said that Barrick did not follow the specifications for the Gazebo on both size and the materials and recommended Council approving the Bid from Vixen Hill. **Motion to approve the Vixen Hill Bid in the amount of \$22,550 made by Mr. Nowark and seconded by Mr. Henry. Motion approved and ordered.**

**Item #5 - Motion to read Resolution #1253 made by Mr. Smith and seconded by Mr. Nowark. Motion approved and ordered.** President Daugherty read Resolution #1253, which recognized the Community Development Block Grant (CDBG) Program in honor of its 25<sup>th</sup> Year. **Motion to approve Resolution #1253 made by Mr. Nowark and seconded by Mr. Smith. Motion approved and ordered.**

**Item #6 - Motion to read Resolution #1254 made by Mr. Henry and seconded by Mrs. Bernhard. Motion approved and ordered.** President Daugherty read Resolution #1254, which authorizes the Borough of West View to establish a process to develop a Y2K Plan of Action. **Motion to approve Resolution #1254 made by Mr. Henry and seconded by Mr. Nowark.** Question on the Motion from President Daugherty if Mr. Henry had anything to add. Mr. Henry does not feel that Y2K is a national crisis, but feels the Borough needs to be prepared. With no further questions, **Motion approved and ordered.**



**Item #7** - Council to consider a Proposal from Dietz Electronics, Inc. in the amount of \$1,975 for the installation of a security system for the West View Borough Building. Mr. Wolf was very satisfied with the Proposal and recommended Council consider the approval of the Proposal at \$1,975 and the \$20 per month to monitor the system. **Motion to approve this Proposal made by Mr. Nowark and seconded by Mr. Smith. Motion approved and so ordered.** President Daugherty explained that this system is necessary now due to the Building being empty during certain hours and requested Mr. Wolf look into a fire protection system for the Building.

At 8:27 P.M., Council retired for an Executive Session.

At 8:47 P.M., the Meeting resumed.

**Item #8** - Council to consider Consulting Engineers. **Motion made by Mr. Henry, referencing the changing DEP Regulations to appoint Glenn Engineering and Associates Limited and specifically Mr. Robert Zischkau, as the Borough's Engineer. Motion was seconded by Mr. Smith. Motion approved and ordered.**

#### ANNOUNCEMENTS


There were no Announcements.

#### ADJOURNMENT

With no further business to come before Council, President Daugherty thanked everyone for attending the meeting.

The Meeting adjourned at 8:48 PM.

APPROVED:

*April 14, 1999*  
  
 Kenneth J. Wolf  
 Secretary/Manager

  
 Daniel M. Daugherty  
 President of Town Council





## BOROUGH OF WEST VIEW

### REGULAR MEETING

**APRIL 14, 1999**

Minutes of the Regular Meeting of Town Council of the Borough of West View held in Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA 15229, on Wednesday, April 14, 1999. The Meeting was called to order by President Daugherty at 8:00 PM, which was followed by a Moment of Silent Prayer and the Pledge of Allegiance.

Roll Call taken by Kenneth Wolf, Secretary/Manager. Members of Council present were: President Daniel Daugherty, Vice President Mary Kay Bernhard, Joseph Nowark, John R. Henry, Bernard Smith and Ronald George. Also present were: Mayor Richard Powell, Secretary/Manager Kenneth Wolf, Consulting Engineer Robert Zischkau, Police Chief Charles Holtgraver and Assistant Secretary Rapp. Council Member Schellhaas, Solicitor Baxter, and Fire Chief Joseph Assisi were not in attendance. There were seven people present in the Audience.

***Motion to approve Minutes of the Regular Meeting of Town Council on March 10, 1999 made by Mrs. Bernhard and seconded by Mr. Henry. Motion approved and ordered.***

***Motion to approve Net Pay and Payroll Withholding in the amount of \$84,440.58 and Payments to Vendors in the amount of \$90,541.63 made by Mr. Nowark and seconded by Mr. George. Motion approved and ordered.***

***Motion to approve Payment of Building Fund Expenditures in the amount of \$5,283.47 made by Mr. Nowark and seconded by Mr. Smith. Motion approved and ordered.***

***Motion to approve Payment of Liquid Fuel Expenditures in the amount of \$8,108.31 made by Mr. Nowark and seconded by Mr. George. Motion approved and ordered.***

### OFFICER'S REPORTS

#### **MAYOR'S REPORT - RICHARD E. POWELL**

Mayor Powell read the Motor Vehicle Code Violation Report for the Month of March, 1999, as follows:

Parking Violations (Tickets)	\$240.00
Vehicle Code - Violations/Magistrate	\$970.15
Ordinance & Statute Violations/Magistrate	\$914.06
Allegheny County/DUI	\$442.02
State Shared/Vehicle Code	\$ 0.00
Total Receipts for the month of March	\$2,566.23

The Mayor reported that the Police Complaints for March totaled 288. There was 1 harassment arrest, 3 for criminal mischief, 1 burglary arrest, 2 arrests for theft, 2 for stolen property. There was 1 escape arrest, 3 arrests for disorderly conduct, 2 public drunkenness arrests, 1 arrest for underage drinking, and 2 driving while intoxicated arrests.

There were 57 parking tickets issued with 21 by Police and 46 by Special Police. There were 14 non-traffic citations issued, 29 traffic citations, 9 parking citations and 1 Borough Ordinance citation issued. The total citations issued in March were 53.

#### **SECRETARY/MANAGER'S REPORT - KENNETH J. WOLF**

Mr. Wolf reported that the 1998 Borough Audit is completed and has been distributed to Council for their review, prior to their considering it for adoption at the May Meeting of Council. Mr. Wolf requested Council contact him with any questions they may have regarding the Audit.

#### **POLICE CHIEF - CHARLES M. HOLTGRAVER**

Chief Holtgraver said that Council will consider the adoption of Resolution #1255 under the Agenda portion of the Meeting. Chief Holtgraver recommended the passage of this Resolution, which will authorize the Borough to file an application through the Pennsylvania Department of Transportation Highway Safety Equipment to obtain grant money in the amount of 100% of the cost to purchase a new Intoxalyzer for the Police Department.

**FIRE CHIEF - JOSEPH K. ASSISI** - (Absent)

**SOLICITOR - FRED E. BAXTER** - (Absent - Out of Town)

#### **ENGINEER - ROBERT E. ZISCHKAU**

Mr. Zischkau reported that he has submitted the written information regarding grant money for CD Year 25 to the North Hills Council of Governments, who will be receiving Bids in May. Mr. Zischkau thanked Council for allowing him and his company to work for Council.

### **COMMITTEE REPORTS**

#### **FINANCE - JOSEPH J. NOWARK**

Wage Tax collection deposits for the month of March totaled \$38,431.20, less \$2,432.70, which were refunds to Municipalities and Individuals. The Borough's net proceeds were \$17,999.26. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in April.

Our Capital Reserve - UDAG CD in the amount of \$270,000 matured on March 12<sup>th</sup> and it earned interest in the amount of \$997.52. We purchased a CD on March 12<sup>th</sup> in the amount of \$271,000 for 31 days to earn interest.

Our General Fund CD in the amount of \$210,000 matured on March 5<sup>th</sup> and it earned interest in the amount of \$792.53. We purchased a CD on March 5<sup>th</sup> in the amount of \$150,000 for 31 days to earn interest.

Our Liquid Fuel CD in the amount of \$84,000 matured on March 25<sup>th</sup> and it earned interest in the amount of \$331.74. We purchased a CD on March 25<sup>th</sup> in the amount of \$84,500 for 29 days to earn interest.

Our Building Fund CD in the amount of \$245,000 matured on March 25<sup>th</sup> and it earned interest in the amount of \$967.58. We purchased a CD on March 25<sup>th</sup> in the amount of \$251,000 for 29 days to earn interest.

Our Real Estate Tax Collections for the month of March totaled \$5,503.83. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in March.



**PROPERTY AND PURCHASING - ROBERT D. SCHELLHAAS** - (Absent due to illness)

**PUBLIC WORKS - RONALD F. GEORGE**

Mr. George reported that this is probably the busiest season for the Public Works Department. They have been patching holes, sweeping the streets, cleaning the playgrounds and are getting Bronx Field ready for the ball season. State Pipe Sewer Company has been out twice, working along with the Public Works Crew, flushing and using the camera on sewer pipes.

President Daugherty asked when Mr. George was going to prioritize the streets for the Borough's paving project. Mr. George plans on meeting with Mr. Wolf sometime next week to prepare a paving street list. Hopefully, we will be able to bid this project in time for the June Meeting. The Mayor added that Hempstead Avenue and Lakewood Avenue are in dire need of repair.

**POLICE AND PUBLIC SAFETY - JOHN R. HENRY**

Mr. Henry reported on the first Emergency Management Y2K Meeting, which had 100% representative attendance. There is a second Meeting scheduled for this week and Mr. Henry will keep Council advised on the Y2K progress.

A Meeting was held with Borough Residents regarding the proposed changes in the Wellington Heights traffic patterns, due to a Resident Petition. There were 35 to 40 Residents in attendance and, after presenting all of the different traffic restriction options to the Residents, the majority of the Residents opposed any restriction of traffic patterns. The Borough will be erecting temporary traffic signs to help deter traffic during rush hour times.

**FIRE AND WATER - BERNARD J. SMITH**

Mr. Smith said that Council has received a copy of Fire Chief Assisi's monthly report to review. The Borough had a quiet month, which is very fortunate. The Fire Department had a few minor calls and a few false alarms.

**PUBLIC RELATIONS AND RECREATION - MARY KAY BERNHARD**

Mrs. Bernhard said that the Borough is still accepting applications for Summer Help for the Playground Program. Interested College-aged Students can apply at the Borough Building during regular Business hours.

Mrs. Bernhard accepted a check in the amount of \$55,651 from Municipal Risk Management for Workers' Compensation Pooled Trust on the behalf of the Borough of West View at a recent Conference. The Borough has been a Member of MRM for seven years and was able to receive such a large check due to the Borough having very careful Employees.

**REMARKS FROM THE AUDIENCE**

There was no Audience participation.

**UNFINISHED BUSINESS**

Mr. Wolf said that Council has received a copy of the Structural Report regarding Arrow Cleaners, for their review. Mr. Wolf has been in touch with the Borough Solicitor regarding this matter and will have a recommendation for Council in the near future.

Mr. Wolf said Franus Architectural will have the sketches of Council Chambers within two weeks. The Property Purchasing Committee will review the sketches and preliminary plans. President Daugherty Council, in order to save time, if they had any problems with the Property and

Purchasing Committee reviewing the sketches and proceeding with the Architects. There was no objection from Council regarding this matter.

Mayor Powell asked if there has been any progress with the Company that is in charge of paving the Kmart parking lot, as it is in terrible shape and the Borough has received numerous complaints. Mr. Wolf said a representative of the paving company that has been hired to pave this parking lot was in the Borough today and Kmart's lot should be paved in the near future.

### NEW BUSINESS

President Daugherty requested Council's permission to investigate the possibility of increasing the monthly pension benefits for our non-uniformed employees that are currently receiving pensions from the Borough. Mr. Daugherty said that they have not received an increase in their pension amount in years and feels that this should be looked into. **Motion made by Mr. Nowark and seconded by Mr. Henry to pursue this matter. Motion was approved and ordered by Council.** Mr. George abstained from the vote. Mr. Wolf will look into this matter and report to Council at the next Meeting.

### AGENDA

**Item #1** - Council to consider a recommendation from the Planning Commission regarding 525 Perry Highway. President Daugherty read the Planning Commission's recommendation for this convenience store / gas station for Council. Mr. Henry commended the Developers of this store for their willingness in cooperating with the Residents and Council on this matter. **Motion made by Mr. Nowark and seconded by Mr. Henry to approve the Commission's recommendation.** President Daugherty questioned the Developers when they intended on beginning this project. The Developers responded that they would begin within the month. With no further questions, **Motion approved and ordered.**

**Item #2** - **Motion from Mr. Nowark and seconded by Mr. Henry for President Daugherty to read Resolution #1255. Motion approved and ordered.** President Daugherty read Resolution #1255 which authorizes a Proper Agent (Kenneth J. Wolf) to execute all required forms and documents for the purpose of filing application in order to obtain financial assistance. This Resolution is regarding the 100% funding for a new Police Intoxalyzer. **Motion to approve Resolution #1255 made by Mr. Nowark and seconded by Mr. Smith. Motion approved and ordered.**

**Item #3** - Council to consider two appointments to the Police and General Pension Retirement Board, for a four year term, through April 13, 2003. Mr. Robert Schellhaas and Mr. William DeTrude are both currently serving and are interested in being re-appointed. **Motion to appoint Mr. Schellhaas and Mr. DeTrude made by Mr. George and seconded by Mr. Smith. Motion approved and ordered.** Both appointees will be notified by mail by the Borough.

**Item #4** - Council to consider the Bid Opening Results for the "As Is" sale of the 1995 Ford Police Cruiser. The Borough received two Bids, one in the amount of \$5,000 from a Mr. James Miller, Jr. and \$3,889 from Chicago Motors, Inc. **Motion to approve the \$5,000 Bid from Mr. Miller made by Mr. Henry and seconded by Mr. Nowark.** Mr. Henry added that Mr. Miller is not the Borough's Constable Miller. **Motion was approved and ordered.**

**Item #5** - Council to consider the Proposal received regarding the Fire Alarm System for the first floor of the Borough Building. The cost would be \$3,925, plus \$20 per month for monitoring, through Dietz Electronics Inc. **Motion to approve this proposal made by Mr. Henry and seconded by Mr. George.** Question on the Motion from President Daugherty if the panel could be expanded to monitor the new Council Chambers, when finished. Mr. Wolf said that the panel could be expanded to monitor the second floor of the Borough Building. With their questions, **Motion approved and ordered.**



**Item #6** - Council to consider a Proposal from Anderson Maintenance and Construction for the excavation, concrete, and landscaping for the Gazebo on Perry Highway. ***Motion to approve the \$3,800 quote made by Mr. Nowark and seconded by Mr. Smith.*** Mr. Henry questioned where the Gazebo will be placed in the Playground. Mr. Wolf said that the Gazebo will be located near the front of the Playground. With no further questions, ***Motion was approved and ordered.***

**Item #7** - Council to consider a Proposal from Kimco Construction for the electrical work and erection of the Gazebo. ***Motion to approve the \$2,800 quote made by Mr. Nowark and seconded by Mr. George.*** Mr. Nowark asked if Mr. Wolf is satisfied with this quote, to which he said he was. With no further questions, ***Motion approved and ordered.*** Mr. Wolf said that the Gazebo materials are in but the copper necessary is not. The preparations can begin now for the Gazebo.

### ANNOUNCEMENTS


There were no Announcements.


### ADJOURNMENT

With no further business to come before Council, President Daugherty thanked everyone for attending the meeting.

The Meeting adjourned at 8:27 PM.

APPROVED: May 12, 1999

  
Kenneth J. Wolf  
Secretary/Manager

  
Daniel M. Daugherty  
President of Town Council





**BOROUGH OF WEST VIEW****REGULAR MEETING****MAY 12, 1999**

Minutes of the Regular Meeting of Town Council of the Borough of West View held in Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA 15229, on Wednesday, May 12, 1999. The Meeting was called to order by President Daugherty at 8:00 PM, which was followed by a Moment of Silent Prayer and the Pledge of Allegiance.

Roll Call taken by Kenneth Wolf, Secretary/Manager. Members of Council present were: President Daniel Daugherty, Vice President Mary Kay Bernhard, Joseph Nowark, John R. Henry, Bernard Smith and Ronald George. Also present were: Mayor Richard Powell, Secretary/Manager Kenneth Wolf, Solicitor Fred Baxter, Consulting Engineer Robert Zischkau, Police Chief Charles Holtgraver and Assistant Secretary Rapp. Fire Chief Joseph Assisi was not in attendance. There were eleven people present in the Audience.

***Motion to approve Minutes of the Regular Meeting of Town Council on April 14, 1999 made by Mr. Smith and seconded by Mr. George. Motion approved and ordered.***

***Motion to approve Net Pay and Payroll Withholding in the amount of \$117,250.59 and Payments to Vendors in the amount of \$74,187.80 made by Mr. Nowark and seconded by Mrs. Bernhard. Motion approved and ordered.***

***Motion to approve Payment of Building Fund Expenditures in the amount of \$7,643.83 made by Mr. Nowark and seconded by Mrs. Bernhard. Motion approved and ordered.***

***Motion to approve Payment of Liquid Fuel Expenditures in the amount of \$6,675.15 made by Mr. Nowark and seconded by Mr. Smith. Motion approved and ordered.***

**OFFICER'S REPORTS****MAYOR'S REPORT - RICHARD E. POWELL**

Mayor Powell read the Motor Vehicle Code Violation Report for the Month of April, 1999, as follows:

Parking Violations (Tickets)	\$380.00
Vehicle Code - Violations/Magistrate	\$1,580.98
Ordinance & Statute Violations/Magistrate	\$1,155.65
Allegheny County/DUI	\$128.50
State Shared/Vehicle Code	\$ 0.00
Total Receipts for the month of April	\$3,245.13

The Mayor reported that 76 parking tickets were issued, with 29 from the Police and 47 from the Special Police. There were 4 non-traffic citations issued, 92 traffic citations, 17 parking citations, and 7 Borough Ordinance citations issued for a total of 120 citations being issued for the month of April.

**SECRETARY/MANAGER'S REPORT - KENNETH J. WOLF**

Mr. Wolf said the Borough received \$2,345 Recycling Grant from the Department of Environmental Protection, based on the 1997 Tonnages that were recycled within the Borough.

Mr. Wolf addressed two notices the Borough received from the Allegheny League of Municipalities. One notice concerned Federal CDBG reductions. The other notice concerned major future reductions in PURTA revenues, which is the Public Utility Realty Tax Act. Mr. Wolf requested that the Borough send letters to the Federal Legislators regarding the CDBG and send letters to the Governor and Local House and Senate Legislators regarding PURTA, stating that the Borough opposes any reductions. ***Motion to recommend the sending of the letters made by Mr. Smith and seconded by Mr. Nowark. Motion approved and ordered.*** President Daugherty requested the letters be sent as soon as possible.

Mr. Wolf advised Council regarding a notice received from the Department of Economic Development of Allegheny County concerning CDBG Block Grants. The Borough need not take any action if they choose to remain in the Block Grant Program. If the Borough chooses to opt out of the Program, there would be no way to apply for Grant money unless the Borough would go through State Programs. Mr. Wolf recommends the Borough remain a participant in the Program and Council agreed.

**POLICE CHIEF - CHARLES M. HOLTGRAVER**

Chief Holtgraver reported that the Borough's new Police Cruiser is in and is now being equipped to be put into service within the next few weeks. The Motorcycle has been in service and the Chief is very pleased with how good it has been working out on Patrols. Economically wise, it is excellent on gas, using 4 gallons of gas in 4 days of patrol throughout the Borough.

**FIRE CHIEF - JOSEPH K. ASSISI - (Absent)****SOLICITOR - FRED E. BAXTER**

Solicitor Baxter addressed Council regarding the Structural Engineer Report that was provided to Council, which reported on the Arrow Cleaners Building on Perry Highway. This entire structure had been damaged as a result of a fire in December of 1998 and is in a bad state of repair. This property has been chronically tax delinquent for years and the current owners do not have property insurance on this structure for the needed repairs. Mr. Baxter has been in contact with the Lien Holder, who is the GLS Corporation. The Solicitor requested Council consider declaring this building as a public nuisance and dangerous. ***Motion to declare the property a public nuisance and dangerous made by Mr. Henry and seconded by Mr. Nowark. Motion approved and so ordered.***

**CONSULTING ENGINEER - ROBERT E. ZISCHKAU**

Mr. Zischkau introduced Mr. David Gilliland from the staff of Glenn Engineering, who may be attending Borough Meetings in Mr. Zischkau's absence.

Mr. Zischkau reported on the CD Year 25 Street Reconstruction Program, which has been advertised through the North Hills Council of Governments and they will be opening the Bids on Tuesday, May 18, 1999. Council will be able to consider the Bid results at the June meeting of Council.

Mr. Zischkau said that applications for Community Development for CD Year 26 are due at



the Council of Governments by the end of the month and Mr. Zischkau will work with the Borough Manager to have the applications submitted in time.

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## **COMMITTEE REPORTS**

### **FINANCE - JOSEPH J. NOWARK**

Wage Tax collection deposits for the month of April totaled \$239,253.60, less \$4,906.59, which were refunds to Municipalities and Individuals. The Borough's net proceeds were \$117,173.51. These funds were deposited into the General Fund Checking account to help offset Borough expenditures in May.

Our Capital Reserve - UDAG CD in the amount of \$271,000 matured on April 12<sup>th</sup> and it earned interest in the amount of \$1,070.26. We purchased a CD on April 12<sup>th</sup> in the amount of \$272,000 for 31 days to earn interest.

Our General Fund CD in the amount of \$150,000 matured on April 5<sup>th</sup> and it earned interest in the amount of \$592.39. We purchased a CD on April 5<sup>th</sup> in the amount of \$75,000 for 30 days to earn interest.

We received our Liquid Fuel Fund 1999 Allocation on April 7<sup>th</sup> in the amount of \$113,929.90, which was invested in a CD for 15 days to earn interest. Our 2 CD's in the amount of \$198,429.90 matured on April 23<sup>rd</sup> and they earned interest in the amount of \$523.34. We purchased a CD on April 23<sup>rd</sup> in the amount of \$199,000 for 31 days to earn interest.

Our Building Fund CD in the amount of \$251,000 matured on April 23<sup>rd</sup> and it earned interest in the amount of \$927.32. We purchased a CD on April 23<sup>rd</sup> in the amount of \$252,000 for 31 days to earn interest.

### **PUBLIC WORKS - RONALD F. GEORGE**

Mr. George reported that the Public Works Department has been very busy, especially with the recent clean up after the April storms. They have been working on Bronx Field, getting the field ready for Summer Softball and were getting the Parklets ready for the Children. Mr. George, Mr. DeTrude, and Mr. Wolf toured the Borough for the proposed Summer Paving Program and still needs to take measurements of the streets to be paved.

The Public Works Department was also busy making reparations on a sanitary sewer that had collapsed last week on Kenyon Avenue.

Mr. Nowark questioned Mr. George on when the Gazebo would be opened. Mr. Wolf answered for Mr. George, as the landscaper has just finished pouring the final cement pad. The benches have to be finished, the structure needs to be stained, and the Parklet needs to be reorganized prior to the Gazebo opening, which should be within three weeks.

### **POLICE AND PUBLIC SAFETY - JOHN R. HENRY**

Mr. Henry reported that the Emergency Management Committee has continued to meet to discuss the Emergency Management Plan and/or Y2K preparations and everything seems to be progressing well.

Emergency Management is looking into the possibility of purchasing a new generator, as the current generator is over 15 years old and needs upgrading in order to handle the needs of the Borough Building. The Borough is looking into Grant funding for the

**FIRE AND WATER - BERNARD J. SMITH**

Mr. Smith said that everyone on Council had received a copy of the Fire Chief's monthly report, submitted for their review.

Mr. Smith had spoken with the Borough Manager, the Police Chief and the Fire Chief regarding some Residents who have been open burning in the Borough. The Fire Department had responded to open burning fire calls. Mr. Smith said that Allegheny County mandated that there is to be no burning and the Borough is in compliance with the County. Mr. Smith said that fires are not permitted and recommended that Council consider revising the current County mandate pertaining to open burning to stop burning in the Borough. Mr. Smith recommended Council to consider passing an Ordinance pertaining to this matter.

***Motion was made by Mr. Henry and seconded by Mr. Nowark pertaining to Mr. Smith's recommendation.*** Question on the Motion by President Daugherty if the Borough Manager will work with the Solicitor to have an Ordinance ready for the next meeting of Council. Mr. Wolf said that he has forwarded information onto the Solicitor for his review and they are working along with the Fire Chief. With no further questions, ***Motion approved and ordered.***

**PUBLIC RELATIONS AND RECREATION - MARY KAY BERNHARD**

Mrs. Bernhard reported that she has been working on the Summer Recreation Program which will be at West View Elementary School, running from June 28<sup>th</sup> through August 20<sup>th</sup> from 9AM until 3PM on Monday through Friday. The notice will be sent home through West View Elementary and St. Athanasius to provide all information to the Parents.

The Mayor added that the Veteran's of Foreign Wars Post #2754's Annual Memorial Day Parade will be held on Monday, May 31, 1999 at 10 AM.

**REMARKS FROM THE AUDIENCE**

Mr. Larry Karl from 146 Clairmont Avenue addressed Council regarding the poor condition of the alley behind his home. The neighbors there have been having problems with this alley, particularly when there is a hard rain and Mr. Karl requested Council's help in getting this alley paved.

President Daugherty said that the Borough Manager will meet with Mr. George to look at this alley and will also contact Ross Township's Manager regarding this matter, as this alley is maintained by both Ross and West View. Hopefully they will be able to work out an agreement to have this alley paved as soon as possible.

President Daugherty thanked Mr. Karl for addressing Council on this matter and advised Mr. Karl that Mr. Wolf will keep in contact with Mr. Karl regarding this situation. Mr. Karl thanked Council for their assistance.

Mr. Jim Barr from 200 Frankfort Avenue questioned Council regarding having tee shirts made with the Police motorcycle on the shirts, he questioned how yellow lines were painted in the Borough, and the questioned the notices for the rate increase for sewage. President Daugherty answered Mr. Barr's questions. President Daugherty thanked Mr. Barr for addressing Council.



## UNFINISHED BUSINESS

There was no Unfinished Business.

## NEW BUSINESS

There was no New Business.

## AGENDA

**Item #1** - Council to consider a Resolution #1256. *Motion made by Mr. Nowark and seconded by Mrs. Bernhard to read the Resolution. Motion approved and ordered.*

President Daugherty read the Resolution, which is in conjunction with the Allegheny County Boroughs Association Resolution #1 of 1999, urging restraint in State and Federal lawmaking and policy setting where changes result in funding mandates for Local Governments. *Motion made by Mr. Nowark and seconded by Mr. Smith to approve Resolution #1256. Motion approved and ordered.*

**Item #2** - *Motion from Mr. Henry and seconded by Mr. George to approve the 1998 Borough Audit. Motion approved and ordered.* Mr. Henry commended the Borough Office on the fine job they had done on the preparation for this Audit.

## ANNOUNCEMENTS


There were no Announcements.

## ADJOURNMENT

With no further business to come before Council, President Daugherty thanked everyone for attending the meeting.

The Meeting adjourned at 8:37 PM.

APPROVED:

*June 9, 1999*  
  
Kenneth J. Wolf  
Secretary/Manager

  
Daniel M. Daugherty  
President of Town Council



## BOROUGH OF WEST VIEW

### REGULAR MEETING

**JUNE 9, 1999**

Minutes of the Regular Meeting of Town Council of the Borough of West View held in Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA 15229, on Wednesday, June 9, 1999. The Meeting was called to order by President Daugherty at 8:00 PM, which was followed by a Moment of Silent Prayer and the Pledge of Allegiance.

Roll Call taken by Kenneth Wolf, Secretary/Manager. Members of Council present were: President Daniel Daugherty, Vice President Mary Kay Bernhard, Joseph Nowark, John R. Henry, Bernard Smith and Ronald George. Also present were: Mayor Richard Powell, Secretary/Manager Kenneth Wolf, Solicitor Fred Baxter, Consulting Engineer David Gilliland, Police Chief Charles Holtgraver and Assistant Secretary Rapp. Fire Chief Joseph Assisi and Consulting Engineer Robert Zischkau were not in attendance. There were nineteen people present in the Audience.

***Motion to approve Minutes of the Regular Meeting of Town Council on May 12, 1999 made by Mr. Nowark and seconded by Mr. Henry. Motion approved and ordered.***

***Motion to approve Net Pay and Payroll Withholding in the amount of \$79,363.61 and Payments to Vendors in the amount of \$99,693.33 made by Mr. Nowark and seconded by Mr. Smith. Motion approved and ordered.***

***Motion to approve Payment of Building Fund Expenditures in the amount of \$2,043.15 made by Mrs. Bernhard and seconded by Mr. George. Motion approved and ordered.***

***Motion to approved Payment of Capital Reserve UDAG Expenditures in the amount of \$25,000.00 made by Mr. Nowark and seconded by Mr. Smith. Motion approved and ordered.***

***Motion to approve Payment of Liquid Fuel Expenditures in the amount of \$5,384.82 made by Mr. Nowark and seconded by Mr. George. Motion approved and ordered.***

### OFFICER'S REPORTS

#### **MAYOR'S REPORT - RICHARD E. POWELL**

Mayor Powell read the Motor Vehicle Code Violation Report for the Month of May, 1999, as follows:

Parking Violations (Tickets)	\$285.00
Vehicle Code - Violations/Magistrate	\$1,392.19
Ordinance & Statute Violations/Magistrate	\$659.63
Allegheny County/DUI	\$276.84



State Shared/Vehicle Code  
Total Receipts for the month of May

\$ 0.00  
\$2,613.66

The Mayor reported that 44 parking tickets were issued, with 4 from the Police and 40 from the Special Police. There were 9 non-traffic citations issued, 98 traffic citations, 12 parking citations, and 1 Borough Ordinance citations issued.

The Mayor read a letter he had received from Police Chief Charles Holtgraver, which detailed the incidents that occurred on May 14, 1999 during the Manhunt of Frank Weber. Chief Holtgraver commended the actions of Sergeant Anthony Pusateri and Officer Todd Towne, whom he credited with saving the life of Mr. Weber's Ex-Wife, a Borough Resident.

Mayor Powell presented Lieutenant Tenes with a Commendation, which he accepted on the behalf of the Ross Township Police Department for their assistance in the Manhunt.

Lt. Tenes was applauded by Council and the Audience.

Mayor Powell recommended Council consider the Permanent Full Time Status of Officer Joseph Connolly, who has successfully completed his probation period with the West View Police Department. This item will be considered under the Agenda.

Mayor Powell commended the following departments for their assistance during the Manhunt, with the commendations to be mailed to each department: Avalon Police, Bellevue Police, Ohio Township Police, Kilbuck Police, Franklin Park Police, McCandless Police, Coraopolis Police, Allegheny County Police, Pennsylvania State Police - Helicopter Division and Uniformed Officers, the Salvation Army, Northwest Regional Dispatch Center, the Federal Bureau of Investigation, and Ross/West View Emergency Services Authority.

#### **SECRETARY/MANAGER'S REPORT - KENNETH J. WOLF**

Mr. Wolf reported to Council regarding the fines that were imposed against the Property Owner of 605 Perry Highway. The Closing on the property finally went through and the Closing Agent collected over \$6,000 from the former Property Owner. This entire matter took over 2 ½ years to finally collect the fines.

Mr. Wolf advised Council regarding the negotiations of two Lease renewals. Allegheny County will be notified that the Lease for Magistrate Devlin's office will expire on December 31, 1999 and Mr. Wolf has been contacted by PNC Bank to begin negotiations. PNC's Lease does not expire until November 30, 2000, but they are requesting an early negotiation for a five year term, with a five year option.

#### **POLICE CHIEF - CHARLES M. HOLTGRAVER**

Chief Holtgraver reported that the Department had received many letters, e-mails, and thank you cards, as well as gifts of food, from Residents in the Borough, in thanks for the excellent job the Police had done with the Manhunt. Chief Holtgraver commended all of those who assisted the West View Police in this matter.

President Daugherty added that he felt there was no doubt that, if not for the efforts of Sergeant Pusateri and Officer Towne, Mr. Weber's Ex-Wife would have been Mr.

Weber's next homicide victim. Chief Holtgraver felt that the Ex-Wife is alive today because of both Officers and commended their actions.

**FIRE CHIEF - JOSEPH K. ASSISI** - (Absent)

**SOLICITOR - FRED E. BAXTER**

Solicitor Baxter had no report for Council.

**CONSULTING ENGINEER - ROBERT E. ZISCHKAU** - (Absent)

In Mr. Zischkau's absence, Mr. David Gilliland was in attendance to recommend the approval of the results of the North Hills Council of Governments Bid for the Contract 99-1, the reconstruction of Lakewood Avenue, Montclair Avenue, and Hempstead Avenue. Mr. Gilliland said the low bid came in from A. Folino Construction in the amount of \$56,597.00. This matter will be considered by Council under the Agenda. Mr. Gilliland's firm has worked with A. Folino in the past and feels that this is a reputable Company.

### **COMMITTEE REPORTS**

**FINANCE - JOSEPH J. NOWARK**

Wage Tax collection deposits for the month of May totaled \$94,430.46, less \$1,116.59, which were refunds to Municipalities and Individuals. The Borough's net proceeds were \$46,656.94. These funds were deposited into the General Fund Checking account to help offset Borough expenditures in June.

Our Capital Reserve UDAG CD in the amount of \$272,000 matured on May 13<sup>th</sup> and it earned interest in the amount of \$1,060.35. We purchased a CD on May 13<sup>th</sup> in the amount of \$273,000 for 29 days to earn interest.

Our General Fund CD in the amount of \$75,000 matured on May 5<sup>th</sup> and it earned interest in the amount of \$283.56. We purchased a CD on May 5<sup>th</sup> in the amount of \$90,000 for 29 days to earn interest.

Our Liquid Fuel CD in the amount of \$199,000 matured on May 24<sup>th</sup> and it earned interest in the amount of \$774.08. We purchased a CD on May 24<sup>th</sup> in the amount of \$199,500 for 36 days to earn interest.

Our Building Fund CD in the amount of \$252,000 matured on May 24<sup>th</sup> and it earned interest in the amount of \$980.24. We purchased a CD on May 24<sup>th</sup> in the amount of \$253,000 for 36 days to earn interest.

**PUBLIC WORKS - RONALD F. GEORGE**

Mr. George reported that the Public Works Department has been busy patching holes and cutting grass throughout the Borough. The streets that are to be paved have been measured by the Crew.

Mr. George said that Bill DeTrude, Joe Assisi, Larry Toia, Mark Scheller, George Guenther, and Rich Rapp attended a one day class for safety for shoring and excavation.

Four Summer Employees have been hired to cut grass, paint lines, and clean the shopping center and they are Mark Scheller, Jr., Kevin Kircher (both of whom worked here last year), William Cummings, and John Froehlich. They will be paid \$5.50 per hour and they start on June 21<sup>st</sup>.

The Gazebo still needs an electrical inspection prior to the Gazebo opening to the Public.

#### **POLICE AND PUBLIC SAFETY - JOHN R. HENRY**

Mr. Henry reported that the Emergency Management Committee has been meeting to have the Borough ready for Y2K and Mr. Henry will keep Council posted on the progress.

#### **FIRE AND WATER - BERNARD J. SMITH**

Mr. Smith said that everyone on Council had received a copy of the Fire Chief's monthly report, submitted for their review. We have been very fortunate with limited fire calls in the Borough.

Mr. Smith said the Borough Solicitor is working on the open burning Ordinance in the Borough, but has nothing for Council to consider at this time.

Mr. Wolf added that he has been working along with the Solicitor regarding this Ordinance, which needs to be studied very well before any action is taken.

#### **PUBLIC RELATIONS AND RECREATION - MARY KAY BERNHARD**

Mrs. Bernhard reported that the Summer Recreation Program will be at West View Elementary School, from June 28<sup>th</sup> through August 20<sup>th</sup> from 9AM until 3PM on Monday through Friday. The notice will be sent home through West View Elementary and St. Athanasius to provide all information to the Parents.

The Program lasts 8 weeks and the Supervisors have already been hired.

#### **REMARKS FROM THE AUDIENCE**

Mr. Josh Joswiak of 144 Clairmont Avenue addressed Council to check on the progress of getting Sciotta Alley paved. President Daugherty said that the Borough Manager had contacted Commissioner Dan Kinross of Ross Township, proposing a joint venture to pave this alley, which is a street owned ½ by Ross and ½ by West View.

President Daugherty said that Mr. Wolf will contact Mr. Joswiak to keep him updated on the progress and thanked him for addressing Council.

Mr. Barr from 200 Frankfort Avenue questioned Council regarding the Borough's List of Bills, specifically two Invoices paid to the Borough Solicitor for services rendered.

President Daugherty said that he did not have the breakdown of the Invoice in front of him so he could not answer specific expenditures. President Daugherty advised Mr. Barr to contact Mr. Wolf during Regular Business Hours in order to see the breakdown of expenditures.



Mr. Wolf added that the two invoices included services paid for the Ballon Case, for the HUD situation, for the Tax Anticipation Loan, for a Long Term Disability case for one of our Police Officers and had other items within the invoices that Mr. Wolf did not remember without having the invoice in hand.

Mr. Barr wanted to Council to be aware of the amount that was spent on the Borough Solicitor. President Daugherty said that Council is aware of all expenditures and again advised Mr. Barr to contact the Borough Manager at the Office with any questions regarding expenditures, as the Borough Manager has all of the information needed at the Office. President Daugherty thanked Mr. Barr for addressing Council.

Mr. Ron Towers and Mrs. Donna Towers of 4 Vassar Avenue addressed Council, requesting more Police coverage of the intersection of Vassar Avenue and Stanford Avenue, as they feel that many people are speeding and not stopping for the stop sign. Mr. & Mrs. Towers are not happy with what they referred to as the lack of diplomacy by some of our Police Officers concerning a specific incident and do not feel that they are getting enough Police protection. Mr. Towers said he has spoken to the Mayor regarding this problem as the incident involved Sergeant Pusateri's son.

Chief Holtgraver said that his Officer's have been advised to keep a log of each time they cover this intersection repeatedly and that he is investigating the incident that the Tower's referred to.

Mr. Towers offered to video the intersection since he feels that no Officer has been at the intersection since he was personally arrested for an incident where he had confronted a driver with a shovel. Mrs. Towers presented Council with two letters regarding the intersection in question.

The Mayor added that Officer Connolly had sat for over an hour at this intersection only yesterday and caught no violators. The Mayor said that Officers cannot possibly sit at one intersection and not patrol the rest of the Borough, but added that the Police Chief has been working on the matter regarding the Tower's complaint. The Mayor said that he had explained this entire matter to Mrs. Towers in his office only yesterday.

President Daugherty said that the entire matter would be looked into and thanked Mr. & Mrs. Towers for addressing Council.

Mr. Ron Towers of 419 Highland Avenue addressed Council to request that the Borough cite the Atkins property at the corner of Lehigh and Georgetown, as their weeds and grass are high and they also have a Boat parked in the alley which is leaning on the fence and on the sidewalk. President Daugherty said that the Borough Manager will check into the property maintenance, as the Borough has had many problems with this property over the years. President Daugherty asked Mr. Towers to contact the Police Chief regarding the problem with the Boat.

Mr. Towers wanted to know why a Resident could not have a recreational fire in the Borough, as he was cited by an Officer for having a fire at his home. Police Chief Holtgraver said that Mr. Towers was cited because he was burning building materials, which is not permitted.

Mr. Towers said that he is not happy with the Officer that cited him and is considering

litigation over the Officer's comments and presented a letter to the Police Chief that was written by his child. President Daugherty thanked Mr. Towers for addressing Council.

Mr. Kevin McCann from 443 Highland Avenue asked how to get a copy of the Borough Ordinances. President Daugherty said that to purchase an Ordinance Book would cost over \$175 per copy and it would be easier for Mr. McCann to contact the Borough Office with any questions pertaining to Ordinances rather than purchase a Code Book. President Daugherty thanked Mr. McCann for addressing Council.

### **UNFINISHED BUSINESS**

There was no Unfinished Business.

### **NEW BUSINESS**

There was no New Business.

### **AGENDA**

Mayor Powell presented Official Commendations to Sergeant Anthony J. Pusateri and to Officer Todd J. Towne for their heroic and dedicated actions displayed during the May 14<sup>th</sup> Manhunt. The Officers were applauded by Council and the Audience.

President Daugherty thanked both Officers on Council's behalf for their commendable actions.

**Item #1** - Council to consider the appointment of a Council Member to fill the unexpired term of Council Member Robert D. Schellhaas, through December 31, 1999. Mr. Nowark recommended Barry G. Schell, noting his many years of dedicated service to the Borough, especially as a Fire fighter, as Borough Electrician, as a Board Member of Ross/West View EMSA, and as Fire Marshal.

***Motion from Mr. Nowark to appoint Barry G. Schell as Council Member was seconded by Mr. George. Motion approved and ordered.***

Mayor Richard Powell officially swore in Mr. Barry G. Schell as a Member of Town Council.

Council Member Schell took his seat on Council, as President Daugherty explained that Mr. Schell will Chair the Property and Purchasing Committee. President Daugherty welcomed Mr. Schell and commended his dedication to the Community over the years.

**Item #2** - Council to consider the approval of the North Hills Council of Government's Bid received from the Low Bidder, A. Folino Construction, Inc., in the total amount of \$56,697 for the reconstruction of Montclair, Lakewood, and Hempstead Avenues.

***Motion made by Mr. Nowark and seconded by Mr. George. Motion approved and ordered.***

**Item #3** - Council to consider the approval of the Bid received for the Borough's 1999 Paving Project. President Daugherty said the streets to be paved are Lakewood Avenue from Highland to Chalfonte and from Chalfonte to Waverly, Park Avenue from



Center Avenue to Frankfort Avenue, and Yale Avenue from Carlisle Avenue to the Dead End.

***Motion from Mr. Henry and seconded by Mr. Nowark to approve the Bid received from the Low Bidder, Wine Construction, in the total amount of \$71,347.60 for the 1999 Borough Paving Project.*** Question on the Motion from Mr. Smith regarding the streets to be paved, which was answered by President Daugherty. With no further questions, ***Motion approved and ordered.***

***Item #4 - Motion to approve \$8,974 in order to pave Kenyon Avenue from Harvard Avenue to Vassar Avenue.*** The Borough portion of this shared cost with Ross Township would be \$4,500. Mr. Wolf recommended Council consider approving this payment, as the road is in bad shape and the Borough has shared the cost in the past with Ross Township. ***Motion approved and so ordered.***

***Item #5 -*** Council to consider accepting a \$100,000 Grant from the Pennsylvania Department of Community and Economic Development for a Trolley Style Bus. President Daugherty explained that this funding would be used to purchase a Trolley Style Bus to replace the old Senior Citizen Bus and would be in the style of the 10F West View Trolley. ***Motion to accept the Grant made by Mr. Nowark and seconded by Mr. Smith. Motion approved and ordered.***

***Item #6 -*** Council to consider having the Police Department apply for a D.A.R.E. Grant in the amount of \$5,155. Police Chief Holtgraver explained that the application for the Grant was prepared by Officer Fromlak. The Borough had received Grant money in the past for the D.A.R.E. Program, which covers all expenditures for the Program and the Program has been well accepted by the Children in the Borough. ***Motion to approve applying for the Grant made by Mr. Henry and seconded by Mr. Nowark. Motion approved and ordered.***

President Daugherty reminded Council that the entire Third Grade of West View Elementary School will be visiting the Borough Office on Tuesday, May 15<sup>th</sup>.

***Item #7 -*** Council to consider the re-approval of the Planning Commission's recommendation regarding the Subdivision Approval of Lot & Block Numbers 217-B-58, 217-B-56, and 217-B-40 (Park Avenue). Mr. Wolf explained that Council had approved this Subdivision in the past but the Applicant had not filed the paperwork in a timely manner with the County and Allegheny County requested Council approve this Subdivision again.

***Motion to re-approve the Subdivision made by Mr. Nowark and seconded by Mrs. Bernhard. Motion approved and ordered.***

***Item #8 -*** Council to consider two appointments to the Planning Commission, both for a four year term, through May 31, 2003. Ms. Kimberly Steele and Mr. William Aguglia are currently serving on the Commission and are interested in being re-appointed.

***Motion to appoint Kimberly Steele and William Aguglia made by Mrs. Bernhard and seconded by Mr. Nowark. Motion approved and ordered by Council.***

***Item #9 -*** Council to consider the past practice payment of both salary and benefits for Officer Bruce Fromlak, who has been called to Active Duty in the Air National Guard due to Kosovo. Mr. Wolf said that Council had approved a similar practice in 1991 for



the Persian Gulf War and requested Council consider approval of this past practice, as he has been federally activated. The Borough would make up the difference in Officer Fromlak's salary and continue his benefits for a six month period. The Borough will have a Deputy from the Allegheny County Sheriff's Office fill in for Officer Fromlak, at no expense to the Borough.

***Motion to approve the pay and benefit supplement for six months, to be reevaluated in six months if necessary, made by Mr. Henry and seconded by Mr. Nowark. Motion approved and ordered.***

***Item #10*** - Council to consider approving Joseph Connolly as a Permanent Full Time Officer, effective July 1, 1999, after the successful completion of his probationary period. Police Chief Holtgraver recommended Council consider approving Joseph Connolly, as he feels he is a good Officer. Mayor Powell added that Officer Connolly resides within the Borough.

***Motion to approve made by Mr. Smith and seconded by Mr. Nowark. Motion approved and ordered.***

#### **ANNOUNCEMENTS**

President Daugherty read a letter received from Mr. Barry G. Schell, in which he officially resigned as Chairman of the Ross/West View Emergency Services Authority, due to his appointment as a Member of Town Council. Mr. Schell thanked Council for the opportunity to serve on the Authority and offered his future assistance with any problems or emergencies.

***Motion to accept the resignation made by Mr. Smith and seconded by Mr. Nowark.*** President Daugherty thanked Mr. Schell on Council's behalf for his outstanding and dedicated service while serving on the Authority.

With no further comments, ***Motion approved and ordered.***

#### **ADJOURNMENT**

With no further business to come before Council, President Daugherty said that the problems that were brought to Council during the Meeting will be addressed and President Daugherty thanked everyone for attending the Meeting. The Meeting adjourned at 8:57 PM.

APPROVED:

*July 14, 1999*  
*Kenneth J. Wolf*

Kenneth J. Wolf  
Secretary/Manager

*Daniel M. Daugherty*

Daniel M. Daugherty  
President of Town Council

## BOROUGH OF WEST VIEW

### REGULAR MEETING

**JULY 14, 1999**

Minutes of the Regular Meeting of Town Council of the Borough of West View held in Council Chambers of the Municipal Building, 441 Perry Highway, Pittsburgh, PA 15229, on Wednesday, July 14, 1999. The Meeting was called to order by President Daugherty at 8:01 PM, which was followed by a Moment of Silent Prayer and the Pledge of Allegiance. There were 7 people attending in the Audience.

Roll Call taken by Kenneth Wolf, Secretary/Manager. Members of Council present were: President Daniel Daugherty, Vice President Mary Kay Bernhard, Joseph Nowark, Bernard Smith, Ronald George and Barry Schell. Also present were: Mayor Richard Powell, Secretary/Manager Kenneth Wolf, Solicitor Fred Baxter, Consulting Engineer Robert Zischkau, Police Chief Charles Holtgraver and Assistant Treasurer Cathy Mann. Council Member John R. Henry, Fire Chief Joseph Assisi and Asst. Sec. Rapp were absent.

***Motion to approve Minutes of the Regular Meeting of Town Council on June 9, 1999 made by Mr. Smith and seconded by Mr. Schell. Motion approved and ordered.***

***Motion to approve Net Pay and Payroll Withholding in the amount of \$81,598.35 and Payments to Vendors in the amount of \$136,035.63 made by Mr. Schell and seconded by Mr. George. Motion approved and ordered.***

***Motion to approve Payment of Building Fund Expenditures in the amount of \$10,411.65 made by Mr. Smith and seconded by Mr. Schell. Motion approved and ordered.***

***Motion to approve Payment of Liquid Fuel Expenditures in the amount of \$5,384.98 made by Mrs. Bernhard and seconded by Mr. Smith. Motion approved and ordered.***

### OFFICER'S REPORTS

#### **MAYOR'S REPORT - RICHARD E. POWELL**

Mayor Powell read the Motor Vehicle Code Violation Report for the Month of June 1999, as follows:

Parking Violations (Tickets)	\$520.00
Vehicle Code - Violations/Magistrate	\$1,204.90
Ordinance & Statute Violations/Magistrate	\$6,186.20
Allegheny County/DUI	\$443.60
State Shared/Vehicle Code	\$2,726.86
Total Receipts for the month of June	\$11,081.56

The Mayor reported that 98 parking tickets were issued, with 36 from the Police and 62 from the Special Police. There were 11 non-traffic citations issued, 49 traffic citations, 3 parking citations, for a total of 63 Citations being issued in June of 1999.

The Mayor read a letter that Police Chief Holtgraver had received from Don & Diane



Depp of 300 William Street regarding their recent break in. The Depp's commended the actions of Sergeant James Simmons and Officer Douglas Drwal, along with the entire West View Borough Police Department, not only for their professionalism, care, and concern, but for the apprehension of the thieves.

#### **SECRETARY/MANAGER'S REPORT - KENNETH J. WOLF**

Mr. Wolf reported to Council regarding the Pension Board Meeting that was held on July 1, 1999. Council has received a recommendation regarding this matter from the Borough's actuaries, Mockenhaupt and Associates. An increase in the monthly benefits for Non-Uniformed General Municipal Employees has been computed for current retirees. A COLA increase from January 1, 1999 of \$150 per month per retiree has been recommended for Council's consideration. Should Council choose to consider this recommendation, it would be done as an Ordinance at the next Meeting of Council, under the Agenda. Mr. Wolf could see no problem with this matter, as it has been nine years since an increase had been considered.

Mr. Wolf advised Council regarding a proposal received from Mr. Zischkau about the paving of Sciota Alley and advised Council of the figures for the project cost provided by Ross Township. Sciota Alley is a shared Alley, half owned by Ross and half by West View and the cost of paving this Alley will be shared by both Communities, but there are differences in the proposals received. Mr. Wolf will have to pursue this matter further with the Borough Consulting Engineer and with Ross Township and will report back to Council with his findings.

Mr. Wolf reported to Council on a meeting that was held of the Building Committee for Northwest 911. The Committee has recommended not relocating to the Airport, as it was not feasible due to the cost, and staying with the original Ohio Township site.

Mr. Wolf reported that the North Hills Council of Governments is looking into the possibility of going in on a franchise agreement and audit for Cable TV service. Mr. Wolf is still looking into this matter, as the Borough's current TCI agreement does not expire until October of 2002. Mr. Wolf will report back to Council with further information at the August Meeting.

#### **POLICE CHIEF - CHARLES M. HOLTGRAVER**

Chief Holtgraver commented on the Depp Letter, adding that Shaler Township has charged the same thieves with ten burglaries that were committed within their Township. Chief Holtgraver said the Officers did an outstanding job and the Chief will make a recommendation of commendation at a later time.

President Daugherty added that Mr. & Mrs. Depp had stopped to see him to express their thanks and appreciation.

#### **FIRE CHIEF - JOSEPH K. ASSISI - (Absent)**

#### **SOLICITOR - FRED E. BAXTER**

Solicitor Baxter addressed Council regarding a letter he had received from the Law Firm representing GLS. GLS had purchased delinquent tax liens throughout Allegheny County and they are currently involved in a class action law suit. They would like the Borough to support them in their sale of tax liens. Solicitor Baxter feels that this matter has nothing to do with the Borough, as the Borough has no interest in this

matter, and recommends that Council turn down their request. ***Motion to approve this recommendation made by Mr. Nowark and seconded by Mr. Smith. Motion approved and ordered by Council.***

President Daugherty questioned Solicitor Baxter regarding the Arrow Cleaners Property. Solicitor Baxter is sending a letter to the Attorney representing the Guiden Estate (Property Owner) to notify them that the property has been declared a nuisance and will be torn down within a certain period of time.

**CONSULTING ENGINEER - ROBERT E. ZISCHKAU**

Mr. Zischkau reported that the Paving Project through the North Hills Council of Governments has been tentatively scheduled to start during the first week of August. The Storm Sewer Reconstruction Project at Stanford, between Harvard and Kenyon, is going through the Bid process through the North Hills Council of Governments Bids for this Project will be received on August 17<sup>th</sup> and Mr. Zischkau will report to Council on this matter at a later date.

Mr. Zischkau addressed the differences in his proposal and Ross Township's proposal regarding Sciota Alley.

Mr. Zischkau would like to review and possibly update the Borough's Ordinance regarding Storm Water Management to adhere to changes through Allegheny County.

**COMMITTEE REPORTS**

**FINANCE - JOSEPH J. NOWARK**

Wage Tax collection deposits for the month of June totaled \$18,410.93, less \$710.26, which were refunds to Municipalities and Individuals. The Borough's net proceeds were \$8,850.34. These funds were deposited into the General Fund Checking account to help offset Borough expenditures in July.

Our Capital Reserve - UDAG CD in the amount of \$273,000 matured on June 11<sup>th</sup> and it earned interest in the amount of \$991.25. We purchased a CD on June 11<sup>th</sup> in the amount of \$274,000 for 32 days to earn interest.

Our General Fund CD in the amount of \$90,000 matured on June 3<sup>rd</sup> and it earned interest in the amount of \$326.78. We purchased a CD on June 3<sup>rd</sup> in the amount of \$80,000 for 29 days to earn interest.

Our Liquid Fuel CD in the amount of \$199,500 matured on June 29<sup>th</sup> and it earned interest in the amount of \$901.51. We purchased a CD on June 29<sup>th</sup> in the amount of \$200,500 for 30 days to earn interest.

Our Building Fund CD in the amount of \$253,000 matured on June 29<sup>th</sup> and it earned interest in the amount of \$1,142.86. We purchased a CD on June 29<sup>th</sup> in the amount of \$254,000 for 30 days to earn interest.

**PROPERTY AND PURCHASING - BARRY G. SCHELL**

Mr. Schell reported to Council regarding a meeting that was held with the Architects

that are working on the plans for Council Chambers. The plans are progressing with no problems.

#### **PUBLIC WORKS - RONALD F. GEORGE**

The Public Works Department has been cutting grass, sweeping streets, and have also been painting lines throughout the Borough. The Men installed 904 feet of retaining wall along Center Avenue, with the cost of materials being \$903. Mr. George said the Men did a fine job with this retaining wall.

Mr. George said the Gazebo is finished and the Borough's 1999 Paving Project is scheduled to begin during the 1<sup>st</sup> week of August.

#### **POLICE AND PUBLIC SAFETY - JOHN R. HENRY - (Absent)**

#### **FIRE AND WATER - BERNARD J. SMITH**

Mr. Smith said that Council has received a copy of the Fire Chief's Monthly Report, with very few calls and a few false alarms. On Sunday, the Fire Department responded to the Giant Eagle, as part of their ceiling had collapsed due to water damage from the roof. It was necessary to close the store until around Noon on Monday.

Mr. Smith recommended Council consider donating \$2,000 towards the Firemen's Convention, which is donated annually. ***Motion from Mr. Nowark and seconded by Mrs. Bernhard to approve the \$2,000 donation. Motion approved and ordered.*** Mr. Schell and Mr. George abstained from the Motion.

Mr. Smith said that himself, Mr. Wolf, Mr. Schell, and Fire Chief Assisi met with the Borough Solicitor regarding the Open Burning Ordinance. An Ordinance has been prepared by the Solicitor and is currently under review. Mr. Smith is hoping to have the Ordinance prepared by the August Meeting, for Council's consideration.

#### **PUBLIC RELATIONS AND RECREATION - MARY KAY BERNHARD**

Mrs. Bernhard said that 40 to 45 Children have been attending the Summer Recreation Program, which is held at West View Elementary School daily, Monday through Friday. The Children attend two field trips weekly, held on Tuesday and Thursday. Everything has been going very well with the Program and on Monday, the Humane Society will be presenting a Program for the Children and will be bringing Animals to show the Children.

Mrs. Bernhard is in the process of planning the Fall Trip for the Senior Citizens and is also working on the Halloween Parade.

#### **REMARKS FROM THE AUDIENCE**

Mr. Jim Barr from 200 Frankfort Avenue questioned Council on where the money will come from to conduct the two paving projects. President Daugherty said that the Lakewood, Hempstead, and Montclair Paving Project will be paid for from Grant Money and the 1999 Paving Project paid for out of the General Fund.

Mrs. Donna Towers of 4 Vassar Avenue addressed Council to thank the Police Chief for all of his help with the speeders and the stop sign at their intersection.



Mrs. Towers asked if recreational fires are permitted. Chief Holtgraver said that the Borough adheres to the County Laws concerning burning. Mr. Wolf added that the County Law specifies that there will be no fires within 10 foot of any structure.

### **UNFINISHED BUSINESS**

There was no Unfinished Business.

### **NEW BUSINESS**

There was no New Business.

### **AGENDA**

**Item #1** - Council to consider the appointment to the Ross/West View Emergency Medical Services Authority, through December 31, 2003, which is the unexpired term of Mr. Barry Schell. Mr. Barry Schell recommended Mr. Gary Punzak for this appointment.

***Motion from Mr. Schell to appoint Gary Punzak and Motion was seconded by Mr. George. Motion approved and ordered.***

**Item #2** - Council to consider two appointments to the Recreation Board, each for a five year term, through June 30, 2004. Mr. George Rademacher and Mrs. Marilou Barkschat are currently serving and are interested in being re-appointed.

***Motion from Mr. Nowark, which was seconded by Mr. Schell to appoint Mr. George Rademacher and Mrs. Marilou Barkschat. Motion approved and ordered.***

**Item #3** - Council to consider the re-approval of the Planning Commission's recommendation regarding the Subdivision approval of 209 Perry Highway (Lot & Block Number 280-F-307). Mr. Wolf explained that this is the property to the left of McDonald's and the Planning Commission recommended the Subdivision to be one 200 foot lot. This would need to be re-assigned.

***Motion to approve the recommendation made by Mr. Schell and seconded by Mrs. Bernhard. Motion approved and ordered.***

**Item #4** - Council to consider participating with AT&T Wireless Service - Safe School Program, for the 1999-2000 School Year. Chief Holtgraver explained that this Program is available for Cellular Telephones for the School Guards to carry on the job through AT&T, at no cost to the Borough.

***Motion to approve participation in this Program made by Mr. Nowark and seconded by Mr. Smith. Motion approved and ordered.***

**Item #5** - Council to consider retaining a Consultant, Professional Service Industries, who is certified in Asbestos Removal, concerning the removal of the floor tile in Council Chambers, per their proposal. President Daugherty recommended that his matter be put into the hands of trained Professionals. ***Motion made by Mr. Schell and seconded by Mr. Nowark. Motion was approved and ordered.***

**Item #6** - ***Motion to draw up an Ordinance concerning the COLA increase for the current Retirees of the Non-Uniformed General Pension Plan made by Mrs. Bernhard and seconded by Mr. Schell. Motion approved and ordered.*** Council

104  
Member George abstained from the vote.

**Item #7 - Motion to propose an Agreement to Ross Township in order to pave Sciota Alley and repair the drainage if necessary made by Mr. Schell and seconded by Mr. Nowark. Motion approved and ordered.**

#### ANNOUNCEMENTS

Mayor Richard E. Powell read a Commendation for Mr. Barry G. Schell. Mr. Schell was commended for his dedicated service to the Ross/West View Emergency Medical Service Authority since September 3, 1979. The Mayor presented Mr. Schell with the Commendation and Mr. Schell was applauded by all.

President Daugherty explained that Mr. Schell has been an extremely dedicated Resident of the Borough, serving as Borough Electrician, Fire Marshal, as a Member of Ross/West View EMSA, and as a Life Member of the Fire Department. Mr. Schell donated his vacation time in order to erect the Borough's Christmas decorations and President Daugherty thanked Mr. Schell for his service to the Borough over the years.

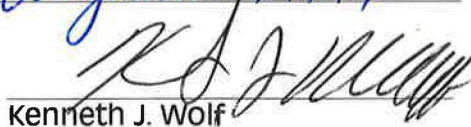
#### ADJOURNMENT

With no further business to come before Council, President Daugherty thanked everyone for attending the Meeting. The Meeting adjourned at 8:37 PM.

President Daugherty introduced State Representative David J. Mayernik who had just arrived. President Daugherty detailed all of the Grant Money that Representative Mayernik has been able to bring into the Borough over the years and thanked him on behalf of the Community and Council. Representative Mayernik was applauded by those in attendance.

Representative Mayernik presented the Mayor and Council with Mock Checks totaling \$100,000 in State Grant Money, with \$70,000 for the Police Department for the purchase of firearms, computers, and a Motorcycle and \$30,000 for the purchase of the Gazebo on Perry Highway. Representative Mayernik has obtained grant money to be used in the purchase of a Trolley Type Bus and he estimates that he has brought close to one Million Dollars in Grant money into the Borough.

APPROVED:

August 11, 1999  
  
Kenneth J. Wolf  
Secretary/Manager

  
Daniel M. Daugherty  
President of Town Council

## BOROUGH OF WEST VIEW

## REGULAR MEETING

AUGUST 11, 1999

Minutes of the Regular Meeting of Town Council of the Borough of West View held in Council Chambers of the Municipal Building at 441 Perry Highway, Pittsburgh, PA, 15229, on Wednesday, August 11, 1999. The Meeting was called to order at 8:00 P.M. by President Daugherty, followed by a Moment of Silent Prayer and the Pledge of Allegiance to the Flag. There were seven people in attendance in the Audience.

Roll Call was taken by Kenneth Wolf, Secretary/Manager. Members of Council present were: President Daniel Daugherty, Vice President Mary Kay Bernhard, John Henry, Bernard Smith, Ronald George, and Barry Schell. Also present were: Mayor Richard Powell, Secretary/Manager Kenneth Wolf, Glenn Engineering - Dave Gilliland, Police Chief Charles Holtgraver, and Assistant Secretary Patricia Rapp. Absent were: Council Member Joseph Nowark, Solicitor Fred Baxter, and Fire Chief Joseph Assisi.

*Motion to approve the Minutes of the Regular Meeting of Town Council on July 14, 1999 made by Mr. Henry and seconded by Mr. Smith. Motion approved and ordered.*

*Motion to approve Payment of General Fund Expenditures for Net Pay and Payroll Withholding in the amount of \$78,981.55 and Payments to Vendors in the amount of \$63,369.23 made by Mr. Smith and seconded by Mr. Schell. Motion approved and ordered.*

*Motion to approve Payment of Building Fund Expenditures in the amount of \$3,896.76 made by Mrs. Bernhard and seconded by Mr. Smith. Motion approved and ordered.*

*Motion to approve Payment of Liquid Fuel Expenditures in the amount of \$5,381.82 made by Mr. Smith and seconded by Mr. Henry. Motion approved and ordered.*

## OFFICER'S REPORTS

## MAYOR'S REPORT - MAYOR RICHARD E. POWELL

Mayor Powell read the Motor Vehicle Code Violation Report for the Month of July as follows:

Motor Vehicle Code Violations -	
Parking Violations (Tickets) -----	\$ 290.00
Vehicle Code Violations / Magistrate -----	\$ 863.44
Ordinance & Statute Violations / Magistrate -	\$ 460.99
Allegheny County / DUI -----	\$ 921.67
State Shared Vehicle Code -----	\$ 0.00
Total Receipts for July 1999 -----	\$2,536.10



The Mayor reported that 54 Parking Tickets were issued, with 25 by the Police and 29 by the Special Police. There were 7 Non-Traffic Citations issued, with 50 Traffic Citations, 19 Parking Citations, for a total of 76 Citations issued in July of 1999.

Mayor Powell said that the West View Police Department has received \$2,500 in D.A.R.E. money from a Kmart-sponsored Go Kart Driving Safety Program for Children that was held over the weekend. More than 400 Children participated in this Program, along with Officers from our Police Department.

**SECRETARY/MANAGER - KENNETH J. WOLF**

Mr. Wolf reported that it will be necessary to relocate the Meetings of Town Council during the Council Chambers construction period. Mr. Wolf recommended the Meetings be held at the #3 Fire Hall on Perry Highway during the months of October, November, and December and will advertise accordingly, with Council's permission.

*Motion to approve this recommendation made by Mr. Schell and seconded by Mr. Smith. Motion approved and ordered.*

Mr. Wolf addressed Council regarding a Release and Assumption of Liability for Worker's Compensation for the Allegheny County Sheriff C. Scott McCarthy, who has been assisting while Officer Fromlak is overseas with the National Guard. The County has requested the Borough approve this Release for the Deputy while he is on duty at the Borough. Mr. Wolf had no problem with approving the Release, which is a new procedure through the County.

*Motion to approve this Release made by Mr. Henry and seconded by Mr. Smith, contingent upon review and approval of the Borough Solicitor. Motion approved and ordered.*

**CHIEF OF POLICE - CHARLES M. HOLTGRAVER**

Police Chief Holtgraver embellished on the Mayor's Report regarding the Kmart Go Kart Program for Children. Kmart's D.A.R.E. Program had set up a Race Track and donated \$5.00 to the Borough of West View's D.A.R.E. Program for each Child that participated in their Program. All of the Police Officers that attended the Program donated their time and the Chief thanked the Officers that participated.

**FIRE CHIEF - JOSEPH K. ASSISI - (Absent)**

**SOLICITOR - FRED E. BAXTER - (Absent)**

**ENGINEER - GLENN ENGINEERING - DAVID GILLILAND**

Mr. Gilliland said that a written report has been provided to Council and they are currently working on CD Year 25 with A. Folino Construction, Inc. The North Hills Council of Governments will be holding the Stanford Avenue Storm Sewer and Road Reconstruction Bid Opening on August 17<sup>th</sup> and Council will be furnished with the results of this Bid.

Mayor Powell questioned Mr. Gilliland when the Lakewood, Hempstead, and Montclair Avenue

Project would begin. Mr. Gilliland said it should be paved within the next few weeks.

## COMMITTEE REPORTS

### FINANCE - JOSEPH J. NOWARK - (Absent)

### PROPERTY AND PURCHASING - BARRY G. SCHELL

Mr. Schell requested Council consider authorizing the Architect to proceed with the Bidding for the remodeling of Council Chambers. *Motion for this authorization made by Mr. Schell and seconded by Mr. Henry. Motion approved and ordered.*

### PUBLIC WORKS - RONALD F. GEORGE

Mr. George reported that the Road Crew has been patching potholes throughout the Borough and had a lot to clean up after the recent Storm. Mr. George reported that the new Gazebo's roof was damaged when the Storm brought down a limb on the roof. The Road Crew cleaned up a lot of downed limbs from roadways due to the Storm's 75MPH winds.

Mr. George said that the Pavers are due to begin the 1999 Paving Program during the last week of August and also reported that both Kenyon Avenue and Sciotta Alley will be paved due to West View and Ross Township splitting the cost to pave these shared streets.

### FIRE AND WATER - BERNARD J. SMITH

Mr. Smith reported that Council has received a copy of the Fire Chief's monthly report, for their review. Mr. Smith also reported on the Firemen's Convention that was taking place during this week.

### PUBLIC RELATIONS AND RECREATION - MARY KAY BERNHARD

Mrs. Bernhard reported that the Summer Recreation Program is going very well and will continue through August 20<sup>th</sup>. The Children are doing Recreation on the School Yard and take two Field Trips each week.

Mrs. Bernhard said that she is working on the plans for the Senior Citizen Fall Trip and will provide Council with all of the details as soon as they are finalized.

### POLICE AND PUBLIC SAFETY - JOHN R. HENRY

Mr. Henry reported that Northwest Regional Communications will not relocate their operations at the Airport Site, but will relocate to Ohio Township from McCandless Township when the site is available in the Year 2001. The Board felt that the Ohio Township site was more economically feasible.

Mr. Henry thanked Council for the Commendation he received for his 21 Years of Dedicated Service with Ross / West View Emergency Medical Services Authority.

## REMARKS FROM THE AUDIENCE

Mr. Jim Barr from 200 Frankfort Avenue questioned Council on what was the legal cost to the Borough regarding the Ballon Property. President Daugherty advised Mr. Barr that the information is available to him at the Borough Administrative Office during Regular Business Hours and said that he had told Mr. Barr at the June Meeting of Council to go to the Borough Office to get this information. Mr. Barr expressed his concern regarding branches overhanging a section of Schwitter Avenue. President Daugherty advised Mr. Barr that the trees in question are in Ross Township, which would be their responsibility and the Borough was aware that Ross Township has been notified of this situation. President Daugherty thanked Mr. Barr for addressing Council.

## UNFINISHED BUSINESS

There was no Unfinished Business.

## NEW BUSINESS

There was no New Business.

## AGENDA

*Item #1 - Motion to read Caption only of Ordinance #1386 made by Mr. Henry and seconded by Mrs. Bernhard. Motion approved and ordered.*

President Daugherty read Ordinance #1386, which is an Ordinance amending the Non-Uniformed Municipal Employee's Pension Plan of the Borough of West View (Ordinance #1344).

*Motion to approved Ordinance #1386 made by Mr. Henry and seconded by Mr. Smith. Motion approved and ordered. Mr. George abstained from the Vote.*

*Item #2 - Motion to read Resolution #1257 made by Mr. Henry and seconded by Mrs. Bernhard. Motion approved and ordered.*

President Daugherty read Resolution #1257, which is a Resolution declaring certain properties (Old Arrow Cleaners Building @ 465-467-469 Perry Highway) located within the Borough of West View as slums and blight.

*Motion to approve Resolution #1257 made by Mr. Henry and seconded by Mr. Smith. Motion approved and ordered.*

*Item #3 and Item #4 - Motion to read Resolution #1258 and Resolution #1259 made by Mr. Henry and seconded by Mr. Smith. Motion approved and ordered.*

President Daugherty read Resolution #1258 and Resolution #1259, which are Resolutions authorizing the filing of an application for funds with Allegheny County Department of Economic Development (Year 26). (Demolition of nuisance and dangerous structures / declared by Council / 465-467-469 Perry Highway / 18 Glenmore Avenue)



*Motion to approve Resolution #1258 and Resolution #1259 made by Mr. Henry and seconded by Mr. Smith. Motion approved and ordered.*

Item #5 - *Motion to read Resolution #1260 made by Mr. Schell and seconded by Mr. George. Motion approved and ordered.*

President Daugherty read Resolution #1260 which authorizes the filing of an application for funds with the Allegheny County Department of Economic Development (Year 26). (Lakewood Avenue - Sanitary Sewer Relocation / Replacement and Storm Separation)

*Motion to approve Resolution #1260 made by Mr. Schell and seconded by Mr. Smith. Motion approved and ordered.*

Item #6 - *Motion to read Resolution #1261 made by Mr. Smith and seconded by Mr. Schell. Motion approved and ordered.*

President Daugherty read Resolution #1261, which endorses the North Hills Council of Governments as an agent to coordinate Municipal efforts regarding Cable TV.

*Motion to approve Resolution #1261 made by Mr. Schell and seconded by Mr. George. Motion approved and ordered.*

Item #7 - Council to consider an appointment of a Fire Marshal, due to the resignation of Mr. Barry G. Schell. President Daugherty read the letter of resignation received from Mr. Schell. *Motion to accept Mr. Schell's resignation, with regrets, made by Mr. Henry and seconded by Mr. George. Motion approved and ordered.* President Daugherty thanked Mr. Schell for his years of dedicated service to the Borough as Fire Marshal.

President Daugherty read a letter from Fire Chief Assisi, which recommended Council consider appointing Mr. Chuck Kovac as Fire Marshal.

*Motion to appoint Mr. Chuck Kovac as Fire Marshal for the Borough of West View made by Mr. Schell and seconded by Mr. Smith. Motion approved and ordered.*

President Daugherty requested the Secretary notify Mr. Kovac of his appointment.

Item #8 - Council to consider a letter of resignation from Ms. Beth Lazzara from the Civil Service Commission, due to her relocation out of the Borough. President Daugherty read the letter from Ms. Lazzara.

*Motion to accept the letter of resignation made by Mr. Henry and seconded by Mr. Schell. Motion approved and ordered.* Council is to take the matter of an appointment under consideration.

Item #9 - Council to consider an appointment to the Zoning Hearing Board, for a three-year term, through August 1, 2002. Mr. Ronald Papania is currently serving in this position and is interested in being reappointed.

*Motion to appoint Mr. Ronald Papania made by Mr. Smith and seconded by Mr. Schell. Motion*

*approved and ordered.*

Item #10 - Council to consider three Bids received on August 11, 1999 for the removal of the Asbestos Tile in Council Chambers. Empire Environmental Contracting bid \$9,995, American Contracting Enterprises, Inc. bid \$10,800 and LVI Environmental Services Inc. bid \$11,740.

*Motion to approve the Low Bidder - Empire Environmental Contracting in the total amount of \$9,995 made by Mrs. Bernhard and seconded by Mr. Henry. Motion approved and ordered.*

Item #11 - Council to consider accepting a D.A.R.E. Grant in the amount of \$5,155 through the Pennsylvania Commission on Crime and Delinquency. President Daugherty asked if Chief Holtgraver could elaborate on this matter.

Police Chief Holtgraver explained that our D.A.R.E. Officer, Officer Fromlak, applied for this Grant for money to be spent on our D.A.R.E. Program in the Borough. Officer Fromlak has done this for more than three years and the Program has been very successful through the two Elementary Schools in the Borough.

*Motion to accept the D.A.R.E. Grant made by Mr. Henry and seconded by Mr. Smith. Motion approved and ordered.*

#### ANNOUNCEMENTS

There were no Announcements.

#### ADJOURNMENT

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

APPROVED

*September 8, 1999*

  
Kenneth J. Wolf  
Secretary/Manager  
Borough of West View

  
Daniel M. Daugherty  
President of Town Council  
Borough of West View

## BOROUGH OF WEST VIEW

## REGULAR MEETING

SEPTEMBER 8, 1999

Minutes of the Regular Meeting of Town Council of the Borough of West View held on Wednesday, September 8, 1999 in Council Chambers of the Municipal Building at 441 Perry Highway, Pittsburgh, PA, 15229. The Meeting was called to order at 8:00 PM by President Daugherty. There was a Moment of Silent Prayer, followed by the Pledge of Allegiance to the Flag. Thirteen people were in attendance in the Audience.

Kenneth J. Wolf, Secretary/Manager, conducted Roll Call. Members of Council in attendance were: President Daniel Daugherty, Vice President Mary Kay Bernhard, Joseph Nowark, J.R. Henry, Bernard Smith, Ronald George, and Barry Schell. Also attending were: Mayor Richard Powell, Secretary/Manager Kenneth Wolf, Solicitor Fred Baxter, Robert Zischkau from Glenn Engineering, Chief of Police Charles Holtgraver, and Assistant Secretary Rapp. Fire Chief Assisi was not in attendance.

*Motion to approve the Minutes of the Regular Meeting of Town Council on August 11, 1999 made by Mr. Smith and seconded by Mr. George. Motion approved and ordered.*

*Motion to approve payment of General Fund Expenditures for Net Pay and Payroll Withholding in the amount of \$84,711.42 and Payments to Vendors in the amount of \$59,584.76 made by Mr. Nowark and seconded by Mrs. Bernhard. Motion approved and ordered.*

*Motion to approve payment of Building Fund Expenditures in the amount of \$19,955.68 made by Mr. Nowark and seconded by Mr. Smith. Motion approved and ordered.*

*Motion to approve payment of Liquid Fuel Expenditures in the amount of \$5,381.71 made by Mr. Nowark and seconded by Mr. Henry. Motion approved and ordered.*

## REPORTS BY OFFICERS

*Mayor's Report - Richard E. Powell*

Mayor Powell read his report for the Month of August 1999 as follows:

Motor Vehicle Code Violations - Parking Violations (Tickets) \$115.00, Vehicle Code Violations / Magistrate \$861.61, Ordinance & Statute Violations / Magistrate \$440.29, Allegheny County / DUI \$580.21, State Shared / Vehicle Code \$0, for the total August, 1999 receipts as \$1,997.11. There were 28 Parking Tickets issued, with 17 from Police and 9 from Special Police. There were 12 Non-Traffic Citations issued, with 31 Traffic Citations, 3 Parking Citations, for a total of 46 for August.

The Mayor read a letter of thanks to Council from Patrol Officer Bruce Fromlak. Officer Fromlak had been activated in the National Guard for the Kosovo Crisis and Council continued his family's medical coverage during his absence, to which Officer Fromlak was grateful.



Mayor Powell read a letter he received from a Borough Resident, thanking Officer Drwal and Deputy McCarthy for their assistance with a problem she experienced with a Bus ride on August 17<sup>th</sup>.

*Secretary/Manager's Report - Kenneth J. Wolf*

Mr. Wolf reminded everyone that the October, November, and December Meetings of Town Council for the Year 1999 will be held at the #3 Firehall at 471 Perry Highway, due to the upcoming Council Chamber renovation. Mr. Wolf reported that this change in Meeting place announcement will be advertised in the newspaper.

Mr. Wolf reported on the Year 2000 MMO's (Minimum Municipal Obligation) due for the General Pension Fund will be \$7,421, with no (zero) MMO contributions due for the Police Pension Fund.

*Chief of Police - Charles M. Holtgraver*

No Report.

*Fire Chief - Joseph K. Assisi*

No Report - Absent.

*Solicitor - Fred E. Baxter*

No Report.

*Engineer - Robert E. Zischkau*

Mr. Zischkau reported that the NHCOC Street Paving Project (Montclair, Hempstead, and Lakewood Avenues) has been completed, all but a few minor items that need corrected.

The Bids received for the Stanford Avenue Storm Sewer Road Reconstruction Project were rejected, due to the Bids received being too high in cost. With an extension of time from the Allegheny County Department of Community Development, the Project will be held until next spring. Bids will again be received by the NHCOC on September 14<sup>th</sup>.

Mr. Zischkau reported on the grading and pending paving of Sciotta Alley, which is scheduled for the third week in September.

*REPORTS FROM COMMITTEES*

*Finance - Joseph J. Nowark*

Wage Tax collection deposits for the month of August totaled \$58,128.62, less \$958.45, which were refunds to Municipalities and Individuals. The Borough's net proceeds were \$28,585.09. These funds were deposited into the General Fund checking account to help offset Borough expenditures in September.

Our Capital Reserve - UDAG CD in the amount of \$275,500 matured on August 12<sup>th</sup> and it earned interest in the amount of \$1,098.22. We purchased a CD on August 12<sup>th</sup> in the amount of \$276,500 for 29 days to earn interest.

Our General Fund CD in the amount of \$40,000 matured on August 2<sup>nd</sup> and it earned interest in the amount of \$164.76. We purchased a CD on August 2<sup>nd</sup> in the amount of \$75,000 for 30 days to earn interest.

Our Liquid Fuel Fund CD in the amount of \$201,000 matured on August 30<sup>th</sup> and it earned interest in the amount of \$854.83. We purchased a CD on August 30<sup>th</sup> in the amount of \$202,000 for 30 days to earn interest.

Our Building Fund CD in the amount of \$252,000 matured on August 30<sup>th</sup> and it earned interest in the amount of \$1,071.73. We purchased a CD on August 30<sup>th</sup> in the amount of \$243,000 for 30 days to earn interest.

Real Estate Tax Collections for the month of August totaled \$260,179.31. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in August.

*Property and Purchasing - Barry G. Schell*

No Report.

*Public Works - Ronald F. George*

Mr. George reported that the Public Works Department has been patching, line painting, raising manholes and keyways. A. Folino Construction paved Lakewood, Montclair, and Hempstead Avenues, while Wine Construction was contracted to pave Park, Lakewood, Yale, Braden Court, State/Wexford Alley, and Sciotta Alley.

Mr. George recommends piggybacking with the NHCOC for our Salt purchase through Central Salt. Last Year's cost was \$27.85/Ton, with this Year's cost to be at \$29.27/Ton.

Mr. George said that the Borough had four good Summer Workers that worked out well for Public Works.

*Police and Public Safety - John R. Henry*

No Report, other than Progress.

*Fire and Water - Bernard J. Smith*

Mr. Smith reported that Council has received a copy of the Fire Chief's August Report. Mr. Smith expressed the Fire Department's thanks for their Annual Convention Donation. Though the Firemen's Convention went fine, Mr. Smith was unable to attend the Convention.

*Public Relations and Recreation - Mary Kay Bernhard*

Mrs. Bernhard reported on the Senior Citizen Trip to Romney, WVA, which will be a Train Ride and it is on Monday, October 11, 1999, at a cost of \$25/Senior Ticket. West View Seniors can obtain tickets at the Borough

Building during Regular Business Hours.

The Halloween Parade plans are in the making and donation notices are being mailed to the Businesses within the Borough. Donations of money or candy would be greatly appreciated.

### *AUDIENCE*

Mr. Tom Schwarderer from Police Motorcycle Operations Training presented Motorwings and Certificates to Police Chief Charles Holtgraver and Sergeant Anthony Pusateri (Lieutenant Randall Freedman had also earned wings but was not in attendance). Mr. Schwarderer said that Council should be proud of the Officers, as they all did very well at the class. All three Officers successfully completed and passed the Motorcycle Training Course and were applauded by all in attendance. President Daugherty added that this was an excellent training course for our Officers to participate in to learn how to properly operate a Motorcycle and thanked Mr. Schwarderer for attending.

Mr. Jim Barr of 200 Frankfort Avenue inquired how the Minutes of the Council Meetings are transcribed and if inaccuracies are corrected. President Daugherty answered Mr. Barr's question, citing the legal manner in which the Minutes are taken and corrected by Council, if necessary. Mr. Barr became argumentative and was asked to take his seat after he began yelling. Police Chief Holtgraver escorted Mr. Barr to his seat and eventually Mr. Barr was ejected from the Meeting by Chief Holtgraver and Sergeant Pusateri.

Mr. Robert Lochner of 808 West View Park Drive questioned Council regarding the progress of the proposed Eckerd Drug Store. President Daugherty said that Eckerd had appeared before the Zoning Board, where they had been presented with a compromise. There will now be a Planning Commission Hearing for the proposed Eckerd on September 27<sup>th</sup> to discuss issues that are still pending.

Mr. Lochner said that his friend Mr. Barr has a right to speak to Council under the First Amendment. President Daugherty agreed that Mr. Barr has a right to speak, but said that he has gotten unruly two or three times at Meetings. Mr. Daugherty said that Mr. Barr doesn't want to understand Council's answers and Mr. Lochner said he understood this.

President Daugherty said Council has always answered Mr. Barr's questions, no matter how many times he repeats the same questions and receives the same answers. When Mr. Barr does not follow instructions at Meetings, this is when he is asked to sit down. President Daugherty thanked Mr. Lochner for addressing Council.

President Daugherty further addressed the Audience, explaining that Mr. Barr's same questions have been answered repeatedly by Council and many of the people attending are well aware of this fact. Mr. Barr refuses to accept Council's answers and Council has asked Mr. Barr to address new issues numerous times. Council knows that Mr. Barr is running for Council and feels that Mr. Barr's motives may be politically motivated.

### *UNFINISHED BUSINESS*

No Unfinished Business.



## *NEW BUSINESS*

No New Business.

President Daugherty went back to Unfinished Business, where Council is to consider an appointment to the Civil Service Commission, for a six year term through August 1, 2005. With no objections from Council, this matter of consideration was postponed.

## *AGENDA*

Council to consider Resolution #1262, which would authorize the signing of the Five Year Winter Traffic Services Agreement through PennDot. Mr. Wolf recommended Council consider authorizing this Resolution.

*Motion to read Resolution #1262 made by Mr. Nowark and seconded by Mrs. Bernhard. Motion approved and ordered.* President Daugherty read Resolution #1262.

*Motion to approve Resolution #1262 made by Mr. Nowark and seconded by Mr. Henry. Motion approved and ordered.*

Mr. Wolf addressed Council, recommending they consider approving the North Hills Council of Governments Salt Bid with Central Salt. The cost of salt per ton has increased \$1.42 over 1998's costs.

*Motion to accept the NHCOC Salt Bid made by Mr. Smith and seconded by Mr. George. Motion approved and ordered.*

Council to discuss the proposed Lease Agreement with Allegheny County for the District Magistrate's Office. Mr. Wolf said that he has been in contact with Allegheny County and they would like to negotiate. Mr. Wolf requested Council's approval split the difference of \$19,865.40 between the Borough's proposal and the County's proposal and to continue the negotiations.

*Motion to negotiate the Lease for Magistrate Devlin's Office with Allegheny County made by Mrs. Bernhard and seconded by Mr. Smith. Motion approved and ordered.*

Council to consider the Bids received for the remodeling of the Council Chambers. President Daugherty explained the history of Council Chambers to the Audience. In 1970, Council Chambers was in the area that is now the Magistrate's Office. The West View Water Authority owned the complex and was located downstairs and the section that Council uses now for Chambers was the old Starlight Dance Hall. When the Water Authority moved in 1974, the Borough Offices moved into downstairs from the site of the old Gerard Theater across the street. In the early 1990's the Borough of West View was able to acquire the entire complex from the Water Authority and began to build a Building Fund, hoping to use these Funds in order to remodel.

But, due to the efforts of State Representative David J. Mayernik, Council has been able to receive \$300,000 in Department of Economic Development Grant Money to be used renovate Council Chambers and change History in the Borough. Representative Mayernik assisted the Borough in applying for the Grant Money and through his efforts, was able to obtain the money through the State. No Borough Tax Dollars will be used for this

Project. This is tax money that is coming back to the Borough directly from the State. The Borough would not have been able to renovate without the Grant Money.

Council is hoping the Chambers will be completed by the January, 2000 Meeting and the Meetings for the next 3 months will be held at Fire Company #3.

Mr. Barry Schell of Property & Purchasing recommended the Low Bid received from Southwestern PA Builders in the total amount of \$69,699 for General Construction, the Low Bid received from Wyatt Incorporated in the total amount of \$134,744 for Casework Construction, and the Low Bid received from Sunrise Commercial Contracting, Inc. in the total amount of \$44,390 for Electrical Construction for the combined total of \$248,883. Mr. Schell recommended accepting the Bids, as he feels they are in order and they are the lowest responsible Bids received and the Bids were also recommended for acceptance by the Architect.

*Motion to approve the Total Bid received in the amount of \$248,883 made by Mr. Schell and seconded by Mr. Henry. Motion approved and ordered.*

President Daugherty and Council Member Henry clarified that the Application and the Bid acceptance were done in accordance with the Laws of the State of Pennsylvania, with the Bid being awarded to the lowest responsible Bidder.

#### *ANNOUNCEMENTS*

There were no announcements.

#### *ADJOURNMENT*

President Daugherty apologized to those attending for the earlier disruption of the Meeting. He explained that Council cannot have anyone disrupt a Council Meeting, as Mr. Barr has done in the past and Council will not allow anyone to disrupt the Business of the Meeting in the future.

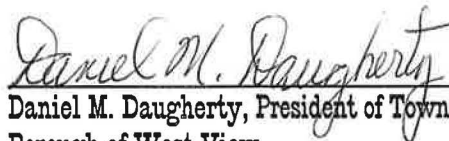
Motion to adjourn made by Mr. Henry and seconded by Mr. Smith. Motion approved and ordered. President Daugherty thanked those for attending and Meeting adjourned at 8:38 PM.

APPROVED

*October 13, 1999*



Kenneth J. Wolf, Secretary/Manager  
Borough of West View



Daniel M. Daugherty, President of Town Council  
Borough of West View

## BOROUGH OF WEST VIEW

## REGULAR MEETING

OCTOBER 13, 1999

Minutes of the Regular Meeting of Town Council of the Borough of West View held on Wednesday, October 13, 1999 at Fire Company #3 Firehall at 471 Perry Highway, Pittsburgh, PA 15229. The Meeting was called to order by President Daugherty at 8:00 PM. There was a Moment of Silent Prayer, followed by the Pledge of Allegiance to the Flag.

Mr. Kenneth J. Wolf, Secretary/Manager, conducted Roll Call. Members of Council attending were: President Daniel Daugherty, Vice President Mary Kay Bernhard, Council Members Bernard Smith, Ronald George, and Barry Schell. Also present were: Mayor Richard Powell, Secretary/Manager Kenneth Wolf, Solicitor Fred Baxter, David Gilliland from Glenn Engineering, Police Chief Charles Holtgraver and Assistant Secretary Rapp. Absent were Council Members Nowark and Henry and Fire Chief Assisi.

***Motion to approve the Minutes of the Regular Meeting of Town Council on September 8, 1999 made by Mr. Smith and seconded by Mr. George. Motion approved and ordered.***

***Motion to approve Payment of General Fund Expenditures for Net Pay and Payroll Withholding in the amount of \$84,620.73 and Payments to Vendors in the amount of \$67,315.24 made by Mrs. Bernhard and seconded by Mr. George. Motion approved and ordered.***

***Motion to approve Payment of Building Fund Expenditures in the amount of \$6,193.69 made by Mr. Smith and seconded by Mrs. Bernhard. Motion approved and ordered.***

***Motion to approve Payment of Liquid Fuel Expenditures in the amount of \$5,381.71 made by Mr. Smith and seconded by Mr. George. Motion approved and ordered.***

## OFFICER'S REPORTS

Mayor's Report - Richard E. Powell

Mayor Powell read his report for the Month of September, 1999 as follows:

Motor Vehicle Code Violations –	
Parking Violations (Tickets)	\$ 170.00
Vehicle Code Violations / Magistrate	\$ 362.72
Ordinance & Statute Violations / Magistrate	\$ 816.96
Allegheny County / DUI	\$ 247.53
State Shared / Vehicle Code	\$ 0.00
 Total Receipts for September, 1999	 \$1,597.21

There were 23 Parking Tickets issued, with 19 from the Police and 4 from the Special Police.



Mayor Powell extended his congratulations to Mrs. Bernard regarding the recent Senior Citizen Bus Trip to Romney, West Virginia. Mayor Powell said that he felt that everyone was very satisfied with the Trip.

Secretary/Manager's Report - Kenneth J. Wolf

Mr. Wolf reported to Council regarding the Leases with both Allegheny County and PNC Bank. Mr. Wolf reported that he had sent correspondence to Allegheny County regarding the Magistrate's Lease and Mr. Wolf is recommending Council adhere to their proposal of September 8<sup>th</sup>. Mr. Wolf will report back to Council regarding this matter.

PNC Bank had approached Mr. Wolf with interest in obtaining a five year Lease, with a five year option. Mr. Wolf will report to Council when he receives correspondence from PNC, but advised that PNC has responded favorably to the Lease proposal.

Mr. Wolf addressed Council regarding Electric Deregulation. Mr. Wolf requested Council authorize him and the Engineer to put Bids out in order to have a Proposal for the Year 2000. Any Resident can choose their Electric now, but Mr. Wolf would like to be able to stipulate that Residents could piggyback with the Borough if they would choose to.

***Motion made by Mr. Schell and seconded by Mr. George to have Mr. Wolf accept Electric Bids. Motion approved and ordered by Council.***

Chief of Police - Charles M. Holtgraver

No Report.

Fire Chief - Joseph K. Assisi - Written Report submitted.

Solicitor - Fred E. Baxter

Solicitor Baxter had sent a letter to the Owner of the Property at Center and Columbia Avenue, which advised the Owner to cease and desist the excavation at the Lot. Mr. Baxter stated that the Borough has sanitary and storm sewer lines that run through this property.

Solicitor Baxter recommends that Council consider adopting Resolution # 1264 under the Agenda. This Resolution would require all Site Developments of one quarter of an acre or more to go through the Allegheny County Conservation District, which governs soil erosion for the County.

Engineer - David Gilliland

No Report, other than the Written Report that was submitted.

## COMMITTEES' REPORTS

Finance - Joseph J. Nowark - Absent

Property and Purchasing - Barry G. Schell

Mr. Schell had nothing to report, other than the on-going Project is proceeding on schedule.

Public Works - Ronald F. George

Mr. George reported that the Paving Program for 1999 has been finished. Both Wine and Folino Construction Companies did a good job and the Road Crew then filled in topsoil and seeded behind the wedge curbs. The Gazebo Roof (that was damaged in a Storm) has been repaired by Sapp Roofing at a cost of \$1,799, which will be paid for by the Insurance Company. Public Works Department has been filling cracks in the roads with the tar kettle. The Road Crew is also cleaning and repairing the catch basins.

Mr. George extended his thanks to the Road Crew Members, who were in the Audience, for the fine job they had done with clearing trees and debris from the roads after the severe Storm that occurred a few months ago.

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

Fire and Water - Bernard J. Smith

Mr. Smith said that a written report from the Fire Chief had been submitted and that the Borough was again fortunate this past month pertaining to fire calls. Last Monday, the Fire Department was down at the West View Mall with a Fire Demonstration.

Public Relations and Recreation - Mary Kay Bernhard

Mrs. Bernhard said that the Senior Trip was on Monday and it was a beautiful day. Seniors took a bus to Romney, West Virginia and then rode a train along the Potomac River.

The Halloween Parade will be held on Monday, October 25, 1999 at 7PM at Highland at Perry. West View Residents may sign up on Thursday, October 21<sup>st</sup> from 6 - 8PM, or can stop by the Borough Building during Regular Business Hours to register. The Committee will be packing 1,500 Goodie Bags on Sunday, October 24<sup>th</sup> and Businesses can still donate supplies for the Bags. Prizes for the winners and pictures will be taken on Saturday, October 30<sup>th</sup> at 11AM, with the pictures to be displayed in the Borough Window.

Mrs. Bernhard asked that no one use the Halloween Parade to politic. Mrs. Bernhard stressed that this Parade is held for the Children's enjoyment and requested that all politics be kept out of the Parade for the sake of the Children.

AUDIENCE

Mr. Jim Barr of 200 Frankfort Avenue read a statement to Council, which addressed his removal from the September 8<sup>th</sup> Council Meeting. Mr. Barr requested that the President of Council resign his position and then took his seat. President Daugherty thanked Mr. Barr for addressing Council and said that he would address Mr. Barr's statement in two parts.

First, Mr. Daugherty said Mr. Barr is not telling the truth to the People or the Papers when he states that his First Amendment Rights were violated at the September Meeting. President Daugherty said that he, along with 16 other People that had attended the Meeting, knew the true facts of what had happened. Mr. Daugherty explained that Mr. Barr had asked how Minutes are transcribed and President Daugherty had answered that they are kept in a legal manner, with corrections made by Council if necessary. President Daugherty said Council had answered this same question in the past and Mr. Barr was again given the same answer and was then asked to move on to his next question or take his seat.

Mr. Barr then got out of line and began yelling and President Daugherty asked him to take his seat. Mr. Barr refused and Chief Holtgraver was asked to escort Mr. Barr to his seat. Upon refusing to sit, upon causing a commotion amongst the Audience, and upon pushing off of Sergeant Pusateri, Chief Holtgraver then escorted Mr. Barr from the Meeting. Whatever happened outside of the Meeting had nothing to do with Council, Mr. Barr had brought that on himself.

Mr. Daugherty said that in the six years that Mr. Barr has been attending Council Meetings, that Mr. Barr never ceases to amaze him that he can ask questions, be given an answer, and repeat the question at the next meeting, with the answer always being given to Mr. Barr by Council. Mr. Daugherty said that no matter how many times Council tries to answer Mr. Barr's questions that it seems that Mr. Barr cannot grasp Council's answers and that this is not their fault.

Second, President Daugherty said that as for Mr. Barr asking for his resignation, he felt that what Mr. Barr is doing is Grandstanding, Politically for the Election. President Daugherty said that he did not know what tree Mr. Barr fell out of but, regarding his question if Mr. Daugherty would resign, answer was a big No.

Mr. Gary English of 1504 Fairmont Street in Wilkinsburg. Mr. English addressed Council regarding the accounting of the \$300,000 Grant. Mr. English requested a copy be mailed to him of the breakdown of the Grant costs.

President Daugherty said that the Borough had applied for Grant Money through the State in order to remodel Council Chambers, which has not been updated in over 25 years. The Borough was fortunate to be able to be awarded the Grant for the remodeling and every penny spent will be documented and accounted for, in accordance with the Law. President Daugherty said that he is very happy to be able to get some of his tax dollars back and does not believe that money is being wasted in any way. Mr. Daugherty feels that if millions of dollars can be spent on Baseball and Football Fields in Pittsburgh, that the Borough is more than entitled to get money back.

President Daugherty told Mr. English to stop at the Borough Building, where he can buy a copy of the Grant Application, which is public knowledge, as the Borough will not mail it out. President Daugherty said that West View is a good Community and is entitled to receive their money back from the State.

Mr. Wolf added that Mr. English called and requested the breakdown costs from Mr. Wolf and they could not be given out due to the fact that the Project had not been bid out and the Borough did not have those figures until after the Bid, the Borough had only estimated quote costs.



Mr. Dave Urban of 60 Lakewood Avenue addressed Council, questioning Mr. Schell's report and Mr. George's report. President Daugherty said that the Project Mr. Schell reported on is the renovation of Council Chambers, which is the only on-going Project the Borough has at this time.

President Daugherty requested Mr. George respond to Mr. Urban's question. The Borough Workers only filled in soil behind the wedge curbs that were installed and there was no wedge curb in front of Mr. Urban's home, so no fill in was necessary.

Mr. Urban then gave his opinions regarding Mr. Barr when he addresses Council. President Daugherty thanked Mr. Urban and added that Mr. Barr has never been denied an answer or the freedom of speech at a Council Meeting.

Mr. Robert Lochner of 808 West View Park Drive addressed Council regarding Mr. Barr, the proposed Eckerd Drug and his concern for pedestrian crossing and the Halloween Parade. Mr. Daugherty answered Mr. Lochner's questions.

Mr. Larry Karl of 146 Clairmont Avenue thanked Council on behalf of the Residents for cooperating with Ross Township in order to pave Sciotta Alley. President Daugherty thanked Mr. Karl for addressing Council.

#### UNFINISHED BUSINESS

President Daugherty asked Council to table their consideration of an appointment to the Civil Service Commission until a later date.

#### NEW BUSINESS

No New Business.

#### AGENDA

***Motion to read Ordinance #1387 made by Mr. Smith and seconded by Mr. Schell. Motion approved and ordered.*** Solicitor Baxter advised Council to read the title only of this lengthy Ordinance.

President Daugherty read Ordinance #1387 (Title Only), which regulates open burning of any and all materials within the corporate boundaries of the Borough, providing for issuance of permits therefore, and providing for regulation and enforcement of the Ordinance and providing for fines and penalties.

***Motion to approve Ordinance #1387 made by Mr. Smith and seconded by Mr. Schell. Motion approved and ordered.***

President Daugherty explained that this Ordinance was necessary due to incidents of open burning in the Borough and was not drafted to penalize Residents that are barbequing.

***Motion to read Resolution #1263 made by Mrs. Bernhard and seconded by Mr. Smith. Motion approved and ordered.***

President Daugherty read Resolution #1263, which would require contributions from the participants of the West View Police Pension Plan at a rate of Zero Percent (0%) of the Participant's compensation for the Calendar Year 2000.

***Motion to adopt Resolution #1263 made by Mr. George and seconded by Mr. Schell. Motion approved and ordered.***

***Motion to read Resolution # 1264 made by Mrs. Bernhard and seconded by Mr. Schell. Motion approved and ordered.*** President Daugherty read Resolution #1264 which requires all Site Developments of one quarter of an acre or more to apply for and receive a formal review and approval for soil erosion and sediment control facilities from the Allegheny County Conservation District.

***Motion to approve Resolution #1264 made by Mr. Smith and seconded by Mr. George. Motion approved and ordered.***

***Motion to read Resolution #1265 made by Mrs. Bernhard and seconded by Mr. Smith. Motion approved and ordered.*** President Daugherty read Resolution #1265 which authorizes the distribution of the foreign fire and casualty premium taxes pursuant to the Municipal Pension Plan funding standard and Recovery Act (Act 205 of 1984).

***Motion to approve Resolution #1265 made by Mr. Smith and seconded by Mrs. Bernhard. Motion approved and ordered.***

Council to consider an appointment of a Delegate and an Alternate Delegate for the Allegheny County Boroughs Association. Mr. Daniel Daugherty is currently the Delegate and Mr. Joseph Nowark is currently the Alternate and both are interested in being re-appointed. ***Mrs. Bernhard motioned to appoint Mr. Daugherty as Delegate and Mr. Nowark as Alternate, which was seconded by Mr. Smith. Motion approved and ordered.***

Council to consider payment to A. Folino Construction in the amount of \$29,197, which is the local share amount for the Paving Project of Montclair/Lakewood/Hempstead Avenues. Mr. Wolf recommended Council consider payment of this amount through the North Hills Council of Governments.

***Motion to make payment to A. Folino Construction in the total amount of \$29,197 made by Mr. Smith and seconded by Mr. George. Motion approved and ordered.***

Council to consider payment to Wine Construction for the completed 1999 Paving Project in the total amount of \$87,249.30. Mr. Wolf recommended Council consider payment, as the job completed is satisfactory. The Borough had paved additional streets, above and beyond the original Bid and all of the figures are satisfactory.

***Motion to pay Wine Construction \$87,249.30 made by Mr. Schell and seconded by Mr. George. Motion approved and ordered.***

Council to consider a Planning Commission recommendation regarding Walnut Capital Partners for the proposed Eckerd Drug Store. President Daugherty read the correspondence from the Planning Commission, which recommends approval, contingent upon adhering to the restrictions noted in the

letter. Mr. Wolf recommended Council have the Developer agree to replacing the Sewer Line, if necessary, through an agreement with the Developer prepared by the Solicitor.

The Developer's Engineer, Mr. Boyd Ernzer, was in the Audience with sketches of the Site and addressed the plans for the proposed Eckerd Building and the surrounding landscaped grounds and addressed the proposed widening of the roadway by PennDot.

Solicitor Baxter asked Mr. Wolf if there were any Zoning Issues pending, to which Mr. Wolf said that there were not.

***Motion to approve the Planning Commission's recommendation, along with the Sewer Line made by Mr. George and seconded by Mr. Schell. Motion approved and ordered.*** Mr. Boyd Ernzer from Walnut Capital said that they anticipate beginning construction in the Spring.

#### ANNOUNCEMENTS

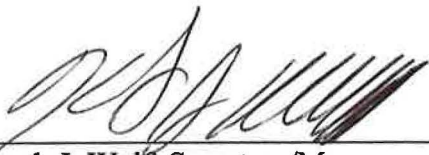
There were no announcements.

#### ADJOURNMENT

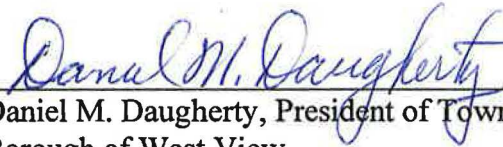
President Daugherty thanked everyone for attending tonight's Meeting and the Meeting was adjourned at 9:53 PM.

APPROVED

November 10, 1999



Kenneth J. Wolf, Secretary/Manager  
Borough of West View



Daniel M. Daugherty, President of Town Council  
Borough of West View





# **BOROUGH OF WEST VIEW**

## **REGULAR MEETING**

**NOVEMBER 10, 1999**

**Minutes of the Regular Meeting of Town Council of the Borough of West View held on Wednesday, November 10, 1999 at Fire Company #3 Firehall at 471 Perry Highway, Pittsburgh, PA 15229. The Meeting was called to order by President Daugherty at 8:00 PM. There was a Moment of Silent Prayer, followed by the Pledge of Allegiance to the Flag.**

**Mr. Kenneth Wolf, Secretary/Manager, conducted Roll Call. Members of Council attending were: President Daniel Daugherty, Vice President Mary Kay Bernhard, Members J.R. Henry, Bernard Smith, Ronald George, and Barry Schell. Also present were: Mayor Richard E. Powell, Secretary/Manager Kenneth Wolf, Solicitor Fred Baxter, Robert Zischkau from Glenn Engineering, Chief of Police Charles Holtgraver, and Assistant Secretary Rapp. Council Member Joseph Nowark and Fire Chief Assisi were absent. There were 11 people in attendance in the Audience.**

***Motion to approve the Minutes of the Regular Meeting of Town Council held on October 13, 1999 made by Mr. Schell and seconded by Mrs. Bernhard. Motion approved and ordered.***

***Motion to approve payment of General Fund Expenditures for Net Pay and Payroll Withholding in the amount of \$123,923.11 and Payments to Vendors in the amount of \$199,906.18 made by Mr. Smith and seconded by Mr. George. Motion approved and ordered.***

***Motion to approve payment of Building Fund Expenditures in the amount of \$17,523.12 made by Mr. Schell and seconded by Mr. Henry. Motion approved and ordered.***

***Motion to approve payment of Liquid Fuel Expenditures in the amount of \$5,381.71 made by Mr. Smith and seconded by Mr. Henry. Motion approved and ordered.***

## **REPORTS FROM OFFICERS**

### **MAYOR - RICHARD E. POWELL**

**Mayor Powell read his Report for the Month of October, 1999 as follows:**

<b>Motor Vehicle Code Violations</b>	
<b>Parking Violations (Tickets)</b>	<b>\$ 260.00</b>
<b>Vehicle Code Violations / Magistrate</b>	<b>\$ 433.50</b>
<b>Ordinance &amp; Statute Violations / Magistrate</b>	<b>\$ 499.55</b>
<b>Allegheny County / DUI</b>	<b>\$ 342.36</b>
<b>State Shared / Vehicle Code</b>	<b>\$ 0.00</b>
<b>Total Receipts for October of 1999</b>	<b>\$1,535.41</b>

The Mayor reported that 55 Parking Tickets were issued, with 44 by the Police and 11 by the Special Police. There were 11 Non-Traffic Citations issued, 20 Traffic Citations, 11 Parking Citations, for a total of 42 Citations being issued in the month of October, 1999.

The Mayor reported that a letter was sent to the Ross Township Chief of Police and was forwarded onto the Mayor's Office. The letter was from a Woman who had extended her thanks to Lieutenant Randall Freedman for all of his assistance with a problem she had.

Mayor Powell requested that Council consider approval for drafting an Ordinance for the West View Police Warrantless Arrest for Summary Offenses Policy that is under the Agenda.

#### **SECRETARY/MANAGER - KENNETH J. WOLF**

Mr. Wolf said that Council has been provided with a copy of the Proposed 2000 Budget for their consideration. Council may contact Mr. Wolf with any questions and Mr. Wolf requested Council consider setting a Workshop Meeting date under the Agenda portion of the Meeting.

#### **CHIEF OF POLICE - CHARLES M. HOLTGRAVER**

Chief Holtgraver had no Report for Council.

**FIRE CHIEF - JOSEPH K. ASSISI - Absent - Written Report submitted to Council.**

#### **SOLICITOR - FRED E. BAXTER**

Solicitor Baxter recommended Council consider authorizing the preparation of an Ordinance which would address the Warrantless Arrest for Summary Offenses Policy. This authorization would be considered under the Agenda. Mr. Baxter reported that the State of Pennsylvania has had statute language changes and an Ordinance would adopt this Policy for the Borough.

#### **ENGINEER - ROBERT E. ZISCHKAU**

Mr. Zischkau had submitted a written report to Council and had nothing further to report.

### **REPORTS FROM COMMITTEES**

#### **FINANCE - JOSEPH J. NOWARK - Absent**

In Mr. Nowark's absence, President Daugherty read the Finance Report for the month of October, 1999, as follows:

Wage Tax collections for the month of October totaled \$82,000.01, less \$657.48, which were refunds to Municipalities and Individuals. The Borough's net proceeds were \$40,671.27. These funds were deposited into the General Fund Checking account to help offset Borough expenditures in November.



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Our Capital Reserve - UDAG CD in the amount of \$277,500 matured on October 12<sup>th</sup> and it earned interest in amount of \$1,228.60. We purchased a CD on October 12<sup>th</sup> in the amount of \$279,000 for 29 days to earn interest.

Our General Fund CD in the amount of \$325,000 matured on October 1<sup>st</sup> and it earned interest in the amount of \$1,348.97. We purchased a CD on October 1<sup>st</sup> in the amount of \$350,000 for 30 days to earn interest. Our second CD in the amount of \$100,000 matured on October 18<sup>th</sup> and it earned interest in the amount of \$429.24 and we reinvested \$75,000 for 30 days to earn interest.

Our Liquid Fuel CD in the amount of \$203,000 matured on October 29<sup>th</sup> and it earned interest in the amount of \$847.59. We purchased a CD on October 29<sup>th</sup> in the amount of \$204,000 for 26 days to earn interest.

Our Building Fund CD in the amount of \$245,000 matured on October 29<sup>th</sup> and it earned interest in the amount of \$1,022.95. We purchased a CD on October 29<sup>th</sup> in the amount of \$246,000 for 26 days to earn interest.

Our Real Estate Tax collections for the month of October totaled \$82,253.61. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in October.

#### **PROPERTY AND PURCHASING - BARRY G. SCHELL**

Mr. Schell reported that the current Project, Council Chamber renovations, is on schedule. The workers are currently working on the ceiling and the Project is progressing.

#### **PUBLIC WORKS - RONALD F. GEORGE**

Mr. George reported that Sapp Roofing has finished the repairs to the Gazebo roof. The Borough had rented a machine for the Public Works to fill cracks in the streets, which has been completed. The Public Works Department is currently operating the Leaf Vacuum and will be picking up leaves for a few more weeks.

President Daugherty questioned Mr. Wolf if he would consider asking the Public Works Department to work overtime on Saturday, weather permitting, to vacuum leaves. Mr. Wolf said that he would look into this matter.

#### **POLICE AND PUBLIC SAFETY - JOHN R. HENRY**

Mr. Henry reported that Council has received a copy of the Northwest Regional Budget. Mr. Henry advised that there was a 3% increase, but the Committee was able to control costs effectively, along with establishing a building reserve fund.

Mayor Powell questioned Mr. Henry if Northwest was Y2K ready, to which Mr. Henry felt that Northwest would be all right, that their equipment was purchased with the Y2K problem in mind.

See Page 179

**UNFINISHED BUSINESS**

**There was no Unfinished Business.**

**NEW BUSINESS**

**There was no New Business.**

**AGENDA**

**President Daugherty addressed the 2000 Budget Workshop Meeting Date, which will be on Thursday, November 18, 1999 at 5:30 PM at the #3 Firehall. Mr. Smith said he could not attend due his wife being hospitalized on that date.**

**Mr. Wolf will advertise the Special Meeting date in the newspaper.**

**Council tabled their consideration of an appointment to the Civil Service Commission.**

**Council to consider the re-approval of the Planning Commission's recommendation of June 19, 1995 and Council's re-approval of July of 1995 and July of 1999, regarding the Subdivision approval of 209 Perry Highway (Lot & Block 280-F-307).**

**Mr. Wolf recommended Council consider this re-approval, which is necessary due to the Property Owner not filing the proper paperwork with Allegheny County in a timely manner. Mr. Wolf said that nothing had changed regarding the Subdivision.**

***Motion to re-approve the Subdivision made by Mr. Schell and seconded by Mr. Henry. Motion approved and ordered.***

**Council to consider the Zoning Hearing Board's request to retain an Attorney to represent the Board at the Ballon Hearing. Solicitor Baxter recommended Council consider approving the Zoning Board's request, as he feels the Zoning Board will be best served with an Attorney with governmental background to address this matter properly.**

**Mr. Baxter and Chairman Dennis Watson have recommended retaining Ira Weiss, Esquire.**

***Motion to approve retaining Ira Weiss made by Mr. Henry and seconded by Mr. Schell. Question on the Motion from Mr. Henry whether a conflict would present itself regarding the cost of retaining an Attorney. Solicitor Baxter advised that there would be no conflict. With no further questions on the Motion, Motion approved and ordered.***

**Council to consider piggybacking with State Contract #7110-06 for Chairs per Office Pavilion/Raymaur, Inc. in the amount of \$20,987.02 for the purchase of 60 chairs. *Motion to approve the purchase made by Mr. Schell and seconded by Mr. Henry. Motion approved and ordered.* President Daugherty said that this cost will be paid with Grant Money.**

**Council to consider payment to Ross Township in the amount of \$8,485.74, which is the**

*See Page 180*

**FIRE AND WATER - BERNARD J. SMITH**

Mr. Smith said that Council has been provided with the Fire Chief's monthly report. There were two minor fires in October, both of which were handled in under 35 minutes. Mr. Smith said that he felt the Fire Department had a terrific month, with Fireman Rich Rapp conducting several Fire Prevention Classes for Children and the Firemen holding an equipment demonstration at Kmart.

**PUBLIC RELATIONS AND RECREATION - MARY KAY BERNHARD**

Mrs. Bernhard reported that the Annual Halloween Parade was very nice and about 1,000 participated in the Parade. Parade Prizes for the best Costumes were handed out and the Pictures of Parade Costume Winners have been taken and are being displayed in the Borough's window.

Mrs. Bernhard said that she received several nice Thank You cards from Seniors that had taken the Senior Trip to West Virginia, which expressed their enjoyment on the Trip. They were even able to recover a lost package for one Senior and Mrs. Bernhard felt that the Trip had gone well for everyone.

Mrs. Bernhard is planning the Senior Party that will take place in March of 2000. The March Party is held in place of a Christmas Party, since many Seniors are too busy during the holiday season.

**AUDIENCE**

Mr. Tom Earles from 21 Vassar Avenue, Mr. Bill Smith from 27 Vassar Avenue, and Mr. Ron Towers from 4 Vassar Avenue addressed Council, presenting President Daugherty with a Resident Petition regarding vehicles speeding and not stopping on Vassar Avenue. The three men addressed their ideas for solving their problem, including 25MPH speed limit signs, enforcement of the signs, notifying Ross's Kenyon Court Residents about speeding, installing speed bumps, and the feasibility of closing off the end of Vassar at the West View/Ross line. The men extended their thanks to both Chief Holtgraver and Mr. Wolf for posting signs along Vassar.

President Daugherty said that Council will refer this matter to the Mayor and the Chief of Police in order that they may conduct a Traffic Survey to rectify the problem along Vassar.

Mr. Daugherty requested that the Gentlemen keep in contact with the Police Chief, sharing ideas to remedy this situation.

President Daugherty thanked the Gentlemen for taking the time to obtain the Petition and for addressing Council.



**Borough's share of paving and work on Kenyon Avenue from Vassar Avenue to Harvard Avenue. Motion to approve payment made by Mr. George and seconded by Mr. Schell.**

**Mr. Wolf said that the cost was slightly higher than originally quoted, as extra work on catch basins and under-drainage was necessary to complete the job satisfactorily. With no further discussion, Motion approved and ordered.**

**Council to consider a Change Order for Southwestern PA Builders for the Council Chambers Renovation Project. The breakdown of items for the Change Order are: Underlayment in accord with original Bid - \$4,000, Additional plaster demolition and removal - \$3,900, and Window coverings - \$7,852, for a total of \$15,752.**

**Motion to approve the Change Order made by Mr. Smith and seconded by Mr. George. Motion approved and ordered.**

**Council to consider the proposed Lease with PNC Bank. Mr. Wolf reported that PNC Bank had negotiated their Lease early, as it was only due to expire in December of 2000. PNC has requested approval of a five year Lease, with a five year option. The Lease costs are in line with the Appraisal of the property, with the cost per square foot in the 1<sup>st</sup> year as \$11.25, 2<sup>nd</sup> year \$11.75, 3<sup>rd</sup> year \$12.50, 4<sup>th</sup> year \$13, and 5<sup>th</sup> year \$13.25. Mr. Wolf advised that PNC maintains their property and pays all of their utilities and Mr. Wolf recommended Council consider approving this Addendum to the Lease for PNC Bank.**

**Motion to approve the Addendum to the PNC Bank Lease made by Mr. Schell and seconded by Mr. Henry. Motion approved and ordered.**

**Council to consider the negotiations of the Lease with Allegheny County for Magistrate Devlin's Office. Mr. Wolf reported that Council had agreed to split the difference in the Borough's and the County's two proposals of \$19,865.40 with the County on prior negotiations but the County has not moved on their proposal. Mr. Wolf feels that Council's proposal is very fair and in line with the Appraisal and requested Council give permission to advertise for the Rental of this property.**

**Motion to advertise for Rental of 439 Perry Highway made by Mr. Smith and seconded by Mr. George. Motion approved and ordered.**

**Council to consider giving approval to Solicitor Baxter in order that he draft the language for an Ordinance for the West View Police Warrantless Arrests for Summary Offenses Policy, which is necessary due to changes in the Pennsylvania Statute's language.**

**Motion made by Mr. Henry and seconded by Mr. Schell. Motion approved and ordered.**

#### **ANNOUNCEMENTS**


**There were no Announcements.**

**ADJOURNMENT**

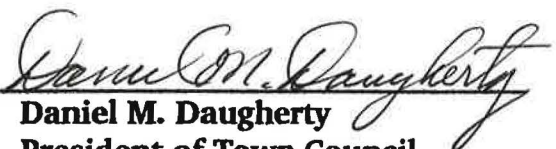
With no further Business to come before Council, President Daugherty thanked everyone for attending the Meeting and wished everyone a safe and happy Holiday. Meeting was adjourned at 8:43 PM.

APPROVED: December 8, 1999

BY:

  
Kenneth J. Wolf  
Secretary/Manager  
Borough of West View

BY:

  
Daniel M. Daugherty  
President of Town Council  
Borough of West View

**BOROUGH OF WEST VIEW****MINUTES OF THE SPECIAL MEETING****THURSDAY - NOVEMBER 18, 1999**

Minutes of the Special Meeting of Town Council of the Borough of West View that was held on Thursday, November 18, 1999 at Fire Company #3 Firehall at 471 Perry Highway, Pittsburgh, PA, 15229. The Meeting was called to order at 5:30 PM by President Daugherty and was followed by a Moment of Silent Prayer and the Pledge of Allegiance to the Flag.

Present were: President Daniel Daugherty, Vice President Mary Kay Bernhard, Council Members Joseph Nowark, Ronald George, Barry Schell, Mayor Richard Powell, Secretary/Manager Kenneth Wolf, and Assistant Secretary Rapp. Council Member Smith was absent due to his Wife's hospitalization. There were two people in attendance in the Audience.

President Daugherty read the Special Meeting Notice that was advertised in the Paper and explained that this is an informal workshop meeting for Council to discuss the proposed Budget for the Year 2000.

President Daugherty said that the breakdown for the proposed \$2,704,390 total Budget for Revenues and Expenditures for the following Funds were: General Fund \$1,945,760, Building Fund \$89,405, Liquid Fuel Fund \$111,835, Capital Reserve UDAG \$50,000, and Proprietary Fund \$507,390.

President Daugherty explained that the \$2,704,390 total is a 2.3% increase over the 1999 Budget but the Borough will be able to maintain all of the present services with no increase in taxes. The proposed Budget allows funding for such items as the purchase of equipment, paving, and for Recreation funding. Mr. Daugherty requested Mr. Wolf address the individual titles of the proposed Budget and respond to any questions from Council.

Mr. Wolf said that the Budget has been based on 20.4 Mills for 2000 or \$2,704,390.

(Note: All Account Title Items were addressed by Mr. Wolf and the Proposed 2000 Budget is on file. Only Items that were commented on or questioned are noted.)

**General Fund - Revenues**

Business Licenses and Permits - Mr. Nowark questioned if all of the Businesses with Liquor Licenses have up to date payments. Mr. Wolf said all were current.

Interest Earnings - President Daugherty added the interest was calculated with a 5% increase.



**Local Government Unit Cap & Grants - President Daugherty said that this amount has increased due to the Borough getting close to 3 Mills back through Grant money.**

**Contributions and Donations - Crime Prevention - President Daugherty questioned Mr. Wolf on the \$500 amount. Mr. Wolf said this was the same yearly.**

**Total General Fund Revenues - \$1,945,760.**

#### **General Fund - Expenditures**

**Legislative (Governing) Body - Mayor Powell questioned if Council wished to raise their salaries. President Daugherty said that he did not wish a raise. Mr. George said that he did not want a raise, that his salary is given to Charity now. Mrs. Bernhard, Mr. Nowark, and Mr. Schell all were in agreement with the other Members present not to raise their salaries.**

**Law - President Daugherty questioned if the \$13,200 amount allotted would be enough for the coming year. Mr. Wolf said that he believes it is and said that he hopes for a quiet year.**

**Engineer - Question on whether the \$2,200 for Retainer / Fees would be enough from President Daugherty. Mr. Wolf said he believed it was.**

**Fire - Mr. Wolf said that money has been allowed for the 5<sup>th</sup> year of the West View Fire Truck Donation and for the Annual Convention Contribution for the West View Volunteer Fire Department.**

**Planning and Zoning - Mr. Schell questioned whether the fees for the retainer of Mr. Ira Weiss were included in the category, to which Mr. Wolf said yes. President Daugherty questioned whether the \$3,100 allotment would be enough and Mr. Wolf felt that it was.**

**Public Works - Mr. Wolf said that the Borough has allowed for the purchase of a Big Truck to replace our 1984 Truck in the Public Works Department.**

**Highway Maintenance / Guide Rails / Steps / Walks - President Daugherty added that this \$3,630 amount allows for the decorative lights within the Borough.**

**Highway Maintenance / Highway Construction & Rebuild - President Daugherty asked if the \$100,000 amount is close to the 1999 amount allowed for paving. Mr. Wolf said that it was \$10,705 less than 1999 and that the Borough would probably pave one less street, since we had paved some alleys in 1999.**

**Mr. George questioned if the Borough could allow for the purchase of new Christmas Lights and/or decorations for the Borough. Mr. Wolf will look into a share program with the West View Chamber of Commerce to see if this is feasible.**

**Insurance Premiums - President Daugherty said that this Item included Unemployment Compensation, General Liability, and Workman's Compensation, all of which the Borough must pay.**

**Employee Benefits - President Daugherty questioned the increase over 1999, to which Mr. Wolf said had increased about 3% due to a raise in premiums.**

**Total General Fund Expenditures - \$1,945,760.**

#### **Building Fund - Revenues**

**Total Revenues - \$89,405 - President Daugherty questioned Mr. Wolf if any tax dollars were involved in this amount. Mr. Wolf said no tax dollars are involved. This amount takes rent increases into account.**

#### **Building Fund - Expenditures**

**Total Expenditures - \$89,405 - Mr. Wolf said that the Building Fund is self sufficient.**

#### **Liquid Fuel Fund - Revenues**

**Total Liquid Fuel Revenues - \$111,835.**

#### **Liquid Fuel Fund - Expenditures**

**Public Works - President Daugherty questioned if the \$13,565 allowed for the purchase of the new Public Works Truck. Mr. Wolf said that this amount did reflect the Truck purchase, along with \$30,000 allowed in the General Fund.**

**President Daugherty asked about the progress of the Borough's Electric Program. Mr. Wolf said that he should have an Electric Program Proposal for the Borough ready by the 1<sup>st</sup> of the year, which would include a Proposal allowing the Residents to piggyback.**

**Total Liquid Fuel Expenditures - \$111,855.**

#### **Capital Reserve UDAG Revenues**

**Total Capital Reserve UDAG Revenues - \$50,000.**

#### **Capital Reserve UDAG Expenditures**

**Total Capital Reserve UDAG Expenditures - \$50,000.**

#### **Proprietary Fund - Revenues**

**Total Proprietary Fund Revenues - \$507,390.**

### Proprietary Fund - Expenditures

Total Proprietary Fund Expenditures - \$507,390.

Mr. Wolf said that the Proprietary Fund is a paper account for Alcosan. This is an in and out item and there will be no rate increase for Alcosan for the year 2000.

Mr. Schell questioned what a Mill equals, approximately. Mr. Wolf said that one Mill equals about \$40,000.


President Daugherty thanked Mr. Wolf and his Staff for the good job they did in putting together the proposed Budget. President Daugherty requested Mr. Wolf advertise the Ordinances pertaining to the proposed 2000 Budget that will be considered for the next Meeting of Council on December 13, 1999. The Tax Millage for 2000 is proposed at 20.4 Mills.

With no further discussion or questions regarding the Proposed Budget, Meeting was adjourned at 5:58 PM.

APPROVED: December 8, 1999

BOROUGH OF WEST VIEW

BY:   
Kenneth J. Wolf  
Secretary/Manager

BY:   
Daniel M. Daugherty  
President of Town Council



## BOROUGH OF WEST VIEW

## REGULAR MEETING

DECEMBER 8, 1999

Minutes of the Regular Meeting of Town Council of the Borough of West View held on Wednesday, December 8, 1999 at 8:00 PM in the West View Fire Company #3 Firehall at 471 Perry Highway, Pittsburgh, PA 15229. The Meeting was called to order by President Daugherty, followed by a Moment of Silent Prayer and the Pledge of Allegiance to the Flag. There were nine People attending in the Audience.

Roll Call was conducted by Mr. Wolf. Council Members present were: President Daniel Daugherty, Vice President Mary Kay Bernhard, Council Members Joseph Nowark, Bernard Smith, Ronald George, and Barry Schell. Also present were: Mayor Richard E. Powell, Secretary/Manager Kenneth Wolf, Solicitor Fred Baxter, Dave Gilliland of Glenn Engineering, Police Chief Charles Holtgraver and Asst. Sec. Rapp. Absent were Council Member Henry and Fire Chief Assisi.

*Motion to approve the Minutes of the Regular Meeting of Town Council on November 10, 1999 made by Mr. Smith and seconded by Mr. Schell. Motion approved and ordered.*

*Motion to approve the Minutes of the Special Meeting of Town Council on November 18, 1999 made by Mr. Schell and seconded by Mr. George. Motion approved and ordered.*

*Motion to approve Payment of General Fund Expenditures for Net Pay and Payroll Withholding in the amount of \$82,752.55 and Payments to Vendors in the amount of \$70,056.88 made by Mr. Nowark and seconded by Mr. Schell. Motion approved and ordered.*

*Motion to approve Payment of Building Fund Expenditures in the amount of \$7,957.57 made by Mr. Nowark and seconded by Mr. Schell. Motion approved and ordered.*

*Motion to approve Payment of Capital Reserve - UDAG Expenditures in the amount of \$25,000 made by Mr. Smith and seconded by Mr. George. Motion approved and ordered.*

*Motion to approve Payment of Liquid Fuel Expenditures in the amount of \$5,381.71 made by Mr. Nowark and seconded by Mrs. Bernhard. Motion approved and ordered.*

## REPORTS FROM THE OFFICERS

*Mayor's Report - Mayor Richard E. Powell*

The Mayor read his Report for the month of November as follows:

## Motor Vehicle Code Violations -

Parking Violations (Tickets)	\$ 210.00
Vehicle Code Violations / Magistrate	\$ 396.60
Ordinance & Statute Violations / Magistrate	\$ 575.99
Allegheny County / DUI	\$ 100.00

State Shared / Vehicle Code	\$ 0.00
Total Receipts for November, 1999	\$1,282.59

The Mayor did not have the Chief of Police Report for Council due to the Chief being on vacation. The Mayor read a letter received from a Kathleen Wood, who is the Daughter of Mary Fitzgerald who lives at 358 Center Avenue. The letter stated concerns of a problem with children playing football in front of this home and the Resident's safety concerns for the children and for their property. Mayor Powell had referred this matter to the Chief of Police.

Chief Holtgraver said that he had Officer Connolly handle this problem, by speaking to the Children, as well as the Parents of the Children and feels there will be no further problems. Should another problem arise, the Residents have been advised to call into the Police for immediate response.

*Secretary/Manager's Report - Kenneth J. Wolf*

Mr. Wolf requested Council consider the Meeting Dates for the Year 2000. Meetings are to be held on the second Wednesday of each month at 8PM, calling attention to March 8<sup>th</sup> being Ash Wednesday and June 14<sup>th</sup> being Flag Day. Mr. Wolf said the Reorganizational Meeting would be on Monday, January 3, 2000 at 7:15 PM, with the Regular Meeting for January immediately following. Council had no problems with the Meeting Dates and would consider this matter under the Agenda. Should Council approve this matter under the Agenda, Mr. Wolf will advertise the Dates in the local paper and will supply a notice to Council.

Mr. Wolf said that he has been approached by Waste Management, who handles the Garbage and Recycling pickup in the Borough. Waste Management would like to change the four-day pickup system to a one day pickup system, which would be Tuesdays, effective February 1, 2000. Mayor questioned if Waste Management would be able to handle the entire Borough in one day. Mr. Wolf said he feels that they would, as they would have more trucks within the Borough and garbage would only be left out curbside one day instead of for four days. Council will consider this matter under the Agenda.

Mr. Wolf reported that Ross/West View Emergency Medical Services Authority has requested Council's approval for an Addendum to continue coverage for Millvale and Reserve Township for the years 2000 through 2005. Mr. Wolf sees no problem with Council approving this Addendum under the Agenda portion.

Question from Mr. Nowark of why this Addendum was necessary, to which Solicitor Baxter responded that it was merely a legality and would not change the Borough's coverage.

*Police Chief's Report - Charles M. Holtgraver*

Chief Holtgraver reported that the Police have been monitoring the Vassar / Stanford Avenue area for speeding violations. To date, 663 vehicles have been monitored over a period of 28 hours, with 11 violations being issued, which equals about 2% of the vehicles. The Police will continue to monitor this situation and will report to Council regarding the findings.

*Fire Chief's Report - Joseph K. Assisi - (Absent) - Written Report submitted to Council.*

*Solicitor's Report - Fred E. Baxter*

Solicitor Baxter had no report for Council.

*Engineer - Dave Gilliland of Glenn Engineering*

Mr. Gilliland said that a written report has been submitted to Council and added that Electric Choice Bids will be received on December 29, 1999 and will be ready for Council's consideration at the January 3, 2000 Regular Meeting.

## REPORTS FROM COMMITTEES

*Finance Report - Joseph J. Nowark*

Mr. Nowark read the Finance Report for the month of November as follows:

Wage Tax collection deposits for the month of November totaled \$76,750.71, less \$751.54, which were refunds to Municipalities and Individuals. The Borough's net proceeds were \$37,999.59. These funds were deposited into the General Fund checking account to help offset Borough expenditures in December.

Our Capital Reserve UDAG CD in the amount of \$279,000 matured on November 10<sup>th</sup> and it earned interest in the amount of \$1,228.30. We purchased a CD on November 19<sup>th</sup> in the amount of \$230,000 for 31 days to earn interest.

Our General Fund CD in the amount of \$350,000 matured on November 4<sup>th</sup> and it earned interest in the amount of \$1,467.12. We purchased a CD on November 4<sup>th</sup> in the amount of \$350,000 for 29 days to earn interest. Our second CD in the amount of \$75,000 matured on November 17<sup>th</sup> and it earned interest in the amount of \$313.45 and reinvested \$75,000 for 30 days to earn interest.

Our Liquid Fuel CD in the amount of \$204,000 matured on November 24<sup>th</sup> and it earned interest in the amount of \$738.92. We purchased a CD on November 24<sup>th</sup> in the amount of \$247,000 for 33 days to earn interest.

Our Building Fund CD in the amount of \$246,000 matured on November 24<sup>th</sup> and it earned interest in the amount of \$891.05. We purchased a CD on November 24<sup>th</sup> in the amount of \$247,000 for 33 days to earn interest.

Real Estate Tax collections for the month of November totaled \$20,354.10. These funds were deposited into the General Fund Checking Account to help offset Borough expenditures in November.

*Property and Purchasing - Barry G. Schell*

Mr. Schell reported on the progress of the Council Chambers Project. The General Construction portion is 30% complete, the Electrical Contraction is 25% complete, and the Casework Construction is 55% complete. All three companies have requested partial payment, which will be considered by Council under the Agenda. The contractors are reporting that the Chambers Project will be completed as per scheduled.



*Public Works - Ronald F. George*

Mr. George reported that Leaf pick up has been completed by the Public Works Department and the Machine has been put away for the season. The Public Works has put out all of the salt boxes and have the spreaders and plows readied for the snow season.

The Christmas decorations are in place and Mr. Wolf will be checking with the Chamber of Commerce about possibly sharing the cost for the purchase of new decorations for next year. Mr. Dave Martin has finished the sewer work for the Borough on Cresson Avenue that was damaged in a storm a few months ago.

Mr. George announced that the Christmas Tree pickup for the Borough will be during the week of January 3, 2000 and January 10, 2000. Residents may place trees curbside, free from all debris.

*Police and Public Safety - John R. Henry - (Absent)*

*Fire and Water - Bernard J. Smith*

Mr. Smith said that Council was provided with a copy of the Fire Chief's Monthly Report for November. The Fire Department answered several valid calls, along with several false alarm calls. The Borough was again very fortunate during the month of November, to which Mr. Smith was thankful.

*Public Relations and Recreation - Mary Kay Bernhard*

Mrs. Bernhard said that Council received a very nice thank you note from the Holy Family Institute, where the extra Halloween Goodie Bags were taken after the Annual Parade. Mrs. Bernhard was appreciative of the note.

## AUDIENCE

Robert Lacher from 808 West View Park Drive addressed Council regarding the spelling of his last name and snow removal from sidewalks of West View Businesses. President Daugherty assured Mr. Lacher that the Public Works Department would notify the Businesses to remove their snow from the sidewalks for Pedestrian's safety. President Daugherty thanked Mr. Lacher for addressing Council.

At this time, Mayor Powell apologized to the Chief, to Council, and to the Audience regarding the Police Chief's monthly report. Mayor did have the report in his paperwork and reported that there were 42 parking tags issued, with 13 by the Police and 29 by the Special Police.

There were 7 non-traffic citations issued, 66 traffic citations issued, and 7 parking citations issued, with a total of 80 Citations issued for the month of November.

## UNFINISHED BUSINESS

Council tabled their consideration of an appointment to the Civil Service Commission until the Year 2000.

## NEW BUSINESS

There was no new business.

## AGENDA

*Motion to read Ordinance #1388 made by Mr. Nowark and seconded by Mrs. Bernhard. Motion approved and ordered.*

President Daugherty read Ordinance #1388, which fixes the Tax Rate for the Year 2000 at 20.4 Mills on each dollar of assessed valuation. *Motion to adopt Ordinance #1388 made by Mr. Nowark and seconded by Mr. Smith. Motion approved and ordered.*

*Motion to read Ordinance #1389 made by Mr. Nowark and seconded by Mr. Smith. Motion approved and ordered.*

President Daugherty read Ordinance #1389, which appropriates specific sums estimated to be required for specific purposes of the Municipal Government hereinafter set forth, during the Year 2000. *Motion to approve Ordinance #1389 made by Mr. Nowark and seconded by Mr. Smith. Motion approved and ordered.*

President Daugherty said that Council has passed the 2000 Budget with no change, with this being the twelfth year with no increase in taxes.

*Motion to read Ordinance #1390 made by Mr. Schell and seconded by Mr. Nowark. Motion approved and ordered.*

President Daugherty read Ordinance #1390, which authorizes the Police Officers of the Borough of West View to arrest persons, with probable cause, for summary offenses authorized by Title 42, Section 8902 of the rules of Criminal procedure of the Commonwealth of Pennsylvania.

*Motion to adopt Ordinance #1390 made by Mr. Schell and seconded by Mr. George. Question on the Motion for Chief Holtgraver if he recommended this Ordinance. Chief Holtgraver found the Ordinance in order and has no problem with its adoption. With no further questions, Motion approved and ordered.*

*Motion to read the Title only of Resolution #1266 made by Mr. Smith and seconded by Mrs. Bernhard. Motion approved and ordered.* President Daugherty read Resolution #1266, which approves and executes paperwork necessary to apply for tax and revenue anticipation notes for the Year 2000 in the total amount of \$300,000 through West View Savings Bank, who submitted the best proposal.

*Motion to approve Resolution #1266 made by Mr. Smith and seconded by Mrs. Bernhard. Motion approved and ordered.*

Council to consider approving the \$310,972.42 payoff of the 1999 Tax Anticipation Loan, which is due on December 27<sup>th</sup>. *Motion to approve the payoff made by Mr. Nowark and seconded by Mr. Schell. Motion approved and ordered.*

Council to consider approving partial payment in the amount of \$22,707 to Southwestern Builders of PA, partial payment to Wyatt, Inc. in the amount of \$66,729.60, and partial payment to Sunrise Commercial Construction in the amount of \$9,648.90. The payments are from the Grant Money for the work that has been completed to date on the Council Chambers Project. Mr. Schell from Property and Purchasing had no problem with recommending the partial payments, contingent upon the receipt of a weekly progress schedule from all three contractors.

*Motion made by Mr. Schell to allow the Borough Manager to make the partial payments, contingent upon the receipt of a weekly work schedule itemizing work to be done during the next four weeks to complete the portion of this Project for the January 3<sup>rd</sup> meeting of Council. Motion seconded by Mr. Smith. Motion approved and ordered.*

Council to consider the change in the garbage pickup schedule for Waste Management. Mr. Wolf recommended Council consider authorizing Waste Management to change the four day pickup schedule to the one day (Tuesday) pickup, beginning February 1, 2000.

*Motion to approve the Waste Management pickup schedule change made by Mr. Nowark and seconded by Mr. Schell. President Daugherty questioned Mr. Wolf on the time that pickup would begin on Tuesdays, to which Mr. Wolf said at 6:00 AM. With no further questions on the Motion, Motion approved and ordered.*

Council to consider the approval of an Addendum to the Ross/West View Emergency Medical Services Authority agreement for emergency response coverage for Reserve Township and Millvale Borough. *Motion to approve this Addendum made by Mr. Smith and seconded by Mr. George. Motion approved and ordered.*

*Motion by Mr. Nowark and seconded by Mrs. Bernhard to approve the Year 2000 Meeting dates for the second Wednesday of each month. Motion approved and ordered. The Meeting dates will be advertised in the paper, along with the Notice for the January 3<sup>rd</sup> Meeting by Mr. Wolf.*

## ANNOUNCEMENTS

There were no Announcements.

## ADJOURNMENT

President Daugherty thanked everyone for attending the Meeting and wished everyone a Merry Christmas. *Motion to adjourn the Meeting at 8:34 PM made by Mr. Schell and seconded by Mr. Smith. Motion approved and ordered.*

APPROVED:

*January 3, 2000*

BOROUGH OF WEST VIEW

BY:

*Kenneth J. Wolf*  
Kenneth J. Wolf  
Secretary/Manager

BY:

*Daniel M. Daugherty*  
Daniel M. Daugherty  
President of Town Council